



Minutes

Ordinary Council Meeting

held in the Council Chambers

John Street, Coonabarabran

on Thursday, 17 June 2021

commencing at 5:00 pm

PRESENT: Cr A Doolan (Chairperson), Cr A Iannuzzi, 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) 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

Nil

Confirmation of Minutes

356/2021 RESOLVED that Council confirm the resolutions contained in the Minutes of the Ordinary Council meeting held on 20 May 2021.

MOVED: Councillor Todd

SECONDED: Councillor Hill

For – Unanimous

The Mayor called for Disclosure of Interests

Nil

Item 1 Mayoral Minute – Mayors Log of Activity, Kilometres Travelled and Expenses from 10 May 2021 to 7 June 2021

357/2021 RESOLVED that Council:

1. Notes the report on the Mayor's Activity and Log of Kilometres Travelled for the period 10 May 2021 to 7 June 2021.
2. Notes the report on the Mayor's credit card expenses between 13 May 2021 to 7 June 2021 and approves the payment of expenses totalling \$1,727.77.

MOVED: Councillor Doolan

SECONDED: Councillor Capel

For – Unanimous

Item 2 Councillors' Monthly Travel Claims

358/2021 RESOLVED that the Councillors' monthly travel claims report for May 2021 in the amount of \$980.10 is noted.

MOVED: Councillor Todd

SECONDED: Councillor Hill

For – Unanimous

Item 3 Delegates Report – Minutes Orana Joint Organisation Meeting 12 May 2021
359/2021 RESOLVED that Council notes the Delegate's Report in relation to the Orana Joint Organisation Meeting held at Narromine on 12 May 2021.

MOVED: Councillor Doolan

SECONDED: Councillor Brady

For – Unanimous

Item 4 Delegate's Report – Newell Highway Taskforce Committee Meeting held on 13 May 2021

360/2021 RESOLVED that Council notes the Delegate's Report on the Newell Highway Taskforce Committee meeting held at Parliament House in Canberra on the 13 May 2021.

MOVED: Councillor Todd

SECONDED: Councillor Capel

For – Unanimous

Item 5 Delegate's Report – Mining and Energy Related Council Meeting 21 May 2021

361/2021 RESOLVED that Council notes the Delegate's Report on the Mining and Energy Related Council Meeting held Friday 21 May 2021 in Gunnedah.

MOVED: Councillor Shinton

SECONDED: Councillor Hill

For – Unanimous

Item 6 Inland Rail Conference held in Albury between 25 – 27 May 2021

362/2021 RESOLVED that Council notes the Delegate's Report on the Inland Rail Conference held in Albury between 25 – 27 May 2021.

MOVED: Councillor Todd

SECONDED: Councillor Capel

For – Unanimous

Item 7 Delegates Report – Minutes of Country Mayors Meeting held 28 May 2021

363/2021 RESOLVED that Council notes the Delegate's Report in relation to the Country Mayors Association meeting held at Sydney on Friday 28 May 2021.

MOVED: Councillor Doolan

SECONDED: Councillor Capel

For – Unanimous

Item 8 Determination of the Local Government Remuneration Tribunal 2021 Annual Report and Determination

364/2021 RESOLVED that Council:

1. Adopt the maximum annual fee for councillors in accordance with determination of the Local Government Remuneration Tribunal pursuant to sections 239, 241 of the Local Government Act 1993 (NSW), being \$12,400.
2. Adopt the maximum annual fee for the Mayor in accordance with determination of the Local Government Remuneration Tribunal pursuant to sections 239, 241 of the Local Government Act 1993 (NSW), being \$27,060 for the Mayor Additional Fee.

MOVED: Councillor Todd

SECONDED: Councillor Clancy

For – Unanimous

Item 9 Council Resolutions Report

365/2021 RESOLVED that the Council Resolution Report be noted for information.

MOVED: Councillor Capel

SECONDED: Councillor Shinton

For – Unanimous

Item 10 Revotes and High Value Projects Report

366/2021 RESOLVED that the Revote and High Value Projects Report be noted for information.

MOVED: Councillor Hill

SECONDED: Councillor Shinton

For – Unanimous

PROCEDURAL MOTION

That Council deal with item 15 at this point of the meeting.

MOVED: Councillor Capel

SECONDED: Councillor Brady

For – Unanimous

Item 15 3rd Quarterly Budget Review Statement as at 31st March 2021

367/2021 RESOLVED that Council:

1. Accept the third quarter Quarterly Budget Review Statement for the 2020/21 financial year, as presented;
2. Approve the variations as described in Table 1a; and
3. Note and accept the information provided on the status of the rates and annual charges for the period ending 31st March 2021.

MOVED: Councillor Brady

SECONDED: Councillor Hill

For – Unanimous

Item 11 Children Services: Monkey Room

368/2021 RESOLVED that Council:

1. Support the transition of the twenty children places at the Monkey Room to the Yuluwirri Kids license at Bandulla Street to support the viability of Children services in Coonabarabran.
2. Endorse the actions to seek an extension of time for Monkey Room to December 2021.
3. Supports a further review and analysis of all existing childcare and preschool education services currently provided and identify likely future demand for both existing and possible additional services. Such a review should include, but not restricted to:
 - i. how to make Yuluwirri Kids more attractive,
 - ii. how to maximise access to all the government operational and capital funding, and
 - iii. how to secure continued funding under a truly mobile model.

MOVED: Councillor Capel

SECONDED: Councillor Shinton

For – Unanimous

Item 12 Adoption 2021 Agency Information Guide

369/2021 RESOLVED that Council endorses and adopts the 2021 Agency Information Guide.

MOVED: Councillor Shinton

SECONDED: Councillor Capel

For – Unanimous

Item 13 Fraud and Corruption Control Policy and Plan

370/2021 RESOLVED that Council adopts the *Fraud and Corruption Control Policy* and the *Fraud and Corruption Control Plan*.

MOVED: Councillor Capel

SECONDED: Councillor Hill

For – Unanimous

Item 14 Delivery Program Progress Report – 31 March 2021

371/2021 RESOLVED that Council endorses the Delivery Program Progress Report for the period 1 January 2021 to 31 March 2021.

MOVED: Councillor Capel

SECONDED: Councillor Hill

For – Unanimous

Item 15 3rd Quarterly Budget Review Statement as at 31st March 2021

This item was dealt with earlier in the meeting.

Item 16 Investments and Term Deposits – month ending 31st May 2021

372/2021 RESOLVED that Council accept the Investments Report for the month ending 31st May 2021 including a total balance of \$18,229,059.04 being:

- \$2,672,146.47 in at call accounts.
- \$14,000,000.00 in term deposits.
- \$1,556,912.57 cash at bank.

MOVED: Councillor Shinton

SECONDED: Councillor Todd

For – Unanimous

Item 17 Review of the 2020/21 Pool Operations

373/2021 RESOLVED that:

1. The pool season for 2021/22 commences 9 October 2021 and finishes 9 April 2022 for all pools except Baradine, Binnaway and Mendooran. The pool season for Baradine and Mendooran commences 23 October 2021 and finishes 2nd April 2022 and for Binnaway the season commences 30 October 2021 and finishes 19th March 2022.
2. The 2021/22 pool hours opening timetable as shown in the attachment is adopted, noting that the 11am to 2pm timeslot when a Pool Attendant is available for Binnaway pool has been removed from the timetable for the whole season and the 11am to 2pm timeslot for Mendooran during October and November has also been removed from the timetable.
3. Agreement between Council and Kiosk Operators no longer includes a provision for payment of a retainer.
4. Council investigate the cost of employing full time pool attendants.
5. Council investigate options for a short term visitor pass.

MOVED: Councillor Todd

SECONDED: Councillor Hill

For – Unanimous

374/2021 RESOLVED that Item 18 Bowen Oval, Crown Reserve No 71749 will be discussed in separate motions.

MOVED: Councillor Iannuzzi

SECONDED: Councillor Lewis

For – Unanimous

Item 18 Bowen Oval, Crown Reserve No 71749

375/2021 RESOLVED that Council accept the recommendation from Crown Lands that Warrumbungle Shire Council is appointed as Crown Land Manager for Crown Reserve 71749 – Bowen Oval.

MOVED: Councillor Capel

SECONDED: Councillor Brady

For – Unanimous

376/2021 RESOLVED that in accordance with Section 3.23 of the Crown Land Management Act 2016, notification is provided to the Minister of Council's proposed classification of Crown Reserve 71749 as Community Land and categorisation as Park.

MOVED: Councillor Capel

SECONDED: Councillor Shinton

For – Unanimous

377/2021 RESOLVED that Council submit the application to the Stronger Country Communities Fund Round 4 to upgrade the netball courts at Bowen Oval, Coolah.

MOVED: Councillor Todd

SECONDED: Councillor Capel

For – Unanimous

Item 19 Bore Condition Assessment

378/2021 RESOLVED that Council:

1. Notes the information in the Bore Condition Assessment report.
2. Decommissions the secondary well at the Coolah Town Well site due to its high water quality risk.
3. Revotes the remaining amount of the Financial Year 2020/21 budget into the Financial Year 2021/22 budget.
4. Uses the remaining funds from the Bore Condition Assessment project for the construction of a secondary bore at the Coolah Town Well site.

MOVED: Councillor Todd

SECONDED: Councillor Hill

For – Unanimous

Item 20 Baradine Water Treatment Plant Upgrade

379/2021 RESOLVED that Council:

1. Notes the information contained in the Baradine Water Treatment Plant Upgrade report.
2. Does not proceed with replacing the clarifier and filter at the current Baradine Water Treatment Plant.

3. Undertakes a Baradine Water Treatment Plant Scoping Study as soon as possible, identifying options for the mitigation of known water quality risks at that site, including a wholistic plant replacement.

MOVED: Councillor Todd

SECONDED: Councillor Shinton

For – Unanimous

Item 21 Development Applications

380/2021 RESOLVED that Council notes the Applications and Certificates approved during May 2021, under Delegated Authority.

MOVED: Councillor Todd

SECONDED: Councillor Brady

For – Unanimous

Item 22 Notice of Motion – Flood Zones

381/2021 RESOLVED that Council investigate funding for updated flood plans for Binnaway and Mendooran.

MOVED: Councillor Lewis

SECONDED: Councillor Brady

For – Unanimous

Item 23 Notice of Motion – Business Use of Footpaths Policy

382/2021 RESOLVED that Council Policy on the Business Use of Footpaths be amended to reflect in Section 7 Approvals that:

- i. For commercial entities seeking to use the Council footpath, or other similar area, Public Liability Insurance will be required to a minimum value of \$20 million, with Council being listed as an interested party. Higher values may be required if assessed as higher risk.
- ii. For community entities (not for profit, local sporting or social groups) seeking to use the Council footpath, or other similar area, Public Liability Insurance of \$20 million will be required.

MOVED: Councillor Todd

SECONDED: Councillor Brady

For – Unanimous

Item 24 Reports to be Considered in Closed Council

383/2021 RESOLVED that:

1. Item 24.1 Organisational Development Monthly Report – May 2021

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 24.2 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 24.3 Coolah Sewerage Treatment Plan Upgrade – Land Matters

That the Coolah Sewerage Treatment Plan Upgrade – Land Matters report be referred to Closed Council pursuant to section 10A(2)(c) of the *Local Government Act 1993* (NSW) on the grounds that the matter deals with information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

4. Item 24.4 Land Owned by Council in Reservoir Street Coonabarabran

That the Land Owned by Council in Reservoir Street Coonabarabran report be referred to Closed Council pursuant to section 10A(2)(c) of the *Local Government Act 1993* (NSW) on the grounds that the matter deals with information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

MOVED: Councillor Capel

SECONDED: Councillor Shinton

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.

384/2021 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

6.56 pm
Closed Council

Item 24.1 Organisational Development Monthly Report – May 2021

385/2021 RESOLVED that the Organisation Development Monthly Report for May 2021 be noted for information.

MOVED: Councillor Shinton
For – Unanimous

SECONDED: Councillor Hill

Item 24.2 Three Rivers Regional Retirement Community Information Report

386/2021 RESOLVED that Council delegates the authority as outlined under 'Authority' within the report.

MOVED: Councillor Clancy

SECONDED: Councillor Hill

For – Unanimous

Item 24.3 Coolah Sewerage Treatment Plan Upgrade – Land Matters

387/2021 RESOLVED that Council:

1. Notes the information contained in the Coolah Sewerage Treatment Plan Upgrade – Land Matters report.
2. Undertakes initial discussions with appropriate landowners in the Coolah area on the potential purchase of a suitable parcel of land, via private agreement, for the development of a new STP and associated effluent re-use scheme for Coolah.
3. Receives a further report on the outcomes of these discussions as a matter of priority.

MOVED: Councillor Shinton

SECONDED: Councillor Lewis

For – Unanimous

Item 24.4 Land Owned by Council in Reservoir Street Coonabarabran

388/2021 RESOLVED that Council take no action in relation to the allotments owned by Council in Reservoir Street, Coonabarabran.

MOVED: Councillor Shinton

SECONDED: Councillor Brady

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

389/2021 RESOLVED that Council return to Open Council.

MOVED: Councillor Iannuzzi

SECONDED: Councillor Hill

For – Unanimous

Meeting date: 17 June 2021

7.23 pm
Open Council

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

There being no further business the meeting closed at 7.25 pm.

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CHAIRPERSON