



Minutes

Ordinary Council Meeting

held in the Council Chambers

John Street, Coonabarabran

on Thursday, 20 May 2021

commencing at 5:00 pm

PRESENT: Cr A Doolan (Chairperson), Cr K Brady, Cr A-L Capel, Cr F Clancy, Cr W Hill, 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

Cr Capel 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.

318/2021 RESOLVED that Cr A Iannuzzi be permitted to attend the Council Meeting by audio-visual link.

MOVED: Councillor Capel

SECONDED: Councillor Brady

For – Unanimous

Cr Capel moved a Motion to thank Cr Iannuzzi for his very good representation of the Warrumbungle Shire at the Public Health Inquiry.

MOVED: Councillor Capel

SECONDED: Councillor Brady

For – Unanimous

APOLOGIES

Nil

Confirmation of Minutes

319/2021 RESOLVED that Council confirm the resolutions contained in the Minutes of the Ordinary Council meeting held on 15 April 2021.

MOVED: Councillor Todd

SECONDED: Councillor Capel

For – Unanimous

The Mayor called for Disclosure of Interests

Cr Capel declared a non-pecuniary less than significant interest in Item 23 Valley of the Winds Wind Farm Community Consultative Committee (CCC) due to being a land host in another wind farm project.

MOVED: Councillor Brady

SECONDED: Councillor Todd

For – Unanimous

Item 1 Mayoral Minute – Mayors Log of Activity, Kilometres Travelled and Expenses from 13 April 2021 to 10 May 2021

320/2021 RESOLVED that Council notes the report on the Mayor's Activity and Log of Kilometres Travelled for the period 13 April 2021 to 10 May 2021.

MOVED: Councillor Doolan

SECONDED: Councillor Todd

For – Unanimous

Item 2 Councillors' Monthly Travel Claims

321/2021 RESOLVED that the Councillors' monthly travel claims report for April 2021 in the amount of \$742.72 is noted.

MOVED: Councillor Shinton

SECONDED: Councillor Lewis

For – Unanimous

Item 3 Coonabarabran Oval Advisory Committee Minutes – 14 April 2021

322/2021 RESOLVED that Council:

1. Notes the minutes of the Coonabarabran Oval Advisory Committee meeting held in Coonabarabran on the 14th April 2021.
2. Note the recommendation of the Committee in relation to the Masterplan and prepare a report on costs including costs of construction, and ongoing maintenance of a new toilet. The construction of the toilet to be considered in future years budgets.

MOVED: Councillor Lewis

SECONDED: Councillor Shinton

For – Unanimous

Item 4 Minutes of Traffic Advisory Committee Meeting – 22 April 2021

323/2021 RESOLVED that Council:

1. Notes the minutes from the Traffic Advisory Committee Meeting held on the 22nd April 2021.
2. The proposal by Run for Resilience to conduct a running event on Fairfield Road on the 6th June 2021 is approved subject to the risk of conflict between runners and vehicles being addressed and if not then the road must be closed and managed by qualified traffic controllers.
3. Application by Warrumbungle Eventing Inc. to close Reservoir Street for a horse cross country event on 4th July between 9.00am and 3.00pm is approved subject to compliance with road closure procedures including insurance requirements.

MOVED: Councillor Shinton

SECONDED: Councillor Capel

For – Unanimous

Item 5 Robertson Oval Building Project and Minutes of Advisory Committee Meeting – 5 May 2021

324/2021 RESOLVED that Council notes the minutes of the Robertson Oval Advisory Committee meeting held at Dunedoo on the 5th May 2021 and the recommendations contained therein and considers the Committee's recommendations on the proposed changes to the construction of the facility in the report on tenders (Item 28.4).

MOVED: Councillor Capel

SECONDED: Councillor Hill

For – Unanimous

Item 6 Community Consultation Meetings

325/2021 RESOLVED that Council:

1. Notes the draft Minutes from the 7 Community Consultation Meetings held in April and May 2021.
2. Notes that Minutes from the Community Consultation Meetings held in April and May 2021 will now be released to meeting attendees and on Council's website.

MOVED: Councillor Capel

SECONDED: Councillor Shinton

For – Unanimous

Item 7 Invitation to join the Murray Darling Association

326/2021 RESOLVED that Council defer consideration of joining the Murray Darling Association to allow the Mayor to attend a meeting of the Association to determine the value of membership for Warrumbungle Shire Council.

MOVED: Councillor Todd

SECONDED: Councillor Shinton

For – Unanimous

Item 8 Stronger Country Communities Fund – Round Four

327/2021 RESOLVED that Council:

1. Note the report on Round Four of the Stronger Country Communities Fund;
2. Seek input from councillors on priority projects;
3. Based on the feedback from councillors, authorise the Mayor and Deputy Mayor to determine projects in priority order to be applied for funding under the Stronger Country Communities Fund Round Four.

MOVED: Councillor Capel

SECONDED: Councillor Hill

For – Unanimous

Item 9 Office of Local Government S430 Report

328/2021 RESOLVED that Council submits the Draft Council submission on the Section 430 Report as required by the Minister for Local Government.

MOVED: Councillor Todd

SECONDED: Councillor Hill

For – Unanimous

Item 10 Councillor Induction and Professional Development Policy

329/2021 RESOLVED that Council adopts the Councillor Induction and Professional Development Policy.

MOVED: Councillor Capel

SECONDED: Councillor Shinton

For – Unanimous

Item 11 Council Resolutions Report

330/2021 RESOLVED that the Council Resolution Report be noted for information.

MOVED: Councillor Capel

SECONDED: Councillor Lewis

For – Unanimous

Item 12 Revotes and High Value Projects Report

331/2021 RESOLVED that the Revote and High Value Projects Report be noted for information.

MOVED: Councillor Shinton

SECONDED: Councillor Capel

For – Unanimous

Item 13 Implementation of Records Strategy

332/2021 RESOLVED that Council notes the information contained in the Records Management Strategy Implementation Plan Update report.

MOVED: Councillor Capel

SECONDED: Councillor Hill

For – Unanimous

Item 14 Draft Operational Plan 2021/22

PROCEDURAL MOTION

That Council receive the Supplementary Report on Draft Operational Plan 2021/22

MOVED: Councillor Capel

SECONDED: Councillor Brady

For – Unanimous

333/2021 RESOLVED that Council:

1. Receive the report on the Draft Operational Plan and Budget 2021/22;
2. Notes the concerns and comments received in the Public Submissions and responds according to the recommendations, excluding the Baradine Showground and Racecourse Land Manager's submission which is rejected;
3. Endorse the draft 2021/22 Operational Plan and Budget including the Revenue Policy incorporating the Fees and Charges, as placed on Public Exhibition, with the following changes:
 - i) Amendment in Revenue Policy due to change in interest rates pursuant to Office of Local Government Circular dated 16 April 2021, and recommendations from submissions,
 - ii) The increase in expenditure from the Emergency Services Levy of \$210,000 over the 2019/20 amounts and the subsequent reimbursement (income) of this increase.

MOVED: Councillor Todd

SECONDED: Councillor Shinton

For – Unanimous

Item 15 Investments and Term Deposits – month ending 30 April 2021

334/2021 RESOLVED that Council accept the Investments Report for the month ending 30 April 2021 including a total balance of \$17,612,652.74 being:

- \$2,127,254.73 in at call accounts.
- \$14,500,000.00 in term deposits.
- \$985,398.01 cash at bank.

MOVED: Councillor Capel

SECONDED: Councillor Hill

For – Unanimous

Item 16 Draft Access Across Road Reserves to Properties Policy

335/2021 RESOLVED that Council adopts the reviewed Access Across Road Reserve Policy

MOVED: Councillor Capel

SECONDED: Councillor Shinton

For – Unanimous

Item 17 Expenditure on Dandry Road

336/2021 RESOLVED that the report on roadworks expenditure on Dandry Road over the last 10 years is noted as information only.

MOVED: Councillor Shinton

SECONDED: Councillor Lewis

For – Unanimous

Item 18 Options for Depot Site Previously Occupied by Coolah Mens Shed

337/2021 RESOLVED that Council invite expressions of interest in entering into a licence agreement for occupation of the site known as the Martin Street site within the grounds of the Coolah Works Depot.

MOVED: Councillor Capel

SECONDED: Councillor Shinton

For – Unanimous

Item 19 Land Owned by Council in Reservoir Street Coonabarabran

338/2021 RESOLVED that:

1. Item 19 Land Owned by Council in Reservoir Street Coonabarabran be deferred to the June Council Meeting and that additional information be provided including
 - Rateability status
 - Market value
2. Councillors Capel and Shinton be delegated the authority to investigate low cost housing and group homes.

MOVED: Councillor Brady

SECONDED: Councillor Hill

For – Unanimous

Item 20 Mendooran Water Supply Scheme Upgrade Project Update

339/2021 RESOLVED that Council notes the information in the Mendooran Water Supply Scheme Upgrade Project Update report.

MOVED: Councillor Todd

SECONDED: Councillor Hill

For – Unanimous

Item 21 Water Treatment Plant Automation and Process Instrumentation Audit

340/2021 RESOLVED that Council notes the information in the Water Treatment Plant Automation and Process Instrumentation Audit report.

MOVED: Councillor Todd

SECONDED: Councillor Capel

For – Unanimous

Item 22 Cat Management Requirements for Councils

341/2021 RESOLVED that Council notes the information in the OLG Cat Management Circular.

MOVED: Councillor Lewis

SECONDED: Councillor Hill

For – Unanimous

Item 23 Valley of the Winds Wind Farm Community Consultative Committee (CCC)

342/2021 RESOLVED that Council nominates two representatives for the Valley of the Winds Wind Farm Community Consultative Committee, with representatives being Councillor Shinton and Council's Director of Environment and Development Services.

MOVED: Councillor Brady

SECONDED: Councillor Hill

For – Unanimous

Item 24 Inland Rail Update Report

343/2021 RESOLVED that Council notes the information in the Inland Rail Update Report.

MOVED: Councillor Todd

SECONDED: Councillor Hill

For – Unanimous

Item 25 Shop Local Cards

344/2021 RESOLVED that Item 25 Shop Local Cards be deferred to the June Council Meeting.

MOVED: Councillor Doolan

SECONDED: Councillor Capel

For – Unanimous

Item 26 Development Applications

345/2021 RESOLVED that Council notes the Applications and Certificates approved during April 2021, under Delegated Authority.

MOVED: Councillor Brady

SECONDED: Councillor Hill

For – Unanimous

Item 27 Notice of Motion – WSC Youth Strategic Plan 2020 – 2030

346/2021 RESOLVED that the WSC Youth Strategic Plan 2020 – 2030 be presented to Council for consideration.

MOVED: Councillor Shinton

SECONDED: Councillor Capel

For – Unanimous

Item 28 Reports to be Considered in Closed Council

347/2021 RESOLVED that:

1. Item 28.1 Organisational Development Monthly Report

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 28.2 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 28.3 Regional Tender for Supply of Aggregates and Raw Materials

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 28.4 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 Todd

SECONDED: Councillor Capel

For – Unanimous

6.26pm

Cr Clancy left the meeting.

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.

348/2021 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 Hill

SECONDED: Councillor Brady

For – Unanimous

6.27 pm
Closed Council

Item 28.1 Organisational Development Monthly Report

349/2021 RESOLVED that the Organisation Development Monthly Report be noted for information.

MOVED: Councillor Capel

SECONDED: Councillor Brady

For – Unanimous

Item 28.2 Three Rivers Regional Retirement Community Information Report

350/2021 RESOLVED that Council:

1. Note the advice and endorse the actions as outlined in the report in relation to the Three Rivers Regional Retirement Community Project.
2. Authorise the delegation as outlined under the sub heading of “Recommendation Based on Legal Advice”.

MOVED: Councillor Hill

SECONDED: Councillor Shinton

For – Unanimous

Item 28.3 Regional Tender for Supply of Aggregates and Raw Materials

351/2021 RESOLVED that:

1. The following suppliers be included on a panel for supply of aggregates and other raw materials for the period 1 July 2021 to 30 June 2023, and
 - Boral Resources (NSW) Pty Ltd
 - Holcim Australia Pty Ltd
 - Regional Quarries Australia Pty Ltd
2. A provision be allowed for a 12-month extension based on satisfactory supplier performance, which may take this contract through to 30 June 2024.

MOVED: Councillor Capel

SECONDED: Councillor Lewis

For – Unanimous

Item 28.4 Tender for Construction of Robertson Oval Amenities Building, Dunedoo – RFT 2021-11

352/2021 RESOLVED that Council accepts Option 2 the Maas Constructions revised price of \$1,520,350 (incl GST) for the construction of the Robertson Oval Amenities Building, Dunedoo.

MOVED: Councillor Hill

SECONDED: Councillor Lewis

For – Unanimous

353/2021 RESOLVED that Council return to Open Council.

MOVED: Councillor Brady

SECONDED: Councillor Capel

For – Unanimous

**7.14 pm
Open Council**

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

Matter of Great Urgency

354/2021 RESOLVED that Siding Spring Observatory be declared a matter of great urgency.

MOVED: Councillor Lewis

SECONDED: Councillor Shinton

For – Unanimous

The Mayor declared business relating to Siding Spring Observatory a Matter of Great Urgency.

Matter of Great Urgency

355/2021 RESOLVED that the Mayor and Deputy Mayor make representations to Siding Spring Observatory to work in conjunction with Council to help promote tourism for the LGA.

MOVED: Councillor Lewis

SECONDED: Councillor Shinton

For – Unanimous

There being no further business the meeting closed at 7.24 pm.

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CHAIRPERSON