

WARRUMBUNGLE SHIRE COUNCIL

MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL HELD
AT THE POPLARS MOTOR INN, COONABARABRAN ON THURSDAY, 18 OCTOBER 2012
COMMENCING 10.03AM PAGE 1

PRESENT: Cr Peter Shinton (Chairman), Cr Andrews, Cr Capel, Cr Clancy, Cr Coe, Cr Schmidt, Cr C Sullivan, Cr R Sullivan, Cr Todd, General Manager (Steve Loane), Director Corporate Services (Rebecca Ryan), Director Technical Services (Kevin Tighe) and Director Environmental & Community Services (Tony Meppem).

In attendance: Manager Administration & Customer Service (S Morris) (minutes)

Forum 10.04am

Mr Tom Underwood regarding Baradine Golf Club rates. Mr Underwood informed the meeting that the rates had increased considerably due to the Valuer General's Valuation. The Club has appealed the Valuation which was lodged late and they have been advised that NSW Golf are looking into the issue and once that review is completed a response will be forthcoming. The Club does not have a bar licence or poker machines. Minimal fees are charged for their activities. The Club has 22 members with a \$30 membership fee.

Council will investigate and review the rating of the Baradine Golf Club.

10.12am

Lisa De Costa addressed the meeting regarding extension of cycle track to the tourist park on the southern end of Coonabarabran. Request that the Concrete cycle way and pedestrian walkway be extended from entrance to park and connect up with footpath near high school on southern end of town. Customers cannot walk to town due to condition of footpath area and have to walk on highway if they do walk to town. There is a distance of approximately 200 metres where customers walk on the road if they choose to walk to town. There is also drainage problems with the dish drain overflowing through park.

10.20am

The Mayor called for Declarations of Interest (to declare pecuniary or non-pecuniary interest) from Councillors and senior staff in any matter listed in the Agenda for consideration at the meeting.

REPORTS

Item 1 Minutes of Ordinary Council Meeting – 20 September 2012

109/1213 RESOLVED that the resolutions contained in the Minutes of the Ordinary Council meeting held on 20 September 2012 be endorsed.

**Coe/Todd
The motion was carried**

Item 2 Minutes of the Special Council Meeting – 20 September 2012

110/1213 RESOLVED that the resolutions contained in the Minutes of the Special Council meeting held on 20 September 2012 be endorsed.

**Capel/Coe
The motion was carried**

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Item 3 Minutes of Traffic Advisory Committee Meeting – 27 September 2012

1111/1213 RESOLVED:

1. That Council accepts the Minutes of the Traffic Advisory Committee meeting held on 27 September 2012 at Coonabarabran
2. Coonabarabran Pony Club – Closure of John Street for Annual Street Parade on Friday, 28 September 2012
THAT application by Coonabarabran Pony Club to close John Street between Edwards Street and Essex Street on Friday, 28 September 2012 between 2.45 pm and 3.15 pm to conduct an Annual Street Parade be approved subject to compliance with Council's Road Closure Policy and approval from RMS and NSW Police **FURTHER** that a letter be forwarded to Coonabarabran Pony Club advising of a three month notification period for consideration by the Traffic Committee of road closure applications.
3. Proposed Plan for Intersection of John Street and Edwards Street – Response from RMS
THAT changes be made to the existing proposed intersection at John Street and Edwards Street by removing the centre line relocation and extending the blisters on the pedestrian crossing south of the intersection be endorsed.
4. Speed Concerns on Tambar Springs Road (between Premer and Black Stump Way)
THAT Council not accede to request for proposal to change the speed limit on Tambar Springs Road
5. Coonabarabran RSL – Closure of John Street on Sunday, 11 November 2012 for Remembrance Day
THAT request by Coonabarabran RSL with assistance from Council to close John Street and Dalgarno Street on 11 November 2012 between 11.00 am and 11.15 am for a Remembrance Day Service be approved subject to seeking concurrence with RMS be endorsed.
6. Bike Ride Event, 4 October 2012 – Black Stump Way
THAT application to conduct a Duke of Edinburgh Bike Ride Event on 4 October 2012 along the Black Stump Way be approved subject to lodgement of the necessary documentation and Council seeking confirmation from Gunnedah Police be endorsed.
7. Request to Relocate 70kph Speed Limit Sign on Northern Approach to Coonabarabran
THAT Council write to RMS with a proposal to relocate the 50 kph speed zone located on the Newell Highway further north to the first intersection of Crane Street, Coonabarabran be endorsed.
8. **THAT** Council make no change to the existing 'Give Way' sign located at the second intersection of Crane Street, Coonabarabran be endorsed.

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9. Installation of Reassurance Sign on Vinegaroy Road – ‘Dubbo to Coolah’
THAT Council write to RMS regarding the installation of a ‘Reassurance’ sign on Vinegaroy Road north of the Golden Highway intersection be endorsed.

Clancy/Andrews
The motion was carried

Item 4 Minutes of the Audit and Risk Management Committee Meeting – 8 October 2012

112/1213 RESOLVED:

1. **THAT** Council accepts the Minutes of the Audit and Risk Management Committee meeting held on 8 October 2012 at Coonabarabran

2. Action List
THAT the items pending and actions completed for Action List be noted.

3. Financial Statements Year Ending 30 June 2012
THAT the ARMC is not aware of any issues that would preclude Warrumbungle Shire Council from adopting the financial statements for the year ended 30 June 2012 as presented; **FURTHERMORE** the ARMC has reviewed and discussed the audit process and received confirmation from the External Auditor that:
 - i. they have been provided access to all necessary records,
 - ii. auditor staff are suitably qualified to conduct the audit
 - iii. had sufficient time to complete
 - iv. items identified have been resolved to their satisfaction
 - v. representations made in the External Auditors Management Letter.

Schmidt/Clancy
The motion was carried

Item 5 Workplace Health & Safety – Provision of PPE

113/1213 RESOLVED that Council refers the request for supplementary vote to the November meeting for consideration during the quarterly budget review.

R Sullivan/Clancy
The motion was carried

Item 6 October 2012 Report from Human Resources

Received.

Item 7 Warrumbungle Shire Employee Excellence in Achievement Award 2012

114/1213 RESOLVED that Council accepts the recommendation from MANEX and presents Michelle Capewell, Room Leader Yuluwirri Kids with the fourth quarter Warrumbungle Shire Council Employee Excellence in Achievement Award.

R Sullivan/Clancy
The motion was carried

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Item 8 Poll Results – 8 September 2012

115/1213 RESOLVED that Council retains the name of Warrumbungle Shire Council.

Capel/Schmidt
The motion was carried

Item 9 Boral Quarry Coonabarabran Formal Handover

Received.

Item 10 Brick Bats and Bouquets

Received.

Item 11 Rent Relief for Tenant 141 Martin Street, Coolah

116/1213 RESOLVED that Council offer rent reduction of 25% to Dr and Mrs Dissanayake, the former tenants of 141 Martin Street Coolah, being a total \$765 as per the current Residential Tenancies Act 2010, Part 3, Division 43, Rent Reduction for the period from 4 December 2010 to 1 April 2011 and adjust the current debt account accordingly.

R Sullivan/Schmidt
The motion was carried

10.50 am

117/1213 RESOLVED that standing orders be suspended to receive a presentation by Council's external Auditor, Mr Paul Cornall of Forsyths, regarding Audit of 2011/2012 Financial Statements.

R Sullivan/Schmidt
The motion was carried

11.32am

Presentation finished
Meeting adjourned for morning tea.

11.46 am

118/1213 RESOLVED that standing orders be resumed.

R Sullivan/Schmidt
The motion was carried

119/1213 RESOLVED that staff be thanked for work in relation to ensuring financial statements prepared on time.

R Sullivan/Schmidt
The motion was carried

Item 12 Bank Reconciliation for month ending 30 September 2012

120/1213 RESOLVED that Council accept the Bank Reconciliation Report for the month ending 30 September 2012.

R Sullivan/Schmidt
The motion was carried

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Item 13 Investments & Term Deposits

121/1213 RESOLVED that Council accept the Investments Report for the month ending 30 September 2012.

R Sullivan/Capel
The motion was carried

Item 14 Rates Report for Month ending 30 September 2012

Received.

Item 15 Pensioner Concession Subsidy 2011-12

122/1213 RESOLVED that, subject to the concurrence of the Auditor, the following rates are abandoned for the 2011-12 year since these rates were due by persons eligible for a Pensioner Concession Subsidy reduction under s575 of the Local Government Act (1993) and that these writing-off be charged against the following funds.

	Total Pensioner Concession 2011-2012	55% Return of Pensioner Concessions	Council portion Pensioner Concession
General Fund	\$165,495	\$91,022	\$74,473
Domestic Waste	\$106,344	\$58,489	\$47,855
Water	\$72,533	\$39,893	\$32,640
Sewerage	\$84,895	\$46,692	\$38,023
	\$429,267	\$236,096	\$193,171

Clancy/Schmidt
The motion was carried

Item 16 Compulsory Acquisition of Land – Visitor Information Centre Car Park

123/1213 RESOLVED that Council proceed with the acquisition of the Visitor Information Centre Coonabarabran Crown Land Reserve R120017 being Lot 589 DP721790 in Coonabarabran, Coonabarabran Parish, Gowen County by compulsory acquisition under the Land Acquisition (Just Terms Compensation) Act 1991. **FURTHERMORE;**

1. That the General Manager be granted authority for an application to be made for the approval of the Governor to be obtained under Section 19 of the Land Acquisition (Just Terms Compensation) Act 1991 to the gazettal of an acquisition notice.
2. That Council confirm that all minerals are to be excluded from the compulsory acquisition.
3. That the land when acquired be classified as operational land.
4. That the Mayor and General Manager be authorised to use the Warrumbungle Shire Council seal in the process of acquisition of this land.
5. That a further report will be bought back to Council when all costs involved in the compulsory acquisition including purchase price and solicitors' costs are ascertained.

Schmidt/R Sullivan
The motion was carried

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Item 17 Crown Reserve Trust Committee

124/1213 RESOLVED that in Councils capacity as a trust manager, Council endorse the General Manager's establishment of a Reserve Trust Committee to manage all Crown Lands in the care of Warrumbungle Shire Council to comply with the legislation that controls all Crown Land in NSW. The Reserve Trust Committee being made up of the General Manager, Director of Corporate Services, Manager Urban Services and Manager Property and Risk.

Schmidt/Clancy
The motion was carried

Item 18 Request to purchase Council owned land Lot 4 DP 875499

125/1213 RESOLVED that Council should decline the consideration for sale at this time, and include this land in investigation and consideration for development along with other Council owned land in all towns.

Capel/R Sullivan
The motion was carried

12.20pm

Item 19 Binnaway Sewerage Scheme

126/1213 RESOLVED that:

1. That a meeting be called with interested Binnaway residents to discuss the order of magnitude of costs and to determine if the residents are prepared to meet the contributions towards the cost of the scheme over the next 30 years. **FURTHER** that the meeting be held at the Town Committee meeting to be held on Monday, 5 November 2012
2. That Council investigate how to minimise problems with stormwater runoff overloading existing on site systems.
3. Approach State Government to have Binnaway sewerage placed on the Country Towns Water Supply and Sewerage Scheme Program as soon as possible.

Schmidt/R Sullivan
The motion was carried

Item 20 Funding Approval for 'Investigation and Design of Baradine Flood Levee'

127/1213 RESOLVED that Council accepts the funding assistance offer from the NSW State Government of \$385,715 for the project to investigate and design the proposed Baradine Flood Levee.

Todd/Capel
The motion was carried

12.24pm

128/1213 RESOLVED that standing orders be suspended to break for lunch and presentation of Award.

Schmidt/Todd
The motion was carried

Presentation to Michelle Capewell of fourth quarter Warrumbungle Shire Council Employee Excellence in Achievement Award.

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1.15pm

129/1213 RESOLVED that standing orders be resumed.

**Capel/Todd
The motion was carried**

Item 21 2012 /13 Technical Services Works Program – Road Operations

130/1213 RESOLVED that:

1. The works program presented in attachment 1.0 to the business paper for the Road Operations section is noted for information only.
2. That 2012/2013 budget allocation for the Kurrajong Road project is reduced by \$75,000
3. That Morrisseys Road project is included in the 2012/2013 capital works program and a supplementary vote of \$75,000 is allocated to the project.

**Schmidt/Clancy
The motion was carried**

Item 22 Membership of Robertson Oval Advisory Committee

131/1213 RESOLVED that the community membership of the Robertson Oval Advisory Committee be as follows: Four (4) members of the community being Matthew Guan, Monica Foran, Mark Yeo and Dale Hogden.

**Coe/Capel
The motion was carried**

Item 23 Waste Management Operations

132/1213 RESOLVED that Council:

1. accept the quotation from Robert Bailey Consulting for the development of a Waste Management Strategy, Pollution Incident Response Management Plan and Landfill Environmental Management Plan.
2. consider a supplementary vote of \$17,250 at the quarterly review to fund the Waste Management Strategy, Pollution Incident Response Management Plan and Landfill Environmental Management Plan.

**R Sullivan/Todd
The motion was carried**

Item 24 Crown Land at Dunedoo

133/1213 RESOLVED that Council continue with the plan to purchase the vacant crown land within Dunedoo.

**Coe/Schmidt
The motion was carried**

Item 25 After School and Vacation Care Policies

134/1213 RESOLVED that Council adopt the Coonabarabran after School and Vacation Care philosophy and polices as set out in the business paper.

**Clancy/Capel
The motion was carried**

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Item 26 Development Applications

135/1213 RESOLVED that Council note the Applications Received for the month of September 2012, the Applications Held Pending as at 30 September 2012 and their status, and of those approved during September 2012, under Delegated Authority.

Clancy/Schmidt
The motion was carried

Item 27 149 Certificates Processed September 2012

Received.

QUESTIONS AND MATTERS OF CONCERN

Councillor Capel raised the following matters

- Parking in front of Hall at Coolah – seeking 45 degree angle parking for that specific area – DTS advised not sufficient room for angle parking and does not meet guidelines for angle parking.

136/1213 RESOLVED that proposal for lines to be painted to encourage better utilisation of the parking area, be referred to Traffic Advisory Committee.

Capel/Andrews
The motion was carried

- Placement of phone number in public toilet facilities if there is an issue – staff could be notified earlier to rectify problem

Councillor Clancy raised the following matters

- Press release from MP George Souris; does Council receive same from Kevin Humphries MP
- Castlereagh Street Coonabarabran – letter re tree
- Warrumbungle quarry – inspection of site
- Provision of financial arrangements for Administration building
- Traffic Advisory Committee member did not receive Agenda
- Medical Services Advisory Group would like four (4) Councillors to meet and formulate a plan and audit, then will call a meeting and invite more members if needed
- Cycleway – submissions due November – DTS to report back regarding funding / applications

137/1213 RESOLVED that a report be brought back for Council's consideration regarding the cycle track in Coonabarabran on Newell Highway southern entrance to town.

Clancy/Schmidt
The motion was carried

- Toilet facility at industrial area –

138/1213 RESOLVED that a report be brought back regarding provision of a 'Windy Loo' toilet facility at the industrial area.

Clancy/Schmidt
The motion was carried

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Councillor C Sullivan raised the following matters

- Main street of Dunedoo – lot of traffic going through town on golden highway and concerns regarding crowds – refer to Traffic Committee
- Speed of traffic – not taking notice of 50kph sign – slowing of traffic – refer to Traffic Committee
- Cobbora mine – keep community up to date with the development
- Park area – meeting Manager Urban Services to discuss general condition of park – see saw missing – unappealing state of park – rubbish in park and children's area not appealing – park not being maintained – garden on railway side not being maintained
- Disused hospital site – looking for ideas for use and presentation of site
- Mendooran doctor issue – availability of technology for bulk billing

Councillor R Sullivan raised the following matters

- Could a Traffic count on Golden Highway in Dunedoo be referred to RMS
- Congratulations to Senior Rates Officer for Pensioner Report.

Councillor Todd raised the following matters

- Road sealed and breaking up Cumbil Road
- Creek crossing of Bugaldie Creek on Guineama road
- Armistice day and closure of road for duration of ceremony – refer to traffic committee
- Lights in Lachlan street towards showground – no action taken yet

MINUTES OF THE PLANT ADVISORY COMMITTEE MEETING HELD ON 18 OCTOBER 2012

139/1213 RESOLVED that the Minutes of the Plant Advisory Committee meeting held on 18 October 2012 be adopted.

**R Sullivan/Coe
That motion was carried.**

Cr Coe raised the following issues:

- congratulate Director Technical Services and staff on a job well done on Digilah Road
- Request for purchase of disused blue metal in various stock piles around the shire. To sell something council has to go to open tender. Old stockpiles are recovered when required. Old stockpiles could be taken back to local depots and sold from there. This matter will be investigated.

General Manager – outlined information regarding the proposed Cobbora Coal Mine. In receipt of letter to Council inviting consultation. Council is the consent authority for the closure of a road.

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2.35pm

140/1213 RESOLVED that Council move into committee to consider reports on structure of each division.

**R Sullivan/Schmidt
That motion was carried.**

Presentations by Directors of each division's structure.

3.52pm

141/1213 RESOLVED that Council move out of committee.

**Schmidt/R Sullivan
That motion was carried.**

There being no further business the meeting closed at 3.53 pm.

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CHAIRMAN