

**WARRUMBUNGLE SHIRE COUNCIL**

**MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL HELD AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 21 APRIL 2016 COMMENCING AT 10.02AM** **PAGE 1**

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

**In attendance:** Manager Administration and Executive Assistant to the General Manager – Sally Morris (minutes) and Administration Officer – Erin Player (minutes)

**The Mayor called for Declarations of Pecuniary Interest and Non Pecuniary Interest**  
Councillor Andrews declared a pecuniary interest in item 2C Solar Power and the Director Technical Services declared a non pecuniary interest in the matter 1C Social Media.

**10.03am**

The Mayor made an announcement regarding social media.

**Forum**

**10.04am**

Peter Colley addressed Council regarding concerns with Lewis Road.

**10.19am**

Sally Edwards made a presentation on behalf of the Warrumbungle Economic Development and Tourism Committee regarding the Warrumbungle tourism rail trails initiative.

**10.32am**

Scott McLachlan, Chief Executive Western, NSW Local Health District (LHD), Dr Clayton Spencer, Director of Medical Services, Western NSW LHD and Joy Adams, Northern Sector General Manager, Western NSW LHD addressed the meeting concerning local health district issues.

**11.22am**

At this time the meeting adjourned for morning tea

**11.47am**

The meeting resumed.

**REPORTS**

**Item 1 Minutes of Ordinary Council Meeting – 17 March 2016**

**252/1516 RESOLVED** that the resolutions contained in the Minutes of the Ordinary Council meeting held on 17 March 2016 be endorsed subject to amendments to Resolution 246/1516.

**Capel/Todd**  
**The motion was put and carried**

**Business Arising**

**Item 32 Addendum to the Warrumbungle Shire Council – Land Use Strategy**

**253/1516 RESOLVED** that Resolution 246/1516 be amended to read as follows:

**246/1516 RESOLVED** that Council prepares an Addendum to Warrumbungle Shire Council Land use Strategy to include rezoning of land within the Dunedoo/Cobbora area for

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*primary production small lots of approximately 40 hectares, **FURTHERMORE** that Council proceeds to prepare a Planning Proposal for the rezoning of primary production small lots in the vicinity of Avonside West Road and Spring Ridge Road in accordance with the plan attached to this report.*

**Coe/Capel**  
**The motion was put and carried**

**Item 2 Minutes of Traffic Advisory Committee Meeting held on 24 March 2016**

**254/1516 RESOLVED:**

1. That Council accepts the Minutes of the Traffic Advisory Committee meeting held at Coonabarabran on 24 March 2016.
2. That a children ahead warning sign in accordance with AS1742.9 be installed in Barwon Street either side of the Baradine Preschool.
3. That further information be sought on policy and legal implications of installing a school bus zone at a preschool.
4. That the Traffic Advisory Committee inspect River Road and determine suitability for B Double use including a field trial with a B Double truck.
5. That application by the Baradine Junior Sports Club to close Darling Street, between Masman Street and Walker Street on the following dates for the Club's Junior League and Netball Competition be approved subject to compliance with Council's Road Closure Policy.
  - 9 April 2016
  - 7 May 2016
  - 21 May 2016
  - 4 June 2016
  - 6 August 2016
  - 13 August 2016
6. That application by the Gulgong Heritage Harness Association Inc to conduct a riding event along the following roads within the Shire on the following dates be approved subject to lodging a copy of their Public Liability Insurance Policy **FURTHER** that the application be referred to RMS Network Operations:
  - Sunday, 5 June 2016 - Binnaway Road (MR396), Piambra Road, Mooran Road, Neilrex Road.
  - Monday, 6 June 2016 - Merrygoen Road, Forans Road, Dennykymine Road, Castlereagh Highway.
  - Tuesday, 7 June 2016 - Castlereagh Highway, Wongoni Road, Digilah Road, Golden Highway (Bolaro Street), Wargundy Street.
  - Wednesday, 8 June 2016 - North Avonside Road, Laheys Creek Road, Tucklan Road.
  - Thursday, 9 June 2016 - Brooklyn Road, Lincoln Road, Tucklan Road.
7. That application by the Gunnedah Cycling and Triathlon Club Inc to conduct the Annual Sundowner Cycle Race between Coonabarabran and Gunnedah be

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approved in principle and that the application be referred to RMS Network Operations.

**Capel/Schmidt  
The motion was put and carried**

**Item 3 Minutes Bushfire Appeal Advisory Panel – 12 February 2016  
255/1516 RESOLVED**

1. That Council endorse the recommendations of the Warrumbungle Shire Mayors Bushfire Appeal Advisory Panel Meeting held on 12 February 2016
2. That the minutes of the Warrumbungle Shire Mayors Bushfire Appeal Advisory Panel Meeting held on 15 September 2015 be amended with the following amendment:
  - Previous Recommendation  
*“Recommendation: that the Advisory Panel authorise the reallocation of \$55,000 from the Home Re-Establishment Fund to the Community Renewal Fund for the Building Expo and Celebration and **FURTHERMORE** that \$10,000 be moved from the Recovery Contribution Payment to the Community Renewal Fund.*
  - Amended Recommendation  
Recommendation: that the Advisory Panel authorise the reallocation of \$5,000 from the Home Re-Establishment Fund to the Community Renewal Fund for the Building Expo and Celebration and **FURTHERMORE** that \$10,000 be moved from the Recovery Contribution Payment to the Community Renewal Fund *on the proviso that no further applications are received.*
3. That the Warrumbungle Shire Council Mayors Bushfire Appeal fund status and allocation summary be accepted.
4. That the Home Re-establishment and Shed Rebuild Funds be extended until 30 September 2016.

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

**Item 4 Minutes Bushfire Appeal Advisory Panel – 18 March 2016  
256/1516 RESOLVED:**

1. That Council endorse the recommendations of the Warrumbungle Shire Mayors Bushfire Appeal Advisory Panel Meeting held on 18 March 2016.
2. That the Warrumbungle Shire Council Mayors Bushfire Appeal fund status and allocation summary be accepted.
3. That the Mayors Fund refer the final funds distribution modelling to the NSW Emergency Management (formally known as MPES) Recovery Unit for guidance on how to distribute the remaining funds.

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

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**Item 5 Minutes of Coonabarabran Community Consultation Meeting – 29 March 2016**  
**257/1516 RESOLVED** that Council accept the minutes from the Coonabarabran  
Community Consultation Meeting held on 29 March 2016.

**Schmidt/Andrews**  
**The motion was put and carried**

**Item 6 Minutes of Binnaway Community Consultation Meeting – 30 March 2016**  
**258/1516 RESOLVED** that Council accept the minutes from the Binnaway Community  
Consultation Meeting held on 30 March 2016.

**Andrews/Capel**  
**The motion was put and carried**

**Item 7 Minutes of Dunedoo Community Consultation Meeting – 31 March 2016**  
**259/1516 RESOLVED** that Council accept the minutes from the Dunedoo Community  
Consultation Meeting held on 31 March 2016.

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

**Item 8 Minutes of Baradine Community Consultation Meeting – 4 April 2016**  
**260/1516 RESOLVED** that Council accept the minutes from the Baradine Community  
Consultation Meeting held on 4 April 2016.

**Todd/Capel**  
**The motion was put and carried**

**Item 9 Minutes of Mendooran Community Consultation Meeting – 5 April 2016**  
**261/1516 RESOLVED** that Council accept the minutes from the Mendooran Community  
Consultation Meeting held on 5 April 2016.

**Capel/Andrews**  
**The motion was put and carried**

**Item 10 Minutes of Coolah Community Consultation Meeting – 6 April 2016**  
**262/1516 RESOLVED** that Council accept the minutes from the Coolah Community  
Consultation Meeting held on 6 April 2016 noting that the McMasters Park Development  
Application cannot be made until funding has been received by the Lions Club.

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

**Item 11 Warrumbungle Cobbora Transition Fund Projects Update**  
**263/1516 RESOLVED** that Council note the progress of the Cobbora Transition Fund  
projects.

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

**Item 12 Warrumbungle Cobbora Transition Fund Committee**  
**264/1516 RESOLVED:**

That Council forms the Three Rivers Regional Retirement Community Section 355  
Advisory Committee (TRRRC) and appoints the following community representatives:

- Peter Campbell
- Sue Stoddart
- Mary Warren

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- Neville Stanford
- John Horne
- Sally Dent
- Marie Hensley

the following staff representative:

- Steve Loane, General Manager

and the following Councillors to the committee:

- Cr Murray Coe
- Cr Chris Sullivan
- Cr Anne-Louise Capel

With the following Terms of Reference:

### **Three Rivers Regional Retirement Community Committee – February 2016**

The Three Rivers Regional Retirement Committee is an Advisory Committee of Council that has been established under the NSW Local Government Act (1993).

#### 1. Title

The Committee shall be known as the Three Rivers Regional Retirement Community Committee (hereinafter called the Committee).

#### 2. Role and Objectives

This is an Advisory Committee, to provide a forum for discussion and make recommendations to Warrumbungle Shire Council to oversee the Three Rivers Regional Retirement Community project funded through

- State Government - Restart NSW RNSW290 Three Rivers Regional Retirement Community and Learning Centre
- Federal Government - National Stronger Regions Fund Round Two (NSRF)

The role of this Committee is purely advisory and may not commit Council resources. The Committee is to work within the framework of the Community Strategic Plan and does not deal with day to day operational matters. It should be noted that employees of the Council are not subject to the direction of the Advisory Committee or any of its members.

#### 3. Management

##### A. Membership of Committee

The Committee shall consist of:

- A minimum of two Councillor representatives (and the Mayor ex officio)
- One Staff Representative
- Five Community representatives from the Warrumbungle Shire Council local government area. The Community members shall serve on the Committee in a voluntary capacity.

Membership of the Committee shall be reviewed after each quadrennial election.  
The quorum for the Committee is 5 members.

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This Committee meets as required for the purposes of the project schedule as per terms of funding deeds with the state and federal governments.

### B. Absence from Meetings

A Committee member absent from three (3) consecutive Committee meetings without approval of the Committee shall forfeit his/her place on the Committee.

### C. Resignation from the Committee

Any member of the Committee may, by notice in writing addressed to the Committee, resign his/her office as a member.

### D. Notification of Vacancies

The Committee shall notify the General Manager promptly of any vacancy occurring in its membership, whether it is through death, absence or resignation from the Committee. The Committee shall submit to the General Manager within 28 days the name of a person considered by the Committee to be suitable for appointment. The General Manager will decide whether to accept that appointment, or to call for public Expressions of Interest. All newly appointed members must participate in a committee induction process as soon as possible following their appointment to the Committee so that they can comply with the proper conduct of meetings.

## 4. Duties of Officers

### A. Chairperson

The duties of the Chairperson are to:

- Direct meetings according to the Committee Terms of Reference, and Council's Code of Conduct.
- Facilitate the discussion of items on the agenda in a timely manner, and the consideration and approval of recommendations to Council.
- Ensure all committee members have the opportunity to participate in the meetings.
- Not attempt to direct Council staff, including not directing staff as to the content of any advice or recommendation.

### B. Secretariat and Staff Officer

The duties of the Secretariat and Staff Officer are to:

- Call all meetings of the Committee, and where possible hold meetings to enable minutes to be presented at the Council meeting on the third Thursday of the month.
- Develop and send out the agenda and reports for the meetings.
- Advise the Committee without fear or favour.
- Comply with Council's Guide to Ethical Behaviour: Staff.
- Record the minutes in the meeting, prepare all minutes and distribute them as described below.
- Keep a record of attendance for every member of the committee.
- Attend to such housekeeping matters as booking meeting rooms and arranging refreshments in accordance with standard protocols.
- The Council Staff will not be members of the Committee, nor have voting rights, nor preside at meetings, apart from when it is necessary to organise the election of a chairperson to preside at the meeting.

**C. Members**

The duties of the members are to:

- Attend and participate in meetings (as well as induction, planning sessions and relevant training).
- Work co-operatively with other members in achieving the objectives of the Committee.
- Contribute advice, ideas and suggestions relating to items on the agenda.
- Show respect for their peers, councillors, staff and others during Committee meetings.
- Understand that employees of the Council are not subject to the direction of Councillors, Committees or their members.

**5. Meetings**

- A QUORUM shall comprise a majority of members on the Committee. A scheduled meeting must be adjourned if a quorum is not present within half an hour after the time designated for the holding of the meeting, or at any time during the meeting. In either case, the meeting must be adjourned to a time, date and place fixed by the Chairperson, or, in his or her absence, by the majority of the members present.
- This is an Advisory Committee, and it is unlikely that there will be a need for voting, however, should that eventuality arise, each member of the Committee shall have one vote and decisions of the Committee shall be by simple majority. In the event of the votes and the members being equal the Chairperson of the meeting shall have a casting vote in addition to his/her deliberative vote.
- Council Secretariat and staff, other than the nominated staff member on the committee, will attend meetings but have no voting rights, and provide administrative support and professional advice, as determined by the General Manager.
- Items may only be raised under General Business if the permission of the Chairperson is obtained before the meeting starts, and each such item is to have a recommendation;
- The first item on the agenda for all committee meetings (after apologies and requests for leave of absence) shall be the declaring by members present of pecuniary and non-pecuniary interests and these shall be recorded in the minutes.
- Any committee member who has a pecuniary interest in any matter on the agenda for a committee meeting, or that arises during a meeting at which they are present, must disclose the nature of the interest to the meeting as soon as practicable, and must not be present at, or in sight of, the meeting at any time during which the matter is being considered or discussed, or at any time during which the committee is voting on any question in relation to the matter.
- Conflicts of interest may also arise due to a strong relationship or affiliation the member may have with a matter being discussed by the committee. These are referred to as non-pecuniary interests. A non-pecuniary interest would be considered significant where the relationship or affiliation is such as it would prevent the member from impartially and objectively considering all the relevant information as a result of this conflict of interest.
- A Councillor committee member who has a non-pecuniary interest in any matter on the agenda for a meeting, or that arises during a meeting at which they are present, must disclose the nature of the interest to the meeting as soon as practicable, and, in the case of a "significant" non-pecuniary interest must disclose the nature of the interest to the meeting as soon as practicable, and must not be present at, or in

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sight of, the meeting at any time during which the matter is being considered or discussed, or at any time during which the committee is voting on any question in relation to the matter.

A community member of a committee who is also a member or representative of a community group that could be affected by any matter on the agenda, or that arises during a meeting at which they are present, (irrespective of whether or not the person has a pecuniary or a non-pecuniary interest), must state the name of the community group of which the person is a member or representative, and the matter shall be recorded in the minutes.

### 6. Minutes, Communications and Reporting

- The agendas and minutes of the Committee shall be stored as a permanent record of Council, as determined by the General Manager.
- Once the draft minutes have been approved they will be referred to the Chair of the Committee for confirmation. The draft minutes will then be circulated to Committee members. Any questions by members regarding the minutes are to be referred immediately to the Staff Officer and if any error in the minutes is confirmed, the Staff Officer shall arrange to make the appropriate changes.
- Minutes will be completed within 2 weeks of the Committee meeting and then reported to the next available Council Meeting.
- Members of the Committee are not permitted to speak to the media as representatives of the Committee unless approved by Council.

### 7. Insurance

- Council shall effect personal accident insurance on Committee members together with legal liability cover.

Note: Legal liability cover will only be provided to members of the Committee whilst they are acting within the scope of their duties for and on behalf of Council.

### 8. Statutory Requirements

- The Committee shall ensure that the Local Government Act 1993 and related Regulations, all other statutory provisions and all Council's Codes and Policies relating to its activities are at all time strictly observed.

### 9. Dissolution

All committees are automatically dissolved from the date of the quadrennial election.

Adopted:

Modified:

### **Addendum: Nominated members of the Three Rivers Regional Retirement Community Committee:**

Date:

Chairperson:

- 

Councillor Representatives:

- Cr C Sullivan

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- Cr Murray Coe
- Cr Anne-Louise Capel

Staff Representative

- The General Manager

Community Members:

- Peter Campbell
- Sue Stoddart
- Mary Warren
- Neville Stanford
- John Horne

External Organisation Representatives:

- nil

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

**Item 13 2016 ALGA National General Assembly of Local Government**

**265/1516 RESOLVED** that the Mayor and General Manager, accompanied by their partners, attend the 2016 ALGA National General Assembly – Local Government to be held in Canberra and that all transport, transfers, accommodation and meals be provided as per the Payment of Expenses and Provision of Facilities to Elected Members policy.

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

**Item 14 Wambelong Fire – Release of Government Responses**

**266/1516 RESOLVED** that Council note the release of the Government's responses to the findings and recommendations of both Inquiries, and continue to lobby the State Government in regard to losses incurred by Council as a result of the Wambelong fire.

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

**Item 15 Local Land Services – Environment & Waterways Alliance Reference Group**

**267/1516 RESOLVED** that the information contained in the report be noted.

**Coe/C Sullivan**  
**The motion was put and carried**

**Item 16 Council Resolutions Report April 2016**

Received.

**Item 17 Monthly Report from Human Resources – April 2016**

Received.

**Item 18 Second Quarter Excellence in Achievement Award**

**268/1516 RESOLVED** that Council approve MANEX's nomination of Philip Hensby as the winner of the 2nd Quarterly Staff Achievement Award, to be presented at this meeting.

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

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**Item 19 Yuluwirri Kids Assessment & Rating**

**269/1516 RESOLVED** that Council notes the report provided on the Assessment and Rating Visit at Yuluwirri Kids Preschool and Long Day Care Centre and **FURTHER** that Council commend all staff involved for the excellent result.

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

**Item 20 Update on Gwabegar Bridge Private Works**

Received.

**Item 21 Proposed Change of Locality and Road Names**

**270/1516 RESOLVED** that Council forward recommended changes to the localities of Teridgerie, Barwon and Baradine, and the gazettal of Mani Road to the Geographical Names Board for action.

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

**Item 22 Request for Change of Category-Rates Assessment No 10063709**

**271/1516 RESOLVED** that Council approve the change of category for Assessment number 10063709 from Business to Residential from 7 March 2016.

**C Sullivan/Coe**  
**The motion was put and carried**

**Item 23 Bank Reconciliation for the month ending 31 March 2016**

**272/1516 RESOLVED** that Council accept the Bank Reconciliation Report for the month ending 31 March 2016.

**Schmidt/Capel**  
**The motion was put and carried**

**Item 24 Investments and Term Deposits for Month ending 31 March 2016**

**273/1516 RESOLVED** that Council accept the Investments Report for the month ending 31 March 2016.

**Capel/Schmidt**  
**The motion was put and carried**

**Item 25 Rates Report for Month Ending 31 March 2016**

Received

**Item 26 Golden Highway Corridor Strategy**

**274/1516 RESOLVED** that a submission is made by Council on the draft Golden Highway Strategy in relation to lack of priority given to the truck parking rest area at Dunedoo and the lack of Incident Response Plans for the highway west of the Talbragar River.

**FURTHERMORE**, the strategy should identify and recognise stock points and concealed driveways. Also, representations are made to the RMS to resource the proposed heavy checking station with staff resources based in Dunedoo.

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

**Item 27 Oxley Highway Corridor Strategy**

**275/1516 RESOLVED** that a submission is made by Council on the draft Oxley Highway Strategy in relation to lack of priority given to the increasing the width of road shoulders

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and increasing the width of the bridge over Yaminbah Creek. **FURTHERMORE**, the strategy to include the upgrading of current warning signs at Burra Bee Dee to electronic signs. Also, representations are made to the RMS for Council to undertake maintenance works on the Oxley Highway.

**Clancy/Capel**  
**The motion was put and carried**

**Item 28 2015/16 Technical Services Works Program – Road Operations, Urban Services & Water Services**  
Received.

**Minutes of Plant Advisory Committee Meeting held on 21 April 2016**  
**276/1516 RESOLVED:**

1. That Council accepts the Minutes of the Plant Advisory Committee meeting held in Coolah on 21 April 2016.
2. That Council purchase one (1) Dynapac CA 4000D Smooth Drum Roller fitted with a compaction meter from Atlas Copco Australia Pty Ltd that complies with the tender specifications at a price of \$127,300.00 (ex GST) **FURTHER** that Council trade in Plant Item No 110 to Atlas Copco Australia Pty Ltd for \$45,000.00 resulting in a changeover price of \$82,300.00 being \$17,700.00 under budget.
3. That Council purchase one (1) Dynapac CA 4000D Smooth Drum Roller fitted with a compaction meter from Atlas Copco Australia Pty Ltd that complies with the tender specifications at a price of \$127,300.00 (ex GST) **FURTHER** that Council trade in Plant Item No 114 to Atlas Copco Australia Pty Ltd for \$40,000.00 resulting in a changeover price of \$87,300.00 being \$12,700.00 under budget.
4. That Council purchase one (1) Fuso FEX91/918 Tipping Truck from JT Fossey Sales Pty Ltd that complies with the tender specifications at a price of \$73,120.00 (ex GST) **FURTHER** that Council trade in Plant Item No 126 to JT Fossey Sales Pty Ltd for \$30,000.00 resulting in a changeover price of \$44,970.00 being \$5,030.00 under budget.
5. That Council purchase one (1) Isuzu CXY 455 Gravel Truck from Tracserv Dubbo Pty Ltd fitted with optional reversing cameras that complies with the tender specifications at a price of \$175,423 (ex GST) **FURTHER** that Council sell Plant Item No 150 to Pickles Auctions Tamworth for \$81,818 resulting in a changeover price of \$93,605 being \$36,395 under budget.
6. That adjustments be investigated to Plant Replacement Program to incorporate opportunities that may arise in relation to replacement of the Landfill Compactor.

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

**Item 29 Changes to Swimming Pool Legislation – Compliance Checks**  
Received.

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**Item 30 Compulsory Acquisition of Land – Visitor Information Centre Car Park**  
**277/1516 RESOLVED** that Council continues the acquisition as resolved previously via Resolutions 123/1213, 217/1314 and 312/1415.

**Schmidt/Andrews**  
**The motion was put and carried**

**Item 31 Community Land – Plans of Management**  
**278/1516 RESOLVED** that Council proceed with the preparation of draft plans of management for land holdings classified as community land.

**Schmidt/Andrews**  
**The motion was put and carried**

**Item 32 Development Applications**  
**279/1516 RESOLVED** that Council note the Applications and Certificates Approved, during March 2016, under Delegated Authority

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

**Matters of Concern**

**Cr R Sullivan**

- Do Council run white card training courses for contractors? General Manager advised that contractors contact Council's HR department. We can also advertise in the local paper.

**Cr Schmidt**

Nil

**Cr Clancy**

- Councillor Clancy foreshadowed a motion.

**280/1516 The Foreshadowed motion was moved by Councillor Clancy and seconded by Councillor Todd** that Council seek a report that:

- a) Lewis Road in its entirety be placed on Council's repair and maintenance program;
- b) Debris backed up against Montague bridge be removed;
- c) An assessment of the condition of the bridge be carried out as to future in consultation with landholders;
- d) Montague bridge be placed on the list for future replacement when grants are available.

**The motion was put and carried.**

- Councillors Todd, Clancy and Andrews attended a meeting by Baradine Progress Association discussing water supply at the Baradine Airport as an immediate response to future fires. Attendees included Acting Fire Service Controller, National Parks and Wildlife, Forestry and Emergency Services and three members of Council's airport committee.
- Inspector Maher is disappointed about the bus at the Youth Club, but is supportive of Council. Did presentation to Transport NSW include issue of juvenile justice as opposed to it being a rugby club hire?

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**Cr Coe**

- Question regarding a boundary fence between themselves and Council. Who is responsible for Clearing of fence lines? General Manager responded that Council has no responsibilities with dividing fences. Director Technical Services informed the meeting that the Department of Environment and Heritage need to be contacted if clearing threatened species of trees / plants.
- Sue Stoddard sent council a letter re misleading public with bike plan. It will be part of the submission.

**Cr C Sullivan**

Nil

**Cr Andrews**

- When is the line marking machine coming back into the area? Director Technical Services advised the machine will be back shortly for state roads and back log of regional roads.

**Cr Capel**

Nil

**Cr Todd**

- Kurrajong road – suckers being removed with excavator. Why aren't we spraying when they are smaller?
- Electric fence along road near Gwabegar. This is a fire hazard.

**Cr Shinton**

Nil

**1.28pm**

**281/1516 RESOLVED** that standing orders be suspended to break for lunch.

**Capel/R Sullivan**

**The motion was put and carried**

**2.06pm**

**282/1516 RESOLVED** that standing orders be resumed.

**Capel/C Sullivan**

**The motion was put and carried**

**2.06pm**

**283/1516 RESOLVED** that:

- (a) that Council go into closed committee to consider business relating to personnel matters and 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) and (c) 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/R Sullivan**

**The motion was put and carried**

**WARRUMBUNGLE SHIRE COUNCIL**

**MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL HELD  
AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 21 APRIL 2016 COMMENCING AT  
10.02AM** **PAGE 14**

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At this time Director Technical Services, Kevin Tighe, declared a non-pecuniary interest in Item 1C and left the meeting.

**2.27pm**

Councillor Andrews declared a pecuniary interest in Item 2C and left the meeting.

Councillor Shinton left the meeting due to travel commitments.  
The Deputy Mayor, Councillor Coe, took the chair.

**3.00pm**

**284/1516 RESOLVED** that Council move out of closed Committee.

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

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

**Item 1C Social Media**

**285/1516 RESOLVED** that Council:

- Support the request from concerned staff members and provide assistance to deal with Facebook posts making defamatory claims against Council and Council Officers.
- That Council engage a private investigator to investigate the allegations on the Facebook post.
- That Council engage an independent internal auditor to investigate the alleged claims.
- That Council endorse and support the actions of council staff.
- That Council strenuously denies the accusations.
- That Council pursue any recommended remedies at law.

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

**Item 2C Solar Power**

**286/1516 RESOLVED** that Council engage Smart Commercial Solar, Option 2 to install PV on the seven following properties individually understanding the exclusions:

- Works Depot – Gardener Street, Coonabarabran at \$25,920
- Family Day Care - Robertson Street, Coonabarabran at \$8,100
- Yuluwirri Kids – Bandulla Street, Coonabarabran at \$7,740
- Community Building – John Street, Coonabarabran at \$21,780
- Works Depot – Martin Street, Coolah at \$10,248
- Shire Chambers – John Street, Coonabarabran at \$64,260
- Shire Hall (Library) – Binnia Street, Coolah at \$7,500

**FURTHERMORE** that Council include an allocation of \$145,548 in the March quarter QBRS to fund these works.

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

**2.43pm**

Councillor Andrews returned to the meeting.

**WARRUMBUNGL**

**MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGL SHIRE COUNCIL HELD  
AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 21 APRIL 2016 COMMENCING AT  
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**2.45pm**

The General Manager spoke about the tender process for the demolition and removal of the old Dunedoo Hospital.

There being no further business the meeting closed at 3.04pm.

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**CHAIRMAN**