



# **Warrumbungle Shire Council**

**Council meeting**  
**Thursday, 18 June 2009**

**to be held at the Council Chambers, Coolah**

**commencing at 1.00 pm**

## ***MAYOR***

Councillor Peter Shinton

## ***DEPUTY MAYOR***

Councillor Murray Coe

## ***COUNCILLORS***

Councillor Kerry Campbell

Councillor Tilak Dissanayake

Councillor Ray Lewis

Councillor Mark Powell

Councillor Victor Schmidt

Councillor Ron Sullivan

Councillor Denis Todd

## ***MANAGEMENT TEAM***

Robert Geraghty (General Manager)

Carolyn Upston (Director Corporate Services)

Kevin Tighe (Director Technical Services)

Tony Meppem (Acting Director Environmental Services)

Rebecca Ryan (Director Community Services)

# **WARRUMBUNGLE SHIRE COUNCIL**

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1.00PM**

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Date: 12 June 2009

Cr Peter Shinton  
Mayor  
Warrumbungle Shire Council  
John Street  
COONABARABRAN 2357

Cr Shinton

## **AGENDA**

I submit the following report for Council's consideration at its June meeting. I further attach relevant reports from the Directors to me for the consideration of Council.

**CONFIRMATION OF MINUTES** of the ordinary meeting of Warrumbungle Shire Council held on 21 May 2009

**ADOPTION OF THE RECOMMENDATIONS** of the Traffic Advisory Committee meeting held on 28 May 2009

<b>GENERAL MANAGER'S REPORT</b>	<b>ANNEXURE 1</b>	<b>PAGE 01</b>
<b>CORPORATE SERVICES REPORT</b>	<b>ANNEXURE 2</b>	<b>PAGE 29</b>
<b>TECHNICAL SERVICES REPORT</b>	<b>ANNEXURE 3</b>	<b>PAGE 38</b>
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<b>COMMUNITY SERVICES REPORT</b>	<b>ANNEXURE 5</b>	<b>PAGE 59</b>

.....  
**R J GERAGHTY**  
**GENERAL MANAGER**

### **Presentation**

**1.00pm** Representative from the Far West Academy of Sport  
DPI - representative  
Western Research Institute  
John Irving - fluoridation  
Joy Farrell / representative - fluoridation

Auditors

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## **Matter to be dealt with “in committee”**

In accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is of a kind as referred to in Section 10A(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

The items relate to matters affecting council staff and/or property and commercial in confidence information and are classified CONFIDENTIAL under Section 10A(2)(f) and (c) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:

- (f) matters affecting the security of the council, councillors, council staff or council property
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

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## **GENERAL MANAGER'S REPORT**

## **ANNEXURE 1**

### **1.1 RESCISSION MOTION – POOL OPENING HOURS**

The following rescission motion has been received from Councillor Todd and supported by Councillors Dissanayake and Lewis:

*“That Council not close Binnaway and Baradine Pools on two days of the week.”*

Councillor Todd offers the following comments in support of the rescission motion:

If Council needs to close any baths, shut them all for two days.

Coonabarabran and Dunedoo shut the same days, with this system with the other four be open so people will not be totally denied access to a swimming pool, then shut the four, for two days.

Keeping all baths open will not save very much money in the Budget.

### **General Managers Comments**

This matter has been reported on in the submission to the Draft Management Plan later in the General Manager's section of this business paper.

Very briefly the issues arising from this rescission motion are:

- Overall there is a shortage of casual staff outside Coonabarabran.
- If casual staff can be found the additional cost of operation will be \$18,000.00
- If casual staff cannot be found and permanent staff can be utilized then the cost will be an additional \$35,692.00
- This cost will need to be provided for in the draft budget for 2009/10.
- Without casuals the pools across the Shire may still need to be closed.

The cost impact by pool is

<b>Pool</b>	<b>Casual Available</b>	<b>Casual not available</b>
Baradine	9,000.00	17,846.00
Binnaway	9,000.00	17,846.00
<b>Total</b>	<b>18,000.00</b>	<b>35,692.00</b>

### **RECOMMENDATION**

For Council's consideration.

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## **1.2 FLUORIDATION OF WATER SUPPLIES**

The period of public consultation was concluded on 5 June 2009 with the following statistics of submissions.

### **Opposed to Council Fluoridation Town Water Supplies**

#### *Letters Received from*

Within the Shire	37
Outside the Shire	1

*Petitions Received*                      510 signatures (signatures within and outside shire)

### **Supporting the Fluoridation of Town Water Supplies**

#### *Letters Received from*

Within the Shire	2
Outside the Shire	19

*Petition Received*                      155 signatures (signatures within and outside shire)

Survey report	Presentation to Council Meeting by Western Research Institute
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(A copy of all submissions and the petitions have been separately forwarded for the Councillors' information.)

## **RECOMMENDATION**

That Council now consider this matter.

## **1.3 FLYING OF THE AUSTRALIAN AND ABORIGINAL FLAGS**

The former Coonabarabran Shire Council had a policy for the flying of the flags and that was as follows:

*That the Coonabarabran Shire Council adopt the following policy on flying the Australian Flag and the Aboriginal Flag and this be:*

- i) *The Australian flag will be flown on Anzac Day; Armistice Day and Australia Day.*
- ii) *The Aboriginal flag will only be flown in company with the Australian flag and that it be flown for the working days in Reconciliation Week and NAIDOC Week.*

## **RECOMMENDATION**

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That Council determine if it wishes to adopt the former Coonabarabran Shire Policy for the Warrumbungle Shire Council.

## **1.4 FLYING OF THE ABORIGINAL FLAG**

Council is in receipt of a letter of request from the Coonabarabran Local Aboriginal Land Council as follows:

*We are writing to ask that the Aboriginal Flag be flown at the Warrumbungle Shire Council from 26<sup>th</sup> May up to and including Monday the 8<sup>th</sup> June as this has several significant historical milestones for Indigenous people.*

*This time period includes the 1992 Mabo Decision in the High Court, the 1967 referendum, and Myal Creek Massacre.*

*We also ask that the Aboriginal Flag be flown during NAIDOC Week celebrations.*

### **General Managers Comments**

Council currently flies the Aboriginal Flag in the company of the Australian Flag for the weeks of Reconciliation Week and NAIDOC Week. This request will extend that period by an extra week.

## **RECOMMENDATION**

For Council's consideration.

## **1.5 NOTICE OF MOTION – COMMUNITY GARDEN**

The following Notice of Motion has been received from Councillor Schmidt.

***“That Council investigate its current land holding, with a view to allowing a community garden project to begin on an allotted section of council owned land”.***

This Motion was moved by Councillor Schmidt seconded by Council Lewis at the February Council Meeting. The Motion was withdrawn in favour of the following resolution.

***Resolved (233) that a committee be formed of people interested in the idea of a community garden and that representatives of that committee be invited to address Council.***

A representative of that committee addressed the ordinary March meeting of Council in relation to the concept of a Community Garden in Coonabarabran. The concept would involve using preferably Council or community land for the venture with other assistance eg, waste removal, being requested if and when the venture commenced. It would be run as a committee with membership fees/rent being charged and then used to pay costs such as water.

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Councillor Schmidt now resubmits the motion in the belief that the requirements of resolution 233 have been met and the matter now needs to be finalised by Council. The original supporting information is now set out below.

*I have been approached by a group of individuals for our community regarding a Community Garden. The idea of a community garden is for the benefit of everyone in the community. Regardless of age, creed or colour, people can assist, grow and eat from this project. I have also been in contact with the local Aboriginal health coordinator who has offered their support for the project and has outlined the benefits for our indigenous people.*

*To ensure that ownership remains with the community, it is recommended that the land is council owned.*

*As this is a community project, virtually council would incur no cost and if there were insufficient community interest, the land would remain operational.*

*It should be noted that this is one of a number of projects which would be required for this community to become a Self Sustaining Community, where the community could operate independently of other communities if required.*

## **RECOMMENDATION**

For Council's consideration.

### **1.6 NOTICE OF MOTION – COONABARABRAN SWIMMING POOL**

The following Notice of Motion has been received from Councillor Schmidt.

***“That Council acknowledge the Coonabarabran Swimming Pool committee and will seek funding for the construction of a swimming complex similar to the plans presented to council at its previous meeting”.***

This Notice of Motion was tabled at the February ordinary Meeting of Council. At this meeting the Motion was moved by Councillor Schmidt seconded by Councillor Powell. The Motion was lost. In light of the petition that has been presented to Council Cr Schmidt now asks that this matter be reconsidered. The following information was submitted to support the original notice of motion.

*With the missed opportunity of council seeking funding for a new Aquatic Centre/Pool facility in Coonabarabran, it has come to my notice and possibly the notice of most other councillors, that council's decision in this matter has caused anger amongst its pool users.*

*The 300 strong users of the pool facility have held one meeting where I believe council was condemned for its inaction regarding the funding and its availability. The only project that we had ready and planned was for a new swimming complex. The facility fitted all the criteria of the grant application and it was affordable for Coonabarabran.*



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*The fact that we have missed this funding opportunity lies completely on our shoulders and I, along with all other councillors, acknowledge this. The problem that I can see is that we have deferred our application for the funding, on the idea that we will submit an application for the second round of grants. However these have not been announced, and at this point all we have is a suggestion that this additional funding may be available. There is nothing written or in place to back this possibility and the only tangible thing that we have is the Prime Minister, Kevin Rudd, stating to our Mayor that there will be more funding.*

*The pool users have formed a committee to raise funds and lobby council for a new facility. As we have appeared to let a portion of our community down regarding this missed opportunity, I would like to offer these community members an olive branch. I suggest that we support their actions and assist in finding funding for the new pool facility.*

*The complex would suit all users, draw people and community events and be a benefit for every member of the community regardless of age.*

## **RECOMMENDATION**

For Council's consideration.

### **1.7 POLICIES**

The former Coonabarabran Shire Council had adopted the following policies:

- Rating
- Bank Signatories
- Land and Buildings

It is now appropriate that these policies and procedures be formally endorsed by Council for the Warrumbungle Shire and these policies are reproduced below for Council's consideration.

#### **Rating**

- i) Date of Service  
To serve Rate Notices as required by the Local Government Act.
- ii) Recovery Action  
To take action to recover amounts outstanding after the said last day, excepting where prior arrangements have been made or the debt is known to be irrecoverable.
- iii) Sale of Land for Overdue Rates  
To have sales at irregular intervals, as and when a sufficient number of saleable properties have become eligible to be sold;
- iv) Acceptance of land in lieu of Rates  
To accept the land, where after investigation it appears in Council's interest to do so.

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## **Bank Signatories**

That the authorized signatories to Councils bank accounts be any two of the General Manager, Director of Corporate Services, Rates Clerk, Manager of Finance and Accounting Officer.

## **Land and Buildings**

That Council, in relation to Council owned land and buildings:

- i) Ensure that the asset is adequately insured against fire and extraneous perils;
- ii) Provide on-going maintenance at a level sufficient to ensure the preservation of the property in the asset;
- iii) Encourage the public use of Councils land and buildings wherever appropriate and to provide proper arrangements for the care, control and management of the assets.

## **RECOMMENDATION**

For Council's consideration and endorsement.

### **1.8 BOUNDARY ADJUSTMENT**

Council has had an approach from Mr Peter Carson of Barracombe Mullaley seeking Councils agreement to a small boundary adjustment between Warrumbungle Shire and Gunnedah Shire.

Mr Carson states:

*I'm writing this letter in the hope that I may be able to transfer a small block of land (1,118 sq metres) from Gunnedah Shire to Warrumbungle Shire. The block of land is surrounded by Warrumbungle Shire and the rates are excessive compared to the surrounding land.*

*The block of land is part of a 489 acres paddock my father, mother and myself bought in the 1970's. At that time there was about 11 acres in Gunnedah Shire which my father had transferred to the then Coonabarabran Shire.*

*After he died in 2007 there was a search done and the small block of land come to light, which must have still been in Gunnedah Shire. I've contacted Darrel Campbell from Gunnedah Shire rates department and his in agreement to the transfer.*

*I'm enclosing the relevant documents and hoping to hear from you soon.*

After researching this matter there appears to be two issues arising from this request and they are as follows.

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1. While Mr Carson says his father had arranged the transfer of an area of approximately 11 acres from Gunnedah Shire to Warrumbungle Shire this does not seem to have been formalised. It appears as though the rating of the property has been combined by the Valuer General and the rates raised in Warrumbungle Shire. But a formal boundary adjustment was not done.
  2. Consequently a small area of land 1.118ha has been discovered and rated as Gunnedah Shire while in the middle of land rated by Warrumbungle Shire but which is physically in Gunnedah Shire.

The attached maps show the location and detail of the request and issues arising.

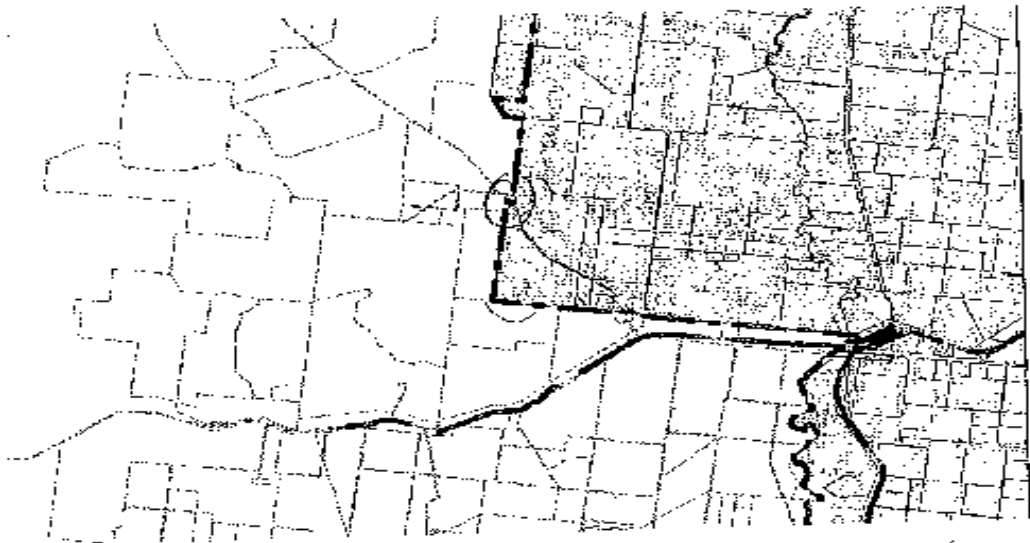
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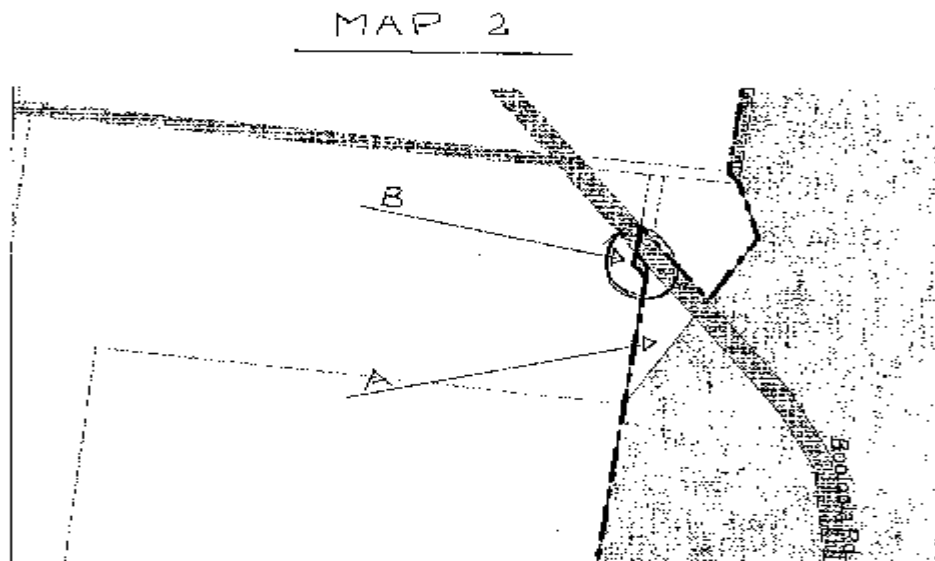
MAP 1



# WARRUMBUNGLE SHIRE COUNCIL

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The area noted as A on plan number 2 is the area in Gunnedah Shire but has been shown by the Valuer General as being in Warrumbungle Shire.

The area shown as B on plan 2 is the area that is the subject of Mr Carson request.

There is what looks like a closed road that will need to be dealt with as well.

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To correct the anomalies it would be best to not only accede to Mr Carson's request but also formalise the Valuer Generals rating actions and transfer the remaining part of lot 195 DP755487.

A boundary adjustment has to be handled under the provisions of Section 218 of the local Government act 1993. In general terms the steps are

1. A property owner may approach Council, as Mr Carson has done, to have a parcel of land transferred from one Council area to another.
2. Warrumbungle Shire must be resolution agree to the request.
3. The Gunnedah Shire must agree to the proposal for the transfer.
4. Should Gunnedah agree with the proposal then an application to the Department of Local Government and Boundaries Commission can be made and the transfer is straightforward.
5. If Gunnedah Shire does not agree then the matter will have to be dealt with by the Boundaries Commission with a formal hearing.

The first step is to formally resolve to agree to Mr Carson's request and then seek the agreement of Gunnedah Shire to the proposal.

## **RECOMMENDATION**

That the Warrumbungle Shire Council agree to the transfer to Lot 3 DP 251071 (1.118ha) and Part Lot 195 DP 755487 (?ha) from Gunnedah Shire Council Local Government area to Warrumbungle Shire Council Local Government area.

Further that if Gunnedah Shire Council agrees to the proposal then a formal proposal be lodged with the Department of Local Government for the transfer to be completed.

## **1.9 SUBMISSIONS FOR THE DRAFT MANAGEMENT PLAN**

The Draft Management Plan has been advertised with submissions being received up until close of business 15<sup>th</sup> June 2009. In the meantime the following submissions have been received and any further submissions will be presented to Councillors prior to the Council meeting.

In considering these submissions I wish to reiterate that Council should have a balanced budget for the year 2009/10.

- 1 Binnaway Progress Association
- 2 Warrumbungle Shire General Manager
- 3 Coonabarabran Swimming Club
- 4 Cr Denis Todd – Swimming Pool Charges
- 5 Cr Denis Todd – Swimming Pool Opening Hours
- 6 Petitioners Yearinan Station Road
- 7 Council Resolution 391/08
- 8 Coonabarabran VRA Shed

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- 9 Coonabarabran Public School
  - 10 Director of Technical Services – Private Works
  - 11 Director of Technical Services – Off Road Cycleway Facility in Coolah
  - 12 Director of Community Services – Bowen Oval
  - 13 Binnaway Progress Association

## **1) BINNAWAY PROGRESS ASSOCIATION – STRATEGIC PLAN**

Council has received a letter from the Binnaway Progress Association expressing the need for the Warrumbungle Shire Council to develop a Strategic Plan to ensure an equitable consideration and distribution of funds.

*Binnaway Progress Association Inc writes this letter in reference to the issue of a strategic plan to be developed for the Warrumbungle Shire. In light of a recent submission to council that funding be sought to provide a sewerage system to our town, was not given due consideration, it has alerted the Progress Association for the dire and urgent need for such a strategic plan to exist.*

*At the moment council seems to run an ad hoc operation where funding is allocated without a fair and justifiable plan. Binnaway Progress is doubtful if any of our submissions will be given due consideration as they can be easily dismissed and never see the light of day.*

*If a strategic plan was formulated it would ensure a logical and planned use of shire revenue and indicate to the public that council is serious and responsible in their deliberations. A Strategic plan represents sound business sense and is a great public relations tool. Communities need and want to know that somewhere in the scheme of things their projects will come to fruition.*

*Progress would also like to remind the Councillors elected, that they represent the whole shire and not individual towns or locations. Decisions made should be based upon development and improvement across the shire. A strategic plan would ensure that all communities receive a fair go and not just those considered the more socially or economically desirable.*

*Progress would like this matter raised at the next council meeting and then to be informed of the response to this matter and action to be taken.*

## **General Managers Comments**

Council is required by recent Legislation to develop an integrated planning and reporting programme. The guidelines are in draft form and out for comment. Also there are workshops across NSW currently being held, unfortunately all these workshops conflict with Council meetings and functions. From this will come guidelines that Council will need to comply with. It is expected that a full planning process will be in place by 2012. One issue that will inevitably arise is when such a long term strategic planning process is

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in place what ability does a new Council have to change the direction of Council if it believes the past decisions are not reflective of the general communities desires.

Council will need to allocate significant new resources to the development and reporting associated with these new legislative requirements.

It is worth noting that the recent community meetings surrounding the services delivered and rates raised will fit into part of that consultation programme.

## **RECOMMENDATION**

For Council's consideration.

### **2) GENERAL MANAGER - WASTE MANAGEMENT CHARGES**

I have been reviewing the rates and charges and note what appears to be an anomaly on page 258 of the Draft Management Plan and relating to **Non Domestic Charges**. There are two charges, they are as follows and relate to special charges:

**Domestic Waste** - this is the charge for non business properties and is for one weekly **big bin** pick up and a once a week **blue bin** pick up.

The charges are:

<b>North</b>	<b>\$263.80</b>
<b>South</b>	<b>\$349.50</b>

The difference with the charges relate to the cost of the private contractor when he was engaged to provide the **big bin** pick up **south** - the differential was agreed to to show the estimated difference of delivering the service in house (council staff and equipment) and engaging the contractor for the southern end.

**Business** - this has two charges one relating to the big bin pick up and the second relating to a commercial recycling charge which is different to the blue bin pick up.

**Non Domestic Waste** - this is the charge for picking up the equivalent big bin service to businesses. The charges are:

<b>North</b>	<b>\$235.55</b>
<b>South</b>	<b>\$238.65</b>

In this charge area there is very little difference in the north and south charge - there should be some difference to reflect the above mentioned contract premium in domestic waste.

**Non Domestic Recycling** - this is a recycling charge and is for one weekly pick up. If a business wants more than a pick up once a week then they pay an additional charge for each extra weekly pick up desired. The charges are:



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<b>North</b>	<b>\$230.50</b>
<b>South</b>	<b>\$230.50</b>

This would seem to be a reasonable comparison between North and South as Council's day labour staff deliver the service.

I wish to make a submission to the draft management plan that the non domestic waste charge should show a difference that is comparable to the domestic waste charge for north and south. As such the non domestic waste charge south should be increased. The differential is currently \$87.50 and an adjustment may be best achieved over two years. That is, the 2009/10 non domestic waste charge south be \$281.65 and in 2010/11 the non domestic waste charge south will show a difference equal to that of the domestic waste charge north and south with that differential reflected each year thereafter. Such a change will raise an additional \$8,339.57 in 2009/10.

## **RECOMMENDATION**

For Council's consideration and if approved the Draft Management Plan be amended to show the following charges for Domestic and Non-Domestic Waste Charges for the Warrumbungle Shire Council.

	<b>Northern</b>	<b>Southern</b>	<b>Shire</b>
<b>Service Type</b>	<b>Charge \$</b>	<b>Charge \$</b>	<b>Charge \$</b>
Domestic Waste	263.80	349.50	
Non Domestic	235.55	281.65	
Domestic Waste Vacant	69.70	69.70	
Non Domestic (Recycling)	230.50	230.50	
Domestic Waste Rural Access Charge (Occupied land)			127.85
Domestic Waste Rural Non Occupied Access Charge			60.00

## **3) COONABARABRAN SWIMMING POOL**

Council has received a letter from Paul Nies, Chairman of the newly formed Pool Committee along with a petition containing the signatures of 870 residents expressing their interest in the upgrade of the Coonabarabran Swimming Pool to a 50 metre heated competition pool facility.

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*A Committee was formed on the 20<sup>th</sup> January as a result of the Council's rejection of the proposal presented by your staff on 18<sup>th</sup> December 2008. Item 2 page 15 of the business paper.*

*"To upgrade the current 33m pool in Coonabarabran into a 50m heated competition pool facility"*

*Disappointment in this decision was widespread and 870 signatures appear on the petition supporting the committee's request that council review this at the next opportunity of funding availability.*

*The benefits to be gained by the Shire of such a facility are many; from hosting swimming competitions, aqua therapy for our increasing elderly population, assisting the disabled, post operative exercise programmes as well as giving our many competent young swimmers the opportunity to train in a pool of the size they meet when swimming in state competitions.*

*The pools in the Shire are all in need of some repair. It would be wiser to invest in a facility to meet the demands of this century than spend money on old structures.*

*As Chairman of the committee, I present this petition on it's behalf to be considered by all elected Councillors.*

Along with the covering letter and petition from Mr Nies Council has received several letters of support for a new heated 50metre pool. Copies of all have been sent to Councillors under separate cover.

## **RECOMMENDATION**

For Council's consideration.

### **4) SMIMMING POOLS CHARGES**

The following Submission has been submitted by Councillor Todd:

*That Council reverse its decision to charge season tickets to only four (4) members of a family, but be issued to all members of a family regardless of the number of family members.*

*There are quite a number of large families in the Shire. The profit from charging the new fee will make very little difference to the budget outcome.*

*It is my opinion that we would get better patronage to the baths if we did not charge at all.*

*If this was the case we may have to change the hours of opening.  
A tag system displaying family members' names be issued.*

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## **General Managers Comments**

The following comments have been prepared by the Acting Director of Environmental Services and his staff.

There are a number of issues that this motion does not take into consideration. They are listed in short below and have been addressed in various reports to Council previously:

### **ISSUES TO CONSIDER FOR SEASON TICKET PRICING**

1. There are a substantial number of cases where what amounts to abuse is occurring with season tickets.
2. Should a family of three pay the same as a family of eleven?
3. What other activity can a child partake in for \$20 for 5 months?
4. A family does not have to buy a season ticket. Season tickets were designed to ensure savings on casual entry for frequent users.
5. Season tickets represent an average of 75% of pool gate takings.
6. An individual pays \$70. If no additional children are paid for then a family of 11 pays \$180.
7. The price of this year's season ticket for a family of 4 was calculated on 2 individual tickets and 2 additional children at \$20 each.

### **ISSUES TO CONSIDER IF NOT CHARGING POOL ENTRY**

1. The pool running expenses are already significantly subsidised by Council. Not all rate payers use the pool and a small entry fee of \$2 a swim for users is not a significant contribution for the maintenance of this asset.
2. Any income received from the pools can be seen as an offset in funding badly needed capital works programs at the pools to increase user enjoyment and maintain or improve the facilities. This capital works program would otherwise be funded by Council.
3. Council held three entry free days last season in an attempt to attract new users. (First day of season, New Year's Day and Australia Day). Only an extremely small number of people took advantage of this. The first day of season was used by people who had not yet bought season tickets and the public holidays were used mostly by people visiting the shire. Most of the pool users within the shire hold season tickets.
4. Would regular users prefer free entry or more upgrades to the facility if given a choice. Charging entry ensures the longevity of our shire pools.
6. Once abolished, it would be very difficult to re-introduce entry fees.
7. No neighbouring Councils provide free entry.

### **SEASON TICKET TAGS**

A number of options have been considered for the tags. To keep costs down numbered tags have been used previously. Existing tags cost around \$300 for the Shire. The use of alternative tags can be investigated but would require a budget allocation to be implemented.

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## **General Manager's Further Comments**

The costs associated with this proposal would be as follows

Pool	Change Season Tickets	Have no Fees
Baradine	950.00	9,500.00
Binnaway	950.00	9,500.00
Coonabarabran	2,800.00	28,000.00
Coolah	1,700.00	17,000.00
Dunedoo	1,600.00	16,000.00
Mendooran	600.00	6,000.00
<b>Total</b>	<b>8,600.00</b>	<b>86,000.00</b>

## **RECOMMENDATION**

For Council's consideration.

### **5) SWIMMING POOLS OPENING HOURS**

The following Submission has been submitted by Councillor Todd, this submission may be followed by a rescission motion to the ordinary agenda:

*That Council not close Binnaway and Baradine Pools on two days of the week.*

*If Council needs to close any baths, shut them all for two days.*

*Coonabarabran and Dunedoo shut the same days, with this system with the other four be open so people will not be totally denied access to a swimming pool, then shut the four, for two days.*

*Keeping all baths open will not save very much money in the Budget.*

*Investigate ways of increasing patronage (we should be talking to the baths manager at Glen Innes.)*

## **General Managers Comments**

The following comments have been prepared by the Director of Environmental Services and his staff.

## **ISSUES TO CONSIDER WITH ATTEMPTING UNIFORMITY OF OPENING HOURS**

1. Last year all pools were open 7 days a week and for the same hours. The result was a lot of hours at Mendooran, Binnaway, Baradine with no one in the pool. In March, Coolah Dunedoo and Coonabarabran also noted significant decline in attendance and reduced the opening hours.

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2. In order for funds not to be wasted, operating hours need to suit the particular demands and usage of each community.
3. The ability to obtain staff for each of the pools, the payment of travel and time, and the reliability of casuals vary greatly between the pools. Last season staffing was very difficult. The pool lifeguard is a responsible position and difficult to recruit. Two of our university students will not be returning this year and our volunteer lifeguards are not prepared to perform the same number of hours as last season or travel to the same extent.
  - Coolah, Mendooran and Dunedoo had permanent casuals available for the whole season who lived within the town. These pools were able to be adequately staffed all season without use of overtime or without compromising the staff award and requested time off or illness.
  - Baradine had a permanent casual for most of the season who lived within the town however gained full time employment towards the end of season and was difficult to replace. One day the pool was unable to open due to no available staff member.
  - Binnaway was staffed by casuals from Coonabarabran all season. It was a constant difficulty to staff and was only opened by prevailing upon two individuals who had originally volunteered for the Coonabarabran swimming club. These two are not available this season.
  - Coonabarabran pool staffing was significantly disrupted last season due to the difficulties in staffing the other two northern pools.
4. Last year an extensive recruiting campaign including a Council subsidised lifeguard program was run to attract more staff. Although this program was successful in terms of the swimming clubs and three volunteers we were unable to gain any casuals in the northern end where they are desperately needed.
5. The pool hours put forward for Baradine and Binnaway have necessarily taken into account available staff. The pool hours on exhibition have included the possibility of 7 days opening during school holidays (when the uni students come back) but only if able to be staffed.
6. The opening days and hours during school term were determined by the usage of school groups and the gentle exercise rehabilitation users. These groups are the only day users prior 3pm when school finishes. The suggested opening hours of each of the pools is to accommodate the number of these groups and their allotted times.
7. This year the Council subsidised lifeguard program will be run again as well as a greater kiosk retainer in the hopes a casual lifeguard/kiosk operator could be attained for each pool. This would alleviate staffing issues and assist staff on duty.
8. The allocation of budget to staff pools without swimmers is inefficient and a waste of resources that could be spent elsewhere.
9. It is not reasonable to close a high patronage pool because a low patronage pool is closed.
10. The Binnaway pool did not having a swimming club last year and only one school user.
11. In the 2008/9 season the Coonabarabran pool had the highest patronage, closely followed by Coolah (with highest number of swimming club members) and Dunedoo (significant casual swimmers) the Baradine, Mendooran and Binnaway.

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12. The rationale behind closing a low patronage pool one or two days a week is to intensify the use on the days it is open. Pools with swimmers, attract other swimmers. There were multiple shifts per week at Binnaway where 0 - 3 swimmers were recorded. The varying opening hours this year are about creating a sustainable system so that all pools can stay open as efficiently as possible, can be staffed, and the opening hours determined the most practical manner - by patronage.
13. Staff cannot be worked 7 days in a row or consistently work significant hours of overtime in a lifeguard position. That sort of practice has award and safety implications. If a drowning occurs at the pool Council does not want to be in a position where the staff member was on their 60th hour of shift for that week.

## **INVESTIGATING WAYS TO INCREASE PATRONAGE**

1. Family Promotional Days were run in the 2008/9 season in addition to the following:
  - Coolah Pool held the Australia Day celebrations, a swimming coach training seminar and a Bushfire Appeal at the pool.
  - Coonabarabran Pool ran the November Swim & Win Program
  - Mendooran Pool ran a blue light disco in conjunction with the Mendooran Swimming Club and Police and held the Australia Day function at the pool.
  - Swimming Club events were held at the Baradine, Coonabarabran, Coolah, Dunedoo and Mendooran Pools.
2. All pools are available for function hire but this use is compromised by the premises being an alcohol free zone.
3. Programs run at the pool are also reliant on staffing availability and community organisers and volunteers. A lifeguard cannot watch the pool and run an activity simultaneously.
4. Special equipment such as slippery slides, blow-up octopus etc have been investigated for school holiday season but require a substantial budget allocation from Council.
5. Other small equipment such as noodles, pool ponies etc would be of assistance if available for use at the pool. These items generally only last one - two seasons. Again they would require a budget allocation.
6. Heating of the pools and the use of solar blankets to extend the quality of the season would be of benefit to patronage in March in particular when the novelty of swimming has worn off and the overnight ambient temperatures drop the water temperature significantly.

## **APPROXIMATE COSTING OF ADDITIONAL OPENING HOURS**

1. If casual staff are unavailable then any additional hours above 38 rostered hours will be paid as overtime. The exhibited Baradine & Binnaway pool hours are able to be manned by one pool superintendent within their 38 hour week with provision for maintenance time.
2. In the current proposed budget, \$9,000 each for Baradine & Binnaway pools was allocated in the budget for a casual staff member to open the pool (excluding lap swim) the additional 2 days per week during school holidays if available.

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3. For these days to be staffed as overtime the cost to Council per pool would be as follows:  
308 hours (7 hour shift with 1.5 hours open, close, cleaning) per day. \$14,568 in wages \$3,278 in oncost = total \$17,846
  4. The main problem with the limited number of staff available in the Shire is what happens if a staff member is sick, wants a weekend off, or has a personal emergency etc. The core hours in this case will be unable to be staffed, before even the additional ones.

## **General Managers Further Comments**

The cost impact of the above is

Pool	Casual Available	Casual not available
Baradine	9,000.00	17,846.00
Binnaway	9,000.00	17,846.00
<b>Total</b>	<b>18,000.00</b>	<b>35,692.00</b>

**Council should also be aware that it may simply not be able to get casual staff to staff all pools and have to close some or all anyway. Using full time staff 7 days per week is against the award.**

## **RECOMMENDATION**

For Council's determination.

## **6) PETITION – YEARINAN STATION ROAD**

Council has received a petition from Mr Jim Peters and signed by 26 residents who are wishing Council to tar seal the Yearinan Station Road from the Baradine Road through Yearinan Village to the railway line crossing – a distance of approximately one (1) kilometre.

## **RECOMMENDATION**

For Council's determination.

## **7) MOW ROCK AND LOUGHLAN'S GULLY CAUSEWAYS**

**The following Resolution was determined at the May Council meeting:**

*That consideration of an amount of \$10,000 being included in the 2009/2010 budget for investigation of the structure required at the Mow Rock causeway be referred for further discussion at the final budget deliberations.*

## **RECOMMENDATION**

For Council's consideration.

## **8) COONABARABRAN VRA SHED**

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The following submission has been received from Councillor Sullivan.

*That the Warrumbungle Shire Council put \$20,000 in its budget to assist the VRA organisation with its plan to voluntarily build a new shed for their operation.*

## **General Managers Comments**

Council in its 2007/08 budget provided an amount of \$30,000 towards the Coonabarabran VRA to apply for a grant, also an amount of \$55,000 has been provided under the RLCIP funding.

## **RECOMMENDATION**

For Council's consideration.

### **9) COONABARABRAN PUBLIC SCHOOL – MOORAMBILLA CHILDREN'S CHOIR**

Council is in receipt of a letter dated 1<sup>st</sup> June 2009 from the Coonabarabran Public School requesting support for the Moorambilla Children's Choir.

*We are writing on behalf of our school students who have been selected on their own merits to take part in the Moorambilla Children's Choir. This is an annual and unique opportunity for the children of the Western Region to participate in activities which develop their choral, musical, and social talents, under the leadership of Artistic Director, former Coonamble girl, Michelle Leonard.*

*You may be aware that participation in the Choir involves two, five day live in camps to be held at Camp Cypress in August and September. A final rehearsal/concert at the Baradine Hall is planned for Friday evening 25<sup>th</sup> September. Concerts will take place in Coonamble on Saturday 26<sup>th</sup>. Several professional musicians attend, to give their time to tutor and work with the Children. Many other people, including parents and teachers, voluntarily provide all other assistance and support.*

*The cost per child is \$500. The bulk of this pays for the accommodation and food at Camp Cypress. We understand that in the past, council has contributed \$50 per child throughout our Shire. Our present appeal is for our own students. Eighteen places were offered, about ten students are hoping to accept. The Moorambilla Committee based in Sydney, works hard to organise corporate sponsorships – the Committee also encourages local fundraising and support. Very few families are able to provide the full \$500 cost. When filling in application forms, families are asked to make a \$50 deposit, then pay what they can and try to organize fundraising. As you would appreciate, every donation is a great help.*

*Thank you for your consideration of our request.*

## **RECOMMENDATION**

For Council's consideration.



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## **10) PRIVATE WORKS**

The Director of Technical Services has been reviewing the Private Works components of the Management Plan and has now submitted the following changes for consideration. There is concern that the Management Plan as it is exhibited may cause some misunderstandings as it relates to private works:

Page 268 have the section under “Private Works” replaced with the following which replaces the previous subheadings of:

- Types of Work Approved by Council
- Type of Work not Approved by Council and;
- Basis of Production Quotation.

It also links the Annual Operation Plan (AOP) with the policy adopted by Council on 20<sup>th</sup> March 2008 under the section Operational 2.4. The statement below does not restate Councils policy for Private Works but imbeds the intent in the AOP.

## **PRIVATE WORKS**

In accordance with Section 67 of the Local Government Act 1993, Council may, by agreement with the owner or occupier of any private land, carry out on the land any kind of work that may lawfully be carried out on the land including the following types of work;

- Paving and roadmaking
- Kerbing and guttering
- Fencing and ditching
- Tree planting and tree maintenance
- Grass planting and maintenance
- Waste collection
- Demolition and excavation
- Land clearing and tree felling
- Water, sewerage and drainage connections

## **PRIVATE WORKS POLICY**

The procedure for undertaking private works and recovering costs are set out in Council’s Policy on Private Works. Under this policy private works are categorised into either external private works or internal private works. The procedures for internal private works relate to staff members and they are different to procedures for external private works

For external private works, Council will send an invoice to clients when payment is not received up front. Payment up front is required for minor works less than \$150(excl GST) in value.

## **PRIVATE WORKS PRICING**

The determination of an invoice amount for Private Works listed above will be based on the following pricing factors;

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1. Labour at direct cost plus oncost and overheads at a combined rate of 62%
2. Stores at direct cost plus overhead rate of 15%
3. Creditors at direct cost including freight plus overhead rate of 15%
4. Plant cost in accordance with 'Private Plant Hire Rates Schedule' and associated conditions on page 302 of the AOP.
5. Administration charge in accordance with the following schedule;
  - i. 10% on projects between the values \$0 - \$500 (excl GST)
  - ii. 7.5% on project between the values \$500 - \$2,000 (excl GST)
  - iii. 5.0% on projects exceeding \$2,000 (excl GST) in value.

Additionally at the end of the AOP Draft the following is added to allow the separation between internal and external private works. This will appear of page 302 of the AOP.

## **Private Plant Hire Rates**

Council will hire out the following items of plant subject to the following conditions and pricing factors

1. Hire of plant is subject to Council's policy on Private Works
2. Hire of plant is subject to suitability of application and availability. Council has absolute discretion in relation to hiring of plant items.
3. Plant must be hired with a Council Operator who has been assessed as competent to operate the plant item. **No plant item will be hired without a Council operator.**
4. The charge out rate will be based on the rates listed in the table below and the following pricing factors:
  - a. Operator at direct cost plus oncost and overhead charges at a combined rate of 62%
  - b. Administration charge of 2.0% on the hourly plant hire rate listed in the table below:

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<b>Plant Type</b>	<b>2009/2010 Hourly Plant Hire Rates (Excl. GST)</b>
BACKHOE	68.97
BOBCAT	70.58
POST HOLE DIGGER	23.44
COMPRESSOR & TOOL	45.00
CAT COMPACTOR	110.00
EXCAVATOR	101.63
FRONT END LOADER	75.95
FUEL TRAILER	3.85
FORKLIFT	10.91
GRADERS	89.05
KERBMAKER	15.84
LIGHT MOTOR VEHICLE	10.50
LIGHT MOTOR VEHICLES LEASED	9.37
MOWERS OUTFRONT	55.86
MOWERS RIDE ON	45.00
MINOR PLANT (SMALL)	8.84
MINOR PLANT (LARGE)	9.75
ROADBROOM	38.14
ROAD ROLLERS	56.90
ROLLERS WICKET	22.43
SLASHERS	14.00
STREET SWEEPER	85.00
TRACTORS	37.20
TRAILER DEAN	24.80
TRAILER LIGHT	24.80
TRENCHER (Ditch Witch)	44.87
TIPPER TRUCK GVM <8t	30.29
TIPPER TRUCK GVM 8 – 10t	31.14
TIPPER TRUCK GVM > 20t	58.58
LOW LOADER	144.62
TRUCK MAINTENANCE (Patching)	95.00
TRUCK GARBAGE	64.26
TRUCKS WATER CART	50.52
WELDERS	14.96
<b>COMBINATIONS</b>	
TRACTOR / SLASHER	51.20
TRACTOR / POST HOLE DIGGER	60.64

## **RECOMMENDATION**

For Council's consideration.

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## **11) OFF ROAD CYCLEWAY FACILITY IN COOLAH**

### **Background**

The Coolah Progress Association submitted a cycleway proposal in mid 2008 and Council then submitted a funding proposal to the RTA on the 11 November 2008. The proposed route commences at the intersection of Binnia Street and Cunningham Street, then along Cassilis Road to the bridge, under the bridge and then along the river bank to Queensborough Street. The overall length is around 2km. The application to the RTA is for stage 1 of the project which is for a 350m section from Binnia Street towards Cassilis Road.

Advice has been received from the RTA that Council's funding application for 2009/10 is successful. The application is based on 50 / 50 matching contribution and Council's contribution was based on a financial commitment and an in kind commitment from the Coolah Progress Association.

Council's financial commitment is not included in the draft management plan and Council is now being asked to fund the project in 2009/10.

### **Issues**

Council has commenced the investigation process for the cycleway which to date has included survey and design. There are expected to be some land acquisition issues in the first stage of the project, however, until the design is completed these cannot be quantified.

The method of construction is still to be determined, with the Progress Association preferring to construct the base first and place concrete during a later stage in the project. This approach however, will increase the maintenance requirement for Coolah Streets.

### **Options**

Council has discretion in relation to funding it's contribution to the cycleway project. Council may wish to reallocate funding to the cycleway from projects currently listed in the draft management plan.

### **Financial Considerations**

The funding proposal submitted and now approved by the RTA is as follows:

Council Contribution	\$22,000
RTA Contribution	\$40,000
Coolah Progress Association	\$18,000
<b><i>TOTAL (STAGE 1)</i></b>	<b><i>\$80,000</i></b>

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The projects listed in the draft management plan for Coolah streets are as follows;

- |                                       |            |
|---------------------------------------|------------|
| • Booyamurra Street drainage          | - \$10,000 |
| • Three street bins for Binnia Street | - \$6,000  |
| • Streetlight                         | - \$3,500  |
| • Binnia Street upgrade               | - \$50,000 |
| • Street trees                        | - \$1,000  |
| • Shrubs and annuals                  | - \$1,045  |
| • Black Stump rest area fence         | - \$500    |

## **RECOMMENDATION**

That the following modifications are made to the management plan proposed for 2009/10

- Delete the allocation of \$10,000 for Booyamurra Street drainage
- Reduce to allocation to Binnia Street upgrade by \$12,000 to \$38,000.
- Add the Coolah Cycleway Project to the management plan with a funding allocation of \$22,000.

## **12) BOWEN OVAL**

The Director of Community Services has made the following submission.

Two meetings with the small working group involved with the RLCIP Bowen Oval Grandstand refurbishment project have been held. Due to some concerns raised about the integrity of the concrete joins at the top of the front steps, the services of a Structural Engineer, Mr Phil Hutchison from North West Projects in Gunnedah to give an appraisal have been utilised.

In summary; there are significant cracks in the external brickwork at both of the front corners, and cracking and spalling of supporting brickwork; below entry apron at top of stairs adjacent to canteen windows.

The most likely causes are; poor design of support and connections of steel roof and grandstand floor structure to foundations, lack of structural bracing and undersize brick lintels above openings.

The recommended action plan is given on the basis that the failures in the building as displayed are of significant structural nature and should be addressed in the short term.

The suggested steps include;

1. Provide 4 new steel support columns and dowelled into existing footings; 2 at front of both corners of building adjacent to amenity entry, the top of these columns to be plated, fixed to the concrete deck and welded to the existing main column base plate and 2 under the stair apron at each corner
2. Provide structural lateral bracing from new front corner columns to existing rear steel columns
3. Replace existing lintels with an upgraded standard lintel
4. Repair brick mortar where required

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It is appreciated that all of Council's Grandstands are old and for all intents and purposes will remain standing for many more years.

The cost to the refurbishment plans being completed is funded from the RLCIP allocation amounts to \$ 46,250. This is a very tight budget. The proposed concrete path and front veranda have already been short listed as not being completed in an effort to make sure the project comes within the funding provided. Therefore any plans to rectify these building issues within the scope of works for the refurbishment and extensions would be an additional cost.

The engineers report was provided to the builder and working group members and a quote of \$4,000 (GST exc) has been received to incorporate all of the recommendations into the current project. To undertake the recommendations as a separate job would cost at least \$10,000.

Council is being requested to provide an extra\$4,000 for the Bowen Oval Grandstand when reviewing submissions made to the Draft 2009/2010 Budget.

## **RECOMMENDATION**

For Council's consideration.

### **13) BINNAWAY PROGRESS ASSOCIATION**

The Binnaway Progress Association has made the following submission to the Draft Management Plan

#### **Questions:**

- i) It is stated in the adjusted budget 2008/2009 that the toilets in the River Park at Binnaway have an operating expenditure of \$10,000, please elaborate as the toilets are maintained by volunteers. (Page 226)  
*Staff Comments – Estimated on advice of what was expected to be needed – may be able to be reduced.*
- ii) Re - Ulindah Creek Bridge has an expenditure of \$814,864 for 2008/2009. Does this cover the entire cost or are the approaches separate? (Page 219)  
*Staff Comments – This is the full cost.*
- iii) Street Trees Binnaway have an expenditure of \$7,000 for 2008/2009. Please elaborate. (Page 225)  
*Staff Comments – This is for maintenance – Removal of dead trees, lopping of trees, wages etc*
- iv) Adjusted Budget 2008/2009 pool expenditure for Binnaway is \$92,090. In 2009/2010 our pool will be closed for 2 days and have reduced hours, but the draft budget is \$98,624. Please explain. (Page 231)

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*Staff Comments – Electricity costs have gone up 20%, Life Guard Training \$2,000, Plant up \$3,000 - \$4,000 – (Plant running costs, Vacuum repairs and Maintenance)*

- v) Is the Binnaway Library to remain open, as it has been included in the projected/draft budgets for the next 3 years. (Page 235)  
*Staff Comments – Council has given 12 months to resolve an outcome - the allocation may not be needed in future years depending on whether a deposit station or mobile service is provided and what costs.*
- vi) A expenditure item of \$1,596 for Binnaway Tennis courts – what is this? (Page 235)  
*Staff Comments – Rates and building insurance costs as per new Council Resolution and Agreement with all Tennis Clubs.*
- vii) Will swimming Clubs have to pay for use of pools in 2009/2010? (Page 287)  
*Staff Comments – Yes. The choices for Clubs are on Page 287 and are options 1,2 or 3.*
- viii) Why does Coonabarabran have the cheapest water charges? (Page 266)  
*Staff Comments – Coonabarabran has the largest population.*
- ix) How much are rates set to increase in 2009/2010? (Page 257)  
*Staff Comments – General fund rates basically increased by 3.681%*
- x) Why is the new Council chambers of \$3,000,000 for 2010/2011 budget not included in the principal activities section?(Page 211 in the budget)  
*Staff Comments – At this stage estimates are still being gathered.*
- xi) Why do we need new council chambers in Coonabarabran when Coolah has offices that could be renovated for a much cheaper cost?  
*Staff Comments – Council determined that the main office would be at Coonabarabran and the bulk of administrative work is required to be located at Coonabarabran.*
- xii) Why is the budget so difficult to read?  
*Staff Comments – Difficulty not known*
- xiii) Why isn't an overview of total income and expenditure included?  
*Staff Comments – Time does not allow for a generalized summary to be done.*
- xiv) Please indicate where council employee wages are included.  
*Staff Comments – Staff wages and salaries are included within each job cost area and have never been separated.*

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- xv) *The copy of the Draft management plan that was used for this submission was missing many page numbers, which made it difficult for referencing.  
Staff Comments – Noted.*

## **RECOMMENDATION**

For Council's consideration.

### **1.10 BARADINE PROGRESS ASSOCIATION – ACQUISITION OF LAND**

Council has received a letter from the Baradine Progress Association in relation to the acquisition of land from Forests NSW for the Baradine retirement housing.

The letter is as follows:

*With regard to the acquisition of Forests New South Wales land for retirement housing at Baradine.*

*As you are aware a section of FNSW land at Baradine was being acquired by the Progress Association for the development of self contained retirement units.*

*Initially the transfer and tenure of this land was to be under a perpetual lease. However, FNSW have decided to rationalize their land holdings across the state and would now prefer to transfer this land as freehold.*

*FNSW have suggested the simplest way to do this would be for the Shire to move to compulsorily acquire the area in accordance with the Land Acquisition Act 1991. The land could then be transferred to the Progress Association when required. As this is for community benefit FNSW has suggested they would waive any claim for compensation.*

*FNSW have also offered to prepare the submission to the Minister seeking approval for the proposal and assist with the Gazette notice.*

*All survey and transfer costs will be paid by the Progress Association.*

## **RECOMMENDATION**

For Council's consideration.

.....  
**R J GERAGHTY**  
**GENERAL MANAGER**



# **WARRUMBUNGLE SHIRE COUNCIL**

**ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL TO BE HELD AT  
THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 18 JUNE 2009 COMMENCING AT  
1.00PM**

**PAGE 29**

Mr R J Geraghty  
General Manager  
Warrumbungle Shire Council  
John Street  
COONABARABRAN 2357

Dear Sir

## **DIRECTOR OF CORPORATE SERVICES**

## **ANNEXURE 2**

### **2.1 DUE BY THE BANK TO THE FOLLOWING FUNDS AS AT 31 MAY 2009**

<b>GENERAL FUND</b>	<b>BANK</b>	<b>RESTRICTED</b>	<b>BALANCE</b>
General Fund Bank Balance	\$ 12,920,772.01	\$ 1,408,000.00	\$ 7,032,772.01
Future Capital Upgrading		\$ 2,520,000.00	
Employees Leave Liability		\$ 770,000.00	
External Grants for Specific Projects		\$ 980,000.00	
Development Sec 94 & 64 Contb'ns		\$ 210,000.00	
<b>TOTALS</b>	<b>\$ 12,920,772.01</b>	<b>\$ 5,888,000.00</b>	<b>\$ 7,032,772.01</b>
<b>WATER FUNDS</b>	<b>BANK</b>	<b>RESTRICTED</b>	<b>BALANCE</b>
Baradine Water Bank	\$ 14,348.96		\$ 14,348.96
Binnaway Water Bank	\$ 476,777.28	\$ -	\$ 476,777.28
Coonabarabran Water Bank	\$ 1,452,188.65	\$ 179,230.45	\$ 1,272,958.20
Coolah Water	\$ 109,770.91		\$ 109,770.91
<b>TOTALS</b>	<b>\$ 2,053,085.80</b>	<b>\$ 179,230.45</b>	<b>\$ 1,873,855.35</b>
<b>SEWERAGE FUNDS</b>	<b>BANK</b>	<b>RESTRICTED</b>	<b>BALANCE</b>
Coonabarabran Sewerage	\$ 2,430,838.87	\$ 836,510.08	\$ 1,594,328.79
Baradine Sewerage	\$ 268,029.54	\$ 332,320.00	-\$ 64,290.46
Coolah Sewerage	\$ 1,137,590.22	\$ 563,170.00	\$ 574,420.22
<b>TOTALS</b>	<b>\$ 3,836,458.63</b>	<b>\$ 1,732,000.08</b>	<b>\$ 2,104,458.55</b>
<b>SUMMARY</b>	<b>BANK</b>	<b>RESTRICTED</b>	<b>BALANCE</b>
General Fund	\$ 12,920,772.01	\$ 5,888,000.00	\$ 7,032,772.01
Water Fund	\$ 2,053,085.80	\$ 179,230.45	\$ 1,873,855.35
Sewerage Fund	\$ 3,836,458.63	\$ 1,732,000.08	\$ 2,104,458.55
<b>TOTALS</b>	<b>\$ 18,810,316.44</b>	<b>\$ 7,799,230.53</b>	<b>\$ 11,011,085.91</b>

**RECOMMENDATION**  
For Council's information.

# **WARRUMBUNGL E SHIRE COUNCIL**

ORDINARY MEETING OF THE WARRUMBUNGL E SHIRE COUNCIL TO BE HELD AT  
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## **2.2 RECONCILIATION OF GENERAL FUND BANK ACCOUNT – 31/5/90**

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Reconciliation of General Fund Bank Account

Date as at 31<sup>st</sup> May, 2009

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### **CASHBOOK**

Balance as at 01.05.2009 \$17,718,677.68

Income

- Total Receipts \$ 5,756,205.79

**\$23,474,883.47**

Expenditure

- Total Cheques Drawn \$ 4,664,567.03

**\$18,810,316.44**

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### **BANK STATEMENT**

Bank statement as at 31.05.2009 \$18,692,467.20

Outstanding Deposits \$ 138,684.36

**\$18,831,151.56**

Less Unpresented Cheques \$ 20,835.12

**\$18,810,316.44**

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### **RECOMMENDATION**

For Council's information.

# WARRUMBUNGLE SHIRE COUNCIL

ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL TO BE HELD AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 18 JUNE 2009 COMMENCING AT 1.00PM

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## 2.3 INVESTMENTS HELD AS AT 31 MAY 2009

<p style="text-align: center;"><b>Warrumbungle Shire Council</b>                      Local Government Financial Management Regulations (Clause 16)                      Investments Held As At 31st May 2009</p>										
	Invested With	Amount	Current Valuation	As At	Initial Interest Rate	Taken	Maturity	Interest Rec'd	Date Rec'd	Current Interest Rate
On Call	<b>Suncorp Metway</b>	1,860,000.00	1,860,000.00	31.05.2009	8.1%	Daily	Daily			4.48%
1	<b>ANZ</b>  Three Pillars - FRN-AA-	500,000.00	179,918.07  260,749.75	30.04.2009  31.05.2009	  BBSW+120	  24/03/2005	  4/06/2010	  \$ 6,402.70  \$3,249.75	  4/06/2009  Accrued	  5.1933% to 6 Apr then 4.3133% to 6 July
2	<b>RIM Securities</b>  BOND ST CUSTODIAN-TITANIUM AAA	2,000,000.00	1,053,330.00  1,880,314 1,903,738 <b>1,910,662</b>	27.02.2009  31.03.2009 30.04.2009 <b>31.05.2009</b>	7.27%	17/05/2005	14/12/2010	  26,477.26  \$15,544	  16/3/09  Accrued	3.83%    30.04.09
3	<b>CBA</b> Range Accrual	1,000,000.00	848,300.00	31.05.2009	7.50%	14/12/2005	14/12/2010			

## WARRUMBUNGLE SHIRE COUNCIL

ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL TO BE HELD AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 18  
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	Invested With	Amount	Current Valuation	As At	Initial Interest Rate	Taken	Maturity	Interest Rec'd	Date Rec'd	Current Interest Rate
4	<b>CBA</b> Range Accrual	1,000,000.00	848,300.00	31.05.2009	7.50%	16/12/2005	16/12/2010			
5	<b>ROYAL BANK CANADA</b> Range Accrual	1,000,000.00	948,300.00	31.05.2009	7.70%	16/03/2006	16/03/2011			
6	<b>PIMCO PRINCIPAL PROTECTED</b>	500,000.00	479,159.00	31.05.2009	50% CG	22/02/2007	28/02/2011			
7	<b>TRIDENT-CREDIT SUISSE SYDNEY BRANCH</b> PPN-AA-	500,000.00	480,987.50	31.05.2009	50% CG	30/05/2007	30/05/2011			
8	<b>ANZ</b>  CREDIT SAIL-ANZ INVESTMENT BANK CDO- A	500,000.00	133,050.00  180,000.00	30.04.2009  31.05.2009	  BBSW+150	  14/11/2005	  30/12/2011			
9	<b>BENDIGO BANK</b>  FRN	500,000.00	427,245.00	31.05.2009	BBSW +120	21/09/2007	21/09/2012	\$6,789.72  4,170.00	23/3/09  Accrued	5.4467% to 23/3/09

## WARRUMBUNGLE SHIRE COUNCIL

**ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL TO BE HELD AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 18 JUNE 2009 COMMENCING AT 1.00PM**

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	Invested With	Amount	Current Valuation	As At	Initial Interest Rate	Taken	Maturity	Interest Rec'd	Date Rec'd	Current Interest Rate
10	<b>ANZ</b> ASPIRT 1-CPPI/FRN-Aap	500,000.00	450,530.00 446,528.00	30.04.2009 31.05.2009	50% CG	15/11/2006	11/08/2012			
11	<b>WBC</b> DANDELION-FRN-	1,000,000.00	826,000.00	31.05.2009	BBSW + 12BP	20/12/2007	21/12/2012			
12	<b>ANZ</b> ASPRIT 11-CPPI/FRN-Aap	800,000.00	702,800.00 699,718.40	30.04.2009 31.05.2009	50% CG	30/03/2007	30/03/2013			
13	<b>DEUTSCHE BANK AG LONDON</b> DAISY	1,500,000.00	1,411,800.00	31.05.09	6% + CG	31/05/2006	31/05/2011			
14	<b>ANZ</b> ALL SEASONS-KEOLIS AAA	1,500,000.00	972,600.00	31.05.2009	8.00%	16/06/2006	16/06/2013			

# **WARRUMBUNGL SHIRE COUNCIL**

**ORDINARY MEETING OF THE WARRUMBUNGL SHIRE COUNCIL TO BE HELD AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 18 JUNE 2009 COMMENCING AT 1.00PM**

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	Invested With	Amount	Current Valuation	As At	Initial Interest Rate	Taken	Maturity	Interest Rec'd	Date Rec'd	Current Interest Rate
15	<b>ANZ</b> AVERON BOND- SEALINK P/L-CPPI/FRN- AAA	700,000.00	398,720.00 405,860.00	30.04.2009 31.05.2009	BBSW+1.50	4/10/2006	20/06/2013			
16	<b>DRESDNER BANK</b> OCTAGON PLC-EMU NOTE	1,500,000.00	1,162,800 1,163,850.00 1,162,800.00	31.03.2009 30.04.09 31.05.2009	7.00%	25/10/2005	30/10/2015			
		<b>16,860,000.00</b>	<b>14,169,009.65</b>							

## **RECOMMENDATION**

For Council's information.

# WARRUMBUNGLE SHIRE COUNCIL

**ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL TO BE HELD AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 18 JUNE 2009 COMMENCING AT 1.00PM**

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## 2.4 RATES AND CHARGES COLLECTION REPORT UP TO and INCLUDING APRIL 2009

GENERAL		RATE ARREARS	2007/2008 LEVY	PENSION ER WRITE OFF	ABAND- ONED	RATE ARREARS AND NET LEVY	TOTAL PAYMENTS TO DATE	TOTAL OUTSTAND- ING 2008/2009	TOTAL OUTSTAND- ING 2007/2008	COLLECTION % 2008/2009	COLLECTION % 2007/2008
	CBN RES/RURAL RES	112,581	940,156	71,507	470	980,760	862,725	118,035	106,851	87.96%	88.65%
	BARADINE	38,915	126,476	17,260	4	148,128	104,192	43,936	39,499	70.34%	70.85%
	BINNAWAY	18,975	59,120	10,084	4	68,008	49,705	18,303	21,988	73.09%	68.69%
	VILLAGES	7,995	21,698	2,102	2	27,589	20,477	7,112	9,033	74.22%	66.61%
	FARMLAND	151,493	3,835,073	19,675	11,482	3,955,408	3,725,405	230,003	180,846	94.19%	95.34%
	COOLAH	13,702	181,643	14,478	0	180,866	162,786	18,080	12,656	90.00%	92.96%
	DUNEDOO	12,688	200,118	16,431	0	196,375	177,851	18,523	13,774	90.57%	92.72%
	MENDOORAN	9,744	62,484	6,979	5	65,244	55,594	9,650	8,435	85.21%	86.89%
	LEADVILLE	2,511	9,430	1,487	0	10,454	7,403	3,050	1,539	70.82%	85.34%
	MERRYGOEN	539	3,817	688	0	3,668	3,110	558	636	84.80%	81.64%
	NEILREX	107	2,296	200	0	2,203	1,856	347	66	84.26%	97.16%
	UARBRY	830	3,386	76	0	4,140	4,193	-53	830	101.28%	74.09%
	COOLABAH ESTATE	2,259	14,347	1,563	1	15,042	12,820	2,222	2412	85.23%	83.83%

# WARRUMBUNGLE SHIRE COUNCIL

**ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL TO BE HELD AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 18 JUNE 2009 COMMENCING AT 1.00PM**

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GENERAL		RATE ARREARS	2007/2008 LEVY	PENSION ER WRITE OFF	ABAND- ONED	RATE ARREARS AND NET LEVY	TOTAL PAYMENTS TO DATE	TOTAL OUTSTAND- ING 2008/2009	TOTAL OUTSTAND- ING 2007/2008	COLLECTION % 2008/2009	COLLECTION % 2007/2008
	RUR/RES COBBORA	599	3,387	299	0	3,686	3,596	90	492	97.56%	87.88%
	GENERAL RESD/BUS-STH	10,724	129,606	9,193	7	131,129	116,896	14,233	9,471	89.15%	92.47%
	BUSINESS-CBN- RURAL	31,534	361,148	250	103	392,329	366,704	25,625	40,959	93.47%	89.60%
<b>WATER</b>						0		0			
	COONABARA- BRAN	31,344	310,865	27,377	288	314,544	278,877	35,667	30,536	88.66%	89.52%
	BARADINE	36,144	85,278	10,184	2	111,236	75,079	36,157	35,376	67.49%	65.07%
	BINNAWAY	33,560	65,706	8,708	4	90,554	61,448	29,106	33,321	67.86%	64.84%
	VILLAGES	16,526	11,500	960	1	27,065	8,338	18,727	16,688	30.81%	32.75%
	FARMLAND - NTH & STH	88.00	1,026.00	0.00	0.00	1,114	1,046	68	-	93.93%	125.95%
	COOLAH	15,724	171,801	11,055	0	176,470	152,174	24,296	13,675	86.23%	90.28%
	DUNEDOO	8,348	123,105	9,390	0	122,063	108,878	13,186	9,904	89.20%	91.24%
	MENDOORAN	9,926	96,480	4,664	10	101,732	83,695	18,038	9,882	82.27%	83.00%
	MERRYGOEN	2,439	10,580	831	0	12,187	9,942	2,245	4,030	81.58%	65.03%
<b>SEWERAGE</b>						0		0			
	COONABARA- BRAN	44,440	635,885	27,182	402	652,741	600,206	52,534	49,250	91.95%	92.21%
	BARADINE	52,659	145,365	8,653	3	189,368	142,919	46,449	52,397	75.47%	70.86%



# WARRUMBUNGLE SHIRE COUNCIL

**ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL TO BE HELD AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 18 JUNE 2009 COMMENCING AT 1.00PM**

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		<b>RATE ARREARS</b>	<b>2007/2008 LEVY</b>	<b>PENSION ER WRITE OFF</b>	<b>ABAND- ONED</b>	<b>RATE ARREARS AND NET LEVY</b>	<b>TOTAL PAYMENTS TO DATE</b>	<b>TOTAL OUTSTAND- ING 2008/2009</b>	<b>TOTAL OUTSTAND- ING 2007/2008</b>	<b>COLLECTION % 2008/2009</b>	<b>COLLECTION % 2007/2008</b>
	COOLAH	13,463	152,896	8,823	0	157,536	138,516	19,020	13,778	87.93%	91.11%
	DUNEDOO	8,975	144,059	9,215	0	143,820	130,099	13,720	11,090	90.46%	91.89%
		<b>688,832</b>	<b>7,908,731</b>	<b>299,314</b>	<b>12,790</b>	<b>8,285,459</b>	<b>7,466,530</b>	<b>818,929</b>	<b>729,414</b>	<b>90.12%</b>	<b>90.87%</b>
<b>GARBAGE- North</b>		70,690	601,268	51,804	60	620,094	540,587	79,507	72,615	87.18%	87.79%
<b>GARBAGE - South</b>		32,222	369,251	36,047	21	365,405	319,378	46,027	36,136	87.40%	89.60%
<b>FARMLAND - NTH - STH</b>		722	29,890	471	2	30,140	28,365	1,775	20,989	94.11%	0.00%
<b>LEGAL FEES</b>		178,484	147,073	0	74	325,483	147,073	178,410	118,148	45.19%	28.52%
								0			
<b>INTEREST</b>		153,612	0	0	0	153,612	85,210	68,402	83,413	55.47%	45.38%
	<b>TOTALS</b>	<b>1,124,562</b>	<b>9,056,214</b>	<b>387,636</b>	<b>12,948</b>	<b>9,780,192</b>	<b>8,501,933</b>	<b>1,193,049</b>	<b>1,060,715</b>	<b>86.93%</b>	<b>88.56%</b>

**Note:** These do not include Legal / Interest / Waste Outstanding Amounts as they are not broken up into these localities

## RECOMMENDATION

For Council's information.

.....

**CAROLYN UPSTON**

**DIRECTOR OF CORPORATE SERVICES**

# **WARRUMBUNGLE SHIRE COUNCIL**

**ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL TO BE HELD AT  
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Mr R J Geraghty  
General Manager  
Warrumbungle Shire Council  
John Street  
COONABARABRAN 2357

Dear Sir

Attached is my report for consideration by Council

**DIRECTOR OF TECHNICAL SERVICES**

**ANNEXURE 3**

## **3.1 PROPOSED SUNDIAL FOR FOOTPATH IN COONABARABRAN CBD**

### **Background**

In a Mayoral Minute on the 19 March 2009, Council sought a report on a proposal to install a sundial in a public area in the Coonabarabran CBD. The Anglo Australian Observatory at Sidings Springs donated an Armillary Sundial at least 10 years ago to Council for installation in Coonabarabran. The sundial has recently been rediscovered and is still available to Council. The proposal is to install it in 2009 to help promote the international year of astronomy.

An Armillary sundial is in the shape of a sphere with a diameter of around 600mm. A photograph of the actual sundial has been forwarded to Councillors under separate cover. It is intended for the sundial to be installed in a public location and become a point of interest in the town. If the sundial is installed correctly it can be used to approximate the time of day subject to some adjustment factors.

### **Issues**

The sundial should be located so that it is free of shadows for as much of the day as possible. In this regard the footpath area on the corner of Dalgarno Street and John Street adjacent the Court House is thought to be the most suitable location. A photograph of this site with an image of a sundial imposed on it has been forwarded to Councillors under separate cover.

It is important that construction of the proposed sundial feature is sufficiently robust to withstand the various loads imposed by people of all ages. Just as importantly, the feature should compliment and enhance the streetscape environment. In this regard it is proposed that the pedestal is constructed using a reinforced concrete pipe filled with concrete. It is proposed to cover the surface of the concrete pipe with a sealer that includes a sandstone colour tint.

# **WARRUMBUNGL SHIRE COUNCIL**

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The proposed feature is within proximity of the heritage listed clocktower and heritage listed Court House. Hence, a Development Application will need to be lodged for the proposed feature.

The Attorney General's Department is intending to install a fence around the courthouse which will reduce the effective footpath area on the corner of Dalgarno Street and John Street. However, there is a kerb blister on this corner which enables sufficient area for the proposed sundial.

There is not expected to be any significant maintenance requirements associated with the proposed sundial feature. The sundial itself appears to be constructed from an alloy that will not rust or quickly deteriorate. From the time to time the pedestal will need repainting.

## **Options**

Council has discretion in this matter, firstly in relation to the concept of installing the sundial and then in relation to the location.

## **Financial Considerations**

There is no specific budget allocation for installation of a sundial feature in Coonabarabran. However, there is a budget allocation of \$219,599 for upgrade of the Coonabarabran CBD streetscape. The expenditure to date on this project is \$168,102 and the project as originally scoped is completed.

The cost of constructing a foundation, pedestal and mounting the Armillary sundial is estimated to be \$6,500. However, the work is not expected to be completed within the current financial year, hence an allocation will need to be made in the 2009/2010 budget based on an expected revote of unexpended funds for the CBD project.

## **RECOMMENDATION**

1. That the Armillary Sundial donated by the AAO at Siding Springs be mounted on a round concrete pedestal in the footpath area in Dalgarno Street Coonabarabran adjacent to the Court House. Further, a Development Application be submitted for the proposed sundial feature.
2. That the following supplementary votes be made to fund the installation of the proposed Armillary Sundial:
  - - \$6,500 Coonabarabran CBD Streetscape Improvement Project
  - +\$6,500 Coonabarabran Sundial ProjectFurther, consideration is given to revoting this amount in 2009/10

# **WARRUMBUNGLE SHIRE COUNCIL**

**ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL TO BE HELD AT  
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## **3.2 DUNEDOO RLCIP PROJECT – MILLING PARK & BOLARO STREET FOOTPATH**

### **Background**

Council will be aware that funds have been received under the RLCIP for a project in Dunedoo. The project was promoted by the Dunedoo Garden Group and is described as follows; removal and replacement of the concrete footpath in the CBD area of Dunedoo and paving of surrounds of BBQ and public amenities area in Milling Park.

Since the funding announcement, the Garden Group has been actively developing the project and a quotation has been obtained for various aspects of the project. The Group has developed the following proposals:

- Replacement of various sections of concrete footpath in Bolaro Street between Wallaroo Street and Tallawang Street identified as being in an unsatisfactory condition – total area of 280m<sup>2</sup>.
- Cleaning, patching and sealing the full area of footpath between Wallaroo Street and Tallawang Street – total area 612m<sup>2</sup>. It is proposed to include a colour tint in the sealer.
- Placement of pavers in Milling Park in three general areas; around the BBQ shelter, around one side of the toilet and in the footpath in front of the playground area. (Council will recall that 2<sup>nd</sup> hand pavers from Coonabarabran have been made available for use in Milling Park).

The proposed works will impact on the appearance of the park and streetscape in an area of Dunedoo that is popular with visitors and locals alike, hence Council is being asked to determine the merit and scope of the project.

### **Issues**

#### **Milling Park**

The objective of paving in Milling Park is to cover those areas subject to constant pedestrian movements and where grass has been difficult to establish. It is important that paving is used discreetly to avoid the area becoming dominated by concrete and paving, which detracts from the appearance of the area particularly in summer. The areas proposed for paving are shown on the sketch in attachment 1.0. Photographs of the site have been forwarded to Councillors under separate cover.

The establishment and maintenance of grassed areas following installation of the pavers is an important component of the project. The existing irrigation system will not adequately cover the various areas surrounding the toilet block and BBQ area. Hence, it is proposed to include a minor upgrade to existing irrigation system as part of the project.

# **WARRUMBUNGLE SHIRE COUNCIL**

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## **Bolaro Street Footpath between Wallaroo Street and Tallawang Street**

The condition of various sections of the existing footpath is seen as detracting from the general amenity of the streetscape. The objective of this component of the project is to improve the appearance of the streetscape by colouring the surface of the entire footpath area. The proposal does not include alteration or rehabilitation of the existing kerbing and guttering.

The following sections have been identified by the Garden Group as being in need of replacement:

- 23 m from Top Pub to Supermarket – 92m<sup>2</sup>
- 13m from Milling Stuart to Craft Shop – 52m<sup>2</sup>
- 3m outside Newsagency – 12 m<sup>2</sup>
- 31m from White Rose Café to Bakery – 124m<sup>2</sup>

It is proposed to treat the surface of these areas and the entire length with a colour sealer.

The colour used on the surface of the concrete will dramatically affect the appearance of the streetscape. Further, the durability of the proposed surface treatment product is unknown and the supplier has not been able to provide locations where it has been used.

## **Options**

### **Milling Park**

Council has discretion in relation to the areas of proposed paving, that is, Council may wish to alter the proposal as outlined in attachment 1.0.

## **Bolaro Street Footpath between Wallaroo Street and Tallawang Street**

In relation to the surface treatment product, Council may wish to consult with the Dunedoo community on the proposed colour. In this regard, Council may wish to fund a trial installation of the surface treatment product.

## **Financial Considerations**

The budget allocation for the project is \$87,210 and this is fully funded by the RLCIP. The estimated cost of the various components of the project is as follows;

• Paving around toilet and BBQ area in Milling Park – 205m <sup>2</sup>	\$23,300
• Irrigation in Milling Park	\$6,300
• Replacement of concrete sections in Bolaro Street footpath – 280m <sup>2</sup> *	\$38,640
• Cleaning, patching & sealing with tinted sealer -612m <sup>2</sup> *	\$18,360
• Traffic and pedestrian control	\$610
Total	\$87,210

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\*Quotation obtained from one building contractor in Dunedoo.

Should Council wish to consider a trial section of the proposed surface treatment, a quotation has been received from Gallagher Building Contractors for treating and sealing 72m<sup>2</sup> of footpath in front of Dunedoo Rural Hardware for a price of \$1,964 (excl GST).

## **RECOMMENDATION**

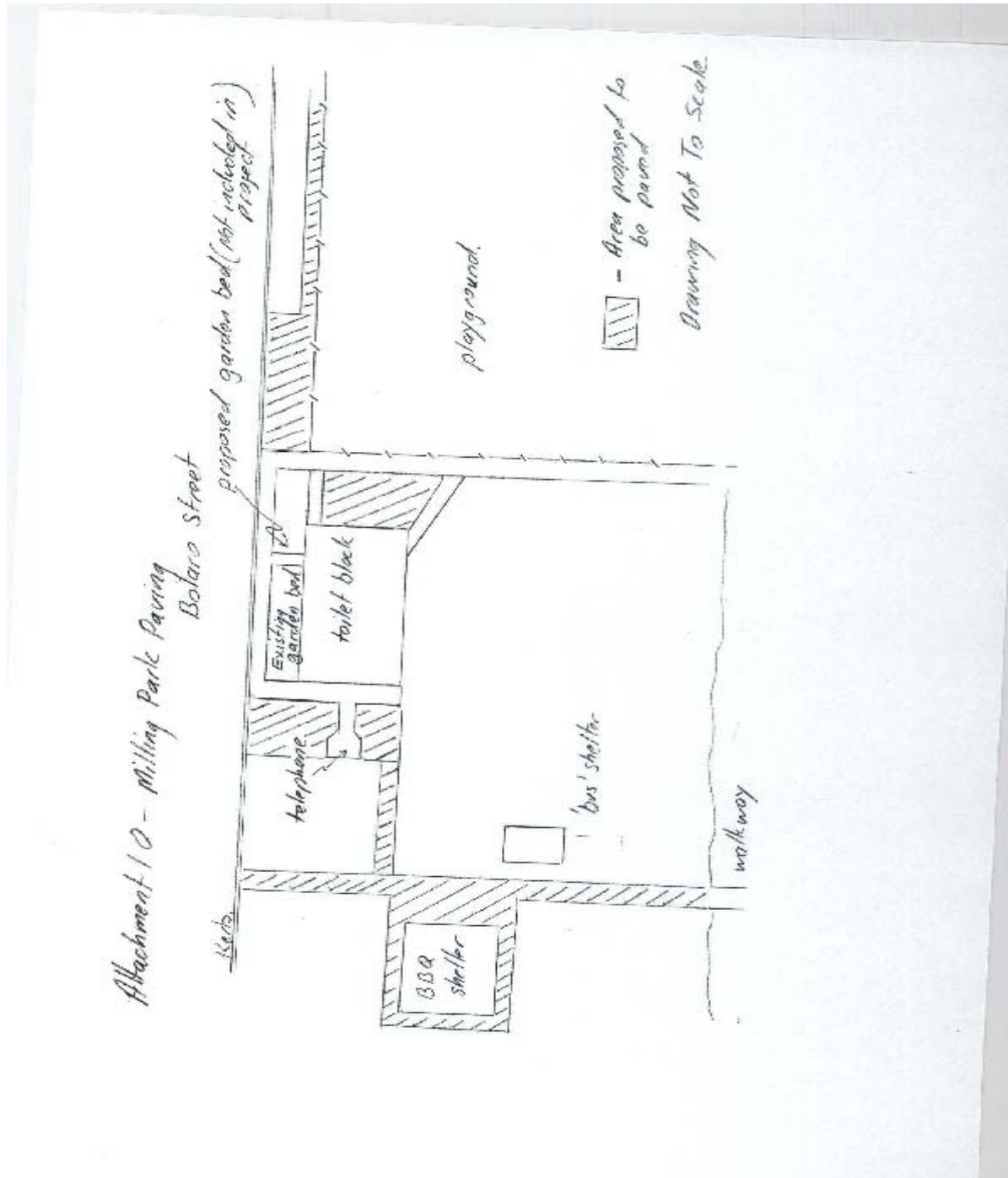
1. That Council agrees in principle with the concept of replacing certain sections of concrete footpath in Bolaro Street between Wallaroo Street and Tallawang Street and then treat the entire footpath length with a coloured sealer.
2. The colour of the proposed surface treatment for the footpath in Bolaro Street, between Wallaroo Street and Tallawang Street, is a light sandstone colour and that a trial of this proposed surface treatment is established on the existing concrete footpath in front of Dunedoo Rural Hardware in Wallaroo Street. Further, the trial section is advertised amongst the Dunedoo community for a period of 14 days and a report is then prepared for Council consideration.
3. That second hand pavers from Coonabarabran are installed in Milling Park in the locations as outlined in attachment 1.0.
4. That the existing irrigation system in Milling Park is upgraded to ensure the grass areas around the BBQ shelter and the toilet block is covered by irrigation.

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## Attachment 1.0 – Milling Park Paving



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## **3.3 MENDOORAN WATER TREATMENT PROJECT – TENDER FOR RESERVOIR WORKS**

### **Background**

Council will be aware that construction of a water treatment plant at Mendooran is currently in progress. A separable part of the project is installation of a roof and relining the reservoir in Cobra Street. On the 5 May 2008, Council resolved to accept a tender for refurbishment of the reservoir subject to approval from the Department of Water & Energy and advice that reservoir component is eligible for 49.8% funding.

Subsequent to that resolution, verbal advice was received from the Department of Commerce expressing concern about the ability of the lowest tenderer to satisfactorily complete the project. Further, advice has been received from the DWE that relining of the reservoir is not eligible for funding assistance.

Further investigation was then undertaken into the requirements associated with relining and construction of the roof. Quotations were sought for relining the reservoir and one of those quotations was accepted. Documentation was prepared and tenders were called for construction of the roof.

Three tenders were received for the roof construction and details are shown in attachment 1.0. Council is required to make a resolution in relation to the tenders.

### **Issues**

There are substantial differences in method of construction proposed by the three tenderers and there are substantial differences in the tendered price. The method proposed by Moree Engineering is unique and relies on assumptions about the geometry of the reservoir and condition of the flange that exists on the reservoir.

The existing walkway around the reservoir, which provides access to the top of the reservoir, does not conform to Australian Standards. The walkway will need to be upgraded before it can be used for inspection and condition assessment of the roof and reservoir.

### **Options**

A roof on the reservoir is required to ensure the quality of the treated water. Council has discretion in relation to when the existing walkway is upgraded to Australian Standards.

### **Financial Considerations**

The tender price accepted by Council for the reservoir refurbishment on the 5 May 2008 was \$170,230(excl GST). At the time this price was 7 months old as the tender closed on the 27 September 2007. From details of the tender, it appears that the roof component is



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around \$67,000, that amount only is eligible for funding assistance from DWE. Hence, Council's contribution under this situation would have been around \$136,596.

The lowest tender received on the 4 June 2009 for the roof is from Moree Engineering for a price of \$87,493.64(excl GST). With assistance from DWE the cost to Council is \$43,922 for this component. The quotation for relining of the reservoir is \$87,225. Hence, the combined cost to Council of the reservoir roof and relining is \$131,147.

The cost of upgrading the walkway access on the reservoir to Australian Standards is estimated to be \$75,000.

## **RECOMMENDATION**

That the tender from Moree Engineering Pty Ltd for fabrication and installation of a roof on the reservoir in Cobra Street Mendooran is accepted at a price of \$96,243 (incl GST).

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Attachment 1.0

	<b><u>Mendooran Reservoir Roof Tender Evaluation</u></b>		
<b>Tenderer</b>	<b>Moree Engineering</b>	<b>BJS Constructions and Garages</b>	<b>Isatech Engineering</b>
<b>Location</b>	Moree	Tenterfield	Bathurst
<b>Amount (Incl. GST)</b>	\$96,243.00	\$153,697.00	\$175,782.31
<b>Proposed Rafters</b>	100 X 75 X 4 RHS	C250-24 Cold-formed Section	Not stated
<b>Number of Rafters</b>	8	8	8
<b>Proposed Purlins</b>	75 X 50 X 3 RHS	C150-19 Lip-down Purlins	Not stated
<b>Purlin Spacing</b>	1000 mm	1000 mm	Not stated
<b>Roof Cladding</b>	Custom Orb Sheeting	0.42 mm BMT Colourbond	Not stated
<b>Fascia</b>	150 X 75 PFC Rolled Outer Ring	C250-19 Fascia Purlin	Not stated
<b>Roof Pitch</b>	15 degrees	10 degrees	Not stated
<b>General Comments</b>	The proposal is to design a conical type roof to fit onto the existing angle support ring at the top of the reservoir. There will be a 150 X 75 parallel flange channel iron, rolled with the toes out, with the same internal diameter as the tank bolted to the existing angle. The PFC, Rafters and Purlins are all in the same plane which might cause a problem in keeping the roof sheets level on the perimeter mid-rafter.	This is a more conventional proposal using C-section rafters and purlins with the roof being octagonal in shape.	This proposal provides for an external skeleton founded on concrete piers to support the roof structure. No details of the design of the roof structure are provided.

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## **3.4 COONABARABRAN CBD TOILET – WESTERN CARPARK ADJACENT DALGARNO STREET.**

### **Background**

As a result of a notice of motion, Council on the 21 May 2009 resolved to investigate the feasibility of constructing the proposed Coonabarabran CBD toilet in the carpark between Dalgarno Street and Timor Lane on the western side of John Street. The notice of motion followed a tour of potential sites by Councillors on the 19 March 2009. Previously, Council resolved to submit a Development Application for a toilet on the footpath on the corner of Cassilis Street and John Street adjacent the Presbyterian Church.

### **Issues**

As a result of the tour on the 19 March 2009, Council concluded that the preferred location for the toilet is adjacent the Dalgarno Street entrance to the carpark, that is, adjacent the Coona Times Office. However, at this site there is no ready access to either a sewer main or to power.

The sewer main runs through the centre section of the carpark and an alternate location for the toilet is approximately 35m from the Dalgarno Street entrance. A photograph of the proposed site has been forwarded to Councillors under separate cover.

The purpose of the proposed toilet block is to service the CBD during business hours. In this regard it is proposed that the toilet block is open every day except Good Friday and Christmas Day, however, it is proposed to close it at night time.

### **Options**

Council has previously been made aware of the existence of prefabricated modular toilets. Another option is on site construction to a design that meets Council expectations. A concept plan has been prepared of a toilet that could be constructed on site and this is shown in attachment 1.0. Under this option a toilet block with three rooms would be constructed, one male toilet, one female toilet and a service room.

### **Financial Considerations**

In the 2008/09 budget there is an allocation of \$90,000 for the proposed CBD toilet. In the draft budget for 2009/10 there is a further allocation of \$84,000 for the project. Basic modular units cost around \$100,000, without connection of services. The cost of the on site construction outlined in attachment 1.0 is not known, however, it is expected to be less than the cost of a modular unit.

### **RECOMMENDATION**

1. That Council's resolution No 97 made on the 16 October 2008 in relation to the location of the proposed Coonabarabran CBD toilet block is rescinded.
2. A Development Application is lodged for construction of a toilet block in the carpark between Dalgarno Street and Timor Lane, west of John Street and approximately 35 metres from the Dalgarno Street frontage.

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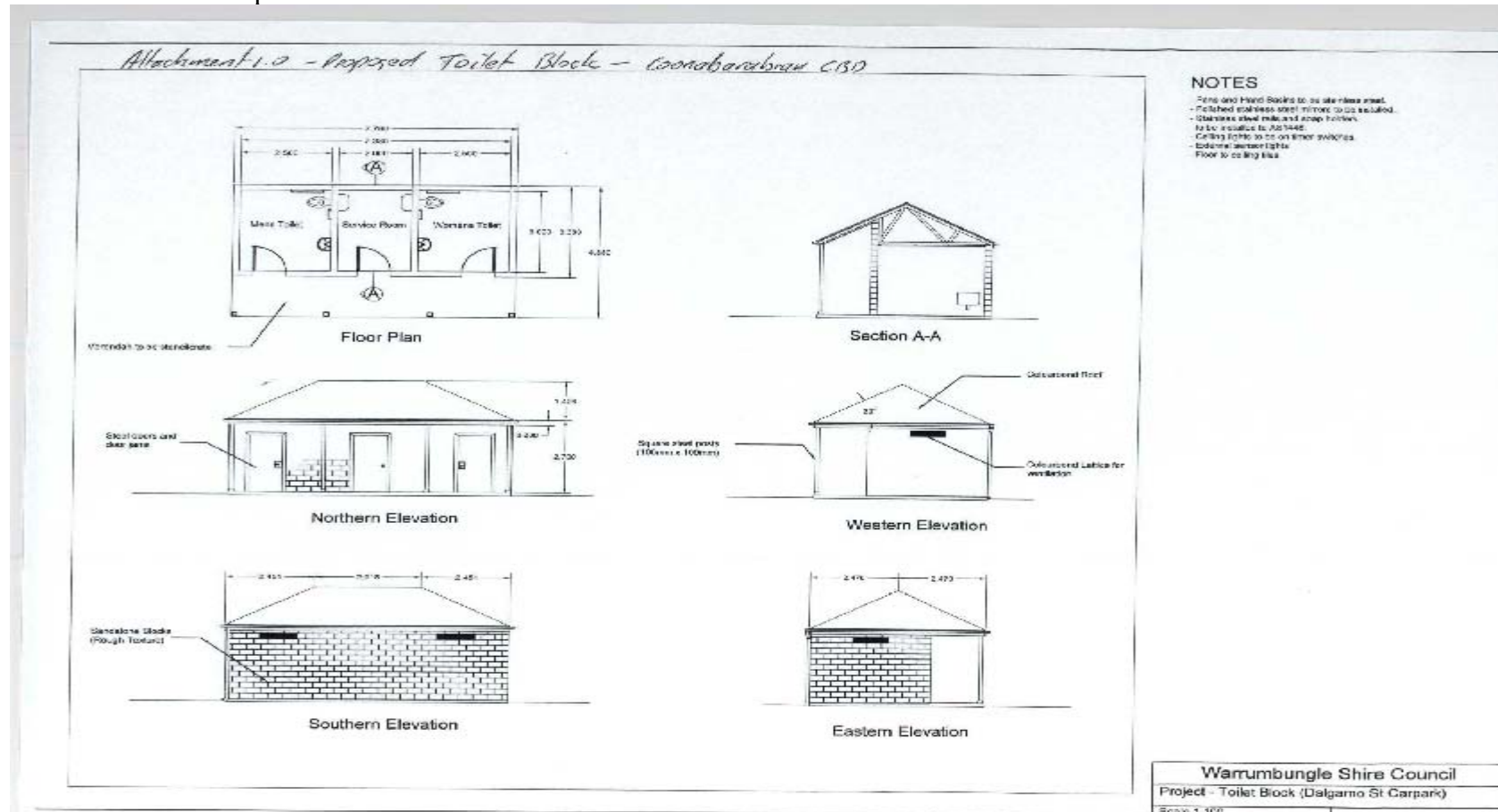
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3. The general configuration of the proposed Coonabarabran CBD toilet block is as shown in attachment 1.0.
  4. Quotations are obtained for construction of a toilet block in accordance with the concept plan shown in attachment 1.0

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## Attachment 1.0 – Proposed Toilet Block Coonabarabran



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## **3.5 FISH PASSAGE PROPOSAL ON MERRYULA ROAD**

### **Background**

Council will recall the proposal to modify the existing concrete causeway over the Castlereagh River on Merryula Road. The aim of the proposal is to improve fish passage during times of low flow in the river. On the 21 May 2009, Council made the following resolution;

*That Council defer acceptance of the funding agreement with the Central West Catchment Management Authority for modification of the concrete causeway on Merryula Road over Castlereagh River until the concerns of property owners upstream that have a licence to pump water are addressed by the Department of Primary Industries. FURTHER that Council is not interested in construction of holes in the river bed if another fish concept could be created Council would further consider the matter. (Resolution 402 – 21 May 2009).*

The Department of Primary Industries has lodged a submission which addresses the concerns raised by the landholders. A copy of that submission has been forwarded to Councillors under separate cover. It is understood that representatives from DPI and the Central West Catchment Management Authority will make a presentation to Council.

The DPI requested a copy of all submissions made to Council on the matter. Council wrote to landholders seeking consent to forward a copy of their submission to DPI. Consent was received from two of the six and these were forwarded to DPI.

### **Issues**

The proposal involves removing the central 7 metre section of the existing concrete causeway and replacing it with three (3) box culverts. Each box culvert is 1800mm wide and 600mm high.

Several property owners upstream have a licence to pump water from the river for stock and domestic purposes. Three of the submissions express concern that the pool of water they pump from may be lost if the proposed culvert modification is implemented.

A survey by Council along the bed of the river has been undertaken with the aim of trying to establish the impact of the proposal. The survey extended 200 metres upstream of the causeway and a plan showing a longitudinal section of the river bed has been drawn up. The longitudinal section does indicate that water in the upstream 'ponds' will be drained, however, the extent of this lowering cannot be determined from this limited survey. A feature of the longitudinal section is the presence of a 'natural weir' approximately 150 metres upstream of the causeway. Again, the effect that this weir has on water levels upstream is not known.

An extract of the submission from DPI is reproduced below:

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According to Council minutes from the ordinary meeting held on Thursday 21<sup>st</sup> May 2009 , Annexure 3, five submissions were received from the community regarding the upgrade of the causeway on Merryula road. NSW DPI has requested these submissions from Council in order to address them, but has not received all of them to date. In a telephone conversation Mr Tighe has informed NSW DPI that the issues raised were:

1. The loss of pools upstream of Merryula Crossing and subsequent impact on ability to extract water via pumping.
2. Compromised farming operations during the period of construction due to limited access

NSW DPI tenders the following comments in response to the above:

- A longitudinal survey conducted by Warrumbungle Council on the 14/05/2009 indicates that the pool currently being extracted from is separated by a rock formation and is isolated from the causeway pool in times of nil flow. There is no landholder that extracts water for the purpose of stock and domestic from the pool directly influenced by the crossing and therefore no extractor will be materially affected by the proposed remediation.
- There are currently 3 irrigation licences on the Castlereagh River upstream of the Merryula Road crossing within 6.5km. None of these irrigation licences extracts water from the pool that is formed from the Merryula crossing and will therefore not be affected by the proposed upgrade.
- NSW DPI is currently in direct consultation with the single landholder that extracts water from the second pool 150m upstream from the proposed works. A number of options are being explored to ensure that water supply is secure.
- The Merryula road crossing was not constructed with the purpose of securing water supply and is not licensed to provide a secure source of water for surrounding landholders.
- Warrumbungle Council has indicated that construction time of the Merryula crossing upgrade will be **15 days** in total. This is deemed a reasonable period of time and with early notification, any affected landholder would have opportunity to transport plant and equipment or schedule routine farming operations around the construction phase.
- An alternative route is available via other local access roads

In light of the above, NSW DPI recommends that the Council amend their initial response to the project from in-principle agreement to endorsement of the proposal to modify the concrete causeway on Merryula Road over the Castlereagh River to improve fish passage.

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## **Options**

Council has a responsibility to enhance the natural environment wherever possible and in this regard Council has responsibility to try and enhance the riparian health of the Castlereagh River. Council also has responsibility towards those who rely on the water in the Castlereagh River for stock and domestic purposes.

## **Financial Considerations**

There is no Council budget allocation for the proposed project. The Central West CMA is offering up to \$150,000 for the project. Acceptance of the funding will be subject to a formal agreement. At this stage no contribution is being sought from Council other than in kind contribution.

## **RECOMMENDATION**

For Council's consideration.

.....  
KEVIN TIGHE

DIRECTOR TECHNICAL SERVICES



# **WARRUMBUNGLE SHIRE COUNCIL**

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Mr R J Geraghty  
General Manager  
Warrumbungle Shire Council  
John Street  
COONABARABRAN 2357

Dear Sir

Attached is my report for consideration by Council

## **DIRECTOR OF ENVIRONMENTAL SERVICES      ANNEXURE 4**

### **4.1      SELECTION OF COUNCIL REPRESENTATIVES TO THE JOINT REGIONAL PLANNING PANEL**

#### **Background**

The NSW Government amended the development assessment provisions of the Environmental Planning & Assessment Act 1979 late last year to require joint regional planning panels (JRPP) to be formed throughout the state to determine development applications which meet the following criteria:

- Environmentally significant projects that are designated development
- Developments with an estimated value greater than \$10 million
- Council projects valued at more than \$5 million
- Community infrastructure projects worth more than \$5 million
- Subdivisions for more than 100 lots
- Applications to modify proposals previously determined by the panel.

The JRPP will be comprised of three (3) State Government nominees and two (2) Council nominees for the particular Shire that the development is being carried out.

The LGSA and other Local Government bodies have petitioned strongly to the Minister regarding the loss of local control over the decision making process being removed from the hands of locally elected Councils to no avail.

Council has received a written request from the Department of Planning for Council to nominate its two delegates for the panel when it is formed in our shire area. Members of the panel are appointed for a period of three (3) years and four (4) of the five (5) members of the panel must have expertise in planning, architecture, the environment, urban design, land economics, traffic and transport, law, engineering or tourism. Council can nominate one (1) person who does not have this professional expertise if it wishes.

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The persons nominated as Council's delegates to the panel would not be bound to operate in accordance with Council's policies or collective decisions and are required to consider all matters on their merits as an independent panel member.

Advice from the LGSA (appendix 1) is that the director of planning would not be an appropriate nominee due to their role in the assessment of the application being presented to the panel for determination. In view of this advice it is considered appropriate to nominate the two councillors where it can be demonstrated that at least one councillor has the appropriate expertise required or in circumstances where the expertise is not available the director of technical services be nominated along with one other councillor

## **RECOMMENDATION**

That Council determine its nominations to the Joint Regional Planning Panel.

## **4.2 RE-CLASSIFICATION OF COMMUNITY LAND TO OPERATIONAL LAND**

### **Background**

Council has previously considered the need to reclassify some of its public land from community land to operational land so as to allow the lands to be developed for industrial and residential subdivision and future sale to intending purchasers.

Council has further resolved to identify all of its public land assets which require reclassification as part of an overall strategy of ensuring the correct land classification is allocated to each piece of land.

The reclassification of the lands held for industrial subdivision and sale has become urgent with development interest being expressed by private firms in recent months, however, the failure to correctly classify the land at the time of purchase as operational lands now means Council cannot have dealings in the land without reclassifying the land to operational lands.

The reclassification of public land from Community land to Operational land may only be achieved by making a Local Environmental Plan (LEP) under the provisions of the Environmental Planning and Assessment Act 1979.

### **Land to be reclassified**

Council has identified the following lands as those that require reclassification as a matter of urgency:

1. Jackson Street Coonabarabran industrial subdivision land being lot 1 DP 1033599 being land compulsory acquired from the Crown on the 2<sup>nd</sup> August 2002 for industrial purposes. The land is currently vacant land and development consent has been granted to Council to subdivide the land for the purpose of creating additional industrial lands for private sale. The land is currently zoned General Industrial Zone 4 under the Coonabarabran Local

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Environmental Plan 1990 and is proposed to remain that zoning after reclassification. There are no trusts or reserves identified in relation to the land

2. Reservoir Street Coonabarabran residential subdivision land being lot 337 DP 753378 and lot 2 DP 847880 being land acquired by Council on the 12<sup>th</sup> May 2000 for the purpose of residential development. The land is currently zoned Village or Urban 2(v) under the Local Environmental Plan 1990 and it is proposed to continue that zone after reclassification. There are no trusts or reserves identified in relation to the land.

Locality maps and copies of title deeds for the lands identified in this report are listed as appendix 1 of this report for Council's information.

## **Purpose of reclassification**

The purpose of the Draft Local Environmental Plan is to place Council in a position of being able to consider dealings with the operational lands without being in breach of the Local Government Act and to complete the intended purpose for each parcel of land was clearly obtained by Council.

## **Commentary**

There are no immediate financial implications of the Draft Plan but upon the making of the Plan the Council will be in a position to properly deal with its operational lands and may generate revenues from sales, leasing etc, in due course.

Adjoining land uses of the abovementioned lands is in character with the proposed uses and it is considered that there are no elements of the Draft Plan which are of State or regional significance and it is not considered necessary to prepare an environmental study.

In terms of community consultation Council officers are of the view that adequate Community consultation will be achieved when the Draft Local Environmental Plan goes on exhibition in accordance with Sections 66 & 68 of the Environmental Planning & Assessment Act 1979 and that Government agency consultation would be required with the Rural Fire Service and Department of Planning only.

In preparing the Draft Local Environmental Plan it would also be appropriate to amend the existing Clause 38 which describes the reclassification of land to adopt the current version of the clause as provided in the standard LEP template.

## **Subdivision Development**

To be able to sell any land Council has to firstly provide the lots intended for sale with electricity, storm water drainage, sewer, water and road works and then obtain a subdivision certificate to enable the creation of certificates of title to be created. In view of the likely time frames involved in the reclassification process (at least 4 months) it would be appropriate for Council to obtain costing of the works required to service stage

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one (1) of the project being the creation of proposed lots 1,2,3,4,11,12,13 & 20 to allow a decision on funding options before proceeding with the works.

## **RECOMMENDATION**

1. That a Draft Local Environmental Plan be prepared for the purpose of reclassifying the public land identified as Lot 1 DP 1033599, lot 2 DP 847880 and lot 337 DP 753378 Coonabarabran from their current classification as community land to the classification of operational land.
2. That includes replacing clause 38 and Schedule 6 of Coonabarabran Local Environmental Plan 1990 with the current wording adopted in clause 5.2 of the standard instrument and schedule 4 of the standard instrument.
3. That a letter be sent to the NSW Department of Planning informing them that Warrumbungle Shire Council:
  - (a) Has resolved to prepare a draft Local Environmental Plan, and is now giving notice of that resolution in accordance with Section 54 of the Environmental Planning & Assessment Act 1979 and clause 9 of the Environmental Planning & Assessment Regulation 2000.
  - (b) The proposed plan will not have any effect in relation to matters of state or regional significance.
  - (c) In relation to Section 62 of the Environmental Planning & Assessment Act 1979, regards the Rural Fire Service and the Department of Environment and Climate Change as the only government authorities that should be consulted during the preparation of the Local Environmental Plan.
  - (d) Will undertake consultation with the community in accordance with Sections 66 & 68 of the Environmental Planning & Assessment Act 1979.
  - (e) Proposes not to undertake an environmental study in the course of developing the Local Environmental Plan, given that its sole purpose will be to reclassify certain public lands as operational lands under the Local Government Act 1993.
4. That the General Manager be authorised to proceed with the preparation of the Draft Local Environmental Plan in accordance with the requirements of:
  - (a) The Environmental Planning & Assessment Act 1979 and associated Regulations.
  - (b) The Department of Local Government Practice Note No 1- Public Land Management dated May 2000.
  - (c) The Department of Urban Affairs & Planning Best Practice Guideline LEPs and Council Land dated January 1997.
5. That Council's Technical Services Department provide a report providing cost estimates for the provision of all necessary services to proposed stage one (1) being proposed lots 1,2,3,4,11,12,13 & 20.

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### **4.3 WARRUMBUNGL SHIRE COUNCIL APPLICATIONS RECEIVED FOR THE MONTH OF MAY 2009**

<b>Complying Development (set criteria) Development Application (Specialised Conditions)</b>	<b>Date Received</b>	<b>APPLICANT'S NAME</b>	<b>LOCATION (of development)</b>	<b>(Town)</b>	<b>Development Type</b>	<b>Status (Approved or Pending)</b>
CDC 124/0809	06.05.2009	Picton Bros	7 John Street	Coonabarabran	Screened in Patio	Approved
CDC 125/0809	07.05.2009	J & D Worrell	39 Castlereagh Street	Baradine	Double Car Port	Approved
DA 126/0809	08.05.2009	Caltex Petroleum P/L	Lots 405 & 406 Oxley Highway	Coonabarabran	Diesel Stop Service Station	Pending
DA 127/0809	11.05.2009	David Baker	Morriseys Road	Coonabarabran	Change of Use	Pending
CDC 129/0809	13.05.2009	Rae Riley	98 Dalgarno Street	Coonabarabran	Extend Garage	Approved
DA 130/0809	07.05.2009	Roger Pinferi	Avonside West Road	Dunedoo	Three Bedroom House	Pending
CDC 131/0809	21.05.2009	N & BJ Penfold	32 Masman Street	Coonabarabran	Car Port	Pending

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<b>WARRUMBUNGLE SHIRE COUNCIL APPLICATIONS HELD PENDING AS AT THE MONTH END APRIL 2009</b>						
<b>CD or DA</b>	<b>Date Received</b>	<b>Applicant</b>	<b>Location</b>	<b>Town</b>	<b>Type of development</b>	<b>Status</b>
DA 105/0809	2 March 09	Sue Harvey-Walker	Lot 22 Tibuc Road	Coonabarabran	2 Lot rural subdivision	Clock Stopped Waiting Further Information
DA 112/0809	23 March 09	Rebel Bullingham – Evans	McGuinness Road	Weetaliba	Erection of a 1 bedroom dwelling	Clock Stopped Waiting Further Information
CDC 115/0809	25 March 09	David Ward	31 Farnell Street	Mendooran	Erection Car port	Clock Stopped Waiting Further Information
CDC 116/0809	16 April 09	Garry Wilson	Bandulla Street	Coonabarabran	Single Story Dwelling	Clock Stopped Waiting Further Information
DA 121/0809	28 April 09	Johann Schwarz	Lot 30 Newell Highway	Coonabarabran	Shed Alteration	Clock Stopped Waiting Further Information
DA 128/0809	27 April 09	Gary Wilson	Merrygoen Street	Neilrex	Rural Fire Service Equipment Shed	Approved

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**TONY MEPPEM**  
**ACTING DIRECTOR ENVIRONMENTAL SERVICES**

# **WARRUMBUNGLE SHIRE COUNCIL**

**ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL TO BE HELD AT  
THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 18 JUNE 2009 COMMENCING AT  
1.00PM**

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Mr R J Geraghty  
General Manager  
Warrumbungle Shire Council  
John Street  
COONABARABRAN 2357

Dear Sir

Attached is my report for consideration by Council

## **DIRECTOR OF COMMUNITY SERVICES      ANNEXURE 5**

### **5.1      VOLUNTEER RESCUE ASSOCIATION – LEASE AGREEMENTS**

At the 18 May 2009 meeting of the Local Emergency Management Committee (LEMC) the matter of insurance liability for both Council and those agencies who occupy land and premises owned by Council was discussed. Volunteer Rescue Associations (VRA) at Coonabarabran and Coolah currently operate from Council owned land and premises. A formal relationship between Council as land owner and individual VRA's as occupant agency needs to be established. It is proposed to utilise the Licence Agreement format that has been prepared for a number of community and sporting groups that function on Council owned land and premises.

Draft individual VRA Licence Agreements are attached under separate cover for Council consideration.

### **RECOMMENDATION**

That Council adopt the draft Licence Agreement as presented for both the Coolah and Coonabarabran Volunteer Rescue Associations.

### **5.2      PROVISION OF SPATIAL INFORMATION TO EMERGENCY INFORMATION COORDINATION UNIT – NSW DEPARTMENT OF LANDS**

*The NSW Department of Lands Emergency Information Coordination Unit (EICU) is responsible for the coordination of the spatial information program on behalf of emergency services.*

The EICU wish to be able to exchange spatial information with Council and has drafted a Memorandum of Understanding (MOU) for Council to sign. The MOU is attached under separate cover for Councillors' information.

The MOU allows Council to provide information concerning Council's infrastructure to this unit. By participating in this program, agencies will gain/reinforce the appreciation

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of geospatial support to emergency management in particular in the planning, preparation, response and recovery phases.

Through a collaborative sharing approach to both the use of spatial information technologies combined with the spatial data sharing initiative being developed by the EICU, the state of readiness and the ability to coordinate and disseminate information relating to emergency incident management is greatly improved.

## **RECOMMENDATION**

That Council authorise the General Manager to sign on behalf of Warrumbungle Shire Council the NSW Department of Lands Memorandum of Understanding concerning the Provision of Information for Emergency Services Use to the Emergency Information Coordination Unit Department of Lands.

### **5.3 EXECUTION OF DOCUMENTS UNDER COUNCIL SEAL – COMMUNITY SERVICES PROGRAMS**

Council resolved in April 2005 to authorise the execution and placement of the Council Seal on a number of continuing leases and agreements provided there were no changes to the conditions (Resolution No 136). With the addition of Yuluwirri Kids – Coonabarabran Preschool and Long Day Care Centre, Council gave authority for the execution and placement of the Council Seal for this agreement in December 2008 (Resolution No 194).

One such document that has changed is Council's Service Agreement with NSW Department of Community Services (DOCS) that now encompasses three (3) programs: Yuluwirri Kids, Connect 5 and the Community Access Project. So it is now timely to review the Community Services Grant Funded Programs that are funded on a recurrent basis, which will enable these documents to be executed as per Council's authority.

Council may wish to consider authorising the execution and placement of the seal on continuing Grant Funded Activity Service/Funding Agreements for the following:

Agency	Funding 2009/2010
<b>Department Ageing Disability and Home Care (DADHC)</b>	<b>\$ 390,037</b>
Meals Service	\$ 119,422
Respite Care	\$ 74,790
Social Support	\$ 132,674
Home Maintenance	\$ 63,151
<b>Greater Western Area Health Service (GWAHS)</b>	<b>\$ 7,000</b>
Health Related Transport – Coolah	



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## **NSW Ministry of Transport (MoT) \$ 94,347**

Home and Community Care \$ 79,001

Community Transport \$ 15,346

## **NSW Department of Community Services (DoCS) \$ 371, 567**

Yuluwirri Kids – (CSP) \$ 187,832

Connect Five – (CSP) \$ 176,488

Coonabarabran Community Access Project (CSGP) \$ 72, 479

## **Department Education, Employment and Workplace Relations (DEEWR) No scheduled amounts \$ dependent on utilisation**

Child Care Benefit and Sustainability Assistance/Network Support Programs for;

Castlereagh Family Day Care

Yuluwirri Kids

Coonabarabran After School/Vacation Care

## **RECOMMENDATION**

That the Mayor and General Manager be authorised to attach the Council Seal and sign the ongoing Funding Agreements for the abovementioned activities provided there are no changes to the conditions of each and Council's commitment to each does not change.

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REBECCA RYAN  
DIRECTOR COMMUNITY SERVICES