



# **Minutes**

## **Ordinary Council Meeting**

**held in the Council Chambers**

**John Street, Coonabarabran**

**on Thursday, 15 April 2021**

**commencing at 5:17 pm**

**PRESENT:** Cr A Doolan (Chairperson), Cr A Iannuzzi, Cr K Brady, Cr A-L Capel, Cr R Lewis, Cr P Shinton and Cr D Todd.

**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**

The Mayor acknowledged the Gomeroi people, the Traditional Custodians of the Land at which the meeting is held and paid respects to Elders, both past and present, of the Gomeroi Nation and extended that respect to other Aboriginal people who are present.

### **Recording of Meeting**

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

### **APOLOGIES**

**286/2021 RESOLVED** that the apologies from Cr F Clancy and Cr W Hill be accepted and a leave of absence be granted.

**MOVED:** Councillor Lewis

**SECONDED:** Councillor Todd

For – Unanimous

### **Confirmation of Minutes**

**287/2021 RESOLVED** that Council confirm the resolutions contained in the Minutes of the Ordinary Council meeting held on 18 March 2021.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Todd

For – Unanimous

### **The Mayor called for Disclosure of Interests**

Cr Capel declared a pecuniary interest in Item 15 Request to Rename Girragulang Road due to being friends with both community members who wrote letters to Council.

Cr Doolan declared a non-pecuniary less than significant interest in Item 12 Draft Operational Plan and Budget 2021/22 and Delivery Program 2021/22 – 2024/25 due to being a member of the finance Committee for St Lawrences Parish who have applied for an Annual Donation.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Brady

For – Unanimous

**Mayoral Minute – Wings n Things**

The Mayor and Cr Capel acknowledged the work done by the Manager Economic Development and Tourism in organising Wings n Things and the Aero Club, especially Jason Newton, plus not for profit organisations who are involved in organising the event.

**Item 1 Mayoral Minute – Mayors Log of Activity, Kilometres Travelled and Expenses from 10 March 2021 to 6 April 2021**

**288/2021 RESOLVED** that Council:

1. Notes the report on the Mayor's Activity and Log of Kilometres Travelled for the period 10 March 2021 to 5 April 2021.
2. Notes the report on the Mayor's credit card expenses between 11 March 2021 to 6 April 2021 and approves the payment of expenses totalling \$65.00.

**MOVED:** Councillor Doolan

**SECONDED:** Councillor Shinton

For – Unanimous

**Item 2 Councillors' Monthly Travel Claims**

**289/2021 RESOLVED** that the Councillors' monthly travel claims report in the amount of \$2,083.88 is noted.

**MOVED:** Councillor Shinton

**SECONDED:** Councillor Todd

For – Unanimous

**Item 3 Minutes of Internal Audit Committee Meeting – 18 March 2021**

**290/2021 RESOLVED** that Council notes the minutes of the Internal Audit Committee meeting held at Coonabarabran on 18 March 2021.

**MOVED:** Councillor Doolan

**SECONDED:** Councillor Capel

For – Unanimous

**Item 4 Council Organisation Structure and Employee Costs**

**291/2021 RESOLVED** that Council note the report on Council Organisation Structure and Employee Costs.

**MOVED:** Councillor Iannuzzi

**SECONDED:** Councillor Shinton

For – Unanimous

**Item 5 Orana Joint Organisation**

**292/2021 RESOLVED** that Council:

1. Note the ongoing concerns about the financial sustainability of the Orana Joint Organisation.

2. Resign its membership of the Orana Joint Organisation.
3. Make the relevant representations to the Orana Joint Organisation seeking agreement from all members Councils on this issue.
4. Work with the Orana Joint Organisation to write to the Minister for Local Government seeking the relevant legislation be enacted to dissolve the Orana Joint Organisation.
5. Explore opportunities to establish a voluntary regional body similar to that of the form of the Orana Regional Organisation of Councils.

**MOVED:** Councillor Shinton

**SECONDED:** Councillor Capel

For – Unanimous

**Item 6 Attendance of Councillors at Council Meetings**

**293/2021 RESOLVED** that:

1. Council note the report on attendance by councillors at Council meetings.
2. Council adopt the Office of Local Government Draft Procedures for Attendance by Councillors at Meetings by Audio-visual Link with the inclusion that 24 hours notice must be given before a meeting.
3. The procedures remain in place until 31 December 2021 or the Council Code of Meeting Practice is amended, whichever occurs first.

**MOVED:** Councillor Brady

**SECONDED:** Councillor Capel

For – Unanimous

**Item 7 Council Resolutions Report**

**294/2021 RESOLVED** that the Council Resolution Report be noted for information.

**MOVED:** Councillor Iannuzzi

**SECONDED:** Councillor Todd

For – Unanimous

**Item 8 Revotes and High Value Projects Report**

**295/2021 RESOLVED** that the Revote and High Value Projects Report be noted for information.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Shinton

For – Unanimous

**Item 9 Customer Service Charter**

**296/2021 RESOLVED** that Council adopts the draft Customer Service Charter.

**MOVED:** Councillor Todd

**SECONDED:** Councillor Shinton

For – Unanimous

**Item 10 Macquarie Regional Library Quarterly Report**

**297/2021 RESOLVED** that Council notes the information contained in the Macquarie Regional Library Quarterly Report.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Shinton

For – Unanimous

**Item 11 Community Financial Assistance Donations 2020/21 (Round Two)**

**298/2021 RESOLVED** that Council:

1. Funds the above recommended applicants under Round Two of the 2020/21 Community Financial Assistance Donations at a total amount of \$10,100.
2. Conduct a review of the guidelines for Financial Assistance Donations before the next round of donations.

**MOVED:** Councillor Todd

**SECONDED:** Councillor Capel

For – Unanimous

**Item 12 Draft Operational Plan and Budget 2021/22 and Delivery Program 2021/22 – 2024/25**

**PROCEDURAL MOTION**

That Council defer Item 12 Draft Operational Plan and Budget 2021/22 and Delivery Program 2021/22 – 2024/25 until after Closed Council.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Todd

For – Unanimous

**Item 13 Investments and Term Deposits – month ending 31 March 2021**

**299/2021 RESOLVED** that Council accept the Investments Report for the month ending 31 March 2021 including a total balance of \$18,477,736.59 being:

- \$2,947,804.62 in at call accounts.
- \$15,000,000.00 in term deposits.
- \$529,931.97 cash at bank.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Shinton

For – Unanimous

**Item 14 Draft Council Residential Property Policy**

**300/2021 RESOLVED** that Council adopts the reviewed Council Residential Property Policy.

**MOVED:** Councillor Capel  
For – Unanimous

**SECONDED:** Councillor Shinton

**5.33pm**

**Cr Capel left the room.**

**Item 15 Request to Rename Girragulung Road**

**301/2021 RESOLVED** that requests to change the name of Girragulung Road to Orana Road is approved for consultation with the community.

**MOVED:** Councillor Shinton

**SECONDED:** Councillor Todd

For – Unanimous

**5.56pm**

**Cr Capel returned to the room.**

**Item 16 Local Roads and Community Infrastructure Program – Phase 2**

**302/2021 RESOLVED** that Council applies for the following projects under Phase 2 of the Australian Government's Local Roads and Community Infrastructure Program:

Binnaway Oval - irrigation	35,000
Coolah Tennis Court - resurface 2 courts	70,000
Coonabarabran Oval No 3 - replace oval fence	90,000
Coonabarabran Oval No 3 - replace external fence	30,000
Coonabarabran Oval No 3 - renovate change rooms	100,000
Tucklan Road - 1km pavement rehabilitation	200,000
Robertson Oval - option 1	307,000
Rotherwood Road - renewal of concrete causeway	80,000
Flags Rockedgiel Road - renewal of concrete causeway	80,000
Napier Lane – renewal of concrete causeway	80,000
Coolah Skate Park	35,000
Baradine Oval - renovate change rooms	92,000
Avonside Road – renewal of concrete causeway	80,467

**MOVED:** Councillor Shinton

**SECONDED:** Councillor Capel

For – Unanimous

**Item 17 Drinking Water Management System Improvement Plan Implementation – March 2021 Update**

**303/2021 RESOLVED** that Council:

1. Notes the report on the Drinking Water Management System Improvement Plan Implementation – March 2021 Update.
2. Submits the report on the Drinking Water Management System Improvement Plan update to the Office of Local Government as part of Council's S.430 reporting.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Iannuzzi

For – Unanimous

**Item 18 Coonabarabran Water Security: Timor Dam Raising, Dam Safety Upgrade Requirements and Increased Groundwater Allocation**

**304/2021 RESOLVED** that Council:

1. Notes the information contained in the Coonabarabran Water Security: Timor Dam Raising, Dam Safety Upgrade Requirements and Increased Groundwater Allocation Report.
2. Budgets for required dam safety upgrades, independently of raising the dam.
3. Applies for an increased licence allocation for Coonabarabran's groundwater bores from 50 ML/a to 400 ML/a.
4. Does not pursue the raising dam option.

**MOVED:** Councillor Todd

**SECONDED:** Councillor Shinton

For – Cr Iannuzzi, Cr Lewis, Cr Todd, Cr Brady, Cr Capel and Cr Shinton

Against – Cr Doolan

**Item 19 Development Applications**

**305/2021 RESOLVED** that Council notes the Applications and Certificates approved during March 2021, under Delegated Authority.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Todd

For – Unanimous

**Item 20 Notice of Motion – Dandry Road**

**306/2021 RESOLVED** that a report to be bought to Council in open session regarding works and funds expended on Dandry Road over the last 10 years. Like a little forensic audit to quell public opinion that nothing has been done on this road.

**MOVED:** Councillor Lewis

**SECONDED:** Councillor Shinton

For – Unanimous

**Item 21 Reports to be Considered in Closed Council**

**307/2021 RESOLVED** that:

**1. Item 21.1 Organisational Development Monthly Report – March 2021**

That the Organisational Development Monthly Report March 2021 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 21.2 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 21.3 SCADA and Telemetry Network Upgrade -Design and Construct Tenders**

That the SCADA and Telemetry Network Upgrade – Design and Construct Tenders 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.

**4. Item 21.4 Coonabarabran Local Aboriginal Land Council Reversal of General Rates**

That the Coonabarabran Local Aboriginal Land Council Reversal of General Rates 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.

**5. Item 21.5 Tender for Construction of Robertson Oval Amenities Building, Dunedoo**

That the Tender for Construction of Robertson Oval Amenities Building 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 Capel

**SECONDED:** Councillor Brady

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.



**308/2021 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 Capel

**SECONDED:** Councillor Brady

For – Unanimous

**6.10 pm**  
**Closed Council**

**Item 21.1 Organisational Development Monthly Report – March 2021**

**309/2021 RESOLVED** that the Organisation Development Monthly Report be noted for information.

**MOVED:** Councillor Todd

**SECONDED:** Councillor Lewis

For – Unanimous

**Item 21.2 Three Rivers Regional Retirement Community Information Report**

**310/2021 RESOLVED** that Council endorse the actions as outlined in the report in relation to the Three Rivers Regional Retirement Community Project.

**MOVED:** Councillor Shinton

**SECONDED:** Councillor Capel

For – Unanimous

**Item 21.3 SCADA and Telemetry Network Upgrade – Design and Construct Tenders**

**311/2021 RESOLVED** that Council:

1. Notes the information contained in the SCADA and Telemetry Network Upgrade Design and Construct Tenders report.
2. Accepts the tender for the SCADA and Telemetry Network Upgrade Design and Construct from R&D Technology P/L for a total contract value of \$833,543.55 (incl. GST).

**MOVED:** Councillor Shinton

**SECONDED:** Councillor Lewis

For – Unanimous

**Item 21.4 Coonabarabran Local Aboriginal Land Council Reversal of General Rates 312/2021 RESOLVED** that Council:

1. Note the report on the general rates exemption for 37 Coonabarabran Local Aboriginal Land Council properties for the four years 2018, 2019, 2020 and 2021.
2. Endorse the action to apply the general rates exemption for 37 Coonabarabran Local Aboriginal Land Council properties outlined in Table 1 amounting to \$82,223.79 in this financial year.
3. Re-distribute the lost rates amongst all rating categories in the 2021-22 period.

**MOVED:** Councillor Todd

**SECONDED:** Councillor Shinton

For – Cr Doolan, Cr Lewis, Cr Brady, Cr Capel and Cr Shinton

Against – Cr Iannuzzi and Cr Todd

**Item 21.4 Supplementary Report**

**313/2021 RESOLVED** that Council request a meeting with the Minister of Local Government to discuss concerns regarding general rate exemptions that now apply to the Local Aboriginal Lands Council.

**MOVED:** Councillor Iannuzzi

**SECONDED:** Councillor Shinton

For – Unanimous

**Item 21.5 Tender for Construction of Robertson Oval Amenities Building, Dunedoo – RFT 2021-11**

**314/2021 RESOLVED** that Council:

1. Not accept any tender for construction of the Robertson Oval Amenities Building, Dunedoo (RFT 2021-11).
2. Authorise the General Manager to conduct negotiations with Dubbo Terrazzo & Concrete Industries and with Maas Constructions.
3. That the outcome of the negotiations be further reported to Council providing a recommendation for a suitable builder.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Todd

For – Unanimous

**315/2021 RESOLVED** that Council return to Open Council.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Shinton

For – Unanimous

**7.06 pm**  
**Open Council**

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

**Item 12 Draft Operational Plan and Budget 2021/22 and Delivery Program 2021/22 – 2024/25**

**316/2021 RESOLVED** that Council:

1. Receive the report on the Draft Operational Plan and Budget and Delivery Program 2021/22 - 2024/25;
2. Endorse the Draft Operational Plan 2021/22, including the Revenue Policy and proposed 2021/22 Fees and Charges inclusive of adjustments from item 21.4 of Closed Council, to go on public exhibition for at least a period of 28 days commencing Friday 16 April 2021; and
3. Be presented with a further report following the exhibition period including any submissions made on the Draft Operational Plan and Delivery Program 2021/22 - 2024/25.
4. Review its Long Term Financial Plan and Financial Sustainability Policy with a view to having a positive Operating Result before grants and contributions.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Lewis

For – Unanimous

**Item 12 Supplementary Report**

**317/2021 RESOLVED** that Council endorse the inclusion of the following 16 Annual Donation funding amounts totalling \$12,016:

Dunedoo Lions Club - Art Unlimited	\$1,000
Baradine Amateur Swimming Club Inc	\$500
Baradine Branch of The Country Women's Association NSW	\$952
Coonabarabran Branch of The Country Women's Association NSW	\$1,543
Coolah Presbyterian Church	\$686
Riding for the Disabled Association NSW Coonabarabran Branch	\$480
Dunedoo Presbyterian Church	\$327
Coonabarabran and District Chamber of Commerce	\$500
Flying Mice Aboriginal Elders Group Inc.	\$500
Dunedoo Area Community Group Inc	\$327
Binnaway Jockey Club Inc	\$1,000
Coonabarabran Jockey Club	\$1,000
Coolah Youth and Community Centre Inc	\$1,329
Catholic Parish of St Lawrence Coonabarabran	\$686
Anglican Parish of Coonabarabran	\$686
Dunedoo Polocrosse Club	\$500
<b>Total Donation Amount</b>	<b>\$12,016</b>

**MOVED:** Councillor Todd

**SECONDED:** Councillor Brady

Meeting date: 15 April 2021

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For – Unanimous

There being no further business the meeting closed at 7.38 pm.

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**CHAIRPERSON**