

Minutes

Ordinary Council Meeting

held in the Council Chambers

Binnia Street, Coolah

on Thursday, 21 September 2023

commencing at 5:04 pm

PRESENT: Cr A Doolan (Chairperson), Cr K Brady, Cr D Hogden, Cr Z Holcombe, Cr A

Iannuzzi, Cr C Kopke, Cr J Newton, Cr K Rindfleish and Cr D Todd

In attendance: General Manager (Roger Bailey), Acting Director Corporate and

Community Services (Ngaire Stevens), Director Environment and Development Services (Leeanne Ryan), Director Technical Services (Nicole Benson), and Executive Assistant to the General Manager (Erin

Player - Minutes).

Acknowledgement of Country

The Mayor, Cr Doolan, acknowledged 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

67/2324 RESOLVED that Council confirm the Minutes of the Ordinary Council meeting held on 17 August 2023.

MOVED: Councillor Todd SECONDED: Councillor Newton

For - Unanimous

The Chairperson called for Disclosure of Interests

Cr Brady declared a pecuniary interest in Item 17 Community Financial Assistance Donations 2023/24 Round one as he chairs the Bungle Rumble Committee who put in an application.

Cr Rindfleish declared a non-pecuniary less than significant interest in Item 27 Liquid Trade Waste Policy as she owns businesses in towns in the LGA.

Cr Kopke declared a non-pecuniary less than significant interest in Item 17 Community Financial Assistance Donations 2023/24 Round one as he is a member of the Mendooran Development Group.

Item 1 Nominations for and Election for the Position of Mayor for the Period 2023 to 2024

68/2324 RESOLVED that Council:

1. Note the report on the nominations for and election for the position of Mayor for the 12-month period to September 2024;

2. Proceed by Open Voting method for the position of Mayor; and

3. Proceed to hold the election for the position of Mayor for the 2023 to 2024 term.

MOVED: Councillor Kopke SECONDED: Councillor Holcombe

For - Unanimous

Councillor Doolan vacated the chair at 5.10 pm

The General Manager announced that one nomination had been received for the position of Mayor for the period 21 September 2023 until September 2024:

• Cr Doolan, nominated by Cr Brady and Cr Rindfleish and Cr Newton

The General Manager called for further nominations for the position of Mayor. There were no further nominations.

The General Manager declared Councillor Doolan elected unopposed to the position of Mayor for the period 2023 – 2024.

Cr Doolan assumed the chair at 5.11 pm.

Item 2 Nominations for and Election for the Position of Deputy Mayor for the Period 2023 to 2024

69/2324 RESOLVED that Council:

- 1. Note the report on the appointment of and procedure for the election of a Deputy Mayor;
- 2. Resolve that a Deputy Mayor is to be elected from its number for the Mayoral term; and
- 3. Hold an election for the position of Deputy Mayor on the same basis as for the Mayoral position.

MOVED: Councillor Holcombe SECONDED: Councillor Kopke

For - Unanimous

The General Manager announced that one nomination had been received for the position of Deputy Mayor for the period 2023 – 2024:

• Cr Rindfleish, nominated by Cr Brady, Cr Doolan and Cr Newton

The General Manager called for further nominations for the position of Deputy Mayor. There were no further nominations.

The General Manager declared Councillor Rindfleish elected unopposed to the position of Deputy Mayor for the period 2023 – 2024.

Mayor congratulated Cr Rindfleish and thanked Cr Iannuzzi for his time as Deputy Mayor.

Item 3 Mayoral Minute – Mayors Log of Activity, Kilometres Travelled and Expenses from 7 August 2023 to 11 September 2023

70/2324 RESOLVED that Council notes the report on the Mayor's Activity and Log of Kilometres Travelled for the period 7 August 2023 to 11 September 2023.

MOVED: Councillor Doolan SECONDED: Councillor Kopke

For - Unanimous

Item 4 Councillors' Monthly Travel Claims

71/2324 RESOLVED that the Councillors' monthly travel claims report in the amount of \$1,441.46 be noted for information.

MOVED: Councillor Brady SECONDED: Councillor Holcombe

For - Unanimous

Item 5 Delegates Report - Minutes CoREM Meeting 3 August 2023

72/2324 RESOLVED that Council note the Delegate's Report in relation to the CoREM Meeting held in Sydney on Thursday 3 August 2023.

MOVED: Councillor Doolan SECONDED: Councillor Kopke

For - Unanimous

Item 6 Delegate's Report – NSW Weeds Conference 7 – 10 August 2023 73/2324 RESOLVED that Council notes the Delegate's Report on the NSW Weeds Conference held from 7 – 10 August 2023 in the Dubbo Regional Convention Centre.

MOVED: Councillor Todd SECONDED: Councillor lannuzzi

For - Unanimous

Item 7 Delegate's Report – Newell Highway Taskforce Meeting 8 August 2023 74/2324 RESOLVED that Council notes the Delegate's Report on the Newell Highway Taskforce Meeting held Tuesday 8 August 2023 at the Western Plains Cultural Centre, Dubbo.

MOVED: Councillor Todd SECONDED: Councillor Iannuzzi

For - Unanimous

Item 8 Delegate's Report – Castlereagh Macquarie County Council Meeting 28 August 2023

75/2324 RESOLVED that Council notes the Delegate's Report on the Castlereagh Macquarie County Council meeting held on 28 August 2023.

MOVED: Councillor lannuzzi SECONDED: Councillor Holcombe

For – Unanimous

Item 9 Minutes of Audit, Risk and Improvement Committee Meeting – 8 August 2023 76/2324 RESOLVED that Council notes the minutes of the Audit, Risk and Improvement Committee meeting held at Coonabarabran on 8 August 2023.

MOVED: Councillor lannuzzi SECONDED: Councillor Rindfleish

For - Unanimous

Item 10 Warrumbungle Local Emergency Management Committee Meeting – 21 August 2023

77/2324 RESOLVED that the minutes of the Warrumbungle Local Emergency Management Committee meeting held on the 21 August 2023 are noted for information.

MOVED: Councillor Iannuzzi SECONDED: Councillor Kopke

For - Unanimous

Item 11 Minutes of Economic Development and Tourism Advisory Committee Meeting – 28 August 2023 MOTION

That Council:

- 1. Notes the minutes of the Economic Development and Tourism Advisory Committee Meeting held 28 August 2023.
- 2. Includes the appropriate indigenous words for welcome and goodbye on each town entry sign in the LGA and correct wording be confirmed by the local land councils.
- 3. Includes a signage audit in the EDT strategy considerations.
- 4. Supports investigation of potential Rail Trails across the Warrumbungle Region and seeks funding opportunities to conduct a feasibility study, business case and development plan for Warrumbungle Rail Trails.

MOVED: Councillor Newton SECONDED: Councillor Brady

The MOTION was PUT and LOST

For – Cr Doolan, Cr Newton, Cr Todd and Cr Hogden Against – Cr Kopke, Cr Holcombe, Cr Iannuzzi, Cr Todd and Cr Brady

MOTION

That Council:

1. Notes the minutes of the Economic Development and Tourism Advisory Committee Meeting held 28 August 2023.

- 2. Considers options for Acknowledgement of Country at a later date.
- Conducts a Shire wide signage audit in this financial year and for that to include all signage including tourism, Aboriginal Country, heritage, town and community, and roads.
- 4. Supports investigation of potential Rail Trails across the Warrumbungle Region and seeks funding opportunities to conduct a feasibility study, business case and development plan for Warrumbungle Rail Trails.

MOVED: Councillor Kopke SECONDED: Councillor Holcombe

The MOTION was PUT and LOST

For – Cr Kopke, Cr Holcombe, Cr Rindfleish and Cr Iannuzzi Against – Cr Newton, Cr Todd, Cr Brady, Cr Doolan and Cr Hogden

78/2324 RESOLVED that Council notes the minutes of the Economic Development and Tourism Advisory Committee Meeting held 28 August 2023.

MOVED: Councillor Kopke SECONDED: Councillor Holcombe

For – Unanimous

Item 12 Australia Day 2024 79/2324 RESOLVED that:

- 1. The Australia Day Award Committee be delegated the authority to select the Australia Day Award recipients.
- 2. The Australian Day Committee meets on Thursday 14 December 2023 to select the Award recipients.
- 3. Endorses the updated Terms of Reference for the Australia Day Award Committee.
- 4. Council participates in the 2024 NSW Local Citizen of the Year Awards by administering and presenting the Warrumbungle Shire Council Australia Day Awards in the following categories:
 - Citizen of the Year
 - Young Citizen of the Year
 - Sportsperson of the Year
 - Environmental Citizen of the Year
 - Young Environmental Citizen of the Year
 - Australia Day Award Senior Citizen of the Year
 - Australia Day Award Young Sportsperson of the Year
 - Australia Day Award Cultural Achievement Award
 - Australia Day Award Community Event of the Year
- 5. A Certificate of Recognition is to be presented for selected citizens at each town nominated for Citizen of the Year Award (one per town excluding the town with Citizen of the Year).

- 6. Funding to each of the Local Organising Committees is allocated as follows:
 - \$650 each for Baradine, Binnaway, Coolah, Dunedoo and Mendooran; and
 - \$800 for Coonabarabran.
- 7. Council opens public swimming pools in Baradine, Binnaway, Coolah, Coonabarabran, Dunedoo and Mendooran free of charge on Australia Day 2024.

MOVED: Councillor Todd SECONDED: Councillor Newton

For – Cr Doolan, Cr Kopke, Cr Holcombe, Cr Newton, Cr Todd, Cr Brady, Cr Rindfleish and Cr Hogden Against – Cr Iannuzzi

Item 13 Council Resolutions Report

80/2324 RESOLVED that the Council Resolution Report be noted for information.

MOVED: Councillor Newton SECONDED: Councillor lannuzzi

For - Unanimous

Item 14 High Value Projects Report

81/2324 RESOLVED that the High Value High Risk Projects Report be noted for information.

MOVED: Councillor Kopke SECONDED: Councillor Holcombe

For - Unanimous

Item 15 Budget Revotes as at 30 June 2023

82/2324 RESOLVED that Council note the report on the Budget Carryover and Revotes for Financial Year 2022/23 and endorse the requested Carryover and Revote project amounts totalling \$7,829,946.

MOVED: Councillor lannuzzi SECONDED: Councillor Kopke

For - Unanimous

Item 16 Draft General Purpose and Special Purpose Financial Statements for the 2022/2023 Financial Year 83/2324 RESOLVED that:

- 1. In accordance with Section 413(2)(c) of the Local Government Act 1993:
 - a. Council resolves that, in its opinion, the General Purpose Financial Statements and the Special Purpose Financial Statements for the year ended 30 June 2023 and the Special Schedules are properly drawn up in accordance with the provisions of the Local Government Act 1993 and the Regulations thereunder.

- b. Council authorises for the Financial Statements for the year ending 30 June 2023 to be certified and signed by the Mayor, the Deputy Mayor, the General Manager and the Responsible Accounting Officer on behalf of Council.
- 2. The Financial Statements be referred to Council's Auditor for audit.
- 3. The General Manager be delegated authority to, after Council receives a copy of the Audited Financial Statements and Auditor's report, place the Audited Financial Statements on public exhibition and give notice that Council will present its Audited Financial Statements at an Ordinary Council Meeting, at least 7 days after the receipt of the Auditors report.
- 4. That Council present the Audited Financial Statements at an Ordinary Council Meeting, in accordance with Section 419(1) of the *Local Government Act 1993*.

MOVED: Councillor Newton SECONDED: Councillor Holcombe

For - Unanimous

6.00pm

Cr Brady left the room having declaring a pecuniary interest in Item 17.

Item 17 Community Financial Assistance Donations 2023/24 – Round One 84/2324 RESOLVED that Council:

1. Funds the following applications under Round One of the Community Financial Assistance Donations 2023/24, at a total cost of \$9,960.00.

Applicant name/s	Amount (\$)
Mendooran Turf Club	415.00
Baradine preschool	415.00
Coonabarabran Show PAI&H	415.00
Space Art Gallery	415.00
Coolah / Dunedoo Presbyterian Church	415.00
Mendooran Community Development Group	415.00
CWA NSW Evening Branch	415.00
Mendooran PA&H Association	415.00
Dunedoo Coolah Landcare	415.00
Bungle Rumble Event	415.00
Binnaway Bombshells Charity Game	415.00
Dunedoo Coolah Landcare	415.00
Uarbry Hall Association Inc	415.00
Coonabarabran Celtic Club	415.00
Coonabarabran Local Aboriginal Lands Council	415.00
Coolah Men's Shed	415.00
Binnaway PAHI Association	415.00
Coonabarabran Athletics Club	415.00
Coonabarabran Tennis Club	415.00
Black Stump Craft Shop	415.00
Coolah District Development Group	415.00
Coolah Tennis Club	415.00
Coolah Showground and Recreational Trust	415.00

Coolah Historical and Tourist Subcommittee	415.00

2. Reviews the Financial Assistance Guidelines to include that low priority be given to community groups who received funding in the previous round of applications.

MOVED: Councillor Kopke SECONDED: Councillor Newton

For - Unanimous

6.04pm

Cr Brady returned to the meeting

Item 18 Council Facilities Waiver of Council Fees and Charges Policy 85/2324 RESOLVED that Council adopts the draft Council Facilities Waiver of Council Fees and Charges Policy.

MOVED: Councillor Kopke SECONDED: Councillor Holcombe

For - Unanimous

Item 19 Disability Inclusion Action Plan (DIAP) 2022-2026 86/2324 RESOLVED that Council adopts the Disability Inclusion Action Plan 2022-2026.

MOVED: Councillor Newton SECONDED: Councillor Kopke

For - Unanimous

Item 20 Child Safe Scheme Framework

6.07pm

Cr Holcombe left the meeting.

87/2324 RESOLVED that Council:

- 1. Notes the information contained in the Child Safe Scheme Framework report.
- 2. Endorses the draft Statement of Commitment and the draft Child Protection Policy.
- 3. Places the draft Child Protection Policy on public exhibition for a period of at least 28 days with public submissions invited for a period of at least 42 days.
- 4. Receives a further report on the draft Child Protection Policy at the conclusion of the period of public submissions.

MOVED: Councillor Newton SECONDED: Councillor Kopke

Item 21 Investments and Term Deposits - month ending 31 August 2023

6.08pm

Cr Holcombe returned to the meeting.

88/2324 RESOLVED that Council accept the Investments Report for the month ending 31 August 2023 including a total balance of \$44,589,704.38 being:

- \$1,220,012.83 in at call accounts.
- \$42,500,000.00 in term deposits.
- \$869,691.55 cash at bank.

MOVED: Councillor lannuzzi SECONDED: Councillor Newton

For - Unanimous

Item 22 Natural Disaster Response and Recovery Monthly Report for September 2023

89/2324 RESOLVED that Council note the Natural Disaster Response and Recovery Monthly Report for September 2023.

MOVED: Councillor Brady SECONDED: Councillor lannuzzi

For - Unanimous

Item 23 Coonabarabran No. 3 Oval – Donation of Land and Essential Energy Easement 90/2324 RESOLVED that:

- 1. Council accept the donation of land measuring approximately 231.6m² from the owner of Lot 11 in DP 1079828 for the purpose of constructing a new amenity block at No. 3 Oval in Coonabarabran.
- 2. Council note the information regarding the Essential Energy easement over part of Lot 3, DP 883513.

MOVED: Councillor Newton SECONDED: Councillor Brady

For - Unanimous

Item 24 Essential Energy Easement Registration for Neilson Park, Coonabarabran 91/2324 RESOLVED that Council note the information regarding the Essential Energy easement over part of Lot 1 in DP 1150791 – Neilson Park, Coonabarabran.

MOVED: Councillor Brady SECONDED: Councillor Kopke

Item 25 Council Public Pools – 2023-24 Pool Season 92/2324 RESOLVED that Council:

- Notes the information contained within the report in relation to the 2023-24 Pool Season and possible provision of low cost or free entry to its public swimming pools;
- 2. Trials free entry to all pools for the 2023-24 season, as outlined in Option 3 in the report, that is free entry for pool patrons during limited supervision hours at the pool;
- 3. Continues to charge season ticket holders at the advertised rate(s);
- 4. Acknowledges that pool opening times will be impacted by the shortage of trained pool attendants for the 2023-24 season;
- 5. Identifies the service area(s) to be reduced to achieve the budgeted savings of \$117,448 to allow the trial to proceed; and
- 6. Investigate the contracting of pool maintenance and supervision of Shire pools for the 2024-25 pool season.

MOVED: Councillor Brady SECONDED: Councillor Rindfleish

For – Cr Doolan, Cr Holcombe, Cr Iannuzzi. Cr Rindfleish, Cr Newton and Cr Hogden Against – Cr Todd and Cr Kopke

93/2324 RESOLVED that Council considers the identifying of budget savings to compensate for loss of revenue at the pools at the next Quarterly Budget Review.

MOVED: Councillor Doolan SECONDED: Councillor lannuzzi

For - Unanimous

Item 26 Charitable Collection of Funds in Warrumbungle Shire Offices Policy 94/2324 RESOLVED that Council adopts the *Charitable Collection of Funds in Warrumbungle Shire Offices Policy*.

MOVED: Councillor Kopke SECONDED: Councillor Rindfleish

For - Unanimous

Item 27 Liquid Trade Waste Policy 95/2324 RESOLVED that Council adopts the *Liquid Trade Waste Policy* and accompanying documents.

MOVED: Councillor Kopke SECONDED: Councillor Newton

Item 28 Mendooran Water Treatment Plant Upgrades Funding Report 96/2324 RESOLVED that Council:

- 1. Notes the information contained in the Mendooran Water Treatment Plant Upgrades Funding Report.
- 2. Delegates authority to the General Manager to execute and sign the funding deed received from the Department of Planning and Environment valued at \$189,288 (Safe and Secure Water Programme \$141,966 and Council contribution \$47,322).

MOVED: Councillor Brady SECONDED: Councillor Newton

For - Unanimous

Item 29 Bore Relining Tender Report 97/2324 RESOLVED that Council:

- 1. Notes the information contained in the Bore Relining Tender Report;
- 2. Not accepts the tender for Bore Relining;
- 3. Endorses the approach presented as Option 2 in this report to:
 - i. Decommission the existing Baradine Backup Bore following construction of the new Baradine Backup Bore;
 - ii. Proceed to tender to construct a new Baradine Backup Bore, redevelop the Baradine Bore and redevelop the Dunedoo Backup Bore;
 - iii. Consider the construction of a new Dunedoo Backup Bore at some future stage.

MOVED: Councillor Todd SECONDED: Councillor Newton

For - Unanimous

Item 30 Inland Rail Update Report – September 2023

98/2324 RESOLVED that Council notes the information in the Inland Rail Update Report – September 2023.

MOVED: Councillor lannuzzi SECONDED: Councillor Todd

For - Unanimous

Item 31 Central-West Orana Renewable Energy Zone Report – September 2023 99/2324 RESOLVED that Council notes the Central-West Orana Renewable Energy Zone Report – September 2023.

MOVED: Councillor Newton SECONDED: Councillor Brady

Item 32 Local Heritage Funding Grant Program

100/2324 RESOLVED that Council grant a total of \$10,980.00 under the Local Heritage Funding Grants Program to undertake heritage repairs and restoration works for the following heritage items:

 Coonabarabran Club, 54 Cassilis Street Coonabarabran 	\$500.00
 Mount Gramby Inn – Mendooran 	\$3,000.00
 48 Cassilis Street, Coonabarabran 	\$1,980.00
 Cobbora Courthouse, 14 Dunedoo Street Cobbora 	\$2,000.00
 25 McLean Street, Coolah 	\$500.00
 The Bank Coonabarabran – 39 John Street Coonabarabran 	\$2,000.00
 Coolah Creek Homestead, Coolah 	\$1,000.00

MOVED: Councillor Newton SECONDED: Councillor Kopke

For - Unanimous

Item 33 Development Application – Demolition of the Three Rivers Regional Retirement Community Buildings DA29/2023

101/2324 RESOLVED that Council grant consent subject to the conditions, as detailed in the Planners Assessment Report for DA29/2023 for Demolition of the Three Rivers Regional Retirement Community buildings at Lot 10 DP 1239415, Sullivan Street, Dunedoo, pursuant to Section 4.16 of the *Environmental Planning and Assessment Act* 1979.

MOVED: Councillor Kopke SECONDED: Councillor Newton

For – Unanimous

Item 34 Development Applications

102/2324 RESOLVED that Council notes the Applications and Certificates approved during August 2023, under Delegated Authority.

MOVED: Councillor Iannuzzi SECONDED: Councillor Holcombe

For - Unanimous

Item 35 Notice of Motion – Installing Solar Panels on Suitable Council Owned Buildings

103/2324 RESOLVED that Council:

- 1. Conducts a review of the effectiveness of the solar panels installed on Council buildings across the Shire.
- 2. Considers other locations for future installations of solar power e.g. water treatment plants and sewer treatment plants.

MOVED: Councillor Kopke SECONDED: Councillor Brady

Item 36 Notice of Motion - Dunedoo Preschool Water

104/2324 RESOLVED that Council provide a donation to Dunedoo pre school of \$17,986 to assist with water consumption expenses.

MOVED: Councillor Kopke SECONDED: Councillor Rindfleish

For – Cr Kopke, Cr Rindfleish, Cr Holcombe, Cr Iannuzzi and Cr Hogden Against – Cr Doolan, Cr Brady, Cr Newton and Cr Todd

Item 37 Reports to be Considered in Closed Council 105/2324 RESOLVED that:

1. Item 37.1 Human Resources Monthly Report

That the Human Resources 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 37.2 Tender 2024/01 Tender for the Provision of Consulting Services for the Development of the Concept Design for the Binnaway Sewerage Scheme That the Tender 2024/01 Tender for the Provision of Consulting Services for the Development of the Concept Design for the Binnaway Sewerage Scheme 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 Brady **SECONDED:** Councillor Holcombe

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.

106/2324 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.
- 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 Todd SECONDED: Councillor Kopke

For - Unanimous

6.58 pm

Closed Council

Item 37.1 Human Resources Monthly Report

107/2324 RESOLVED that Council notes the information contained in the Human Resources Monthly Report.

MOVED: Councillor Kopke SECONDED: Councillor Holcombe

For – Unanimous

Item 37.2 Tender 2024/01 Tender for the Provision of Consulting Services for the Development of the Concept Design for the Binnaway Sewerage Scheme 108/2324 RESOLVED that Council:

- Notes the information contained in the Tender 2024/01 Tender for the Provision of Consulting Services for the Development of the Concept Design for the Binnaway Sewerage Scheme
- 2. Accepts the Tender for the Provision of Consulting Services for the Development of the Concept Design for the Binnaway Sewerage Scheme from NSW Public Works for a total contract value of \$322,903 (ex GST).

MOVED: Councillor Todd SECONDED: Councillor Newton

For – Unanimous

109/2324 RESOLVED that Council return to Open Council.

MOVED: Councillor Brady SECONDED: Councillor Newton

For - Unanimous

7.02 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 7.04 pm.

CHAIRPERSON