

# **WARRUMBUNGL SHIRE COUNCIL**

**MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGL SHIRE COUNCIL  
HELD AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 16 APRIL 2009  
COMMENCING AT 1.00PM**

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**PRESENT:** Cr Peter Shinton (Chairman), Cr Campbell, Cr Coe, Cr Dissanayake, Cr Lewis, Cr Powell, Cr Schmidt, Cr Sullivan, Cr Todd, General Manager, Director Corporate Services, Director Technical Services, Acting Director Environmental Services

**APOLOGIES:** Director Community Services

**In attendance:** T Draper (minutes).

**1.01 PM**

## **PRESENTATION**

At this time David Wolfenden, North West Weight of Loads Committee (NWWOL) made a presentation to Council regarding the effects of overloading on the road pavement and the research and work done by the committee.

**1.03 PM** Councillor Powell joined the meeting

**1.05 PM** Councillor Dissanayake joined the meeting

**1.22 PM** Mr Wolfenden's presentation finished and questions were taken.

**1.24 PM**

## **FORUM**

Mr Ted Miller of Coolah addressed the meeting with concerns he has regarding an intersection at the corner of Cunningham and Campbell Streets, Coolah and other traffic issues. Mr Miller also raised the issue of the partially completed lookout on the Cassilis Road and the need for a better Coolah tourism brochure.

At this time the Director Technical Services addressed some of Mr Miller's issues regarding traffic concerns.

**1.42 PM**

## **CONFIRMATION OF MINUTES OF THE ORDINARY MEETING OF WARRUMBUNGL SHIRE COUNCIL HELD ON 19 MARCH 2009**

**295 RESOLVED** that the minutes of the ordinary meeting of the Warrumbungle Shire Council held on 19 March 2009 be endorsed.

**Todd/Schmidt**  
**The motion was carried**

## **ADOPTION OF THE RECOMMENDATIONS OF THE TRAFFIC ADVISORY COMMITTEE MEETING HELD ON 26 MARCH 2009**

**296 RESOLVED** that the minutes of the Traffic Advisory Committee meeting held on 26 March 2009 be adopted.

**Lewis/Sullivan**  
**The motion was carried**

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## **ADOPTION OF THE RECOMMENDATIONS OF THE WARRUMBUNGLE SHIRE COUNCIL OCCUPATIONAL HEALTH AND SAFETY COMMITTEE MEETING HELD ON 26 MARCH 2009**

**297 RESOLVED** that the minutes of the Warrumbungle Shire Council Occupational Health and Safety Committee meeting held on 26 March 2009 be adopted.

**Schmidt/Campbell  
The motion was carried**

## **ADOPTION OF THE RECOMMENDATIONS OF THE WARRUMBUNGLE SHIRE TOURISM AND ECONOMIC DEVELOPMENT ADVISORY COMMITTEE MEETING HELD ON 25 MARCH 2009**

**298 RESOLVED** that the minutes of the Warrumbungle Shire Tourism and Economic Development Advisory Committee Meeting held on 25 March 2009 be adopted.

**Schmidt/Powell  
The motion was carried**

## **MINUTES OF THE CONSULTATIVE ADVISORY COMMITTEE MEETING HELD ON 26 MARCH 2009**

Noted

## **ACCEPTANCE OF THE MINUTES OF THE BINNAWAY TOWN COMMITTEE MEETING HELD ON 30 MARCH 2009**

**299 RESOLVED** that the minutes of the Baradine Town Committee meeting held on 30 March 2009 be accepted.

**Schmidt/Campbell  
The motion was carried**

## **ACCEPTANCE OF THE MINUTES OF THE BARADINE TOWN COMMITTEE MEETING HELD ON 30 MARCH 2009**

**300 RESOLVED** that the minutes of the Baradine Town Committee meeting held on 30 March 2009 be accepted.

**Campbell/Todd  
The motion was carried**

## **ACCEPTANCE OF THE MINUTES OF THE MENDOORAN/MERRYGOEN TOWN COMMITTEE MEETING HELD ON 31 MARCH 2009**

**301 RESOLVED** that the minutes of the Mendooran/Merrygoen Town Committee meeting held on 31 March 2009 be accepted.

**Lewis/Todd  
The motion was carried**

## **ACCEPTANCE OF THE MINUTES OF THE DUNEDOO TOWN COMMITTEE MEETING HELD ON 31 MARCH 2009**

**302 RESOLVED** that the minutes of the Mendooran/Merrygoen Town Committee meeting held on 31 March 2009 be accepted.

**Coe/Dissanayake  
The motion was carried**

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## **ACCEPTANCE OF THE MINUTES OF THE COOLAH TOWN COMMITTEE MEETING HELD ON 31 MARCH 2009**

**303 RESOLVED** that the minutes of the Coolah Town Committee meeting held on 31 March 2009 be accepted.

**Powell/Dissanayake**  
**The motion was carried**

## **GENERAL MANAGER'S REPORT 2.00 PM**

### **1.1 BUDGET ADJUSTMENTS COOLAH PRESCHOOL**

**304 RESOLVED** that Council approve a supplementary vote of a credit adjustment for the Coolah Preschool Capital Works of \$10,000 and a debit against Restricted Assets Coolah School of Arts of \$4,000.

**Sullivan/Campbell**  
**The motion was carried**

### **1.2 COUNCIL COMMITTEES – ENDORSING STRUCTURES OF COMMITTEES**

**305 RESOLVED** to endorse the membership of the remaining Council Community Committees as follows:

#### **Warrumbungle Aerodromes Advisory Committee**

2 Councillor representatives being Cr Powell and Campbell

Mr Roy Matthews – Baradine

Mr Garry Connelly – Coolah

Mr Colin Tink – Coonabarabran

Mr Kevin Barrington - Coonabarabran

#### **Warrumbungle Shire Tourism and Economic Development Advisory Committee**

2 Councillor representatives being Councillors Schmidt and Campbell

Team Leader Tourism and Economic Development (Mrs Aileen Bell)

One member from each of the five smaller towns who is involved in a Progress Association or Development Group being:

Baradine Progress Association – Mrs Liz Cutts and Mrs Gaye Farrell (alternate)

Binnaway Progress Association – Mrs Sharon Bowen and Mr Glen Halliday (alternate)

Coolah District Development – Mrs Carol Richard and Mr Roy Cameron (alternate)

Dunedoo District Development – Mrs Sue Stoddart, Mrs Wendy Hill (alternate), Mrs Jenny Kubowicz (alternate) and Mrs Debbie O'Connor (standby)

Community Development Officer (Mr Proctor Morris)

Coonabarabran Chamber of Commerce – to be approved (Mr Mark Baker)

NSW Farmers Association – to be approved (Mrs Juleen Young nominee and Ms Donna Burton alternate)

Warrumbungle Tourism Association Inc – Mrs Marie Rickert and Mr Wolfgang Brederick (alternate)

Department of Environment and Climate Change (NPWS) – Mr Mark Fosdick (alternate) and Nominee to be advised

Indigenous Community Working Party – to be approved (Therese Cain)

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## **Medical Services Advisory Committee**

- 2 Councillor representatives being Councillors Dissanayake and Todd
- 2 Staff representatives – to be advised
- 1 Community representative from,
  - Baradine – Mr Peter Munns
  - Coolah – Mr Kenneth Pellow
  - Coonabarabran – Mr Leon Roach
  - Dunedoo – to be approved (Mr Barry Evans)

## **Roads Review Committee**

- All Interested Councillors
- Director of Technical Services and General Manager

## **Warrumbungle Shire Council Social Services Advisory Committee**

- 1 Councillor representative being Councillor Campbell
- 1 Social Services Staff Member

**Schmidt/Campbell  
The motion was carried**

## **1.3 COUNCIL COMMITTEES – ADDITIONAL NOMINATIONS**

**306 RESOLVED** that the following additional committee nominees would be endorsed:

### **Coonabarabran Chamber of Commerce –**

Mr Mark Baker

**NSW Farmers –** Mrs Juleen Young – Nominee  
Ms Donna Burton – alternate

### **Department of Environment and Climate Change –**

Nominee – to be advised

Mr Mark Fosdick – alternate

### **Indigenous Community Working Party –**

Ms Therese Cain

**Medical Advisory Committee –** Mr Barry Evans

**Schmidt/Coe  
The motion was carried**

**2.06 PM** Director Technical Services left the meeting

**2.20 PM** Director Technical Services returned to the meeting

## **1.4 INVESTMENTS POLICY**

**307 RESOLVED** that Council adopt the following Investment Policy:

**Campbell/Schmidt  
The motion was carried**

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## **Warrumbungle Shire Council Investment Policy**

### **PURPOSE:**

The purpose of this policy is to establish the investment guidelines that Warrumbungle Shire Council adopts in investing its surplus funds.

### **OBJECTIVES:**

The objectives of the policy are:

- 1 To ensure Council undertakes investment of surplus funds in line with the latest Investment Order released by the Minister for Local Government;
- 2 To maximise the security of Council funds by setting parameters for exposure to credit risk and durations of risk within the investment portfolio and the 'single party' exposure of the portfolio to individual institutions;
- 3 Subject to those constraints and Council's liquidity requirements, to maximise the earnings from the portfolio; and
- 4 To establish a framework for monitoring the investments and comparing performance to appropriate benchmarks.

### **AUTHORITY FOR INVESTMENT AND PRESCRIBED PRACTICES:**

All investments are to be made in accordance with:

Local Government Act 1993 – Section 625;  
Local Government Act 1993 – Order (of the Minister) dated 31 July 2008  
The Trustee Amendment Act (Discretionary Investments) 1997 –  
Sections 14A (2), 14C (1) & (2).  
Local Government (General) Regulation 2005  
Local Government Code of Accounting Practice and Financial Reporting  
– Section 11.3

### **DELEGATION OF AUTHORITY:**

The following officers have authority to invest surplus funds, and manage those investments in accordance with this Policy:

General Manager\*

\* The General Manager will have the authority to sub delegate this authority to the Director Corporate Services and/or the Manager of Finance if deemed appropriate.

### **AUTHORISED INVESTMENTS:**

All investments must be denominated in Australia Dollars and are limited to those that are included in the Local Government Act 1993 – Investment Order as signed by the Minister for Local Government 31 July 2008. A copy of that current Order is attached as Appendix 1 to this policy. Council's authorised investments are limited to:

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- Local, State, Territory or Commonwealth Government bonds, Debentures or Securities;
- Interest bearing deposits, Debentures or Bonds issued by an authorised deposit-taking institution (as defined Banking Act 1959 (Cwth));
- Any Bill of Exchange not exceeding 200 days to maturity with a right of recourse against a bank which has been designated as an authorised-deposit institution;
- A deposit with the Local Government Financial Services Pty Ltd; and
- A deposit with the New South Wales Treasury Corporation.

## **UNAUTHORISED INVESTMENTS:**

- Managed Funds
- Investments containing subordinate debt obligations; and
- Any other investments medians not included in the Local Government Act 1993 – Order (of the Minister) dated 31<sup>st</sup> July 2008.

## **INVESTMENT GUIDELINES:**

The following guidelines relate to diversification and term to maturity constraints. The percentages are to be applied to the total portfolio and not just the individual portions of the portfolio.

### **1. TERM TO MATURITY FRAMEWORK FOR THE PORTFOLIO**

Overall Portfolio term to Maturity Limits		
Term	Maximum	Term to Maturity
Up to 1 Year	100%	
1 Year to 3 Years	80%	
3 Years to 7 Years	40%	

### **2. PORTFOLIO DIVERSIFICATION**

Council will diversify its portfolio so as to control its exposure to any individual institution, as much as possible. The maximum percentage of the total portfolio that can be held with any one institution is as follows;

Issuer	Maximum % with one institution
State, Territory or Commonwealth of Australia	30%
Other Institutions	20%

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### **3. PERFORMANCE BENCHMARKS**

Council will benchmark its performance against the following rates:

<b>Investment Type</b>	<b>Performance Benchmark</b>
Cash	11am Cash Rate
Cash Enhanced/Fixed Interest	UBSWA Bank Bill Index

### **4. QUOTATIONS ON INVESTMENT:**

Council, wherever possible, will obtain quotations from each bank with a branch within the Shire when sourcing and proposing investments.

That all quotations and transactions be kept in a suitable register.

### **5. NON FINANCIAL FACTORS:**

When assessing an investment opportunity in-line with the prudent person rule of the Trustees Amendment Act 1997 there will always be a number of factors, which are not easily quantifiable, that should be considered. These factors may lead to not always accepting the highest rate of return on a particular investment. Staff who make such decisions should document the reasons to support these decisions. This will ensure accountability and transparency and enable those reasons to be easily identified at a later date.

The highest rate alone should not always be accepted by Council, but the investment which delivers the best overall value to Council. This allows staff to include other financial and non-financial factors, in their consideration, when choosing an investment.

Factors which may be considered when choosing investments include:

- Transaction costs
- Ease of making transactions
- Level of service from an institution
- Ability to access funds
- Benefit to Council

### **6. TRANSITIONAL ARRANGEMENTS**

Any non-compliant investments that were held prior to the date of the most recent Investment Order dated the 31<sup>st</sup> July 2008, which were made in compliance with the previous Ministerial Order dated 15<sup>th</sup> July 2005 are to be taken as being in compliance with the current Order. This does not apply to any restructuring or switching of investments or any re-investment of proceeds received on the disposal or maturity of such investment.

For all of council's investments that are captured by this transitional agreement, the following considerations are to be taken:

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As these investments mature or if they are sold then they must be replaced with medians that comply with the revised Ministerial Investment Order dated 31<sup>st</sup> July 2008. In determining the most practicable time to withdraw any such investments, so as to maximise return, Council should consider, but not be limited by, the following issues:

- Any capital loss if the investment was sold
- The preservation of capital if the investment was continued to be held to maturity
- Whether the downgrade of the value is a market fluctuation or a market correction
- The maturity date of the investment
- Council's requirement for the invested funds, (liquidity) and
- Exercising due care and diligence

## **7. REPORTING**

### **a) Monthly Reports**

A monthly report that complies with relevant legislative requirements will be provided to Council, detailing the investment portfolio in terms of holdings, performance and counterparty percentage exposure of total portfolio. The report will detail with actual investment income earned compared to budget for the year to date. It will also confirm compliance with legislative and Council's Policy investment requirements.

### **b) Audit Certificates**

For Audit purposes, certificates must be obtained from the relevant financial institutions confirming the amounts of investment held by Council or on its behalf as at 30 June each year.

## **8. GENERAL**

Council will maintain and invest in accordance with this Policy and relevant legislated requirements. The Investment Strategy will be in accordance with relevant legislated requirements and this Policy. Council will also ensure that security as to both principle and interest are assured.

Any updated Ministerial Investment Order will be incorporated as the new Appendix 1 to this policy

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Circular No. 08-48  
Date 18 August 2008  
Doc ID. A153888

Contact Chris Duff  
02 4428 4133  
chris.duff@dlg.nsw.gov.au

## **REVISED MINISTERIAL INVESTMENT ORDER**

The recent Review of NSW Local Government Investments ("the Cole Report") investigated the impact on councils that invested in structured financial products. The NSW Government adopted all the recommendations from the report.

The Minister for Local Government has now issued a revised Order pursuant to section 625 of the *Local Government Act 1993*. The Minister signed the amended Order on 31 July 2008 and it was gazetted on Friday 15 August 2008. It replaces the Order dated 15 July 2005. The revised Order is attached to this circular.

The changes to the Order include:

- including both principal and investment income in the definition of investment instruments
- removal of investments with specific credit ratings under items (k) and (l) of the previous Order. This decision will be reviewed after 31 December 2009
- removal of item (g) in the previous Order, which identified purchase of land as a form of investment. This removal does not preclude a council from acquiring land for the purpose of exercising any of its functions (s186(1) *Local Government Act 1993*)
- streamlining the wording around investing in public funds and securities issued by or guaranteed by the Commonwealth or Territory (part (a))
- restricting mortgages over land to first mortgages with a Loan to Value ratio of no greater than 60% (part (c))
- excluding subordinated obligations (part (d))
- improving the wording for investments and bills of exchange with authorised deposit-taking institutions (part (e))
- transitional arrangements regarding existing investments (grandfathering provisions).

The Department is preparing guidelines aimed at assisting councils in developing a comprehensive investment policy. The process will incorporate consultation with stakeholders. The guidelines will include issues raised in the Cole Report relating to conflicts of interest, such as product manufacturers and distributors being appointed as investment advisors, and the fiduciary responsibilities of councils and county councils in relation to investment activities.

When considering selling current investments that fall below the requirements of the revised Ministerial Investment Order (see Circular 06-70), councils should exercise due care and diligence. Councils should not solely rely on advice from the issuer of the investment and should seek independent financial advice. An investment adviser or dealer acting on behalf of a council should be licensed by the Australian Securities and Investment Commission (ASIC) ([www.asic.gov.au](http://www.asic.gov.au))

A handwritten signature in black ink, appearing to be 'Garry Payne'.

**Garry Payne AM  
Director General**

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## **LOCAL GOVERNMENT ACT 1993 – INVESTMENT ORDER**

(Relating to investments by councils)

I, the Hon. Paul Lynch MP, Minister for Local Government, in pursuance of section 625(2) of the *Local Government Act, 1993* and with the approval of the Treasurer, do, by this my Order, notify for the purposes of section 625 of that Act that a council or county council may only invest money (on the basis that all investments must be denominated in Australian Dollars) in the following forms of investment:

- (a) any public funds or securities issued by or guaranteed by, the Commonwealth, any State of the Commonwealth or a Territory;
- (b) any debentures or securities issued by a council (within the meaning of the *Local Government Act 1993* (NSW));
- (c) mortgage of land in any State or Territory of the Commonwealth (restricted to first mortgages over land with a Loan to Value ratio of no greater than 60%);
- (d) interest bearing deposits with, or any debentures or bonds issued by, an authorised deposit-taking institution (as defined in the *Banking Act 1959* (Cwth)), but excluding subordinated debt obligations;
- (e) any bill of exchange which has a maturity date of not more than 200 days; and if purchased for value confers on the holder in due course a right of recourse against a bank which has been designated as an authorised deposit-taking institution by the Australian Prudential Regulation Authority;
- (f) a deposit with the Local Government Financial Services Pty Ltd
- (g) a deposit with the New South Wales Treasury Corporation or investments in an Hour-Glass investment facility of the New South Wales Treasury Corporation.

**All investment instruments (excluding short term discount instruments) referred to above include both principal and investment income.**

### Transitional Arrangements

- (i) Subject to paragraph (ii) nothing in this Order affects any investment made before the date of this Order which was made in compliance with the previous Ministerial Order dated 15 July 2005, and such investments are taken to be in compliance with this Order.
- (ii) Paragraph (i) only applies to those investments made before the date of this Order and does not apply to any restructuring or switching of investments or any re-investment of proceeds received on disposal or maturity of such investments, which for the avoidance of doubt must comply with this Order.

Dated this 31<sup>st</sup> day of July

2008

  
Hon PAUL LYNCH MP  
Minister for Local Government

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## **1.5 LOANS LIABILITIES**

**308 RESOLVED** to renew the following loans when they become due, at the lowest available interest rate on the current terms.

Woolshed and Bugaldie Cr Bridges Loan	30/06/09
Queensborough, Mogador and Bootheroo Cr Bridges Loan	15/04/09

Coolah Dr's Residence	16/06/10
Coolah GM's Residence	04/12/10

Sullivan/Powell  
The motion was carried

## **1.6 MEETING TIMES**

**309 RESOLVED** to keep the current meeting days and times and review this matter in January 2010.

Sullivan/Powell  
The motion was carried

## **1.7 BARADINE SES VOLUNTEER LOCAL CONTROLLER**

**310 RESOLVED** that Council endorse the appointment of George Muller as Local SES Controller for Baradine SES.

Sullivan/Todd  
The motion was carried

## **1.8 BUSHFIRE EQUIPMENT**

**311 RESOLVED** that:

- a) Council reluctantly accepts the advice of the Rural Fire Service to dispose of the following seven (7) Tanker Appliances in an appropriate manner by public tender:

Bedford	1973 KD	1981	BFO-6650
International	C1510	1968	BFO-2045
International	ACCO 21-4X4	1963	BFO-2059
International	MARK 3	1973	BFO-2050
Bedford	MK	1972	BFO-2058
International	AB 160	1966	BFO-2254
International	MARK 5 6X6	1974	BFO-2056

Sullivan/Schmidt  
The motion was carried

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**312 RESOLVED** that:

- b) The Studebaker Tanker Appliance be gifted to the Cudgegong Rural Fire Museum subject to a suitable form of recognition is given to Warrumbungle Shire Council for this gift.

Sullivan/Campbell  
The motion was carried

**313 RESOLVED** that:

- c) Under advice from the Rural Fire Service the following 31 Tankers be written off in situ and the Rural Fire Service be required to advise each property owner and brigade of the disposal:

BF No.	Brigade	Description
1481	Binnia	Dean 650-1980
5033	Binnia	Unknown
1498	Coolah Creek	Dean 650-1970
1499	Coolah Creek	Dean 650-1980
8651	Tombildoan	T3601
8654	Tombildoan	T3604
8670	Yaminbah	T4205
8609	Dandry	Unknown
8610	Dandry	T1202
8611	Dandry	T1203
8597	Brooks Road	T0802
8600	Brooks Road	T0805
8579	Baradine Country	T0102
8582	Baradine Country	T0105
8580	Baradine Country	T0103
8620	Goorianawa	T1503
8634	Marran	T2303
8635	Marran	T2304
8636	Marran	T2305
5449	Cobbora	TT71
5453	Cobbora	TT186-1996
5450	Cobbora	TC95 1300-1996
5451	Cobbora	TC179
5452	Cobbora	Unknown
1467	Dapper	TT72 Dean
1477	Dapper	TT73 Dean
1459	Dapper	TT67 Dean
1480	Dapper	TT81 Dean
1445	Dunedoo	TT70 1300
1458	Dunedoo	TT62
1444	Dunedoo	AT457889 Dean

Lewis/Dissanayake  
The motion was carried

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## **1.9 MENDOORAN PARK**

**314 RESOLVED** that a supplementary vote of \$30,000 be made to the Mendooran Town Park and that this amount be offset by a transfer from Restricted Assets Mendooran Special Projects of \$30,000.

**Lewis/Powell**  
**The motion was carried**

## **1.10 RESTRICTED ASSETS**

**315 RESOLVED** that Council adopt the following policy on the type of restricted assets and their purpose and that annually at the August Council meeting a list of current restrictions be submitted to Council for review and endorsement.

### ***Internally Restricted Assets Policy***

*i Type of expenses provided for in internally restricted assets shall be replacement of plant, office equipment, employees leave entitlements and any other matter Council may determine by resolution.*

*ii Amount of Annual Provision*

*a) Plant -*

*The amounts required to meet the programmed replacement of plant under Council's Long Term Replacement Programme be transferred to the restricted assets for that purpose.*

*b) Office Equipment -*

*The amount required to meet the anticipated cost of replacing the major items of equipment at the end of their useful life;*

*c) Employees Leave Entitlements -*

*The amount required to maintain an adequate level of reserves to meet charges as made;*

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

## **1.11 SHIRES CONFERENCE**

**316 RESOLVED** that the Mayor and General Manager, as well as Councillors Campbell and Lewis will attend the Annual Shires Conference to be held in Sydney on 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> June 2009.

**Campbell/Lewis**  
**The motion was carried**

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## **DIRECTOR OF CORPORATE SERVICES**

**2.46 PM** Councillor Lewis left the meeting

**2.54 PM** Councillor Lewis returned to the meeting

### **2.1 RECONCILIATION OF GENERAL FUND BANK ACCOUNT – 31 MARCH 2009**

**317 RESOLVED** not to accept Item 2.1 - Reconciliation of the General Fund Bank Account. **FURTHER**, that a weekly report by the Director Corporate Services is provided on the progress of the forensic audit and the problems of the Bank Reconciliation and the General Manager is to be sent the report which is to be immediately forwarded on to Councillors.

Sullivan/Powell  
The motion was carried

### **2.2 STATEMENT OF INVESTMENTS AS AT 31<sup>ST</sup> MARCH 2009 INVESTMENT REGISTER**

Received.

### **2.3 RATES AND CHARGES COLLECTION REPORT UP TO AND INCLUDING END MARCH 2009**

Received.

**3.25 PM** Councillor Todd left the meeting

**3.28 PM** Councillor Todd returned to the meeting

## **DIRECTOR OF TECHNICAL SERVICES**

**3.55 PM**

### **3.1 BLACKSPOT FUNDING APPROVAL**

**318 RESOLVED** that Council advise the RTA of its acceptance of the Auslink Blackspot grant of \$450,000 for works at the Castlereagh and Golden Highway intersection, east of Dunedoo. **FURTHER** advise the RTA of Council's ability to program and complete works in the 2009/2010 financial year.

Coe/Powell  
The motion was carried

### **3.2 BARADINE FLOODPLAIN MANAGEMENT ADVISORY COMMITTEE**

**319 RESOLVED** that the following people are accepted onto the Baradine Floodplain Management Advisory Committee;

- Mr Barry Johnston
- Mr Richard Crawley
- Mr Mitchell Evans

Lewis/Schmidt  
The motion was carried

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### **3.3 PROPOSAL TO ESTABLISH A COMMITTEE TO OPPOSE RAIL CLOSURES**

**320 RESOLVED** that Council decline an invitation from the Lachlan Regional Transport Committee to be part of a sub committee that aims to prevent closure of rail branch lines.

Sullivan/Campbell  
The motion was carried

### **3.4 BRIDGE NAMING PROPOSALS – TALBRAGAR RIVER AND BOMERA CREEK**

#### **321 RESOLVED:**

1. That the bridge over the Talbragar River is named NANDOWRIE BRIDGE

Sullivan/Campbell  
The motion was carried

#### **322 RESOLVED:**

2. That the bridge over the Bomera Creek is named JAMES HALE BRIDGE

Sullivan/Schmidt  
The motion was carried

### **3.5 STREET LIGHT REQUESTS**

**323 RESOLVED** that the following two street light locations receive funding this financial year from the budget allocation.

- Queen Street Baradine outside the Catholic Church - \$2450
- Castlereagh Street Coonabarabran behind Coona Bearings - \$2828

Lewis/Todd  
The motion was carried

### **3.6 TRANSFER OF CROWN ROAD 5.5KM SOUTH OF COONABARABRAN**

**324 RESOLVED** that Council agrees to transfer Lot 10 Dp778024 from the Crown to Council for the purposes of road. **FURTHER**, the General Manager and Mayor are authorized to sign the agreement form under the Common Seal of Council.

Sullivan/Coe  
The motion was carried

### **3.7 REQUEST TO USE FOOTPATH TO CONSTRUCT RAMP ACCESS TO A SHOP**

**325 RESOLVED** that no action would be taken at this stage. More information is to be requested from the shop owner, including detailed plans.

Lewis/Todd  
The motion was carried

### **3.8 FISH PASSAGE PROPOSAL FOR CONCRETE CAUSEWAY OVER THE CASTLEREAGH RIVER ON MERRYULA ROAD**

**Councillor Lewis moved a motion** that:

1. Council agrees in principle with the proposal to modify the existing concrete causeway on Merryula Road over the Castlereagh River, subject to the proposal being advertised and there are no impacts on Council's budget.

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2. Council enters into a funding agreement with the Central West Catchment Management Authority regarding construction of a fish passage in the concrete causeway on Merryula Road over the Castlereagh River.

**The motion lapsed for want of a seconder.**

**326 RESOLVED** that Council agrees in principle with the proposal to modify the existing concrete causeway on Merryula Road over the Castlereagh River, subject to the proposal being advertised and adjoining property owners being advised of the proposal. **FURTHER**, that there are no impacts on Council's budget.

Sullivan/Dissanayake  
The motion was carried

## **3.9 PROPOSED ROADWORKS AT RAIL BRIDGE SITE ON THE BARADINE ROAD**

**327 RESOLVED** that Council accepts the revised scope of works that involves upgrading Baradine Road either side of the former rail bridge. **FURTHER**, the General Manager and Mayor are authorized to execute a formal agreement for the revised scope of works.

Sullivan/Schmidt  
The motion was carried

## **3.10 WALKER STREET CULVERT PROPOSAL**

**328 RESOLVED** that Council proceed with the project to construct a five cell box culvert structure in Walker Street Baradine, with the additional \$33,000 being a supplementary vote. **FURTHER**, the quotation of \$37,638 from Humes for supply of the box culverts is accepted and ordered immediately.

Todd/Dissanayake  
The motion was carried

## **3.11 USER PAY SEWAGE POLICY AND TRADE WASTE POLICY**

**329 RESOLVED** that user pay sewerage charges are based on the figures in table 1.0 below (subject to a set charge being provided for years 1-4 Residential Coonabarabran) and phased in over a five year period commencing 2009/10. **FURTHER** these charges are included in the 2009/10 draft management plan.

**Table 1.0 – User Pay Sewerage Charges**

	Baradine	Coolah	Coonabarabran	Dunedoo
Residential Properties	\$467.91	\$318.86	\$412.42	\$303.65
Non Residential Properties				
▪ Minimum charge	\$467.91	\$318.86	\$412.42	\$303.65
▪ Usage Charge - \$/kL water consumed through meter	\$1.31	\$0.46	\$1.19	\$0.64
▪ Access Charge -20mm water meter size	\$265.21	\$345.99	\$316.08	\$277.81



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▪ Access Charge -25mm water meter size	\$414.39	\$540.61	\$493.88	\$434.08
▪ Access Charge -32mm water meter size	\$678.94	\$885.73	\$809.16	\$711.19
▪ Access Charge - 40mm water meter size	\$1,060.84	\$1,264.32	\$1,383.96	\$1,111.24
▪ Access Charge - 50mm water meter size	\$1,657.56	\$1,975.50	\$ 2,162.44	\$1,736.31
▪ Access Charge - 100mm water size	\$6,630.25	\$7,902.00	\$ 8,649.75	\$6,945.25

**Todd/Dissanayake  
The motion was carried**

## **DIRECTOR OF ENVIRONMENTAL SERVICES 5.05 PM**

### **4.1 REQUEST TO REMOVE RESTRICTIVE COVENANT – LOT 21 DP 1049366, TIMOR ROAD, COONABARABRAN**

**330 RESOLVED** that:

- i. As a result of Council previously granting approval for the construction of a dwelling on the property with an alternate water supply other than that required by the restriction, that Council remove the restriction on the land subject to the alternative water supply that has been provided, being sufficient for the required purpose.
- ii. That Council resolve to affix its Common Seal to the necessary legal documents involved in this process.
- iii. Any legal costs involved in the removal or variation of the restrictive covenant be at the landowners' expense.

**Lewis/Schmidt  
The motion was carried**

### **4.2 PROPOSED SECTION 94 CONTRIBUTIONS EXPENDITURE PROJECT – COONABARABRAN PUBLIC SWIMMING POOL**

**331 RESOLVED** that Council adopt the completion of the soft-fall project at the Coonabarabran Pool as a suitable project for Contribution Funds expenditure under the Section 94 Contributions Plan and allocate \$3,000 from the Contributions Fund reserve for this purpose to be expended in this financial year.

**Schmidt/Coe  
The motion was carried**

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## **4.3 PROPOSED URGENT REPAIRS TO THE BARADINE POOL REQUIRING THE ALLOCATION OF A SPECIAL BUDGET FOR THE 2009/10 FINANCIAL YEAR**

**332 RESOLVED** that this matter would be held over to the Budget Meeting in Coonabarabran on Tuesday 21 April 2009.

**Todd/Campbell**  
**The motion was carried**

## **4.4 POOL KIOSK OPERATIONS**

**333 RESOLVED** that the sum of two hundred dollars per week be paid to the kiosk operator at each swimming pool subject to their contract requirements, namely those of hours present, appropriate insurances in order, and appropriate checks being passed, being fulfilled. That this resolution be adopted in principle and referred to the Budget meeting for finalisation.

**Sullivan/Campbell**  
**The motion was carried**

## **4.5 POOL OPENING HOURS FOR THE 2009/10 SEASON**

### **334 RESOLVED:**

1. That Council provides the subsidy for the pool lifeguard training initiative to be run in October 2009, and that the budget allocation of \$1,000 is made accordingly.
2. That Council adopts the following draft opening hours for exhibition so that submissions can be called for from the community prior to the budget adoption for 2009/10.
3. That the 2009/10 pool season opens on Saturday 24<sup>th</sup> October 2009 and closes on Sunday 27<sup>th</sup> March 2010.

**Sullivan/Powell**  
**The motion was carried**

## **BARADINE & BINNAWAY POOL OPENING HOURS FOR 2009/10 SEASON** **School Term**

Monday Wednesday Friday  
6.30am – 7.30am Lap swimming  
11.00am – 1.00pm Morning Session  
2.00pm – 6.00pm Afternoon Session

Saturday & Sunday  
11.00am – 1.00pm Morning session  
2.00pm – 5.00pm Afternoon Session

## **School Holidays**

Subject to staffing:

- The pool would be open on a Tuesday and Thursday from 2.00 -7.00 pm.
- Opening hours would be extended daily to 7pm.

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## **DUNEDOO POOL OPENING HOURS FOR 2009/10 SEASON**

### **School Term**

Monday - Friday

6.30am – 8.am	Lap swimming
1.30pm – 6.00pm	Afternoon Session

Saturday & Sunday

11.00am – 1.00pm	Morning session
2.00pm – 5.00pm	Afternoon Session

### **School Holidays**

Subject to staffing, daily opening hours would be:

6.30am – 8.00am	Lap Swimming (Except weekends)
11.30am – 1.00pm	Morning session
2.00pm – 7.00pm	Afternoon Session

## **MENDOORAN POOL OPENING HOURS FOR 2009/10 SEASON**

### **School Term**

Monday - Friday

6.30am – 8.am	Lap swimming (Wed, Thurs, Fri)
1.30pm – 6.00pm	Afternoon Session

Saturday & Sunday

11.00am – 1.00pm	Morning session
2.00pm – 5.00pm	Afternoon Session

### **School Holidays**

Subject to staffing, daily opening hours would be:

6.30am – 8.00am	Lap Swimming (Wed, Thurs, Fri)
11.30am – 1.00pm	Morning session
2.00pm – 7.00pm	Afternoon Session

## **COOLAH POOL OPENING HOURS FOR 2009/10 SEASON**

### **School Term**

Monday - Friday

6.30am – 8.00am	Lap swimming
9.30am – 1.00pm	Morning Session (and schools)
2.00pm – 6.00pm	Afternoon Session

Saturday & Sunday

1.00pm – 5.00pm	Afternoon Session
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## **School Holidays**

Monday - Friday

6.30am – 8.00am	Lap swimming
11.30am – 1.00pm	Morning session
2.00pm – 7.00pm	Afternoon Session

Saturday & Sunday

2.00pm – 7.00pm	Afternoon Session
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## **COONABARABRAN POOL OPENING HOURS FOR 2009/10 SEASON**

### **School Term**

Monday - Friday

6.30am – 8.00am	Lap swimming
9.30am – 1.00pm	Morning Session
2.00pm – 6.00pm	Afternoon Session

Saturday & Sunday

11.00am – 1.00pm	Morning session
2.00pm – 5.00pm	Afternoon Session

### **School Holidays**

Monday - Friday

6.30am – 8.00am	Lap swimming
11.30am – 1.00pm	Morning session
2.00pm – 7.00pm	Afternoon Session

Saturday & Sunday

11.30am – 1.00pm	Morning session
2.00pm – 7.00pm	Afternoon Session

## **4.6 WARRUMBUNGL SHIRE COUNCIL APPLICATIONS RECEIVED FOR THE MONTH OF MARCH 2009**

Received

### **DIRECTOR OF COMMUNITY SERVICES**

**5.15 PM**

**At this stage the General Manager reported for the absent Director Community Services**

**5.15 PM** Acting Director Environmental Services left the meeting

**5.28 PM** Acting Director Environmental Services returned to the meeting

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## **5.1 COONABARABRAN VACATION CARE PROGRAM**

**335 RESOLVED** that Council accepts the \$2,405 funding for Coonabarabran Vacation Care program and authorise the Mayor and General Manager to sign and attach Council seal to the NSW Department of Community Services 2008-2009 Service Funding Agreement Variation.

Schmidt/Dissanayake  
The motion was carried

## **5.2 LIBRARY SERVICES – BINNAWAY AND MENDOORAN**

**336 RESOLVED** to investigate entering into a Memorandum of Understanding with the Central Schools at Mendooran and Binnaway for shared library services.

Powell/Todd  
The motion was carried

**5.18 PM** Councillor Sullivan left the meeting

**5.22 PM** Councillor Sullivan returned to the meeting

**5.22 PM** Councillor Shinton left the meeting

**5.25 PM** Councillor Shinton returned to the meeting

## **5.3 BASKETBALL RINGS DUNEDOO JUBILEE HALL**

**337 RESOLVED** to remove the basketball rings from Jubilee Hall and offer to St. Michael's School, Dunedoo subject to the grantees accepting such rings in their current state and Council not being held liable for any structural or faulty detail. **FURTHER** it is the grantee's responsibility to ensure any faults or defects are repaired at their cost prior to installation.

Schmidt/Sullivan  
The motion was carried

## **5.4 FAMILY WORKER SERVICE – EXPRESSION OF INTEREST**

**338 RESOLVED** that Council authorise the General Manager to submit an Expression of Interest by Warrumbungle Shire Council to auspice the Families NSW Family Worker Service (2009-2010 and 2010-2011) for Gilgandra and Coonabarabran.

Campbell/Schmidt  
The motion was carried

## **5.5 CIRCUS EDISON**

**339 RESOLVED** that Council apply special circumstances to the Edison Circus at Bowen Oval and charge the Hire Fee as per the Management Plan of \$96 (GST inc) per day for the 2 Show days only (total hire fee \$192) and allow the camping for the remaining 5 days free of charge.

Campbell/Dissanayake  
The motion was carried

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**5.27 PM**

**Confidential Item**

**340 RESOLVED**

- (a) that Council go into closed committee to consider business concerning **Staff Housing in Coolah.**
- (b) that pursuant to section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of Section 10A(2)(b) and (c) as outlined above
- (c) that the correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the Local Government Act 1993.

**Sullivan/Campbell**  
**The motion was carried**

**5.28 PM**

Council closed its meeting to the public.

**5.55 PM**

**341 RESOLVED** Council moved out of closed council and into open council.

**Sullivan/Campbell**  
**The motion was carried**

The following resolutions of Council while the meeting was closed to the public, were reported to the meeting by the General Manager:

**1C STAFF HOUSING IN COOLAH**

**342 RESOLVED** that:

That Council:

- a) Make arrangements for the sale of the properties at 84 Martin Street and 4 Irwin Street by private treaty;
- b) that both local Real Estate Agents be approached to provide quotes for handling the sales;
- c) that the General Manager be authorised to appoint an agent to act on Council's behalf and execute contracts for the sale of the properties for the benefit of Council and that proceeds from the sale be used to offset debt against other residential rental properties in Coolah.

**FURTHER**, that any offers received will be referred back to Council.

**Schmidt/Campbell**  
**The motion was carried**

There being no further business the meeting concluded at 5.56 PM.

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**CHAIRMAN**