

WARRUMBUNGLE SHIRE COUNCIL

**MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL HELD
AT THE COUNCIL CHAMBERS, COONABARABRAN ON THURSDAY, 17 SEPTEMBER 2015
COMMENCING AT 10.00AM**

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PRESENT: Cr Peter Shinton, Cr Andrews, Cr Capel, Cr Clancy, Cr Coe, Cr Schmidt, Cr C Sullivan, Cr R Sullivan, Cr Todd, General Manager (Steve Loane), Director Corporate & Community Services (Stefan Murru) and Director Development Services (Leeanne Ryan).

In attendance: Manager Administration and Customer Service – Sally Morris (minutes) and Administration Officer – Leigh Ernest (minutes)

The General Manager (acting as Returning Officer for the election) advised Council that the method of voting needed to be dealt with before taking nominations.

62/1516 RESOLVED that voting be recorded by Show of Hands.

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

Item 1 Election of Mayor

The General Manager called for nominations for the position of Mayor.

The General Manager announced that two (2) nominations had been received for the position of Mayor being nominations for Councillor Shinton and Councillor Todd.

Following a show of hands, the General Manager declared Councillor Peter Shinton elected to the position of Mayor for the period 17 September 2015 to 15 September 2016.

Item 2 Election of Deputy Mayor

The General Manager called for nominations for the position of Deputy Mayor.

The General Manager announced that one (1) nomination had been received for the position of Deputy Mayor, that of Councillor Coe.

The General Manager declared Councillor Coe elected unopposed to the position of Deputy Mayor for the period 17 September 2015 to 15 September 2016.

The Mayor assumed the Chair.

10.04am

Forum

Mr Shane Bennett addressed Council regarding the Binnaway Sewerage Scheme

10.05am

Cr R Sullivan left the room.

APOLOGIES: Nil

The Mayor called for Declarations of Pecuniary Interest and Non Pecuniary Interest

No declarations

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Item 3 Minutes of Ordinary Council Meeting – 20 August 2015

63/1516 RESOLVED that the resolutions contained in the Minutes of the Ordinary Council meeting held on 20 August 2015 be endorsed.

Capel / Coe

The motion was carried

Item 4 Minutes of Traffic Advisory Committee Meeting held on 27 August 2015

64/1516 RESOLVED:

1. That Council accepts the Minutes of the Traffic Advisory Committee meeting held at Coonabarabran on 27 August 2015.
2. That the proposed location of 50 metres prior to Rifle Range Road on Timor Road, opposite Nandi Park, be approved for the erection of both a NPWS permanent electronic sign (*permanent site if DA approval is granted by Warrumbungle Shire Council*) and trial trailer mounted temporary sign **FURTHER** that Council should consider speed, distraction to motorists and all weather conditions when assessing the Development Application.
3. That the proposed Caravan / Trailer 'No Access' and 'Parking' signage for Siding Spring Observatory be installed in accordance to standard on Timor Road as per tabled locality map **FURTHER** that the proposed signage be split into two separate signs (*due to number of words – for clarity for drivers approaching*) with the first advance sign to be located 25 metres prior to the proposed location and the second sign to include the bottom half of proposed message (*distance to parking area*).
4. That request by Warrumbungle Eventing to close Reservoir Street, Coonabarabran on Sunday, 13 September 2015 from 9.00 am to 3.00 pm for the Annual Cross Country One Day Event be approved subject to compliance with Council's Road Closure Policy, preparation of a Traffic Control Plan and provision of all the required documentation to Council.
5. That draft plan as presented for proposed treatment at the intersection of John Street (Newell Highway) and Edwards Street for pedestrian access be amended to include the following and brought back to the next Traffic Advisory Committee meeting for further consideration.
 - 1 a) The proposed blisters located at John Street between the Shell Service Station and private property not be accepted as a new pedestrian refuge in addition to the two existing pedestrian crossings would be all located within 250 metres of each other on the Newell Highway.
 - b) The facility does not seem to be a desire line and would not be warranted.
 - 2 The Edwards Street refuge from the western side of the Shell Service Station to the Swimming Pool be reviewed to see if there is a demand for pedestrian movements / access across Edwards Street (*maybe look at installation of some pram ramps*) due to the narrow width of the road, the design line and Edwards Street being used as an oversized vehicle route **FURTHER** investigate the option of the installation of pram ramps ensuring a safe access across, keeping with the design line – slope be reviewed to meet the design criteria.

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- 3 The proposed blisters located on the eastern side of Edwards Street are moved closer to the intersection taking into consideration the utilities, driveways, parking and desire line.
- 4 The proposed pedestrian fencing is removed due to the change in scope and new designs submitted for the next Traffic Advisory Committee meeting.

Schmidt / Todd

The motion was carried

10.09am

Cr R Sullivan re-joined the meeting

Item 5 Minutes of Local Emergency Management Committee Meeting – 17 August 2015

65/1516 RESOLVED that Council notes the minutes from the Local Emergency Management Committee held on 17 August 2015 at Coonabarabran.

Schmidt / Capel

The motion was carried

Item 6 Minutes of Warrumbungle Cobbora Transition Fund Committee Meeting – 1 September 2015

66/1516 RESOLVED that Council accept the minutes from the Warrumbungle Cobbora Transition Fund Committee Meeting held at Dunedoo Old Bank Building on 1 September 2015 at 4.35pm.

Coe / Capel

The motion was carried

Item 7 Warrumbungle Cobbora Transition Fund Committee

67/1516 RESOLVED that Council note progress of the Cobbora Transition Fund projects.

Capel / C Sullivan

The motion was carried

Item 8 Meeting Schedule 2015-2016

68/1516 RESOLVED that Council adopts the current Meeting schedule and practice, being the third Thursday of each month, commencing at 10.00am alternating between the Coolah and Coonabarabran Council Chambers as per the following schedule:

2015

Thursday 15 October	Coolah
Thursday 19 November	Coonabarabran
Thursday 17 December	Coolah

2016

Thursday 18 February	Coolah
Thursday 17 March	Coonabarabran
Thursday 21 April	Coolah
Thursday 19 May	Coonabarabran
Thursday 16 June	Coolah
Thursday 21 July	Coonabarabran
Thursday 18 August	Coolah
Thursday 15 September	Coonabarabran

Todd / Andrews

The motion was carried

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Item 9 Request for Leave of Absence – Councillor Peter Shinton

69/1516 RESOLVED that Council accepts the notification from Councillor Peter Shinton and grants a Leave of Absence from the Ordinary October 2015 Council meeting.

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

Item 10 Delegations of Authority to the Mayor and Deputy Mayor

70/1516 RESOLVED that Council endorse the following delegations to the positions of the Mayor and Deputy Mayor.

WARRUMBUNGL SHIRE COUNCIL

Delegations Mayor

That subject to the requirements of the Local Government Act, 1993, regulations thereunder, any expressed policies of Council or requirements of any Public Authority and pursuant to Section 377 of the Local Government Act, 1993, the Mayor, be authorized to exercise or perform on behalf of the Warrumbungle Shire Council the functions, powers, authorities and duties set out in the schedule hereunder.

Under Legislation – Pursuant to section 225 of the Local Government Act 1993

Mayors Functions – Authority to

- exercise, in cases of necessity, the policy-making functions of the governing body of the council between meetings of the Council.
- exercise such other functions of the council as the council determines
- preside at meetings of the Council.
- carry out the civic and ceremonial functions of the mayoral office.
- to carry out any function conferred on and duty imposed on the Mayor under any act or regulation.
- to carry out the general supervision, control and direction of the General Manager.
- to affix the Common Seal of Council in conjunction with the General Manager or Deputy Mayor to any necessary document pursuant to or consequent upon any decision of Council.
- to respond to media publicity on Council matters and to issue media releases and make statements to the media on behalf of Council.
- approve attendance by Elected Members at Conferences and Seminars etc, within New South Wales and the ACT to a maximum of three (3) days and within budget provisions.
- authorise urgent works up to an amount of \$20,000 where budget funds are available and report that approval to the next Council meeting.
- issue References under Council letterhead.
- promote the area of Council through representations, functions and personal approaches.
- provide Civic Receptions as deemed appropriate by the Mayor.
- use of a Council Corporate Credit Card to a maximum of \$5,000

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WARRUMBUNGLE SHIRE COUNCIL

Delegations Deputy Mayor

Subject to the requirements of the Local Government Act 1993, and regulations thereunder and any expressed policy of Council or the requirements or regulations under any other Act and pursuant to Section 377 of the Local Government Act 1993, the Deputy Mayor, be authorised to exercise on behalf of Warrumbungle Shire Council the following powers, authorities, duties and functions:

- to carry out the statutory functions of the Mayor and exercise the delegations conferred upon the Mayor whenever the Mayor is absent from the Council area or is otherwise unable to carry out his/her duties.
- to affix the Common Seal of Council in conjunction with the Mayor or General Manager to any necessary document pursuant to or consequent upon any decision of Council.
- to issue References under Council letterhead.

Schmidt / Capel
The motion was carried

Item 11 Delegations of Authority to the General Manager

71/1516 RESOLVED that Council delegate to the General Manager the Acts and Regulations as prescribed in this report **FURTHERMORE** that any amendments to Acts and Legislation is automatically bestowed to the General Manager however any new Legislation is to be endorsed by Council.

Attachment 1

DRAFT DELEGATIONS OF AUTHORITY TO THE GENERAL MANAGER

On Thursday, 17 September 2015 the Warrumbungle Shire Council ("Council") resolved that:

1. All previous delegations of the Functions this subject of the Instrument be revoked.
2. The person who from time to time holds the position of General Manager of Council ("General Manager"), being at the date of this instrument Stephen John Loane (Steve Loane), be delegated authority under:
 - 2.1. Section 377 of the LG Act, to exercise and/or behalf on behalf of Council the Council's Functions under all Acts and Regulations in force and as amended from time to time:
 - a) **Subject to** any condition or limitation on a Function specified in Schedule 1; and
 - b) **Excluding** those functions:
 - i. that are expressly prohibited from delegation as listed under Section 377 of the LG Act;
 - ii. which are expressly required by legislation to be exercised by a resolution of the Council.
 - 2.2. Section 68 of the NW Act, to exercise and/or perform on behalf of Council the Functions of the Council (other than the power of delegation) under the NW Act

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3. The General Manager be sub-delegated authority to exercise and/or perform on behalf of Council the Functions delegated to the Council under, and in accordance with, the instrument of delegation to the council set out in **Schedule 2, excluding** those Functions which pursuant to the terms of the delegation to the Council may not be sub-delegated.

4. The General Manager be conferred authority to carry out the Policy Authorities listed in **Schedule 3** and undertake any administrative actions necessary to carry out those Policy Authorities.

5. The General Manager be delegated and Function which is taken to be conferred or imposed on the Council pursuant to section 381(1) of the LG Act.

6. In the absence of the General Manager that a person appointed by resolution to act as General Manager assume all Functions, delegations, and sub-delegations of the General Manager for the period only of the absence of the General Manager unless otherwise resolved by the Council.

7. These delegations and authorities are subject to, and are to be exercised in accordance with:

- 7.1. the requirements of the relevant Legislation;
- 7.2. any conditions or limitations set out in **Schedule 1**; and
- 7.3. any resolution or policy, procedure or budget adopted from time to time by the Council.

8. These delegations and authorities are effective from thy date of the Resolution of the Council and remain in force until amended or revoked by a resolution of the Council.

9. In this delegation:

“**Acts**” includes legislation enacted by the parliaments of New South Wales and the Commonwealth of Australia;

“**Functions**” means powers, authorities, duties and functions and anything ancillary or related to the exercise or performance thereof.

“**Legislation**” includes an Act of the parliament of New South Wales or of the Commonwealth of Australia and a Regulation under the Act.

“**LG Act**” means the *Local Government Act 1993* as amended.

“**NW Act**” means *Noxious Weeds Act 1993* as amended.

Schedule 1: Limitations

Part A – Limitations applicable to specific statutory Function (if any)	
Legislation	Limitation (if any)
N/A	N/A
Part B – General Limitations	
N/A	

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Schedule 2: Instruments of Delegation to Council

Delegator	Instrument Name	Date of Instrument
Minister for Planning – EPA Act 1979	Environmental Planning and Assessment Act – Section 59	Wednesday, 21 November 2012
NSW Department of Fair Trading	Plumbing and Drainage Act under Section 21	Thursday, 20 December 2012
Roads and Maritime Services	RMS Delegation to Councils – Regulation of Traffic	Monday, 31 October 2011

Schedule 3: Policy Authorities

Policy Authority - Administrative
Use of Council Corporate Credit Card to a maximum limit of \$10,000
Requisition Authority Limit to \$150,000
To carry out the regular services and operations of the Council within the sums voted by the Council for expenditure thereon and in accordance with the resolutions of Council
To authorise MANEX training, travel and conference costs are approved subject to the Operational Plan budget, professional development opportunities and benefit to Council.
Staff Time Sheets
To implement the decisions of Council
Policy Authority - Administrative
Complaints and Requests –To instruct staff to take any necessary action in connection with any complaints or requests received, subject to all major matters being reported to Council
Correspondence of Council (replacement) To attend to all correspondence addressed to the Council (except correspondence addressed to the Mayor personally) in any of the following ways:- a) deal with it administratively

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b) to refer it to a committee c) to refer it direct to Council
Legal and Other Documents To sign and execute documents under the Common Seal of the Council in conjunction with Mayor.
Policy Authority – Financial
To be a signatory to the bank accounts of Council
Expenditure and authorisations – certify the prices and computations on all creditor payments Authority to sign as the authorising officer on Council’s voucher payments for any costs.
Advances – Cash – To fix and vary the level of cash advances
Cheques/Orders for Goods – Signing – to sign and or to specify the servants authorised to sign cheques and orders for goods of Council
Accounts – Payments – Authority to pay all accounts as they fall due
Authority to write off Rates and Charges up to \$10,000 and to write off debts to Council up to \$500 in accordance with Clause 131 of the Local Government (General) Regulation 2005.
Policy Authority – Media
To make media statements and issue press releases in respect of Council Resolutions and decisions

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Policy Authority – Staff

Exercise the powers of the Council in relation to:

- The day to day management of Council employees.
- The conduct of staff education and staff attendance at training courses and computer user group.
- Engage and dismiss casual staff as and when required within the provisions made in the approved estimates.
- Deal with all industrial disputes involving the Council and its staff, subject to any formal dispute being referred to Council.
- Within the funds voted by Council to approve overtime being worked by staff in all directorates or branches of Council when considered necessary subject to any directions or policy of Council from time to time.
- Authority to approve staff leave

Salaries – To authorise the payment of the salaries and wages of the employees of Council within the sums voted by Council expenditure thereon.

Attachment 2 - Acts

- Boarding House Act 2012
- Building Professional Act 2005

- Cemeteries and Crematoria Act 2013
- Children(Protection & Parental Responsibility) Act 1987
- Commons Management Act 1989
- Community Land Development Act 1989
- Community Land Management Act 1989
- Companion Animals Act 1998
- Companion Animals Regulation 2008
- Contaminated Land Management Act 1997
- Conveyancing Act 1919
- Crown Lands Act 1989, Crown Lands Regulation 2006, Crown Lands (General Reserves By Laws 2006

- Dams Safety Act 1978
- Dangerous Goods (Road and Rail Transport) Act 2008
- Disability Inclusion Act 2014

- Electricity Supply Act 1995
- Environment Planning And Assessment Act 1979
- Environment Planning And Assessment Regulation 2000

- Fines Act 1996
- Fire Brigades Act 1989
- Fisheries Management Act 1994

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- Fluoridation Of Public Water Supplies Act 1957
 - Food Act 2003
 - Game & Feral Animal Control Act 2002
 - Gas Supply Act 1996
 - Geographical Names Act 1966
 - Government Information (Public Access) Act 2009
 - Graffiti Control Act 2008
 - Growth Centres (Development Corporations) Act 1974

 - Heavy Vehicle National Law (NSW) and Heavy Vehicle (Adoption of National Law) Act 2016
 - Heritage Act 1977
 - Holiday Parks (Long-Term Casual Occupation) Act 2002
 - Housing Act 2001

 - Impounding Act 1993
 - Inclosed Land Protection Act 1901
 - Independent Pricing & Regulatory Tribunal Act 1992

 - Land & Environment Court Act 1979
 - Land Acquisition (Just Terms Compensation) Act 1991
 - Library Act 1939
 - Library Regulation 2010
 - Liquor Act 2007 And Liquor Regulation 2008
 - Local Government Act 1993
 - Local Government (General) Regulation 2005
 - Local Government (Manufactured Home Estates, Caravan Parks, Camping Ground And Moveable Dwellings) Regulation 2005
 - Local Government And Other Authorities (Superannuation) Act 1927
 - Local Land Services Act 2013

 - Major Events Act 2009

 - Noxious Weeds Act 1993

 - Ombudsman Act 1974
 - Pesticides Act 1999
 - Pipelines Act 1967
 - Protection of the Environment Operations (Clean Air) Regulation 2010
 - Protection of the Environment Operations (Waste) Regulation 2005
 - Protection of the Environment Operations Act 1997
 - Privacy & Personal Information Protection Act 1998
 - Public Health Act 2010
 - Public Health Regulation 2012
 - Public Interest Disclosures Act 1994
 - Public Works Act 1912

 - Real Property Act 1900

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- Restricted Premises Act 1943
- Roads Act 1993
- Roads Transport Act 2013
- Road Transport (General) Regulation 2013
- Rural Fires Act 1997
- Rural Fires Regulation 2013

- Service NSW (One Stop Access To Government Services) Act 2013
- State Emergency And Rescue Management Act 1989
- State Emergency Service Act 1989
- State Records Act 1998
- Strata Schemes (Freehold Development) Act 1973
- Strata Schemes (Freehold Development) Regulation 2012
- Strata Schemes (Leasehold Development) Act 1986
- Strata Schemes (Leasehold Development) Regulation 2012
- Strata Schemes Management Act 1996
- Surveying And Spatial Information Act 2002
- Swimming Pools Act 1992
- Swimming Pools Regulation 2008

- Tattoo Parlours Act 2012
- Threatened Species Conservation Act 1995
- Transport Administration Act 1988
- Trees (Disputes Between Neighbours) Act 2006

- Valuation Of Land Act 1916

- Water Management Act 2000
- Water Management (General) Regulation 2011
- Wilderness Act 1987
- Work Health And Safety Act 2011

Schmidt / Capel
The motion was carried

Item 12 Number of Councillors for the following Term of Office

72/1516 RESOLVED that Council retain nine (9) Councillors for the following term of office.

Todd / Capel
The motion was carried

Item 13 Australia Day 2016

73/1516 RESOLVED that Council participates in the Australia Day Program in 2016 hosting two (2) Ambassadors from the Australia Day Council and **FURTHERMORE:**

1. Council administers and presents the following awards for Australia Day 2016;
 - Warrumbungle Shire Council Citizen of the Year
 - Young Citizen of the Year
 - Senior Citizen of the Year
 - Sportsperson of the Year and
 - Young Sportsperson of the Year Award
-

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2. Council provides a contribution to each local organising Australia Day Committee in Baradine, Binnaway, Dunedoo, Coolah and Mendooran an amount of \$500 and Coonabarabran \$600.
 3. Council pools be opened free of charge throughout the shire on Australia Day 2016 as in past years.

Australia Day Awards 2016 Program

Guidelines and Criteria

Each year the people of Warrumbungle Shire Council are invited to nominate fellow citizens for the Warrumbungle Shire Wide Australia Day Awards. The awards aim to recognize outstanding achievement during the past year and / or have contributed to the local community over a number of years.

AWARD CATEGORIES

Citizen of the Year

To be eligible, the person must be 26 years of age or older on 26 January 2016

Young Citizen of the Year

To be eligible, the person must be under 26 years of age on 26 January 2016

Young Sports Person of the Year

To be eligible, the person must be under 26 years of age on 26 January 2016

Sports Person of the Year

To be eligible, the person must be 26 years of age or older on 26 January 2016

Senior Citizen of the Year

To be eligible, the person must be 60 years of age or older on 26 January 2016

WHO IS ELIGIBLE?

- Nominees must be Australian citizens and residing in Warrumbungle Shire at the time of nomination;
- Unsuccessful nominees may be re-nominated in subsequent years;
- Self nominations will not be accepted;
- Awards will not be granted posthumously;
- Sitting State and Federal politicians and current vice-regal offices are not eligible; Consideration of retired politicians and officers would be for work in addition to their official duties;
- A person cannot receive the same award in subsequent years.

HOW TO NOMINATE:

The attached nomination form is to be completed and returned to Council offices. The nomination should detail the nature, duration and impact of the nominee's contribution to the Warrumbungle region.

In assessing a nomination, the judging panel may consider:

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- The number of hours of work over and above normal employment duties
- The benefits to the community from the nominee's service or contribution
- Other outstanding achievements by the nominee
- Other recognition of the nominee's contribution or work, including publicity
- Whether the nominee worked as part of a team and their role within the team.

JUDGING:

The judging panel comprises of the elected Councillors at the time.

The selection of recipients will reflect the nominations received and information available to the judging panel.

The nomination forms received by the closing date will be presented to the judging panel. At the December council meeting, Councillors will determine the award winner for each category.

PRESENTATION:

The awards will be presented by Council at the Australia Day celebrations in the town of which the successful recipient resides.

Warrumbungle Shire Council reserves the right to withdraw an award if further information or the recipients conduct draws the Australia Day award into disrepute.

Nominations close at 4.30pm Tuesday 8th December 2015

Australia Day 2016 - Shire Wide Awards Nomination Form

1. Please provide as much detail as possible
2. One nomination per form
3. Nominations close 4.30pm on Friday 6 November 2015. Late nominations will not be considered
4. All nomination forms should be forwarded to the General Manager, PO Box 191 Coonabarabran 2357 or hand delivered to the Council Chambers in Coolah or Coonabarabran.

Award Category for nominee: (please tick one category)

- Citizen of the Year** **Young Citizen of the Year**
 Senior Citizen of the Year
 Sports Person of the Year **Young Sports Person of the Year**

Nominee: (The person you would like to nominate)

Title (Mr, Mrs, Ms etc)

First Name

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Surname.....
Position/Organisation (Optional).....
Address Town
Tel (H)..... Tel (W)
Tel (M)
Age/DOBPlease tick Exact Estimate Unknown

Areas of Excellence: In what area(s) has the nominee excelled? (you may tick more than one box)

- Arts/Media/Entertainment Business Charity
- Community/Volunteer Service

- Education Services Environment Humanitarian
- Indigenous/Ethnic
- Medicine/Science Technology/Engineering Sport
- Other.....

Tell us about your nominee: How are they an inspirational role model? How have they demonstrated excellence in their field and to the community? Please write as much as you can about your nominee. If you need more space please write on a separate piece of paper and attach it to this form. Remember, your nominee will be judged on this information and it is important for you to give as much information as possible.

.....
.....
.....

Nominator: (Your details)

Your title (Mr, Mrs, Ms etc)
First Name
Surname
Position/Organisation
(Optional).....
Address
Suburb State Postcode.....
Tel (H) Tel (W) Tel (M).....

Referee: (Optional, this information will help us if your nominee is short listed. This person may be contacted for further information.)

Title (Mr, Mrs, Ms etc)
First Name..... Surname.....
Position/Organisation (Optional).....

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Address

Suburb State Postcode.....

Tel (H) Tel (W) Tel (M).....

Nominator’s Signature **Date**

R Sullivan / Schmidt
The motion was carried

Item 14 2015 National Local Roads and Transport Congress

74/1516 RESOLVED that the Mayor, General Manager and one (1) Councillor Todd attend the 2015 National Local Roads and Transport Congress in Ballarat.

Clancy / Capel
The motion was carried

Item 15 Council Resolutions Report September 2015

Received.

Item 16 Policy for the Payment of Expenses and the Provision of Facilities to Mayors and Councillors

75/1516 RESOLVED that the Draft Policy for the Payment of Expenses and the Provision of Facilities to Mayors and Councillors be placed on public exhibition, providing public notice of the intention to adopt a policy, and seek public submissions. **FURTHER** that the Policy and any submissions received be considered at the November 2015 Council meeting.

Schmidt / C Sullivan
The motion was carried

10.39am

Director Technical Services (Kevin Tighe) joined the meeting.

Item 17 Monthly Report from Human Resources – August 2015

Received.

Item 18 Bank Reconciliation for the month ending 31 August 2015

76/1516 RESOLVED that Council accept the Bank Reconciliation Report for the month ending 31 August 2015.

Clancy / Capel
The motion was carried

Item 19 Investments and Term Deposits for Month ending 31 August 2015

77/1516 RESOLVED that Council accept the Investments Report for the month ending 31 August 2015.

Schmidt / Capel
The motion was carried

Item 20 Rates Report for Month Ending 31 August 2015

Received.

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Item 21 Proposed Tenders for Backup Water Supply Bore Project

78/1516 RESOLVED that open tendering method is used to invite tenders for the following contracts associated with the water supply backup bore project;

- Contract for item 1 & 2. Assessment, siting and drilling of test bore for water supply for the towns of Coolah, Binnaway and Mendooran.
- Contract for item 3. Water supply production bore drilling for the towns of Coolah, Binnaway and Mendooran.
- Contract for item 4. Electrical connection for water supply bores in Coolah, Binnaway and Mendooran.
- Contract for item 5. Supply of pumps, telemetry and commissioning of town water supply bores in Coolah, Binnaway & Mendooran.

**Schmidt / Capel
The motion was carried**

Item 22 2015/16 Technical Services Works Program

Received

10.47am

79/1516 RESOLVED that standing orders be suspended to break for morning tea.

**Todd / Andrews
The motion was carried**

11.10pm

80/1516 RESOLVED that standing orders be resumed.

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

Item 23 Scores on Doors Program

81/1516 RESOLVED that a letter be sent to the Minister setting out Council's views.

**Coe / Capel
The motion was carried**

Item 24 Update on Waste Management

82/1516 RESOLVED that Council introduces the new 240 litre bins to replace the current recycling crates on all rural runs commencing pickup in November 2015, and **FURTHERMORE** that a report be presented to Council after EOI process is undertaken to seek prices and models from interested waste contractors including Warrumbungle Shire Council.

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

Item 25 Len Guy Park Boundary Adjustment

83/1516 RESOLVED:

1. That Council finalise the boundary adjustment to facilitate a walkway between Renshaw Street to Andys Lane through Len Guy Park, Binnaway by adjusting the boundary of Lot 61 DP 532596 with assistance of land transfer from NSW Health and finalise the toilet block encroachment issue by accepting the donation of the land from the owner of Lot B DP 103571 in return for the cost of land transfer fees, surveying and legal fees and erection of a Colorbond® fence at the northern end of Len Guy Park, and

WARRUMBUNGLE SHIRE COUNCIL

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2. That Council allocate budget to complete the land transfers and fencing in the 2015/16 financial year, and
 3. That Council authorise the Mayor and the General Manager to affix the Council Seal to complete the boundary adjustment and transfer of this land.

**Clancy / Capel
The motion was carried**

Item 26 Gift of Land for RFS Shed - Weetaliba

84/1516 RESOLVED that Council accept the donation of Lot 1, Section 2, DP 759065 for the siting of a new Category 2a fire shed at Weetaliba, and **FURTHER** that Council approves the General Manager and Mayor to affix Councils seal and sign the transfer deeds to execute the donation of Lot 1 Section 2 DP759065 and **FURTHERMORE** that this land be classified as operational land.

**Schmidt / Coe
The motion was carried**

Item 27 Draft Development Control Plan 2015 Report to Council

85/1516 RESOLVED that Council adopt the Draft Development Control Plan 2015 as exhibited pursuant to Clause 21 of the Environmental Planning & Assessment Regulation 2000 and including public notice of its decision in the local newspaper.

**Clancy / Schmidt
The motion was carried**

Item 28 Development Applications

86/1516 RESOLVED that Council note the Applications and Certificates Approved, during August 2015, under Delegated Authority

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

Matters of Concern

Cr Andrews

- Mow Creek roadway – crushed road base being placed on road – DTS informed it has a range of stone sizes and will be graded, watered and rolled.
- Baradine sawmill issue – possibility of closure – GM to ring owner and discuss.

Cr Capel

- Situation with police – southern end police often tasked to Mudgee. Difficulties with single policing however it is leaving towns unmanned to enable 2 police to work together. Single police stations may disappear due to requirements for double policing – council lodge concerns with Minister of Police – tasked outside communities and single policing issue.
Past ten week block – 23 days one in southern end tasked to Mudgee
Rural theft does not appear to carry weight when reporting to police farm trespass.
Need to encourage community members to report crime.
- Dates for community meetings – DCS advised will be advertised over next week or two.

WARRUMBUNGLE SHIRE COUNCIL

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Cr Todd

- Road counters – what happens with results when they are installed and information captured. Not reported back to Council. DTS indicated that briefing note could be supplied to Councillors. Three traffic counters are rotated across Shire. If particular road interested in then could provide some information. DTS will take comments on board.
- Dog audit – DDS advised microchipping undertaken. Councillor Todd would like an audit of registered and unregistered dogs. Would like something undertaken about dog registrations.
Cr Coe suggested Media promotion and encouragement of registration of dogs. Undertake another microchipping day in each town following promotion.

Cr R Sullivan

- Allison Bridge – funding applied for under two grant schemes NSRF and Bridges Renewal and in contact with Member, Mark Coulton - waiting for feedback from these applications

Cr Schmidt

- Namoi Street water quality problems – council has identified issue is her piping in house – concerns if expense to put in replacement pipes does not fix the problem what is council's policy on meeting her costs. DTS advised water main flushed regularly and is as good a quality as any part of town.
- Notified meeting that Coonabarabran without a doctor at the hospital this coming weekend. VMOs unable or unwilling to cover the weekend.

Cr Clancy

- Comments regarding medical situation in Coonabarabran. Concerns regarding decision not to reinstate Council medical committee.
- Mayor spoke of current process undertaken on presentation to hospital by patient and no doctor available.
- Abandoned cars in all areas – is there a policy? Who looks after this issue? DDS unaware of a policy and location determines actions required. DDS take matter on notice.
- Doctor's practice – email sent to councillors – current lessee not got option on place – is that correct. GM advised meeting that lessee has 5 year lease with an option to sublease. Council has not been informed of any subletting arrangements which is required under the signed documents.
- Men's shed – acknowledge clean up of their premises including rear of area used for parking of WCC vehicles. Can now park out the back – request for some assistance with a backhoe or front end loader to remove timber and gravel. Could council help them out. GM informed that Men's Shed was to approach council to make equipment available.
- Australia day Honour roll at Neilson Park – condition of plaques need work/repairs

WARRUMBUNGL E SHIRE COUNCIL

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Cr Coe

- Decision not to reinstate medical committee and to deal with each issue as it arises. Mayor indicated that we could seek presentation from medical upper echelon in Dubbo to council meeting.
- Gravel road - Gentle Annie Road - section south of Yarragin (just under 6klms) in rough condition – could we adjust our resheeting / grading program to address issue.
DTS advised it can be given priority in the maintenance grading program
- Newell highway – lack of incident management plan – just north of Dubbo. Councillor Schmidt Foreshadowed a motion regarding this matter for consideration at October meeting.

Cr C Sullivan

- DA applications – sent through by various organisations – is it possible to put it out in the public arena the reasons for DAs and consequence for not having submitted DAs. Educate community on why DAs are required and to consult with council before commencing work.
- Private works – enquiries from prospective users – who speak with about works? GM informed meeting that officers generate action and message goes through to Manager Road Operations.

Cr Shinton

Nil

12.08pm

87/1516 RESOLVED that:

- (a) that Council go into closed committee to consider business relating to commercial information
- (b) that pursuant to section 10A(1)-(3) of the Local Government Act 1993, 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) (a) as outlined above
- (c) that 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.

Capel / Coe
The motion was carried

12.13pm

88/1516 RESOLVED that Council move out of closed Committee.

Andrews / Capel
The motion was carried

WARRUMBUNGL E SHIRE COUNCIL

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The following resolutions of Council while the meeting was closed to the public were reported to the meeting by the General Manager.

**Item 1C Tender for Replacement of Roof on Water Reservoir in Bullinda Street
Dunedoo**

89/1516 RESOLVED:

- 1) That a supplementary allocation of \$120,000 is made to 2015/16 budget to fund the project to replace the reservoir roof in Bullinda Street, Dunedoo and furthermore, the budget allocation of \$50,000 be removed from the forward delivery program in 2016/17 and 2017/18.
- 2) That the tender supplied of Donnelly Mining and Civil be accepted for the proposal works for the sum of \$179,900 (incl GST).
- 3) That Council endorse that the Mayor and General Manager sign and attach Council's seal to the documentation.

**Schmidt / Capel
The motion was carried**

There being no further business the meeting closed at 12.14 pm.

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CHAIRMAN