



Minutes

Ordinary Council Meeting

held in the Council Chambers

John Street, Coonabarabran

on Thursday, 15 October 2020

commencing at 5:01pm

PRESENT: Cr A Doolan (Chairperson), Cr A-L Capel (videolink), Cr F Clancy, Cr W Hill, Cr R Lewis, Cr P Shinton, Cr D Todd and Cr A Iannuzzi (5.02pm).

In attendance: General Manager (Roger Bailey), Director Technical Services (Kevin Tighe), Director Environment and Development (Leeanne Ryan), Director Corporate and Community Services (Kim Parker) and Executive Assistant to the General Manager (Erin Player – Minutes).

Acknowledgement of Country

Council acknowledged the Gomeri people, the Traditional Custodians of the Land at which the meeting is held and pays its respects to Elders, both past and present, of the Gomeri Nation and extends that respect to other Aboriginal people who are present.

Recording of Meeting

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

APOLOGIES

110/2021 RESOLVED that the apology from Cr K Brady be accepted and a leave of absence granted.

MOVED: Councillor Shinton

SECONDED: Councillor Lewis

For – Unanimous

Confirmation of Minutes

111/2021 RESOLVED that Council confirm the resolutions contained in the Minutes of the Ordinary Council meeting held on 17 September 2020.

MOVED: Councillor Todd

SECONDED: Councillor Hill

For – Unanimous

The Mayor called for Disclosure of Interests

Cr Doolan declared a pecuniary interest in Item 8 Council Committees due to being on the Internal Audit Committee.

MOVED: Councillor Iannuzzi

SECONDED: Councillor Lewis

For – Unanimous

Item 1 Mayoral Minute – Mayors Log of Activity, Kilometres Travelled and Expenses from 17 September 2020 to 7 October 2020

112/2021 RESOLVED that Council notes the report on the Mayor's Activity and Log of Kilometres Travelled for the period 17 September 2020 to 7 October 2020.

MOVED: Councillor Capel

SECONDED: Councillor Shinton

For – Unanimous

Item 2 Councillors' Monthly Travel Claims – September 2020

113/2021 RESOLVED that the Councillors' monthly travel claims report in the amount of \$436.64 is noted.

MOVED: Councillor Shinton

SECONDED: Councillor Hill

For – Unanimous

Item 3 Minutes of Internal Audit Committee Meeting

114/2021 RESOLVED that Council notes the minutes of the Internal Audit Committee meeting held on 25 February 2020 adopted at the Internal Audit Meeting 10 September 2020.

MOVED: Councillor Todd

SECONDED: Councillor Lewis

For – Unanimous

Item 4 Meeting Schedule

115/2021 RESOLVED that Council:

1. Adopts the following Meeting Schedule:

2021

February	Thursday 18
March	Thursday 18
April	Thursday 15
May	Thursday 20
June	Thursday 17
July	Thursday 15
August	Thursday 19
September*	TBA
October	Thursday 21
November	Thursday 18
December	Thursday 9#

2. That Council meetings be held and chaired from the Coonabarabran Chambers during the COVID-19 pandemic crises.
3. That the purpose of the meeting to be held in September 2021 be an Extra Ordinary meeting only to elect a Mayor and Deputy Mayor along with the appointment of Councillors as delegates and to Committees, along with other matters deemed appropriate by the General Manager.
4. Authorise the General Manager to call the September 2021 Council meeting but the meeting is to be held no later than seven days after the declaration of the election.

MOVED: Councillor Shinton

SECONDED: Councillor Hill

For – Unanimous

Item 5 Council Offices Christmas Closure

116/2021 RESOLVED that Council note the closure of Coonabarabran and Coolah administration offices, including Service NSW and Warrumbungle Community Care, from 3.00pm on Thursday 24 December 2020, reopening on Monday 4 January 2021.

MOVED: Councillor Todd

SECONDED: Councillor Shinton

For – Unanimous

Item 6 Office of Local Government S430 Report

117/2021 RESOLVED that Council submits the Draft Council submission on the Section 430 Report as required by the Minister for Local Government.

MOVED: Councillor Iannuzzi

SECONDED: Councillor Lewis

For – Unanimous

Item 7 Returns Under s4.21 of the Model Code of Conduct – Disclosing of Interests of Councillors and Designated Persons

118/2021 RESOLVED that Council:

1. Acknowledge the tabling of the disclosures received under Section 4.21 of the Model Code of Conduct for Local Councils in NSW for Councillors and Designated Persons for the period 1 July 2019 to 30 June 2020.
2. Acknowledge that the disclosure of interest forms for councillors and designated persons are to be placed onto Council's website.

MOVED: Councillor Shinton

SECONDED: Councillor Lewis

For – Unanimous

5.16pm

Mayor Doolan vacated the chair and left the room

Item 8 Council Committees

119/2021 RESOLVED that Council endorse that Cr Doolan continue as the Councillor representative on the Internal Audit Committee for the remainder of the Council term.

MOVED: Councillor Shinton

SECONDED: Councillor Todd

For – Unanimous

5.20pm

Mayor Doolan returned to the Chair

120/2021 RESOLVED that Council:

1. Notes the report on Council Committees.
2. Deletes the Finance and Projects Committee.

3. Appoints Cr Todd as an alternate delegate to the Orana Joint Organisation and Country Mayors Association should the Mayor and Deputy Mayor be unavailable.

MOVED: Councillor Shinton

SECONDED: Councillor Todd

For – Unanimous

Item 9 Delegations of Authority due to COVID-19 Pandemic

121/2021 RESOLVED that:

1. If the need arises, and subject to consultation with the Mayor and Deputy Mayor, that the General Manager be authorised to shut services considered non-essential due to the COVID-19 pandemic.
2. In addition to the existing delegations made to the Mayor, Deputy Mayor and General Manager that the following additional functions be delegated:
 - (a) That Council pursuant to Section 226(d) and Section 377 of the Local Government Act 1993, delegate authority to the Mayor and the General Manager (or their delegates) jointly to exercise any functions of Council that may lawfully be delegated under Section 377 of the Local Government Act. This should be enacted in the event that the need arises which would limit the orderly operations of Council in regards to the operation of the governing body of elected members, including the ability to convene Ordinary and Extraordinary meetings and subject to the restrictions outlined in point (b) and point (c) below.
 - (b) That a list of any matters considered under such delegated authority be submitted for Council's information via email as soon as possible following the execution of such delegation and be formally reported to the next available schedule Ordinary Meeting of Council.
 - (c) That this temporary delegation of authority only be put into effect if the elected Council is unable to meet because of a lack of a quorum from councillors being affected by the virus. Further that this temporary delegation be put into effect if Council is unable to conduct ordinary meetings of Council due to restrictions imposed by relevant authorities and if no reasonable alternative or provision is available.
 - (d) That this temporary delegation also apply in light of any legislative change, direction or advice arising as a direct result of the COVID-19 situation.
 - (e) That these additional delegations remain in place until 30 June 2021 or unless terminated sooner by Council.
3. Council note that it may continue to hold meetings electronically until 25 March 2021.

MOVED: Councillor Clancy

SECONDED: Councillor Todd

For – Unanimous

Item 10 Council Resolutions Report

122/2021 RESOLVED that the Council Resolution Report be noted for information.

MOVED: Councillor Hill

SECONDED: Councillor Clancy

For – Unanimous

Item 11 Revotes and High Value Projects Report

123/2021 RESOLVED that the Revote and High Value Projects Report be noted for information.

MOVED: Councillor Todd

SECONDED: Councillor Shinton

For – Unanimous

Item 12 Australia Day 2021

124/2021 RESOLVED that Council:

1. The Australia Day Award Committee be delegated the authority to select the Australia Day Award recipients.
2. Participates in the 2021 **NSW Local Citizen of the Year Awards** by administering and presenting the *Warrumbungle Shire Council Australia Day Awards* in the following categories:
 - Citizen of the Year
 - Young Citizen of the Year
 - Sportsperson of the Year
 - Young Sportsperson of the Year
 - Environmental Citizen of the Year
 - Young Environmental Citizen of the Year
 - Australia Day Award
3. Open public swimming pools in Baradine, Binnaway, Coolah, Coonabarabran, Dunedoo and Mendooran free of charge on Australia Day 2021.

MOVED: Councillor Shinton

SECONDED: Councillor Clancy

For – Unanimous

Item 13 Community Financial Assistance Donations 2020/21 (Round One)

125/2021 RESOLVED that Council funds 20 of the 27 applicants under Round One of the 2020/21 Community Financial Assistance Donations at a total amount of \$9,600.

Ref	Doc ID	Applicants	Amount Recom'ed	Project Description
1	119381	Dunedoo Historical Museum	\$500	Heritage Photo Display for Dunedoo Library Walls
2	119391	Creatives Collective ARI Inc.	\$500	Start Art 2020 - completely inclusive art

Ref	Doc ID	Applicants	Amount Recom'ed	Project Description
				competition -funds go toward prizemoney
3	119398	Little People Task Force	\$500	Little People Fun Day
4	119452	Coonabarabran Club Cooperative Limited	\$500	Assist with costs involved in updating the Club's heating.
5	119696	Yearinan Rural Fire Brigade	\$500	Community BBQ and mental / physical health days - Purchase of a new BBQ
6	119733	Coolah District Development Group	\$500	Book Launch Coolah Railway Centenary - Advertising the book launch, print media and social media.
7	119745	Ulamambri Hall	\$500	Provide lighting at the back where Christmas Party's are held
8	119817	Mendooran Art & Craft Shop	\$500	Install lighting or skylight in shop
10	119822	Warrumbungle Regional Radio Incorporated (2WCR-FM)	\$400	Resolving Precise Time Issue in Outside Broadcast Van
15	119833	Baradine Rusty Club Men's Shed	\$500	Baradine Rusty Club Tools for Mental Health project - to purchase a free-standing stove and oven for use by the volunteer members.
16	119662	Coonabarabran Swimming Club	\$500	Refurbishment of Lane Rope Reel Wheels.
17	120005	Binnaway Lions Club	\$500	Purchasing a hands-free soap dispense, a hands-free hand sanitizer and a paper towel dispenser all which can be mounted onto the Lions BBQ trailer
18	120007	Warrumbungle Domestic Violence Committee	\$500	Warrumbungle White Ribbon Event - purchase 4 white flags
19	120060	Dunedoo and District Development Group	\$500	Dunedoo Silo Art Sign
20	120061	Dunedoo Amateur Swimming Club	\$300	Dunedoo Swimming Carnival

Ref	Doc ID	Applicants	Amount Recom'ed	Project Description
21	120064	Coolah District Development Group	\$500	Volunteers Insurance at Tourism information and Gallery
22	120065	Coolah Youth & Community Centre	\$500	Protect our volunteers
23	120066	Presbyterian Church Coolah	\$500	Painting hall and new cupboard storage
24	120082	Baradine squash and volleyball club	\$500	Air conditioning installation
25	120085	Coonabarabran Amateur Boxing Gym Inc.	\$400	Covid-Safe, Keeping it Clean

MOVED: Councillor Iannuzzi

SECONDED: Councillor Shinton

For – Unanimous

Item 14 Community Strategic Plan Review and Customer Satisfaction Survey 126/2021 RESOLVED that Council:

1. Notes the information contained in the Community Strategic Plan Review report.
2. Conduct a Customer Satisfaction Survey in the 2020/21 financial year at an approximate cost of \$30,000 following provision being considered and funded at the next available Quarterly Business Review Statement (QBRs).

MOVED: Councillor Iannuzzi

SECONDED: Councillor Capel

For – Cr Doolan, Cr Iannuzzi, Cr Shinton, Cr Todd, Cr Hill, Cr Capel and Cr Clancy
Against – Cr Lewis

Item 15 Code of Meeting Practice Review

127/2021 RESOLVED that Council endorses the reviewed Code of Meeting Practice to proceed for Public Exhibition for a minimum of 28 days with submissions received for a minimum of 42 days and the inclusion that a maximum of 4 public forum speakers be permitted.

MOVED: Councillor Shinton

SECONDED: Councillor Capel

For – Unanimous

Item 16 Investments and Term Deposits – month ending 30 September 2020

128/2021 RESOLVED that Council accept the Investments Report for the month ending 30 September 2020 including a total balance of \$19,020,911.64 being:

- \$2,427,101.11 in at call accounts.
- \$16,000,000.00 in term deposits.
- \$593,810.43 cash at bank.

MOVED: Councillor Iannuzzi

SECONDED: Councillor Hill

For – Unanimous

Item 17 Occupation of the Mezzanine Level of the Coonabarabran Sport and Recreation Building

129/2021 RESOLVED that the report on Occupation of the Mezzanine Level of the Coonabarabran Sport and Recreation Building be noted.

MOVED: Councillor Todd

SECONDED: Councillor Shinton

For – Unanimous

Item 18 Neilson Park – Stop & Play Project

130/2021 RESOLVED that:

1. The project is publicly advertised and written submissions sought on the Coonabarabran Stop & Play concept plan.
2. Once submissions have been assessed that tenders are invited for design and construction of Coonabarabran Stop & Play.

MOVED: Councillor Iannuzzi

SECONDED: Councillor Shinton

For – Unanimous

Item 19 Offer of Reserve from Crown Lands

131/2021 RESOLVED that the offer from Crown Lands for Council to Manage Crown Reserve 97121 is accepted subject to the following conditions:

1. Crown Lands identifying and remediating soil within the Reserve that may be contaminated.
2. Classification of the land being the same as that of the two adjoining Crown Reserves.
3. That all the costs of the above and the transfer be borne by Crown Lands.

MOVED: Councillor Iannuzzi

SECONDED: Councillor Capel

For – Unanimous

Item 20 Draft Business Use of Footpath Policy

132/2021 RESOLVED that Council:

1. Notes the information contained in the Draft Business Use of Footpath Policy Report.
2. Adopts the Draft Business Use of Footpaths Policy for community consultation.
3. Places the Draft Business Use of Footpaths Policy and associated documents on public exhibition for at least 28 days, with submissions invited for at least 42 days.
4. Receives a further report on the Draft Business Use of Footpaths Policy after the public exhibition phase has been completed.

MOVED: Councillor Iannuzzi

SECONDED: Councillor Hill

For – Unanimous

Item 21 Planning System Acceleration Program and ePlanning

133/2021 RESOLVED that Council notes the information in the Planning System Acceleration Program and ePlanning Report.

MOVED: Councillor Shinton

SECONDED: Councillor Todd

For – Unanimous

Item 22 Inland Rail Update Report – October 2020

134/2021 RESOLVED that Council notes the information contained in the Inland Rail Update Report.

MOVED: Councillor Iannuzzi

SECONDED: Councillor Todd

For – Unanimous

Item 23 Development Applications

135/2021 RESOLVED that Council notes the Applications and Certificates approved during September 2020, under Delegated Authority.

MOVED: Councillor Iannuzzi

SECONDED: Councillor Todd

For – Unanimous

Item 24 Notice of Motion – Councillor NOMs

136/2021 RESOLVED that item 24 Notice of Motion – Councillor NOMs be noted for information.

MOVED: Councillor Lewis

SECONDED: Councillor Todd

For – Unanimous

Item 25 Reports to be Considered in Closed Council

137/2021 RESOLVED that:

1. Item 25.1 Organisational Development Monthly Report – September 2020

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

2. Item 25.2 Three Rivers Regional Retirement Community Information Report

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

3. Item 25.3 Tender for Roof Replacement to Office Building at Coonabarabran

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

MOVED: Councillor Todd

SECONDED: Councillor Doolan

For – Unanimous

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

There was no response from the public.

138/2021 RESOLVED that:

1. Council go into Closed Council to consider business relating to confidential information.

2. Pursuant to section 10A(1)-(3) of the *Local Government Act 1993* (NSW), the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of Section 10A(2) as outlined above.

3. The correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the *Local Government Act 1993* (NSW).

MOVED: Councillor Shinton

SECONDED: Councillor Hill

For – Unanimous

6.36pm
Closed Council

Item 25.1 Organisational Development Monthly Report – September 2020

139/2021 RESOLVED that the Organisation Development Monthly Report for September 2020 be noted for information.

MOVED: Councillor Todd

SECONDED: Councillor Hill

For – Unanimous

Item 25.2 Three Rivers Regional Retirement Community Information Report

140/2021 RESOLVED that Council endorse the actions as outlined in the report in relation to the Three Rivers Regional Retirement Community Project.

MOVED: Councillor Todd

SECONDED: Councillor Lewis

For – Unanimous

Item 25.3 Tender for Roof Replacement to Office Building at Coonabarabran

141/2021 RESOLVED that:

1. The contract for replacement of part of the roof on the Coonabarabran Administration Building is awarded to Murphys Construction Group for a price of \$439,558.54 (incl GST).
2. That additional funding for the project is obtained by reallocating the budget allocations from the following existing projects:

Coonabarabran Town Hall	\$50,000
Coona Sport & Recreation Centre	\$25,000
Cowper Street – open channel construction	\$46,000
Binnaway Hall Refurbishment	\$35,000
Dunedoo Stage	\$30,000

MOVED: Councillor Shinton

SECONDED: Councillor Hill

For – Unanimous

142/2021 RESOLVED that Council return to Open Council.

MOVED: Councillor Todd

SECONDED: Councillor Lewis

For – Unanimous

7.50pm
Open Council

Meeting date: 15 October 2020

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

The Mayor wished Cr Clancy a very happy birthday.

There being no further business the meeting closed at 7.53pm.

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CHAIRPERSON