

WARRUMBUNGLE SHIRE COUNCIL

MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL HELD AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 20 JUNE 2013 COMMENCING AT 10.01AM

PRESENT: Cr Peter Shinton (Chairman), Cr Capel, Cr Clancy, 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

10.01am

Ted Miller (also speaking on behalf of Roy Cameron) addressed the meeting raising concerns about the proposed Black Stump Sculpture and removal of the seat. Mr Miller presented a petition for Council consideration.

10.12am

Rob Burdack addressed the meeting raising concerns about the proposed Black Stump Sculpture. Spoke about the rest area and utilisation of that area.

10.15am

Carol Richard addressed the meeting on the proposed Referendum on Constitutional Recognition of Councils.

10.21am

David Sherlock addressed the meeting about the proposed Black Stump Sculpture and waste management issues. Mr Sherlock spoke of the work undertaken to identify the history of the Black Stump and spoke of the interpretive aspects of the sculpture including the rock and roots.

10.32am

At this time, Council's Environmental Projects Officer, Aaron Parker, made a presentation on the Bushfire Asbestos and Waste Clean up.

10.46am

APOLOGIES: Cr Coe and Cr Andrews

380/1213 RESOLVED that in accordance with Resolution 351/1213 (16 May 2013) granting leave of absence, that the apologies of Cr Coe be accepted and further that the apologies of Cr Andrews be accepted.

C Sullivan/Capel
The motion was carried

REPORTS

Item 1 Minutes of Ordinary Council Meeting – 16 May 2013

381/1213 RESOLVED that the resolutions contained in the Minutes of the Ordinary Council meeting held on 16 May 2013 be endorsed.

R Sullivan/Capel
The motion was carried

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Item 2 Minutes of Local Emergency Management Committee Meeting

– 20 May 2013

382/1213 RESOLVED that Council notes the minutes from the Local Emergency Management Committee held on 20 May 2013 at Coolah.

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

Item 3 Minutes of Consultative Advisory Committee Meeting – 5 June 2013

383/1213 RESOLVED that Council notes the minutes from the Consultative Advisory Committee meeting held on 5 June 2013 at Coonabarabran.

**Schmidt/Capel
The motion was carried**

Item 4 Minutes of Occupational Health & Safety Meeting – 5 June 2013

384/1213 RESOLVED that Council accept the minutes from the Occupational Health & Safety Committee meeting held on 5 June 2013 at Coonabarabran.

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

Item 5 Minutes of Administration Building Project Committee, 22 April 2013

385/1213 RESOLVED that:

1. the Minutes of the Administration Building Project Committee meeting held on 22 April 2013 be endorsed.
2. that the contract variations No's 25,26,27,28 and 29 totalling \$10, 523.20 be accepted (ex GST) and approval be granted to the General Manager to pay the Progress Claim for \$74,592.83
3. that the contract variations No's 30 and 31 totalling \$8,075.90 be rejected.

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

Item 6 Minutes of the Yuluwirri Kids Advisory Committee - 14 March 2013

386/1213 RESOLVED:

1. That Council accepts the Minutes of the Yuluwirri Kids Advisory Committee meeting held on 14 March 2013.
2. Alternative means to collect debtors is to be assessed and reported on at next meeting.
3. Yuluwirri investigate opening the Monkey Room for a third day, taking into account staffing requirements, funding and waiting list.
4. The following draft policies be adopted except for the Additional Needs Policy to be further reviewed in consultation with OT.
 - Educator and Management
 - Educator Curriculum and Learning
 - Death of a Child
 - Continuity of Education and Care

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- Child Protection
 - Excursions - amended per RESOLVED that at last meeting
 - Chemical Spills
 - Animal and Pet
 - Administration of Authorised Medication
 - Bush Fire
 - Incident, Injury, Trauma & Illness
 - Physical Environment (workplace safety, learning and administration)
 - Infectious Diseases
 - Immunisation & Disease Prevention
 - Emergency Service Contact
 - Lockdown
 - Additional Needs Policy
5. That an advertisement be placed in the Coona Times inviting community to partake in FOYS activities – WSC Section, and discuss an editorial on whats happening at Yuluwirri Kids with FOYS.
6. Each room provide a photo summary of the educators working in their room in their parent information area.

Schmidt/Todd
The motion was carried

Item 7 Minutes of the Yuluwirri Kids Advisory Committee – 6 June 2013 387/1213 RESOLVED:

1. That Council accepts the Minutes of the Yuluwirri Kids Advisory Committee meeting held on 6 June 2013.
2. That the fee increase be accepted.
3. That the Fee Policy YK00106637a be accepted, and further consideration be given to the implementation and impact of a bond prior to implementing 2014.

Schmidt/Capel
The motion was carried

Item 8 Responses to Questions from last meeting

Received.

Item 9 Notice of Motion – Outdoor Gym

388/1213 RESOLVED:

1. That Warrumbungle Shire Council adopts, in principle, Rotary Coonabarabran's offer to fund the 'Outdoor Gym' project by way of purchase of suitable equipment.
2. A group, including Rotary representatives, Council staff and nominated Council representatives be formed to further progress this project and report back to Council.
3. Council determine any funding opportunities for planning, installation of equipment including concrete pads, softfall and beautification of the area.

Clancy/Capel
The motion was carried

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Item 10 Notice of Motion – Parking of Vehicles

389/1213 RESOLVED:

1. That a directive be issued to all staff “Parking of Vehicles in the immediate vicinity of headquarters in John Street CBD is not permitted unless in case of emergency”.
2. That Council formalise design and complete construction of the area at the rear of the chambers, as part of the building re-development.
3. Subject to availability, parking bays be provided for any staff members who may be indisposed by a disability.

**Clancy/Todd
The motion was carried**

Item 11 June 2013 - Report from Human Resources

Received.

Item 12 June 2013 – Workplace Health and Safety

Received

Item 13 Workforce Management Strategy

390/1213 RESOLVED that Council endorse the Workforce Management Strategy 2013-2017.

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

Item 14 Brick Bats and Bouquets

Received.

Item 15 Community Representatives – Baradine Memorial Hall Committee

391/1213 RESOLVED that Council accept the nomination of Mr Ted Hayman as a Community representative on the Baradine Memorial Hall Committee.

**Todd/Clancy
The motion was carried**

Item 16 Determination of the Local Government Remuneration Tribunal 2013

392/1213 RESOLVED that Warrumbungle Shire Council adopts the maximum annual fee of \$10,480 for Councillors and \$22,870 for the Mayor for the 2013-2014 financial years, being in accordance with the determination of the Local Government Remuneration Tribunal under Sections 239 and 241 of the Local Government Act 1993.

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

Item 17 Independent Local Government Review Panel – Future Directions

393/1213 RESOLVED that Council will provide a submission to the Local Government Review Panel.

**Clancy/C Sullivan
The motion was carried**

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Item 18 Reviewed Warrumbungle Shire Community Strategic Plan

394/1213 RESOLVED that Council endorse the reviewed Warrumbungle Shire Community Strategic Plan 2012-2032 (version June 2013).

Clancy/Todd
The motion was carried

Item 19 Review of Policies

395/1213 RESOLVED that Council approves the Policy Register structure as follows;

- A. Strategic
- B. Auspice
- C. Management
- D. Staff

FURTHERMORE that Council review and approve all Strategic and Auspice Policies as per legislation and delegate to the General Manager the authority to approve all Management and Staff Policies.

Clancy/Capel
The motion was carried

Item 20 Policy – Draft Code of Meeting Practice

396/1213 RESOLVED that Council endorse the Draft Code of Meeting Practice and that the Draft be placed on public exhibition for 28 days seeking community comment.

Clancy/Todd
The motion was carried

Item 21 Policy – Draft Flying the Australian and Aboriginal Flags

397/1213 RESOLVED that Council adopts the following Flying of the Australian and Aboriginal Flags Policy:

1. CSP FOCUS AREA:

Community and Culture (CC7). Communities and organisations across the shire collaborate to raise awareness of and respect for local Indigenous heritage and culture.

2. INTRODUCTION

At the Community Forums held in relation to preparation of the Community Strategic Plan, a number of comments suggested that Warrumbungle Shire Council fly both the Australian and Aboriginal and Torres Strait Islander flags every day; as do many civic and government offices. This is viewed as a positive leadership role by Council to foster the community pride in the history and future of Australia.

3. OBJECTIVES AND COVERAGE OF THE POLICY

This policy seeks to provide staff and the community with the protocols associated with the raising of the Australian National Flag. The following principles must be adhered to;

- The flag should not be flown in a position inferior to that of any other flag or ensign.
- The superior position is based on the formation of the flagpoles in the set, not the height of the flag on the flagpole.
- The flag should not be smaller than that of any other flag or ensign.
- The flag should be raised briskly and lowered with dignity.

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- The flag should always be flown aloft and free as close as possible to the top of the flag mast, with the rope tightly secured.
- The Australian National Flag should be raised first and lowered last when flown with other flags.
- When the flag is raised or lowered, all present should face the flag and remain silent. Those in uniform should salute.
- The flag should be raised no earlier than first light and should be lowered no later than dusk.
- The flag may only be flown at night when illuminated.
- Two flags should not be flown from the same flagpole.
- The flag should not be flown upside down, even as a signal of distress
- The Australian National Flag should fly on the left of the person facing the flags
- The flag should never be flown if it is damaged, faded or dilapidated. When the material of a flag deteriorates it should be destroyed privately and in a dignified way.

4. LEGISLATIVE REQUIREMENTS

Flags to be flown in accordance with Protocols issued by the Commonwealth Government. The Australian National Flag takes precedence over all national flags when it is flown in Australia or Australian territory. After the Australian National Flag, the order of precedence of flags is: national flag of other nations, state and territory flags, other Australian flags prescribed by the Flags Act 1953, ensigns and pennants.

The Australian National Flag should not normally be flown in a position inferior to any other flag or ensign and should not be smaller than any other flag or ensign.

5. POLICY SCOPE

Days Flags Raised

The Australian and Aboriginal and Torres Strait Islander Flags will be raised and flown together as per flag raising protocols each Council working day during business hours and the following weekend or Public Holidays;

- 26 January (Australia Day)
- 25 April (Anzac Day)

Flag at Half Mast

Flags are flown at half-mast as a sign of mourning. When lowering the flag from a half-mast position it should be briefly raised to the peak and then lowered ceremoniously. The flag should never be flown at half-mast at night even if it is illuminated. When flying the Australian National Flag with other flags, all flags in the set should be flown at half-mast. The Australian National Flag should be raised first and lowered last. Flags will be flown at half mast on the following occasions;

1. On days of National Commemoration being Anzac Day and Remembrance Day as per following timetable.
 - 25 April (Anzac Day) - flags flown at half mast till noon, then at the peak for the remainder of the day.

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- 11 November (Remembrance Day) excluding weekends - flags flown at peak till 10:30 am, at half mast from 10:30am to 11:03am, then at peak the remainder of the day.
2. On occasions, excluding weekends or public holidays as directed by the Australian Government for all flags to be flown at half-mast. Some examples of these occasions are:
- On the death of the Sovereign (King or Queen) – the flag should be flown from the time of announcement of the death up to and including the funeral.
 - On the day the accession of the new Sovereign is proclaimed, it is customary to raise the flag to the top of the mast from 11 am until the usual time for closure of business.
 - On the death of a member of the royal family – by special command of the Sovereign and/or by direction of the Australian Government.
 - On the death of the Governor-General or a former Governor-General.
 - On the death of a distinguished Australian citizen, in accordance with protocol.
3. Upon notification of the death of a local citizen; on the day or part of the day of their funeral, excluding weekends or public holidays. This includes the funeral of a serving or past Councillor, current member of staff, a local Aboriginal Elder and local Australian Veterans or Returned Service men/women.

6. ASSOCIATED DOCUMENTS

'Australian flags' Department of the Prime Minister and Cabin
www.itsanhonour.gov.au

7. REVIEWS AND VERSION CONTROL

Policy	Version	Resolution	Date
Flying of the Australian and Aboriginal Flags Policy	1	426	18 June 2009
Flying of the Australian and Aboriginal Flags Policy	Revised	45	20 August 2009
Flying of the Australian and Aboriginal Flags Policy	3		20 June 2013

Clancy/Schmidt
The motion was carried

Item 22 Council Resolutions Report May 2013

Received.

11.27am

398/1213 RESOLVED that standing orders be suspended to break for morning tea.

Capel/R Sullivan
The motion was carried

11.48am

399/1213 RESOLVED that standing orders be resumed.

Todd/Schmidt
The motion was carried

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Item 23 Bank Reconciliation for month ending 31 May 2013

400/1213 RESOLVED that Council accept the Bank Reconciliation Report for the month ending 31 May 2013.

**Schmidt/Capel
The motion was carried**

Item 24 Rates Report for Month Ending 31 May 2013

Received.

Item 25 Investments and Term Deposits

401/1213 RESOLVED that Council accept the Investments Report for the month ending 31 May 2013.

**Schmidt/Capel
The motion was carried**

Item 26 Stocktake Council Stores - April /May 2013

402/1213 RESOLVED that Council note the results of the April and May 2013 Stocktake and approve a stock write-off of \$665.42. **FURTHERMORE** that a report be brought back to Council regarding the outcome of the excess stock sale.

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

Item 27 IT – Managed Services for User Support and Infrastructure

403/1213 RESOLVED that Council contracts for Managed Support Services to Andor Systems (Aust) Pty Ltd for the following periods:

1. Managed Services – User Support for three (3) months, to be reviewed by 30 September 2013 at \$8,160 per month (ex GST)
2. Managed Services – Infrastructure Support for six (6) months, to be reviewed by 31 December 2013 at \$7,612 per month (ex GST)

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

Item 28 Water Charge Request for Write Off Assessment No 11812

404/1213 RESOLVED that Council accede to the request to write off request of \$1,126.02; being the difference in the November 2012 reading and the average water account for the Water Charge on Assessment No. 11812 (\$1,077) plus accrued Interest (\$49.02) on the basis that volumetric testing confirming the water meter was not faulty.

**C Sullivan/Clancy
The motion was carried**

Item 29 Water Charge Request for Write Off Assessment No 01442

405/1213 RESOLVED that Council approve the Water Rates write off of \$271.44 to the Water Charge Assessment No 01442-0.

**Clancy/C Sullivan
The motion was carried**

Item 30 Asset Management Plan and Asset Management Improvement Project

406/1213 RESOLVED that Council approves the Asset Management Improvement Plan as outlined and endorse the Asset Management Plan 2012-2022 as is, **FURTHERMORE** a

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report be presented to Council post 31 December 2013 to provide an update on the Asset Management Improvement Plan.

Clancy/Schmidt
The motion was carried

Item 31 Keeping Place – Coonabarabran Visitor Information Centre

407/1213 RESOLVED that Council endorses the Keeping Place at the Coonabarabran VIC MOU and the Mayor and General Manager be signatories to the agreement

FURTHERMORE that Aboriginal artwork form the background wall of the Keeping Place and that an event for the opening of the Keeping Place be held with representation from the Elders and Aboriginal Community, OEH, Orana Arts and Council and that media be invited to participate.

Attachment 1

MEMORANDUM OF UNDERSTANDING

Keeping Place Project Coonabarabran Visitor Information Centre

This Memorandum of Understanding (MOU) is made on the _____ between the COONABARABRAN LOCAL ABORIGINAL LAND COUNCIL (hereinafter named 'LALC') and WARRUMBUNGLE SHIRE COUNCIL, (hereinafter called 'Council'), for the period 1 July 2013 – 30 June 2014. This MOU will be reviewed annually by all partners.

1. Council undertakes to provide LALC with space in the Coonabarabran Visitor Information Centre (VIC) at John Street, Coonabarabran for the exhibition of artefacts related to the Gamilaroi peoples and lands on the understanding that the space provided will be a shared space with the Australian Museum Diprotodon Exhibition and Warrumbungle Shire Council.
2. Given that the Keeping Place in the VIC is a temporary situation until LALC has been able to procure a permanent facility and/or Cultural Centre to house the Keeping Place, it is agreed that the removal of the Keeping Place from the VIC site will be on written notice by either party with a minimum notification of four (4) weeks.
3. Council's contribution to this project is at no cost to Council although the space provided will be in a secure building, staffed seven (7) days per week and include with lighting and cleaning within the current operational budget allocation of the Visitor Information Centre; the building is wheelchair accessible and entry will be free of charge.
4. Council understands and accepts that items displayed will be on a loan system and may be recalled at any given time by the Coonabarabran LALC or the Office of Environment and Heritage given appropriate notice to the VIC and Manager of Tourism and Economic Development (TED).
5. Council will include the Coonabarabran Keeping Place in promotional literature about the shire and promote it accordingly.

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6. The Manager TED will assist with accessing funds to offset costs for LALC for the exhibition.

As part of this agreement:

1. LALC undertakes to continue incorporation and maintenance of public liability insurance coverage of \$20 million (a copy of the incorporation number and Certificate of Currency should be affixed to this agreement);
2. LALC understands that while Council will endeavour to protect the display at all times, Council does not hold an insurance policy to cover the irreplaceable value of the artefacts
3. LALC agrees to Removal of the Keeping Place from the VIC site will be on written notice by either party with a minimum notification period of four (4) weeks.
4. LALC will assist with the initial installation costs for the "Keeping Place" which includes the provision of glass display cases and appropriate lighting
5. All displayed material will be catalogued and records kept of removal and installations
6. Only LALC should have access to the display cases and be responsible for the locked display cupboards
7. LALC will provide interpretive information about each section of the exhibition (this may include posters, signage, brochures)
8. LALC staff will provide a "famill" for staff and volunteers at the VIC at installation and whenever major changes occur in the exhibition
9. LALC will ensure that the Keeping Place is promoted in a positive light
10. LALC notes that all planned changes to the display must be notified to the Manager TED prior to accessing and changing displays noting that access to the building will be during business hours only (9am to 5pm each weekday).

COONABARABRAN LOCAL ABORIGINAL
LANDS COUNCIL

WARRUMBUNGLE SHIRE COUNCIL

Chairperson

Mayor

Chief Executive Officer

General Manager

Date

Date

R Sullivan/Schmidt
The motion was carried

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Item 32 Long Term Financial Plan (LTFP) 2012/13 – 2021/22

408/1213 RESOLVED that Council endorse the updated 2012/13 Long Term Financial Plan, and note Council's progress against the Financial Performance Improvement Initiatives in Part 10 of the LTFP.

Schmidt/Todd
The motion was carried

Item 33 Operational Plan and Delivery Program 2012/2013 to 2016/2017

409/1213 RESOLVED that, following consideration of submissions received and amendments, Council adopts the Warrumbungle Shire Council Operational Plan and Delivery Program 2012/2013 to 2016/2017 **FURTHERMORE:**

1. In accordance with s514 of the Local Government Act 1993, Council has declared the category of each parcel of rateable land within its area within one or other of the following categories:
 - Residential
 - Farmland
 - Business
 - Mining

2. In accordance with s535 of the Local Government Act 1993 that Council make and levy the following ordinary rates and annual charges for the 2013/2014 financial year.

Ordinary Rates

Residential Rate (sub category Baradine) ad valorem amount be set at two point three five nine one cents (\$0.023591) in the dollar plus a base rate amount of one hundred and sixty eight dollars (\$168.00). The amount raised via base amount is equal to 42% of the total levy.

Residential Rate (sub category Binnaway) ad valorem amount be set at one point one nine three eight cents (\$0.011938) in the dollar plus a base rate amount of one hundred and twenty four dollars (\$124.00). The amount raised via base amount is equal to 47% of the total levy.

Residential Rate (sub category Coolah) ad valorem amount be set at one point three two cents (\$0.0132) in the dollar plus a base rate amount of two hundred and fourteen dollars (\$214.00). The amount raised via base amount is equal to 45% of the total levy

Residential Rate (sub category Coonabarabran) ad valorem amount be set at zero point nine zero six two seven cents (\$0.0090627) in the dollar plus a base rate amount of two hundred and forty seven dollars (\$247.00). The amount raised via base amount is equal to 42% of the total levy.

Residential Rate (sub category Dunedoo) ad valorem amount be set at zero point six eight two eight cents (\$0.006828) in the dollar plus a base rate amount of two hundred and sixty dollars (\$260.00). The amount raised via base amount is equal to 47% of the total levy.

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Residential Rate (sub category Mendooran) ad valorem amount be set at one point eight two four cents (\$0.01824) in the dollar plus a base rate amount of one hundred and eighty four dollars (\$184.00). The amount raised via base amount is equal to 46% of the total levy.

Residential Rate (sub category Cobbora) ad valorem amount be set at zero point four six six cents (\$0.00466) in the dollar plus a base rate amount of one hundred and seventeen dollars (\$117.00). The amount raised via base amount is equal to 44% of the total levy.

Residential Rate (sub category Coolabah Estate) ad valorem amount be set at zero point four two six cents (\$0.00426) in the dollar plus a base rate amount of one hundred and thirty four dollars (\$134.00). The amount raised via base amount is equal to 47% of the total levy.

Residential Rate (sub-category Rural) ad valorem amount be set at zero point seven three one cents (\$0.00731) in the dollar plus a base rate amount of two hundred and eighteen dollars (\$218.00). The amount raised via base amount is equal to 32% of the total levy.

Residential Rate (sub category – Villages One – Kenebri, Ulamambri, Neilrex, Bugaldie, Rocky Glen, Purlewaugh) ad valorem amount be set at two point one eight one cents (\$0.02181) in the dollar plus a base rate amount of one hundred and eleven dollars (\$111.00). The amount raised via base amount is equal to 43% of the total levy.

Residential Rate (sub category Village Two – Leadville, Merrygoen, Uarbry) ad valorem amount be set at one point three nine one two cents (\$0.013912) in the dollar plus a base rate amount of ninety three dollars (\$93.00). The amount raised via base amount is equal to 46% of the total levy.

Farmland Rate ad valorem amount be set at zero point four two two six five five cents (\$0.00422655) in the dollar plus a base rate amount of five hundred and twenty three dollars (\$523.00). The amount raised via base amount is equal to 20% of the total levy.

Business Rate (sub category Baradine) ad valorem amount be set at three point three zero six cents (\$0.03306) in the dollar plus a base rate amount of two hundred and forty seven dollars (\$247.00). The amount raised via base rate amount is equal to 43% of the total levy.

Business Rate (sub category Binnaway) ad valorem amount be set at two point two cents (\$0.022) in the dollar plus a base rate amount of one hundred and ninety two dollars (\$192.00). The amount raised via base rate amount is equal to 42% of the total levy.

Business Rate (sub category Coolah) ad valorem amount be set at two point six four two two cents (\$0.026422) in the dollar plus a base rate amount of three hundred and forty two dollars (\$342.00). The amount raised via base amount is equal to 46% of the total levy.

Business Rate (sub category Coonabarabran) ad valorem amount be set at two point nine one nine eight cents (\$0.029198) in the dollar plus a base rate amount of four hundred

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and nine dollars (\$409.00). The amount raised via base amount is equal to 17% of the total levy.

Business Rate (sub category Dunedoo) ad valorem amount be set at one point one zero two cents (\$0.01102) in the dollar plus a base rate amount of three hundred and ten dollars (\$310.00). The amount raised via base amount is equal to 46% of the total levy.

Business Rate (sub category Mendooran) ad valorem amount be set at one point six six three cents (\$0.01663) in the dollar plus a base rate amount of one hundred and eighty seven dollars (\$187.00). The amount raised via base amount is equal to 40% of the total levy.

Business Rate (sub category General) ad valorem amount be set at two point three five five seven cents (\$0.023557) in the dollar plus a base rate amount of two hundred and seventy four dollars (\$274.00). The amount raised via base amount is equal to 23% of the total levy.

Business Rate (sub category Village One – Kenebri, Ulamambri, Neilrex, Bugaldie, Rocky Glen, Purlewaugh) ad valorem amount be set at five point nine two nine cents (\$0.05929) in the dollar plus a base rate amount of one hundred and forty one dollars (\$141.00). The amount raised via base amount is equal to 21% of the total levy.

Business Rate (sub category Village Two – Leadville, Merrygoen, Uarbry) ad valorem amount be set at six point eight one cents (\$0.0681) in the dollar plus a base rate amount of one hundred and nine dollars (\$109.00). The amount raised via base amount is equal to 24% of the total levy.

Mining Rate ad valorem amount be set at twenty cents (\$0.2) in the dollar plus a base rate amount of ten thousand dollars (\$10,000.00).

Water Access Charges

Mendooran Water Access charge be set at eight hundred and sixteen dollars (\$816.00) for all rateable and non-rateable properties within the town boundary connected or able to be connected to the Mendooran Water supply and further any other properties outside the town boundary that are connected to or able to be connected to the water supply.

Coonabarabran Water Access charge be set at three hundred and fifty five dollars (\$355.00) for all rateable and non-rateable properties within the town boundary connected or able to be connected to the Coonabarabran Water supply and further any other properties outside the town boundary that are connected to or able to be connected to the water supply.

Timor Gravity Main Water access charge be set at three hundred and fifty five dollars (\$355.00) for all properties connected to the Timor Dam Gravity Main outside of the town boundary.

Baradine Water access charge be set at three hundred and fifty five dollars (\$355.00) for all rateable and non-rateable properties within the town boundary connected or able to be connected to the Baradine Water supply and all rural properties not within the town

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boundary that are connected to or able to be connected to the Baradine Water supply.

Binnaway Water access charge be set at three hundred and fifty five dollars (\$355.00) for all rateable and non-rateable properties within the town boundary connected or able to be connected to the Binnaway Water supply and all rural properties not within the town boundary that are connected to or able to be connected to the Binnaway Water supply

Village Water access charge be set at three hundred and fifty five dollars (\$355.00) for all properties in the villages of Kenebri, Bugaldie and Merrygoen that are connected to the village water supplies.

Coolah Water Access charge be set at three hundred and fifty five dollars (\$355.00) for all rateable and non-rateable properties within the town boundary connected or able to be connected to the Coolah Water supply and further any other properties outside the town boundary that are connected to or able to be connected to the water supply.

Dunedoo Water Access charge be set at three hundred and fifty five dollars (\$355.00) for all rateable and non-rateable properties within the town boundary connected or able to be connected to the Dunedoo Water supply and further any other properties outside the town boundary that are connected to or able to be connected to the water supply.

Water Usage Charges

Water Usage Charge in all areas be set at one dollar and seventy cents (\$1.70) per kilolitre.

Sewerage Charges

User Pay Sewerage Charges Residential Properties - Connected be set at four hundred and forty five dollars (\$445.00)

User Pay Sewerage Charges Residential Properties – Not Connected be set at two hundred and eighty five dollars (\$285.00)

User Pay Sewerage Charges Non-Residential Properties - minimum charge be set at four hundred and forty five dollars (\$445.00)

User Pay Sewerage Charges Non-Residential Properties - consumption charge be set at zero point seven five dollars per kL (\$0.75/kL)

User Pay Sewerage Charges Non-Residential Properties - Access Charge 20mm water meter size be set at two hundred and eighty five dollars (\$285.00)

User Pay Sewerage Charges Non-Residential Properties - Access Charge 25mm water meter size be set at four hundred and forty five dollars (\$445.00)

User Pay Sewerage Charges Non-Residential Properties - Access Charge 32mm water meter size be set at seven hundred and twenty nine dollars (\$729.00)

User Pay Sewerage Charges Non-Residential Properties - Access Charge 40mm water meter size be set at one thousand and one hundred and forty dollars (\$1,140.00)

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User Pay Sewerage Charges Non-Residential Properties - Access Charge 50mm water meter size be set at one thousand seven hundred and eighty one dollars (\$1,781.00)

User Pay Sewerage Charges Non-Residential Properties - Access Charge 80mm water meter size be set at four thousand five hundred and sixty dollars (\$4,560.00)

User Pay Sewerage Charges Non-Residential Properties- Access Charge 100mm water meter size be set at seven thousand one hundred and twenty five dollars (\$7,125.00)

3. In accordance with s496 of the Local Government Act, 1993 that Council make and levy the following annual charges for the provision of domestic and non domestic waste management services, and recycling charge for each parcel of rateable land for which the service is available for the year 2013/2014.

Base Charge

Waste Management Charge on all rateable properties be set at one hundred dollars (\$100.00).

Additional Usage Charges – Domestic

Domestic Waste Charge (Urban – Occupied) be set at three hundred dollars (\$300.00) for the rendering of one (1) weekly service.

Domestic Waste Charge (Urban – Vacant) be set at zero dollars (\$0.00)

Domestic Waste Charge (Rural Run – Used) be set at three hundred dollars (\$300.00) for the rendering of one (1) weekly service.

Domestic Waste Charge (Rural Run – Not Used) be set at zero dollars (\$0.00)

Additional Usage Charge – Non Domestic

Non Domestic Waste Service charge be set at three hundred dollars (\$300.00) for the rendering of one (1) weekly service.

Non Domestic Waste – Recycling Charge be set at two hundred dollars (\$200.00) for the rendering of one (1) weekly service.

4. In accordance with s566 (3) of the Local Government Act 1993, the Council adopt the maximum allowable interest rate of 9.0% as determined by the Minister to apply to all overdue Rates and Charges for the financial year 2013/2014.
5. That, following consideration of submissions received and amendments, the schedule of Fees and Charges contained within the Operational Plan and Delivery Program for the financial year 2013-2014 be adopted.

Todd/Capel
The motion was carried

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Item 34 Council Membership of the North West Weight of Loads Group

410/1213 RESOLVED that Council continue to remain a member of the North West Weight of Loads Group and furthermore a report is prepared for Council on activities of the Group following attendance by Council representatives at Group Committee meetings.

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

Item 35 2012 /13 Technical Services Works Program

- Road Operations and Urban Services

Received.

Item 36 SES Vehicles

411/1213 RESOLVED that Council agree to request and sell vehicles at market value.

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

12.57 pm

412/1213 RESOLVED that standing orders be suspended to break for lunch.

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

1.50pm

413/1213 RESOLVED that standing orders be resumed.

**C Sullivan/Capel
The motion was carried**

Item 37 White Paper – A new planning system for NSW

414/1213 RESOLVED that Council staff prepares a submission on behalf of Council addressing key concerns associated with the White Paper.

**Todd/Clancy
The motion was carried**

Item 38 Wambelong Fire Asbestos Cleanup

415/1213 RESOLVED that Council note the report and that reimbursement of Council costs be sought from the NSW Government as agreed. **FURTHER** that Council's Environmental Projects Officer be thanked for his work in relation to the clean up and a letter of thanks be forwarded to relevant agencies involved in this project.

**Schmidt/C Sullivan
The motion was carried**

Item 39 Review of Trial Relocation of Community Transport Car

416/1213 RESOLVED that the Community Transport vehicle previously located in Mendooran be permanently relocated to Baradine and services to Mendooran continue to be provided through the Coonabarabran and Coolah offices of Warrumbungle Community Care.

**Schmidt/Todd
The motion was carried**

Item 40 National Youth Week 2013

Received.

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Item 41 Enforcement Policy

417/1213 RESOLVED that Council adopt the following revised Enforcement Policy.

Enforcement Policy

CSP FOCUS AREA:

GF5.2 – Council recognise the importance of its role as a steward of the natural, built, economical and social environment.

INTRODUCTION

Title

This policy (“the policy”) is called the Warrumbungle Shire Council Enforcement Policy.

Purpose

The purpose of this policy is to:

- Ensure that Council exercises its regulatory functions consistently and without bias in accordance with its obligations under Section 8 of the Local Government Act 1993;
- Assist those employed by Council in responding promptly, consistently and effectively in relation to allegations of unlawful activity whilst ensuring that principles of natural justice are respected; and
- Provide information to all stakeholders about the Council’s position in relation to the enforcement of compliance with legislation, including the circumstances which will be taken into account when assessing different enforcement actions.

Preface

Warrumbungle Shire Council (Council) has a broad range of regulatory and compliance obligations under many pieces of legislation. This includes responsibilities related to public safety, protection of the environment and to exercise control over activities within its Local Government Area.

In recognition of the regulatory responsibilities of all Councils, the NSW Ombudsman in June 2002 published “Enforcement Guidelines for Councils” which included a model enforcement policy. On 22 October 2009 Council adopted the Warrumbungle Shire Enforcement Policy based on these guidelines. Subsequent changes in the duties and function of Council and amendment to legislation have resulted in a review of the previous Enforcement Policy.

This Enforcement Policy reflects the need for the decision making processes of Council’s authorised officers to be carried out in a transparent, efficient, fair and consistent manner while having regard to all the circumstances in each case.

POLICY SCOPE

This policy applies to investigations by Council, about unlawful activity (as defined) or failure to comply with the terms or conditions of approvals and orders and to any enforcement action taken in relation to such breaches.

This policy is applicable to development activity, pollution control, regulation of parking, control over animals, unauthorised development, food safety, public health safety issues and other regulatory functions for which the Council is the responsible authority.

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OBJECTIVES AND COVERAGE OF THE POLICY

Definitions

“Unlawful activity” is defined as any activity or work that has been or is being carried out:

- Contrary to the terms or conditions of a development consent, approval, permit or other written authorisation from the Council;
- Contrary to an environmental planning instrument that regulates the activities or work that can be carried out on particular land;
- Contrary to a legislative provision regulating a particular work activity or work;
- Without a required development consent, approval, permit or the like;
- Contrary to legislation for which the Council is the appropriate regulatory authority.

Unlawful activity also includes any activity, place or structure which is a risk to public health and safety.

Policy Objectives

The key objective of this policy is to establish clear guidelines for the exercise of the Council’s discretion in the context of proactive regulatory action taken and the investigation and pursuit of complaints about unlawful activity. It provides workable guidelines on:

- How to assess whether complaints alleging unlawful activity require investigation;
- Options available to Council for dealing with unlawful activity; and
- How to decide whether enforcement action is warranted and what type of enforcement action is appropriate in the particular circumstances.

Enforcement Principles

Warrumbungle Shire Council is committed to:

- Acting in the best interests of protecting public health, safety and the environment;
- Ensuring all actions are consistent, fair and impartial;
- Ensuring all actions are without unlawful discrimination;
- Ensuring all enforcement action is in keeping with the relative severity of the offence;
- Ensuring enforcement action is taken against the right person for the correct offence;
- Ensuring that any actual or potential conflict of interest situations are managed in a fair, consistent and impartial manner;
- Disclosing all evidence relevant to the alleged offence, including assisting the Court by providing all necessary information whether or not that information is in favour of Council’s case;
- Issuing cautions to the alleged offenders where necessary and appropriate;
- Making cost effective decisions concerning enforcement action having regard to the likely outcome at court;
- Ensuring action is instigated within any relevant specified time frames.

Responsibility

All Council staff who deal with written and verbal action requests or complaints alleging unlawful activity and those officers who are involved in the enforcement of relevant legislation are responsible for implementing this policy.

All notifications of alleged unlawful activity should be appropriately recorded by the Council’s electronic records system as soon as possible upon receipt. Council officers responsible for the investigation of a matter are responsible for keeping a full and complete record of their actions, including reasons for all decisions made in relation to an investigation.

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UNLAWFUL ACTIVITY AND ENFORCEMENT ACTION

Responding to Complaints

Council will make every effort to ensure that all Customer Service Requests or complaints about alleged unlawful activity are recorded and actioned in a timely manner by the appropriate staff.

Confidentiality of information will be dealt with in accordance with Council's Privacy Management Plan and all relevant legislation including the *Privacy and Personal Information Protection Act 1998* and the *Government Information (Public Access) Act 2009*.

Investigating Unlawful Activities

All matters regarding alleged unlawful activity will be reviewed to determine whether the matter requires enquiry or investigation. Further enquiries or investigation will not be undertaken where:

- The matter has already been investigated and resolved or it has been determined that no further action will be taken in the absence of new information;
- The Council has no jurisdiction in relation to the matter. In relation to such matters it may be appropriate for Council to bring the matter to the attention of the appropriate regulatory authority. For example NSW WorkCover in relation to workplace safety issues on building sites or the Department of Environment, Climate Change and Water in relation to environmental offences;
- The activity is identified as being lawful without the need for an investigation;
- The Council is not the appropriate regulatory authority.

When considering whether a complaint will warrant enquiry or investigation Council will consider a range of factors including:

- Is the complaint premature? Does it relate to some unfinished aspect of work still in progress?;
- On the basis of the information available, is the activity permissible without consent or approval?
- If the activity is permissible with consent, is there a consent in place and have all conditions been complied with?
- Has a development application, building certificate application or other appropriate application been lodged in relation to the activity?
- Is the complaint trivial, frivolous or vexatious?
- What is the extent of the delay between events referred to by the complainant and their notification to Council and reasons given for such delay?
- Is the activity having a significant detrimental effect on the environment or does it constitute a risk to public health, safety and amenity?
- Have there been previous complaints about the subject premises or this person or organisation?
- Does the complaint have special significance in relation to the priorities of Council?
- Given the particular circumstances of the complaint, are there significant resource implications in relation to any investigation and any subsequent enforcement action?
- Overall, is it in the public interest to investigate the complaint?

Where a decision is made not to investigate a complaint, this decision should be recorded along with the reasons for that decision. The complainant should be advised of the decision and the reasons for making that decision unless such notification is impossible, for example and anonymous complaint.

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Taking Enforcement Action

When determining whether to take enforcement action and the level of enforcement action that is appropriate, in relation to a particular case of verified unlawful activity, officers should consider all the circumstances of the case including:

- The seriousness of the breach, including whether the breach is merely technical or “trivial” in nature;
- When the unlawful activity was carried out and for how long, including whether the breach is continuing;
- The harm or potential harm to the environment or public health, safety or amenity caused by the unlawful activity;
- Would consent have been given if it had been sought;
- The need for general and specific deterrence;
- Whether the breach can be easily remedied;
- Any particular circumstances of hardship affecting the complainant or the person the subject of the complaint;
- Any mitigating or aggravating circumstances;
- Any prior warnings that have been issued to the person or previous enforcement action taken against the person;
- The degree of culpability of the alleged offender;
- Whether an educative approach would be more appropriate than a coercive approach;
- The costs and benefits of taking formal enforcement action as opposed to taking informal or no action;
- The prospects of success if the proposed enforcement action were challenged in court;
- What action would be proportionate and reasonable;
- If a criminal prosecution is contemplated that there is the existence of a *prima facie* case
- What would be in the public interest;
- Any precedent which may be set by not taking enforcement action.

Prior to taking enforcement action, officers should always consider the criteria outlined above in undertaking an objective consideration of the evidence that has been gathered during the course of their investigation. Officers must never allow their actions to be used purely to pursue the agendas of external parties or interest groups and enforcement action must never be undertaken purely as a means of appeasing a virulent complainant in circumstances where that application of the criteria in the Enforcement Policy would otherwise indicate that enforcement action should not be taken.

Where there is sufficient evidence to issue a penalty notice, the officer may instead elect to issue a formal caution if such an approach is considered appropriate under the Caution Guidelines issued by the NSW Attorney General under the *Fines Act 1996*.

Options for Dealing with Unlawful Activity

Where an investigation has been undertaken and that investigation has confirmed an instance of unlawful activity there are a number of options Council can take including but not limited to the following:

- Taking no action on the basis of a lack of evidence or because it is appropriate having regard to the matters set out in this policy;

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- Warning or counselling the person the subject of the investigation to educate them as to the relevant legal requirements;
- Obtaining undertakings from the appropriate person that steps will be taken to address the concerns, for example, the lodging of a development application, within a reasonable period;
- Issue a warning letter indicating that unless certain action is taken, for example certain work is done or activities cease, more formal enforcement action will be taken by Council;
- Serving a notice of intention, followed by an order where appropriate, under relevant legislation requiring works to be done or for a use to cease or to otherwise address the unlawful activity;
- Issue a formal caution in relation to a penalty notice offence under s19A of the *Fines Act 1996* and in accordance with the Caution Guidelines;
- Issue a Penalty Infringement Notice, where available;
- Issue a Court Attendance Notice alleging that an offence has been committed against nominated legislation for determination in the Local Court
- Commence proceedings in the Land and Environment Court to remedy or restrain a breach of legislation, including enforcement action seeking compliance with a statutory order or the commencement of injunctive proceedings where necessary;
- Commence proceedings in the Land and Environment Court for the prosecution of a criminal offence in Class 5 of the court's jurisdiction;
- Carrying out the works specified in an order under the *Local Government Act 1993* or the *Environmental Planning and Assessment Act 1979* at the cost of the person served with the order.

The options outlined above are not mutually exclusive. The approach adopted will be entirely dependant on the individual circumstances of the particular matter, with public safety being the primary concern at all times.

Enforcement Priorities

From time to time different functions of Council will be identified as having the need for enforcement or regulatory action to be focussed on that area. Where a Director in consultation with relevant stakeholders, considers it necessary to identify particular enforcement priorities for their department, he or she may develop a list of proposed enforcement priorities and/or guidelines for enforcement action in relation to particular types of unlawful activity.

LEGISLATIVE REQUIREMENTS

Delegations

Council staff may be delegated to initiate various levels of enforcement action under the following Acts and associated Regulations made under these Acts:

- Environmental Planning and Assessment Act 1979
- Local Government Act 1993
- Protection of the Environment Operations Act 1997
- Impounding Act 1993
- Companion Animals Act 1998
- Roads Act 1993
- Food Act 2003
- Public Health Act

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- Swimming Pools Act 1992
- Contaminated Land Management Act 1997
- Noxious Weeds Act 1993

ASSOCIATED DOCUMENTS

Warrumbungle Shire Council - Privacy Management Plan
NSW Attorney General – Caution Guidelines

REVIEWS AND VERSION CONTROL

Policy	Version	Resolution	Date
Enforcement Policy	1	132	22 October 2009
Enforcement Policy	2	417	20 June 2013

R Sullivan/Capel
The motion was carried

Item 42 Ulamambri Waste Transfer Station

418/1213 RESOLVED that Council resolve to pursue either Option 2 for the future use of the Ulamambri Waste Transfer Station and that a full report for the financial implications be provided to the July Council meeting.

C Sullivan/Schmidt
The motion was carried

Item 43 Completion of Extension to Council Chambers

Received.

Item 44 Regulatory Services Policy

419/1213 RESOLVED that Council resolve to remove the Regulatory Services Policy as one of Council's adopted policies.

R Sullivan/Schmidt
The motion was carried

Item 45 DA 74/1213 Black Stump Sculpture

420/1213 RESOLVED that Council approve the DA 74/1213 for the proposed sculpture of the Black Stump and associated historical archway subject to the following conditions:

1. The development being carried out in accordance with the development application and the drawings endorsed with Council's approval stamp, except where amended by the following conditions.
2. Prior to the installation of the sculpture, a report from a qualified structural engineer must be submitted to and approved by the certifying authority which identifies that the sculpture is structurally sound and capable of withstanding the most adverse combination of loads expected (excluding vehicle impact).
3. All works undertaken in a public place are to be maintained in a safe condition at all times. Council may at any time and without prior notification make safe any such works Council considers to be unsafe.
4. The sculpture is to be treated with a graffiti resistant finish.

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5. All work on the public place is to be performed in accordance with a traffic control plan approved by Council's Director of Technical Services

Capel/Schmidt

Councillors Shinton, R Sullivan, Capel, Clancy and Schmidt voted in favour of the motion to approve the development application.

Councillors Todd and C Sullivan voted against the motion to approve the development application.

The motion was carried.

Item 46 Community Care Policy Review

421/1213 RESOLVED that Council endorse Warrumbungle Community Care policies being:

Section 1: Organisational Management

- 1.1 Service Philosophy, Aims and Objectives
- 1.2 Management of Service
- 1.3 Quality Management
- 1.4 Committees
- 1.5 Financial Management

Section 2: Team Management

- 2.1 Team Management
- 2.2 Team Member Education and Development
- 2.3 Volunteers
- 2.4 Code of Behaviour
- 2.5 Accountability

Section 3: Service Delivery

- 3.1 Service Delivery
- 3.2 Service User Information Provision
- 3.3 Access and Promotion of Service
- 3.4 Diversity
- 3.5 Assessment and Care Planning
- 3.6 Privacy and Confidentiality
- 3.7 Compliments, Complaints and Suggestions
- 3.8 Service User Exit
- 3.9 Service User Fees
- 3.10 Advocacy
- 3.11 Abuse
- 3.12 Assisting Service Users with Medication
- 3.13 Handling Service User Funds
- 3.14 Duty of Care and Dignity of Risk
- 3.15 Death

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Section 4: Services

- 4.1 Community Transport
- 4.1a Vehicle Management
- 4.1b Spare Seat Capacity
- 4.2 Meals on Wheels
- 4.3 Handy Person Service
- 4.4 Respite for Carers
- 4.5 Social Support
- 4.6 Human Services Agency

Section 5: Workplace Health and Safety

- 5.1 Workplace Health and Safety

Clancy/R Sullivan
The motion was carried

Item 47 Development Applications

422/1213 RESOLVED that Council note the Applications Approved, during May 2013, under Delegated Authority.

Schmidt/R Sullivan
The motion was carried

2.20 pm

423/1213 RESOLVED that Council move into closed committee

Schmidt/Clancy
The motion was carried

At this time staff left the meeting.

2.32pm

Staff returned to the meeting.

2.40pm

424/1213 RESOLVED that Council move out of closed Council and into open Council.

Clancy/Schmidt
The motion was carried

The General Manager announced the following resolution to the general meeting.

1C Mayoral Minute – General Manager Annual Performance Review Report

425/1213 RESOLVED that Council accept and endorse:

1. The summary report provided by Mark Anderson Manager, Local Government Management Solutions
2. The increase of 5% of the General Manager' s Total Remuneration Package based on the General Manager' s positive performance during this review period. The increase is to take effect from 2 May 2013 being the 12 month anniversary of the General Manager' s contract.

Schmidt/R Sullivan
The motion was carried

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2C IT – Managed Services for User Support and Infrastructure

Received.

3C Financial Tendering For Supply of Bulk Fuel

426/1213 RESOLVED that Council awards Tender T251213 OROC for the Supply and Delivery of Bulk Fuel to Warrumbungle Shire Council Depots and Mobile Fuel Tankers to Coona Fuel and Gas for the period 1 July 2013 to 30 June 2015 at the rates in the attached table **FURTHERMORE** that a provision be allowed for a 12 month extension based on a satisfactory supplier performance which may take the tender through to 30 June 2016.

Clancy/Todd

The motion was carried

4C Scrap Metal Contract

427/1213 RESOLVED that Council resolve to engage Sims Metal Management for an initial period of two years for the collection and recycling of scrap metal material from Council's Waste Facilities and further that authority be granted to fix Council's seal to all associated legal documents.

R Sullivan/Clancy

The motion was carried

5C Selection of a Consultant to Investigate and Prepare Concept Designs for the Proposed Baradine Flood Levee.

428/1213 RESOLVED that the tender for the project; 'Investigation and Concept Design of the Proposed Baradine Levee' is awarded to Lyall & Associates for a price of \$122,786 (incl GST).

Todd/Capel

The motion was carried

6C Unexpected Foundation Conditions at the Saltwater Creek No 2 Bridge Site

429/1213 RESOLVED that in relation to construction of the Saltwater Creek No 2 Bridge, Council continue to negotiate with the Contractor over the variation claims so that works may recommence and investigations continue on redesigning the foundation for the western abutment. Furthermore, funds allocated under the 2012/13 supplementary 3x4 program are reallocated to the Saltwater Creek No 2 Bridge project.

R Sullivan/Todd

The motion was carried

Mayoral Minute – Coonabarabran Showground Trust Crown Lands Grant

Background

Following the visit to Coonabarabran by the Deputy Premier NSW and office staff in February 2013, the Mayor and Council facilitated a submission to Crown Lands NSW for funding of electrical and power infrastructure upgrade at the Coonabarabran Showground.

The NSW Government has approved a grant of \$177,000 (excluding GST) to Warrumbungle Shire Council, to upgrade the electricity supply to the Showground to an acceptable standard. This financial assistance is allocated from the Crown Lands Public Reserve Management Fund, which provides financial support for the development, maintenance and improvement of public reserves.

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Issues

Council is not the Trustee of the Coonabarabran Showground Reserve, however provided staff hours and expertise in preparation of plans and the grant submission for the upgrade of electrical and power supply. The project includes upgrade of the underground supply to the main switchboard and distribution boards to meet current WHS and Australian standards.

Being the size and scope of works, the NSW Deputy Premiers Office has offered the Funding Agreement to Council as auspice body for the grant and provide the management skills required to complete the project.

Options

The Letter of Offer was received in late April and has been accepted and signed by the General Manager and Director Corporate Services.

Financial Considerations

The Funding Agreement of \$177,000 will be maintained in a trust account that is separate to Council's general fund.

Summary

The Mayor and General Manager have made representations to the NSW Deputy Premier and facilitated the successful funding submission by the Coonabarabran Showground Reserve Trust. A Letter of Offer was made to Warrumbungle Shire Council to auspice the Funding Agreement for \$177,000 and manage the project of upgrading the electrical and power supply at Coonabarabran Showground.

430/1213 RESOLVED that Council approves the General Manager and Director of Corporate Services in signing and accepting the Crown Lands Public Reserve Management Fund Funding Agreement of \$177,000 (excluding GST) to Warrumbungle Shire Council, to upgrade the electricity supply to the Showground to an acceptable standard.

Shinton/ R Sullivan
The motion was carried

QUESTIONS AND MATTERS OF CONCERN

Cr Schmidt

- Water quality issues in Coonabarabran area. Issues raised regarding taste and odour – report to be brought back.
- Removal of dead animals on roads – Director Technical Services informed meeting that outdoor staff remove dead animals when travelling on the shire roads.

Cr C Sullivan

- Disused Dunedoo hospital – advising that aged units are not going ahead and enquiring as to Council's intention in relation to the site.
- Community meetings – raised concerns in relation to the provision of information to communities at relevant times of the year eg budget consideration

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- Attendance at Orana regional meeting –matters raised at that meeting included Inland Rail and Deringulla Meatworks

Cr Capel

- Regional Arts Australia website – request participate in online survey
- Better communication needed with Dunedoo community regarding Cobborah Coal

Cr R Sullivan

- Request that Council seek guarantee from State Government that there will be no shooting in Warrumbungle National Park and Coolah Tops area

Cr Todd

- Deringulla meatworks – seeking an update of what is happening

Cr Clancy

- Thank staff for issue of Winter Wrap Newsletter – queried whether it could be produced monthly.

There being no further business the meeting closed at 2.55pm.

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CHAIRMAN