

WARRUMBUNGLE SHIRE COUNCIL

**MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL HELD
AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 15 FEBRUARY 2018
COMMENCING AT 8.30 AM**

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PRESENT: Cr Shinton (Chairman), Cr Brady, Cr Capel, Cr Clancy, Cr Doolan, Cr Hill, Cr Lewis, Cr Todd, Acting General Manager (Leeanne Ryan), Director Corporate & Community Services (Michael Jones), Director Technical Services (Kevin Tighe) and Acting Director Development Services (Robert Jehu).

In attendance: Acting Manager Administration and Executive Assistant to the General Manager – Chris Kennedy (minutes) and Human Resources Officer – Leigh Ernest (minutes)

8.30 am

Forum

Mrs Margaret Vale addressed Council regarding completion of the shared Coolah Bike Track, as the last 50 metres have been unfinished for approximately 2 years.

8.36 am

Cr Iannuzzi joined the meeting

8.38 am

Mr Quinton Hutchinson thanked Council for participating in the successful relocation of the Lions Club Carnival to Bowen Oval. The delayed McMaster Park program will be implemented in 2018.

8.41 am

Mr Warren Piper next addressed the meeting regarding rebuilding Uarbry Hall and re-fencing Uarbry Cemetery.

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

Councillor Brady declared a non pecuniary interest in the matter Item 20 Community Financial Assistance Donations 2017/18 (Round Two), due to his interest as a Centacare employee.

REPORTS

Item 1 Mayoral Minute – Mayors Activity and Log of Kilometres Travelled from 3 December 2017 to 7 February 2018

Noted.

Item 2 Minutes of Ordinary Council Meeting – 14 December 2017

271/1718 RESOLVED that the resolutions contained in the Minutes of the Ordinary Council meeting held on 14 December 2017 be endorsed.

Capel/Brady

The motion was put and carried by majority

Item 3 Minutes of Extraordinary Council Meeting – 9 January 2018

272/1718 RESOLVED that the resolutions contained in the Minutes of the Extraordinary Council meeting held on 9 January 2018 be endorsed.

Capel/Todd

The motion was put and carried by majority

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**Item 4 Minutes of Warrumbungle Aerodromes Advisory Committee Meeting –
12 December 2017**

273/1718 RESOLVED:

1. That Council accept the Minutes of the Warrumbungle Aerodromes Advisory Committee meeting held at Coolah on 12 December 2017.
2. That Air Services Australia be informed that the decommissioned Non Directional Beacon at the Coonabarabran Aerodrome is of no use to Council and that it should be dismantled and removed off site.

Todd/Clancy

The motion was put and carried by majority

Item 5 Minutes of Bushfire Appeal Advisory Panel – 18 December 2017

Received.

**Item 6 Minutes of Coonabarabran Swimming Pool Advisory Committee Meeting –
10 January 2018**

274/1718 RESOLVED that Council accept the Minutes of the Coonabarabran Swimming Pool Advisory Committee meeting held at Coonabarabran on Wednesday 10 January 2018.

Doolan/Hill

The motion was put and carried by majority

Item 7 Minutes of Finance and Projects Committee Meeting – 1 February 2018

275/1718 RESOLVED:

1. That Council accept the Minutes of the Finance and Projects Committee meeting held at Coolah on 1 February 2018.
2. That the First Quarter Business Review Statement (QBRs) be accepted with the following changes:
 - Amendment of part 4. Summary of Results.
 - Amendment of description of feasibility study from Coonabarabran disability accommodation, service and facility feasibility study to Coonabarabran Respite Centre Feasibility Study.
 - Decrease in FAGs grants as the prepayment from last year is being used this year and an adjustment for an overpayment made last year by the Commonwealth to the State netting a reduction of \$3,202,278.
 - Amendment of headings for part 8 to include R = Rescheduled.

Clancy/Capel

The motion was put and carried by majority

Item 8 Minutes of Plant Advisory Committee Meeting – 6 February 2018

276/1718 RESOLVED:

1. That Council accept the Minutes of the Plant Advisory Committee meeting held at Coonabarabran on 6 February 2018.
2. That Council purchase one (1) Iveco/Bucher Extreme 2350 Gen V – ex demonstrator from Macdonald Johnston that complies with the tender specifications at a price of \$361,536.18 (ex GST), and **FURTHER** that Plant Item No 180 be sent to Pickles Auctions for auction with a reserve price of \$25,000.00 (ex GST).

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3. That Council purchase one (1) Volvo L110F 2018 with three lever control and E4 tyres from CJD Equipment that complies with the tender specifications at a price of \$360,000.00 (ex GST), and **FURTHER** that Council trade in Plant Item No 95 to CJD Equipment for a price of \$105,000.00 (ex GST).

Doolan/Capel

The motion was put and carried by majority

Item 9 Minutes of TRRRC 355 Advisory Committee Meeting – 7 February 2018

277/1718 RESOLVED:

1. That Council accept the Minutes of the Three Rivers Regional Retirement Community S355 Committee meeting held at Dunedoo on 7 February 2018.
2. That one week prior to the next meeting a breakdown of current facilities in Dubbo and Mudgee be presented to the Committee with dollar value not percentage shown for clarity. Furthermore that a copy of the finance template be forwarded to them to assist with comparisons
3. That a letter be written to the Traffic Committee for consultation with RMS to move the 50km zone further back to the east on the Golden Highway and that the double lines be addressed in front of Digilah Street

Capel/Hill

The motion was put and carried by majority

Item 10 Notice of Motion – Records Management for Councillors (Re-submitted)

278/1718 A motion was moved by Councillor Iannuzzi and seconded by Councillor Doolan that for Councillors to comply with the State Records Act, by creating and capturing full and accurate records of business undertaken in the course of their official duties for council, as of June 2017 they will:

- Keep a personal record of providing advice, instructions or recommendations;
- Keep drafts of documents for Council containing significant annotations or submitted for comment of approval by others;
- Use the Council iPads for correspondence received and sent relating to their work undertaken for Council;
- Use the Council iPads for correspondence, including emails;
- Forward to the Mayor or General Manager within 38 days any petition received from a community group;
- Report to Council within 38 days any matters concerning a Councillor's pecuniary interests;
- Keep records of speech notes made for addresses given at official Council events, and
- Report to Council within 38 days complaints, suggestions or enquiries by rate payers about Council services.

The motion was put and carried by majority

Item 11 – Notice of Motion – Coona Waste

279/1718 A motion was moved by Councillor Lewis seconded by Councillor Todd that Council re-affirm its resolution re large skip bin pick up tender and Coona Waste be asked to start as soon as possible.

The motion was put and carried by majority

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Item 12 – Notice of Motion – Planet Statues Around Shires

The Mayor deferred this item to Item 42 – Questions for the Next Meeting.

Item 13 Notice of Motion – Submission for Inland Rail

A motion was moved by Councillor Todd and seconded by Councillor Clancy that Council submit a late submission to the Australian Rail Track Corporation (ARTC) for the Inland Rail Project.

280/1718 An amendment was moved by Councillor Todd seconded by Councillor Capel that the Warrumbungle Shire Council invites ARTC Inland Rail to deliver a presentation to the March Council meeting.

The amendment was put and carried by majority

The amendment became the substantive motion and was put and carried by majority

Item 14 Notice of Motion – Recycling Systems at Waste Management Sites

281/1718 A motion was moved by Councillor Todd and seconded by Councillor Capel that the Warrumbungle Shire implement a recycling system at all Waste Management sites that comprises of a wall with windows in situ for separate bins for household waste and recycling.

The motion was put and carried by majority

Item 15 Councillor Anne-Louise Capel Log of Activities Report

Noted.

Item 16 Reports from Delegates

**Item 16.1 Local Government NSW (LGNSW) Annual Conference in Sydney –
4-6 December 2017 – Councillor Peter Shinton**

Received.

**Item 16.2 Orana Arts Inc Meeting at WPCC Board Room – 10 November 2017 –
Councillor Anne-Louise Capel**

Received.

**Item 16.3 Orana Arts Inc Meeting in Narromine – 8 December 2017 – Councillor
Anne-Louise Capel**

Received.

Item 17 Correspondence

Item 17.1 Circulars / Newsletters

Received and noted.

Item 18 Councillors' Monthly Travel Claims

Received.

Item 19 Delegations of Authority to the General Manager

282/1718 RESOLVED that Council delegate to the functions of the General Manager the Acts and Regulations as prescribed in the Delegation to the Acting General Manager dated 19 October 2017 (resolved by Council in **Resolution 143 /1718**) as listed to Mr Roger Bailey from 26 February 2018 noting that the Threatened Species Conservation Act and the Strata Schemes Development Regulation 2016 have both been archived from the Delegations Database and amending the delegation document to include the new legislation:

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- Biodiversity Conservation Act 2016
 - Biodiversity Conservation Regulation 2016

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.

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INSTRUMENT OF DELEGATION TO THE (ACTING) GENERAL MANAGER

On Thursday, 19 October 2017 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"),
 - 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.
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.

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8. These delegations and authorities are effective from the 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.

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	

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 \$15,000.
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.
To authorise Staff Time Sheets.

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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

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
- b) to refer it to a committee
- c) to refer it direct to Council

Legal Documents General

To sign any contract, lease, licence, deed, or other legal document, where the execution of such document is necessary to meet legal or Council formalities when such relate to the Council's normal business activities.

Legal Proceedings – Institution of

- (i) To authorise the issue of Court attendance notices, application notices, subpoenas, the laying of any information or the making of any complaint for the recovery of any penalty or the making of any order for, or in respect of, any offence, nuisance or other matter or thing whatsoever under any Act or instrument which empowers such action to be taken by Council, or its employees and to issue such Court attendance notices, applications notices, subpoenas or to lay any such information or make any such complaint.
- (ii) To order the institution of proceedings for the recovery of any penalty or the making of any order for, or in respect of, any offence, nuisance or other matter or thin whatsoever under any Act or instrument which empowers such action to be taken by Council.
- (iii) To represent Council in all aspects in any proceedings arising out of (i) – (ii) above, before any Public Hearing, Tribunal, Court or Commissions of Inquiry.

Legal Proceedings – Instruction

- (i) To institute proceedings, issue court attendance notice, application notice, subpoenas, lay any information or make any complaint for the recovery of any penalty of the making of orders in respect of any offence, nuisance or other matter or thing whatsoever under any Act or Instrument which empowers such action to be taken by Council or its employees.
- (ii) To appear and act for Council in the conduct of any action, suit or other legal or proceedings in all Courts.
- (iii) To instruct the Council's Solicitors in the conduct of any action, suit or other legal proceedings in all Courts.
- (iv) To authorise legal and other representation of Council appeals to any Court, Public Hearings, Commissions of Inquiry, Tribunal and for legal proceedings initiated by Council.

Recovery of Monies

To authorise the recovery of monies owed to Council that constitute:

- a) any sum for damage sustained by it through the person's act or default, and
- b) the costs and expenses incurred by it in remedying that damage, and
- c) the value of anything wasted, misused or unlawfully consumed, diverted or taken by the person.

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Variations to Development Standards under Development Plan Control 2015 as per endorsed and adopted plan.

Pursuant to resolution 127/1516

Authority to Dispose of Assets

Authorise the disposal of assets of value less than \$100,000 (including GST), other than land or assets of potentially historical or cultural significance, and in any case not by donation, in accordance with Council's Disposal of Assets Policy Version 2, 19 September 2013 Resolution 107/1314.

Enter into a short term lease (under 5 years) or licence on behalf of Council, with the Council as lessee or licensee, of land not owned by Council required for operational purposes.

Grant a lease or licence of operational land for a period of less than 10 years.

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.

Policy Authority - Staff

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

LEGISLATION

- Aviation Transport Security Act 2004 (Cth)
- Biosecurity Act 2015
- Boarding House Act 2012

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- Building Professional Act 2005
 - Cemeteries and Crematoria Act 2013
 - Children(Protection & Parental Responsibility) Act 1987
 - Civil Aviation Act 1988 (Cth)
 - 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
 - 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

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- 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
 - 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
 - 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 Environmental Planning Policy (Vegetation in Non Rural Areas) 2017
 - State Records Act 1998
 - Strata Schemes Development Act 2015
 - Strata Schemes Development Regulation 2016
 - Strata Schemes Management Act 2015
 - Strata Schemes Management Regulation 2016
 - Surveying And Spatial Information Act 2002
 - Surveillance Devices Act 2007
 - 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)

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- Wilderness Act 1987
- Work Health And Safety Act 2011

Capel/Brady

The motion was put and carried by majority

Item 20 Community Financial Assistance Donations 2017/18 (Round Two)

283/1718 RESOLVED that all of the following Round Two 2017/18 Community Financial Assistance grant applications be approved as follows:

Ref	Applicant	Amount Provided (\$)
1	Dunedoo CWA	\$171
2	Coonabarabran CWA Evening Branch	\$371
3	Binnaway Boxing Gym	\$0
4	Mendooran Common Committee	\$371
5	Articulate Festival	\$371
6	Binnaway Show Society	\$371
7	Dunedoo and District Historical Society and Museum	\$371
8	Paris Norton ORANA Arts	\$371
9	Binnaway Showground Management Committee	\$371
10	Coonabarabran Veteran Golfers	\$0
11	Mendooran VRA	\$0
12	Mendooran Polocrosse Club Inc	\$371
13	Coonabarabran Swimming Club	\$371
14	Baradine Emergency Hub	\$295
15	Dunedoo Amateur Swimming Club Inc	\$0
16	Dunedoo Lions Club	\$371
17	Dunedoo Preschool and Kindergarten	\$0
18	Dunedoo and District Development Group	\$0
19	Coonabarabran High School	\$371
20	Mendooran P & C Committee	\$371
21	Baradine Central School	\$185
22	Mendooran Bowling Club	\$371
23	Baradine Amateur Swimming Club	\$371
24	Centacare Coonabarabran	\$371
25	Coonabarabran Bowling Club	\$371
Total		\$6,587

Clancy/Lewis

The motion was put and carried by majority

Item 21 Joint Organisations of Councils

284/1718 RESOLVED that in accordance with Part 7 of Chapter 12 of the Local Government Act 1993 (**Act**), the Warrumbungle Shire Council resolves:

1. That the Council inform the Minister for Local Government (**Minister**) of the Council's endorsement of the Minister recommending to the Governor the establishment of a Joint Organisation (**Joint Organisation**) in accordance with this resolution.
2. To approve the inclusion of the Council's area in the Joint Organisation's area.

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3. That the Joint Organisation be established to cover the Council's area and any one or more of the following Council areas:
- Bogan Shire Council
 - Bourke Shire Council
 - Brewarrina Shire Council
 - Cobar Shire Council
 - Gilgandra Shire Council
 - Dubbo Regional Council
 - Walgett Shire Council
 - Warren Shire Council
 - Warrumbungle Shire Council
 - Narromine Shire Council
 - Coonamble Shire Council
 - Mid-Western Regional Council
4. That, on expiry of a period of 28 days from the making of this resolution, the General Manager provide the Minister:
- a) with a copy of this resolution including the date on which Council made this resolution, and
 - b) inform the Minister that this resolution has not been rescinded, for the purpose of the Minister issuing a certificate under section 400P of the Act.

Brady/Doolan

The motion was put and carried by majority

Item 22 Model Code of Meeting Practice – Consultation Draft

285/1718 RESOLVED that Council make a submission to the Office of Local Government with regard to the mandatory requirement for webcasting meetings and the significant financial and bandwidth considerations for Rural Councils, and their ability to comply with the requirement.

Capel/Clancy

The motion was put and carried by majority

Item 23 Panel of Conduct Reviewers

286/1718 RESOLVED that the persons listed as follows be appointed as members to Warrumbungle Shire Council Code of Conduct Panel of Conduct Reviewers.

First	Last	Company
Aimee	Saaib	O'Connell Workplace Relations
Eden	Elliott	Wise Workplace
Rochell	Luhr	Nemesis Consultancy Group Pty Ltd
Peta	Tumpey	TressCox Lawyers
Robert	Lopich	Mediate Today Pty Ltd
Phil	O'Toole	Centium Group Pty Ltd
Kath	Roach	Sinc Solutions
Andrew	Klein	Russell Kennedy Pty Ltd
Chris	Stratten	Quadrant Management Solutions P/L
Viv	Mercer	PKF Forensic and Risk Services
Phil	O'Brien	Australian Workplace Training Investigation
Greg	Waters	MSM Loss Management

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First	Last	Company
John	Renshaw	O'Connor Marsden and Associates Pty Ltd

Hill/Todd

The motion was put and carried by majority

Item 24 Progress Report Delivery Program 2017/18 – 2020/21

287/1718 RESOLVED that Council accept the 2017/18-2020/21 Delivery Program six (6) month Progress Report to 31 December 2017.

Capel/Hill

The motion was put and carried by majority

Item 25 Proposed Councillor Induction and Professional Development Guidelines

288/1718 RESOLVED that Council make a submission to the Office of Local Government regarding the additional costs to ratepayers that are anticipated to be incurred in providing the Councillor Induction and Professional Development Program.

Capel/Brady

The motion was put and carried by majority

10.36 am

289/1718 RESOLVED that standing orders be suspended to break for morning tea.

Brady /Capel

The motion was put and carried by majority

10.57 am

290/1718 RESOLVED that standing orders be resumed.

Brady /Capel

The motion was put and carried by majority

Item 26 Three Rivers Regional Retirement Community – January Update

291/1718 RESOLVED that Council note the progress of the Three Rivers Regional Retirement Community Project.

Capel/Doolan

The motion was put and carried by majority

Item 27 Council Resolutions Report February 2018

Received.

Item 28 Monthly Report from Human Resources – February 2018

Received.

Item 29 2018-2021 Macquarie Regional Library Committee Agreement

292/1718 RESOLVED that Council endorse the new Macquarie Regional Library Agreement for the period 1 July 2018 to 30 June 2021 **FURTHERMORE** that Council instruct the Mayor and General Manager to sign the new agreement and add the Council Seal.

Brady/Hill

The motion was put and carried by majority

Cr Clancy requested that his discontent in regard to the 4% increase be recorded in the minutes.

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Item 30 Quarterly Budget Review Statement for the Quarter Ending 31 December 2017

293/1718 A motion was moved by Councillor Doolan and seconded by Councillor Hill that Council accept the Quarterly Budget Review Statement for the quarter ending 31 December 2017 and approve the requested supplementary votes, **FURTHERMORE** that Council engage a quantity surveyor to cost roof repairs on the Coonabarabran Administration Office and that a report be brought back to Council outlining what went wrong and the estimated costs for rectification.

The motion was put and carried by majority

Councillor Lewis requested it be recorded in the minutes that Council had been informed the roof was covered by insurance but this seems not to be the case with the request for \$500,000 for repairs.

Item 31 Bank Reconciliation for the Month Ending 31 December 2017

294/1718 RESOLVED that Council accept the Bank Reconciliation Report for the month ending 31 December 2017.

Todd/Hill

The motion was put and carried by majority

Item 32 Bank Reconciliation for the Month Ending 31 January 2018

295/1718 RESOLVED that Council accept the Bank Reconciliation Report for the month ending 31 January 2018.

Clancy/Todd

The motion was put and carried by majority

Item 33 Investments and Term Deposits for the Month Ending 31 December 2017

296/1718 RESOLVED that Council accept the Investments Report for the month ending 31 December 2017.

Hill/Capel

The motion was put and carried by majority

Item 34 Investments and Term Deposits for the Month Ending 31 January 2018

297/1718 RESOLVED that Council accept the Investments Report for the month ending 31 January 2018.

Clancy/Hill

The motion was put and carried by majority

11.26 am

Cr Iannuzzi left the room.

11.28 am

Cr Iannuzzi re-joined the meeting.

Item 35 Rates Report for the Month Ending 31 December 2017

Received

Item 36 Rates Report for the Month Ending 31 January 2018

Received.

WARRUMBUNGLE SHIRE COUNCIL

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The Acting General Manager thanked Michael Jones for his work as Acting Director Corporate and Community Services over the past 12 months.

Item 37 2017/18 Status Report for the Coonabarabran Water Supply and Associated Projects

Noted.

Item 38 Coonabarabran Aerodrome Non-Directional Beacon Infrastructure

298/1718 RESOLVED that Air Services Australia be informed that the decommissioned Non Directional Beacon at Coonabarabran Aerodrome is of no use to Council and that it should be dismantled and removed from site by Air Services Australia.

Todd/Doolan

The motion was put and carried by majority

11.52 am

Cr Iannuzzi left the room.

Item 39 Mendooran Water Quality Incident Review Report Implementation

299/1718 A motion was moved by Councillor Clancy and seconded by Councillor Brady that Council receive and note the quarterly report on the implementation progress of the recommendations within the Mendooran Water Quality Incident Review Report, **FURTHERMORE** that a workshop on the Drinking Water Management System, to be facilitated by NSW Health, be arranged and include funding opportunities.

The motion was put and carried by majority

11.52 am

Cr Iannuzzi re-joined the meeting.

Item 40 2017/18 Technical Services Works Program – Road Operations, Urban Services and Water Services

Noted.

Item 41 Development Applications

300/1718 RESOLVED that Council note the Applications and Certificates approved during December 2017 and January 2018, under Delegated Authority.

Brady/Todd

The motion was put and carried by majority

Item 42 Questions for the Next Meeting

Received.

Item 43 Reports to be Considered in Closed Council

The Mayor offered the opportunity to members of the public to make representation as to whether any part of the Council meeting should not be considered in Closed Council.

There was no response from the public.

12.07 pm

301/1718 RESOLVED that:

- (a) Council go into closed committee to consider business relating to commercial information

WARRUMBUNGLE SHIRE COUNCIL

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- (b) 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)(c) and (d)(i) as outlined above
- (c) 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.

Clancy/Lewis

The motion was put and carried by majority

12.22 pm

302/1718 RESOLVED that Council move out of closed Committee.

Brady/Doolan

The motion was put and carried by majority

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

Item 43.1 Forensic Audit

303/1718 A motion was moved by Councillor Iannuzzi and seconded by Councillor Clancy that the item regarding commissioning of a Forensic Audit of Council finances for the period 1 July 2013 to 30 September 2017 be left on the table and re-submitted to the March and April Council meetings for determination.

The motion was put and carried by majority

Item 43.2 Tenders for Hire of Various Plant Items on a Casual Basis - 2018

304/1718 RESOLVED

1. That tendered rates for casual plant hire for the period 1 March 2018 to 28 February 2019 under the Hourly Rate Schedule be accepted as follows:

Schedule 1.0 – Plant Rate Schedule

Contractor	Plant Type	Tendered Plant Rate (incl GST)		
		"A" Rate \$/hr	"A1" Rate \$/hr	"C" Rate \$/hr
Earth Plant Hire Pty Ltd	Soil Stabiliser - Caterpillar - RM300	484.00	484.00	**
Earth Plant Hire Pty Ltd	Soil Stabiliser - Caterpillar - RM500	506.00	506.00	**
Earth Plant Hire Pty Ltd	Soil Stabiliser - Caterpillar - RM500	506.00	506.00	**
Earth Plant Hire Pty Ltd	Bulk Storage Tanker - Fowler RX - OOTRIL	**	**	**
Earth Plant Hire Pty Ltd	Bulk Storage Tanker - Blue Barker	**	**	**
Earth Plant Hire Pty Ltd	Bulk Storage Tanker - Kockum	**	**	**
Earth Plant Hire Pty Ltd	Bulk Storage Tanker - Gitsham	**	**	**
Earth Plant Hire Pty Ltd	Grader 110J- Caterpillar - 140M	203.50	203.50	**
Ezyquip Hire Pty Ltd	5t Excavator - Caterpillar - 305E	126.50	126.50	32.32
Ezyquip Hire Pty Ltd	8t Excavator - Caterpillar - 308E	137.50	137.50	46.41
Ezyquip Hire Pty Ltd	13t Excavator - Caterpillar - 313FL	148.50	148.50	55.68
Ezyquip Hire Pty Ltd	20t Excavator - Caterpillar - 320F	165.00	165.00	68.06
Ezyquip Hire Pty Ltd	25t Excavator - Caterpillar - 324EL	176.00	176.00	80.14
Ezyquip Hire Pty Ltd	30t Excavator - Caterpillar - 330FL	198.00	198.00	92.81
Ezyquip Hire Pty Ltd	35t Excavator - Caterpillar - 336ELN	225.50	225.50	111.38
Ezyquip Hire Pty Ltd	35t Excavator - Caterpillar HYBRID - 336EL	225.50	225.50	117.56

WARRUMBUNGLE SHIRE COUNCIL

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Contractor	Plant Type	Tendered Plant Rate (incl GST)		
		"A" Rate \$/hr	"A1" Rate \$/hr	"C" Rate \$/hr
Ezyquip Hire Pty Ltd	30t Articulated Dump Truck - Caterpillar - 730	220.00	220.00	99.00
Ezyquip Hire Pty Ltd	40t Articulated Dump Truck - Caterpillar - 740	247.50	247.50	129.94
Ezyquip Hire Pty Ltd	Elevating Scraper - Caterpillar - 623K	385.00	385.00	216.56
Ezyquip Hire Pty Ltd	Open Bowl Scraper - Caterpillar - 637K	460.00	460.00	284.63
Ezyquip Hire Pty Ltd	Grader - Caterpillar - 140M 14ft blade	176.00	176.00	85.39
Ezyquip Hire Pty Ltd	Grader - Caterpillar - 14m 14ft blade	211.20	211.20	114.47
Ezyquip Hire Pty Ltd	Profiler - Writgen - W210	605.00	605.00	210.38
Ezyquip Hire Pty Ltd	Stabiliser - Writgen - WR240	594.00	594.00	255.23
Ezyquip Hire Pty Ltd	Spreader Truck - Wirtgen/Man - SW20MC/T GS35	242.00	242.00	136.13
Ezyquip Hire Pty Ltd	12t Roller Padfoot - Dynapac - CA302PD	N/A	N/A	33.41
Ezyquip Hire Pty Ltd	15t Roller Padfoot - Dynapac - CA5000PD	N/A	N/A	34.65
Ezyquip Hire Pty Ltd	20t Roller Padfoot - Dynapac - CA602PD	N/A	N/A	37.13
Ezyquip Hire Pty Ltd	12t Roller Smooth - Dynapac - CA302D	N/A	N/A	33.41
Ezyquip Hire Pty Ltd	15t Roller Smooth - Dynapac - CA5000D	N/A	N/A	34.65
Ezyquip Hire Pty Ltd	20t Roller Smooth - Dynapac - CA602D	N/A	N/A	37.13
Ezyquip Hire Pty Ltd	Skidsteer Broom/Profiler combo - Caterpillar -256C	235.40	235.40	71.16
Ezyquip Hire Pty Ltd	Skidsteer Broom/Profiler combo - 600 profiler	235.40	235.40	71.16
Ezyquip Hire Pty Ltd	Skidsteer Broom/Profiler combe - Caterpillar - BR18	235.40	235.40	71.16
Hollis Agricultural Welding	D/Dozer - Caterpillar - D9H	385.00	385.00	0.00
Hollis Agricultural Welding	B/Dozer - Caterpillar - D7H	242.00	242.00	0.00
Hollis Agricultural Welding	B/Dozer - Caterpillar - D6D	187.00	187.00	0.00
M & I Plant	Roller - Bomag - BW214	120.00	0.00	0.00
Stabilised Pavements Aust	Spreaders - Various Makes & Models	230.00	230.00	0.00
Stabilised Pavement Aust	Mixer Conventional - Various Makes & Models	390.00	390.00	0.00
Stabilised Pavement Aust	Mixer Large - Various Makes & Models	550.00	550.00	0.00
Western Plant Hire Pty Ltd	Smooth Drum Roller 12t - Bomag - BW211D-4 -	103.00	133.00	1,180.00
Western Plant Hire Pty Ltd	Smooth Drum Roller 16t - Bomag - BW216D-4	109.00	139.00	1,580.00
Western Plant Hire Pty Ltd	Smooth Drum Roller 20t - Bomag - BW219D-4	126.00	156.00	2,670.00
Western Plant Hire Pty Ltd	Padfoot Roller 12.5t - Bomag - BW211PD-4	103.00	133.00	1,180.00
Western Plant Hire Pty Ltd	Padfoot Roller 16.5t - Bomag - BW216PD-4	109.00	139.00	1,580.00
Western Plant Hire Pty Ltd	Padfoot Rooler 20.5t - Bomag - BW219PD-4	126.00	156.00	2,670.00
Western Plant Hire Pty Ltd	Multi Tyred Roller 14t-24t - Bomag - BW25RH	119.00	150.00	1,905.00
Western Plant Hire Pty Ltd	Multi Tyred Roller 14t-24t - Bomag - BW24RH	119.00	150.00	1,905.00
Western Plant Hire Pty Ltd	Multi Tyred Roller 14t-24t - Bomag - BAP240	103.00	135.00	1,530.00
Willacmar Pty Ltd	6t Excavator - Hitachi - 2x60USB	No Rate	No Rate	No Rate
Coates Hire	Various Plant & Machinery	Refer Schedule of Rates for Dry Hire		
Conplant Pty Ltd	Various Plant & Machinery	Refer Schedule of Rates for Dry Hire		
Kennards Hire	Various Plant & Machinery	Refer Schedule of Rates for Dry Hire		
Premi Air Hire	Various Plant	Refer Schedule of Rates for Dry Hire		
Rollers Australia Pty Ltd	Various Rollers & Machinery	Refer Schedule of Rates		

** refer to submitted schedule of rates.

Notes on Rates

- A Rate – Wet hire rate applicable for operating weekdays.
- A1 Rate – Wet hire rate applicable for operating weekends.
- B Rate – Rate applicable for traveling.
- C Rate – Dry hire rate.

WARRUMBUNGLE SHIRE COUNCIL

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2. Council advise Contractors that the following rates for supply of trucks under the Hourly Rate and Distance Schedule will be accepted for the period 1 March 2018 to 28 February 2019.

Schedule 2.0 – Hourly Rate and Distance Truck Schedule

Truck Type	GVM (tonnes)	"A" & "A1" Rate (incl GST)			"B" Rate (incl GST)	
		"A"	"A1"	Distance	"B"	Distance
Truck Only	21 to 27	\$107.50/hr	\$115.00/hr	\$2.00 / km	\$85.00/hr	\$1.20 / km
Truck & Trailer	42 to 53	\$160.00/hr	\$160.00/hr	\$1.00 / km	\$90.00/hr	\$1.20 / km

Truck Type	Capacity (Litres)	"A" & "A1" Rate (incl GST)			"B" Rate (incl GST)	
		"A"	"A1"	Distance	"B"	Distance
Water Carts	12,000 – 15,000	\$114.75/hr	\$125/hr	\$0/km	\$90/hr	\$0/km

Notes on Rates

A Rate – Wet hire rate applicable for operating weekdays.
A1 Rate – Wet hire rate applicable for operating weekends.
B Rate – Rate applicable for traveling.
C Rate – Dry hire rate.

3. Council advise Contractors that the following rates for supply of trucks under the Float Hourly Rate and Distance Schedule will be accepted for the period 1 March 2018 to 28 February 2019.

Schedule 3.0 – Float Hourly Rate and Distance Schedule

Contractor	Make	Model	GVM (tonnes)	Rate Tendered		
				"A" Rate (\$/hr) incl GST	"A1" Rate (\$/hr) incl GST	Distance (\$/km) incl GST
Earth Plant Hire Pty Ltd	Western Star	4900A	24.5	181.50	181.50	5.50
Earth Plant Hire Pty Ltd	Alison Float		31.0	0.00	0.00	0.00
Earth Plant Hire Pty Ltd	Kenworth	T90499A	26.5	181.50	181.50	5.50
Earth Plant Hire Pty Ltd	Lusty Float		60.0		0.00	0.00
Ezyquip Hire Pty Ltd	Nissan UD	G W400	26.0	165.00	165.00	3.85
Ezyquip Hire Pty Ltd	Hino	700	28.3	165.00	165.00	3.85
Ezyquip Hire Pty Ltd	Western Star	4864FXB	106.0	198.00	198.00	4.84
		4864F -				
Ezyquip Hire Pty Ltd	Western Star	dolly	106.0	231.00	231.00	6.88
Ezyquip Hire Pty Ltd	Kenworth	K200	140.0	231.00	231.00	6.88
Ezyquip Hire Pty Ltd	Pilot/Escort			86.25	86.25	1.93
MJ & ML McEvoy - River Road	Volvo	1997 FH12	23.5	200.00	200.00	3.60
MJ & ML McEvoy - River Road *	Volvo	1997 FH13	27.0	200.00	200.00	3.60
Alternate Contractor						
McEvoy Earthmoving & Haulage Pty Ltd	Northern	3 Axle	26	165.00		5.50

Notes on Rates

A Rate – Wet hire rate applicable for operating weekdays.
A1 Rate – Wet hire rate applicable for operating weekends.

WARRUMBUNGLE SHIRE COUNCIL

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4. Council advise Contractors that the following rates for supply of trucks under the Quantity and Distance Schedule for the period 1 March 2018 to 28 February 2019 will be accepted:

Schedule 4.0 – Truck Quantity and Distance Schedule

Haul Length (km)	Rate \$/tonne (incl GST)	Haul Length (km)	Rate \$/tonne (incl GST)
0.5	2.02	19.5	9.27
1.0	2.19	20.0	9.40
1.5	2.35	20.5	9.59
2.0	2.64	21.0	9.78
2.5	2.70	21.5	9.99
3.0	2.88	22.0	10.18
3.5	3.03	22.5	10.39
4.0	3.25	23.0	10.53
4.5	3.52	23.5	10.75
5.0	3.63	24.0	10.93
5.5	3.79	24.5	11.14
6.0	3.98	25.0	11.43
6.5	4.19	25.5	11.55
7.0	4.49	26.0	11.83
7.5	4.56	26.5	12.03
8.0	4.76	27.0	12.23
8.5	4.96	27.5	12.43
9.0	5.14	28.0	12.63
9.5	5.34	28.5	12.78
10.0	5.54	29.0	12.96
10.5	5.74	29.5	13.19
11.0	5.93	30.0	13.44
11.5	6.13	30 - 35	14.24
12.0	6.33	35 - 40	14.84
12.5	6.48	40 - 45	15.44
13.0	6.67	45 - 50	16.04
13.5	6.88	50 - 55	16.64
14.0	7.08	55 - 60	17.24
14.5	7.36	60 - 65	17.85
15.0	7.56	65 - 70	18.45
15.5	7.71	70 - 75	19.05
16.0	7.96	75 - 80	19.65
16.5	8.08	80 - 85	20.25
17.0	8.26	85 - 90	20.85
17.5	8.45	90 - 95	21.46
18.0	8.66	95 - 100	21.76
18.5	8.81	100 - 110	23.06
19.0	9.07	110 - 120	24.06
		120 - 130	25.06

Clancy/Todd

The motion was put and carried by majority

WARRUMBUNGL E SHIRE COUNCIL

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Item 43.3 Tender for Supply of Cleaning Services

305/1718 RESOLVED that Council approve the engagement of Advance National Services Pty Ltd for the Tender to Supply of Cleaning Services for the contract price of \$172,217 per annum excluding GST for a three (3) year contract commencing on 19 March 2018.

Brady/Doolan

The motion was put and carried by majority

There being no further business the meeting closed at 12.23 pm.

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CHAIRPERSON