

**WARRUMBUNGLE SHIRE COUNCIL**

**MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL HELD  
AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 19 APRIL 2018 COMMENCING AT  
8.30 AM**

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**PRESENT:** Cr P Shinton (Chairperson), Cr K Brady, Cr AL Capel, Cr F Clancy,  
Cr A Doolan, Cr W Hill, Cr D Todd, Cr A Iannuzzi and Cr R Lewis.

**In attendance:** General Manager (Roger Bailey), Acting Director Corporate and  
Community Services (Louise Johnson), Acting Director Technical Services  
(Russell Lloyd), Director Development Services  
(Leeanne Ryan) and Personal Assistant to Director Technical Services –  
Tracy Cain (minutes).

**8.31 am**

**Forum**

Mr Richard Thornton addressed Council regarding water security and the proposal for  
development of a Water Management Plan.

**APOLOGIES:**

Nil.

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

- Councillor Todd declared a non pecuniary less than significant interest in Item 26  
Stronger Country Community Fund – Round Two due to his positions held as the  
Council representative on the Baradine Showground Trust Committee.
- Councillor Lewis declared a non pecuniary less than significant interest in Item 26  
Stronger Country Community Fund – Round Two due to his position held as the  
Council representative on the Coonabarabran Showground Trust.
- Councillor Capel declared a non pecuniary less than significant interest in Item 26  
Stronger Country Community Fund – Round Two due to her position held as the  
Council representative on the Bowen Oval Committee.

**REPORTS**

**Item 1 Mayoral Minute – Mayors Activity and Log of Kilometres Travelled from  
7 March 2018 to 12 April 2018**

**348/1718 RESOLVED** that the Mayoral Minute for period 7 March 2018 to 12 April 2018 be  
noted.

**Shinton/Capel**

**The motion was put and carried by majority**

**Item 2 Minutes of Ordinary Council Meeting – 15 March 2018**

**349/1718 RESOLVED** that the resolutions contained in the Minutes of the Ordinary Council  
meeting held on 15 March 2018 be endorsed.

**Todd/Capel**

**The motion was put and carried by majority**

**Item 3 Minutes of Traffic Advisory Committee Meeting – 22 March 2018**

**350/1718 RESOLVED:**

1. That Council accept the Minutes of the Traffic Advisory Committee Meeting held at  
Coonabarabran on 22 March 2018.

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2. That in principle support be granted to the North West Equestrian Expo to close Reservoir Street, Coonabarabran on Saturday, 2 June 2018 and Sunday, 3 June 2018 from 9.00 am to 2.30 pm to conduct the Cross Country Event subject to preparation of a Traffic Control Plan and compliance with Council's Road Closure Policy.
3. That approval be granted for the installation of timed 'No Stopping' signs located 150m and 390m North of Reservoir Street, Coonabarabran on the Newell Highway adjacent to Coonabarabran High School.
4. That in principle support be granted to Coolah Central School to close part Binnia Street and Campbell Street on Saturday, 17 November 2017 from 9.30 am to 10.45 am to conduct the Sesquicentenary Street Parade subject to preparation of a Traffic Management Plan, Traffic Control Plan, approval from RMS and compliance with Council's Road Closure Policy.

**Capel/Doolan**

**The motion was put and carried by majority**

**Item 4 Minutes of Economic Development and Tourism Advisory Committee Meeting  
– 3 March 2018**

**351/1718 RESOLVED:**

1. That Council accept the Minutes of the Economic Development and Tourism Advisory Committee meeting held at Coonabarabran on 8 March 2018.
2. That banner pole flags be purchased out of the tourism budget to promote community based events that have an economic benefit to the communities of the Shire.
3. That Warrumbungle Shire contributes \$2,500 to Regional Platters and that \$2,500 be calculated into the next budget to meet the financial requirements of participation.
4. That the Lifestyle Showcase be placed on hold, pending the outcomes of the relevant strategic plans and that we explore a better system for marketing and promotion of the event in the future.
5. That the amendments to the Terms of Reference be endorsed with the quorum being five (5).
6. That the Council Coordinator of the Community Development Coordinators collate a report on their activities for the information of the EDT prior to each EDT Meeting.

**Capel/Iannuzzi**

**The motion was put and carried by majority**

**Item 5 Minutes of Warrumbungle Shire Mayors Bushfire Appeal Advisory Panel  
Meeting – 7 March 2018**

**352/1718 RESOLVED** that the Minutes of the Warrumbungle Shire Mayors Bushfire Appeal Advisory Panel Meeting held on 7 March 2018 be noted for information.

**Shinton/Hill**

**The motion was put and carried by majority**

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**Item 6 Minutes of Warrumbungle Aerodromes Advisory Committee Meeting –  
13 March 2018**

**353/1718 RESOLVED:**

1. That Council accept the Minutes of the Warrumbungle Aerodromes Advisory Committee meeting held at Coonabarabran on 13 March 2018.
2. That Council allocate \$21,000 for renewal of the windsock at the Coonabarabran Aerodrome.
3. That the Baradine & District Progress Association is encouraged to apply for funding to develop a business case, including technical assessment and design, for the proposed Baradine Aerodrome Runway Sealing Project.

**Todd/Doolan**

**The motion was put and carried by majority**

**Item 7 Minutes of Plant Advisory Committee Meeting – 3 April 2018**

**354/1718 RESOLVED:**

1. That Council accept the Minutes of the Plant Advisory Committee meeting held at Coonabarabran on 3 April 2018.
2. That Council purchase one (1) Isuzu FRR 107 Tipping Truck from Tracserv Pty Ltd that complies with the tender specifications at a price of \$149,386.36 (ex GST) **FURTHER** that Council trade in Plant Item No 142 to Tracserv Pty Ltd for \$45,000 (ex GST) resulting in a changeover price of \$104,386.36 being \$9,386.36 over budget.
3. That Council purchase one (1) Freightliner Coronado 114 6 x 4 Prime Mover from Hartwigs Trucks Pty Ltd that complies with the tender specifications at a price of \$243,200.00 (ex GST) **FURTHER** that Council trade in Plant Item No 161 to Hartwigs Pty Ltd for \$45,454.55 (ex GST) resulting in a changeover price of \$197,745.45 being \$17,745.45 over budget.
4. That Council purchase new Plant Item No 261 being one (1) Skid Steer Loader fitted with high flow hydraulics and optional (2134 mm) angle broom from Tracserv Pty Ltd that complies with the tender specifications at a price of \$78,064.25 (ex GST) being \$11,935.75 under budget.
5. That Council purchase one (1) John Deere 670GP Motor Grader with front bull blade from Hitachi Construction Machinery Pty Ltd that complies with the tender specifications at a price of \$385,473.33 (ex GST) **FURTHER** that Council trade in Plant Item No 101 Caterpillar 12M Motor Grader for \$155,000 (ex GST) and Plant Item No 102 Caterpillar 12M Motor Grader (surplus plant) for \$143,000 (ex GST) to Hitachi Construction Machinery Pty Ltd resulting in a changeover price of \$87,433.33 being \$132,566.67 under budget.
6. That Council purchase one (1) Caterpillar 12M Motor Grader with front bull blade from Westrac Pty Ltd that complies with the tender specifications at a price of \$361,436.05 (ex GST) **FURTHER** that Council trade in Plant Item No 100 Caterpillar 12M Motor Grader for \$140,000 (ex GST) to Westrac Pty Ltd resulting in a changeover price of \$221,436.05 being \$1,436.00 over budget.

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7. That the Plant Utilisation Report as at 27 March 2018 for Plant, Truck and Minor Plant is noted.

**Capel/Lewis**

**The motion was put and carried by majority**

**Item 8 Minutes of Coonabarabran Swimming Pool Advisory Committee Meeting –  
4 April 2018**

**355/1718 RESOLVED:**

1. That Council accept the Minutes of the Coonabarabran Swimming Pool Advisory Committee Meeting held at Coonabarabran on 4 April 2018.
2. That a Concept Layout Plan be prepared for Coonabarabran Pool with the following features:
  - a) A main pool 25 metres long and eight (8) lanes wide. Each lane 2.25 metres wide.
  - b) A warm water multipurpose pool, same width as main pool, and at least 10 metres long.
  - c) Both pools separated by a fixed bulk head.
  - d) Disability access ramp into both pools.
3. That a funding application is submitted for the proposed pool upgrade project.

**Doolan/Todd**

**The motion was put and carried by majority**

**Item 9 Notice of Motion – Vehicles for Councillor Usage**

**A motion was moved by Councillor Todd and seconded by Councillor Clancy** that as part of its 2018/2019 budget deliberations Council consider retaining three of the cars proposed for trading and these be retained for the use of Councillors and staff for Council related business.

**The motion was put and LOST**

**Item 10 Notice of Motion – Council Meetings Schedule**

**356/1718 RESOLVED** that Council amend clause 1.2 of the Code of Meeting Practice to:

1.2 Ordinary meetings of Council be held on the first Thursday of each month. The location of ordinary meetings of Council will alternate between Coonabarabran and Coolah. Ordinary meetings of Council will commence at 6pm. There is to be no meeting of Council in January.

**Iannuzzi/Brady**

**The motion was put and carried by majority**

**Item 11 Notice of Motion – Report on General Managers Leave**

**357/1718 RESOLVED** that the Mayor provides a report to Council about the methods he used in approving leave for General Managers in the period 1.1.2015 – 31.12.2017 and to inform Council how many times he approved such leave.

**Iannuzzi/Clancy**

**The motion was put and carried by majority**

**Item 12 Notice of Motion – Recording of Resolutions of Council**

**The motion was withdrawn by Cr Iannuzzi.**

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**Item 13 Notice of Motion – Recorded Council Meetings on Website**

**358/1718 RESOLVED** that Council meetings be recorded and posted on Council's website.

**Iannuzzi/Doolan**

**The motion was put and carried by majority**

**Item 14 Notice of Motion – Review of 'Dark Skies' Policy**

**10.06 am**

Cr Brady left the room.

**10.07 am**

Cr Brady re-joined the meeting.

**10.08 am**

Cr Todd left the room.

**10.10 am**

Cr Todd re-joined the meeting.

**The motion was withdrawn by Councillor Iannuzzi.**

**Item 15 Councillors' Monthly Travel Claims**

The General Manager provided corrected travel claims details.

**359/1718 RESOLVED** that the Councillors' monthly travel claims for March 2018 in the amount of \$1,621.88 be received for Council's information.

**Capel/Doolan**

**The motion was put and carried by majority**

**Item 16 Councillor Anne-Louise Capel Log of Activities Report – 7 March 2018 to  
9 April 2018**

**360/1718 RESOLVED** that Councillor Capel's Log of Activities Report for period 7 March 2018 to 9 April 2018 be noted.

**Capel/Doolan**

**The motion was put and carried by majority**

**Item 17 Correspondence**

**Item 17.1 Circulars / Newsletters**

**361/1718 RESOLVED** that Council's correspondence for period 13 March 2018 to 5 April 2018 be received and noted.

**Clancy/Capel**

**The motion was put and carried by majority**

**Item 18 2018 ALGA National Assembly of Local Government**

**362/1718 RESOLVED** that the Mayor and a Councillor be authorised to attend the 2018 ALGA National Assembly of Local Government Conference to be held in Canberra.

**Clancy/Todd**

**The motion was put and carried by majority**

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**Supplementary Motion**

**363/1718 RESOLVED** that Councillor Clancy be Council's nominee to attend the 2018 ALGA National Assembly of Local Government Conference to be held in Canberra with Councillor Todd as the alternate.

**Clancy/Todd**

**The motion was put and carried by majority**

**Item 19 Three Rivers Regional Retirement Community Status Update Report for April 2018**

**364/1718 RESOLVED** that Council note the progress of the Three Rivers Regional Retirement Community project for April 2018.

**Capel/Hill**

**The motion was put and carried by majority**

**Item 20 Council Resolutions Report April 2018**

**365/1718 RESOLVED** that Council's Resolution Report for April 2018 be noted for information.

**Lewis/Capel**

**The motion was put and carried by majority**

**Item 21 Monthly Report – Human Resources**

**366/1718 RESOLVED** that the Human Resources Monthly Report for April 2018 be noted for information.

**Capel/Brady**

**The motion was put and carried by majority**

**Item 22 Community Development Coordinator Program – Memorandum of Understanding**

**367/1718 RESOLVED** that Council endorse the Memorandum of Understanding for the Community Development Coordinator Program and enter into the arrangements with each of the local Development Groups and Progress Associations including the following adjustments authorising:

- contractors to be used
- the carry over of funds
- the General Manager to make further adjustments that do not affect the intent of the Memorandum of Understanding.

**Capel/Hill**

**The motion was put and carried by majority**

**Councillor Lewis recorded his vote against the motion.**

**Item 23 Investment Policy**

**368/1718 RESOLVED** that:

1. Council endorse the Investment Policy with the following amendments:
  - the title 'Including Ethical' be removed;
  - the section 'Environmentally and Socially Responsible Investments' be removed.
2. The Investment Policy is to be included in the Strategic Policy Register.

**Doolan/Hill**

**The motion was put and carried by majority**



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**Item 24 Macquarie Regional Library Agreement**

**369/1718 RESOLVED:**

1. That Council authorise the General Manager to enter into discussions with member councils of the Macquarie Region to come to a mutually beneficial outcome in relation to the provision of library services in the Warrumbungle Shire.
2. That should discussion relating to Recommendation 1 be beneficial, that Council enter in to an Agreement with Macquarie Regional Library for the provision of library services in the Warrumbungle Shire.
3. That Council authorise the affixing of the Council Seal to the relevant Agreement for the provision of library services in the Shire.

**Capel/Hill**

**The motion was put and carried by majority**

**Item 25 Minutes of Macquarie Regional Library Committee Meeting – 13 February 2018**

**370/1718 RESOLVED** that the Minutes of the Macquarie Regional Library Committee Meeting held on 13 February 2018 be noted for information.

**Capel/Hill**

**The motion was put and carried by majority**

**10.45 am**

**371/1718 RESOLVED** that standing orders be suspended to break for morning tea.

**Brady/Capel**

**The motion was put and carried by majority**

**11.00 am**

**Presentation – Inland Rail**

Presentation by Mr Mitch Carr and Ms Helena Orel from ARTC regarding the Inland Rail Project.

**11.51 am**

**372/1718 RESOLVED** that standing orders be resumed.

**Brady/Capel**

**The motion was put and carried by majority**

**373/1718 RESOLVED** that Council consider Item 36 Reports at this point in the meeting.

**Capel/Iannuzzi**

**The motion was put and carried by majority**

**Item 36 Reports to be Considered in Closed Council**

**Item 36.1 Coonabarabran Netball Courts Project – Tenders**

**374/1718 RESOLVED** that the Coonabarabran Netball Courts Project – Tenders report be referred to Closed Council pursuant to Section 10A(2)(c) & (d)(i) of the Local Government Act 1993, on the grounds that the matter and information is information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business and commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

**Clancy/Capel**

**The motion was put and carried by majority**

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**Item 36.2 Forensic Audit – Expressions of Interest (Re-submitted)**

**375/1718 RESOLVED** that the Forensic Audit – Expressions of Interest (Re-submitted) report be referred to Closed Council pursuant to Section 10A(2)(c) & (d)(i) of the Local Government Act 1993, on the grounds that the matter and information is information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business and commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

**Iannuzzi/Doolan**

**The motion was put and carried by majority**

**Item 36.3 Three Rivers Regional Retirement Community Information Report – April 2018**

**376/1718 RESOLVED** that the Three Rivers Regional Retirement Community Information Report – April 2018 be referred to Closed Council pursuant to Section 10A(2)(c) & (g) of the Local Government Act 1993, on the grounds that the matter and information is information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business and advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

**Hill/Capel**

**The motion was put and carried by majority**

The General Manager offered the opportunity to members of the public to make representation as to whether any part of the aforementioned items should not be considered in Closed Council.

There was no response from the public.

**12.00 pm**

**377/1718 RESOLVED** that:

- (a) Council go into Closed Council to consider business relating to confidential information
- (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) 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.

**Capel/Iannuzzi**

**The motion was put and carried by majority**

Members of the public left the Chamber.



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**Item 36.1 Coonabarabran Netball Courts Project – Tenders**

**378/1718 RESOLVED** that the tenders for concrete slab construction for the Coonabarabran Netball / Basketball courts be declined and that the General Manager be delegated the authority to negotiate in accordance with clause 178(3)(e) with the lowest tenderer to determine the possibility of local supply.

**Doolan/Clancy**

**The motion was put and carried by majority**

**Item 36.2 Forensic Audit – Expressions of Interest (Re-submitted)**

**12.08 pm**

**379/1718 RESOLVED** that Council staff leave the room for Council to consider Item 36.2 Forensic Audit – Expressions of Interest (Re-submitted) report.

**Todd/Capel**

**The motion was put and carried by majority**

**380/1718 RESOLVED** that Council accept the Expression of Interest for Moore Stephens (SA) for Phase 1 for a Forensic Audit for 2016/2017.

**Doolan/Iannuzzi**

**The motion was put and carried by majority**

**12.25 pm**

**381/1718 RESOLVED** that staff be authorised to re-join the Closed Council.

**Todd/Capel**

**The motion was put and carried by majority**

**Item 36.3 Three Rivers Regional Retirement Community Information Report – April 2018**

**382/1718 RESOLVED** that Council receive and consider the Addendum to Item 36.3 Three Rivers Regional Retirement Community Information Report – April 2018.

**Capel/Hill**

**The motion was put and carried by majority**

**12.34 pm**

Councillors Iannuzzi and Clancy left the meeting.

**383/1718 RESOLVED** that the Three Rivers Regional Retirement Community Information Report for April 2018 be received and noted.

**Capel/Doolan**

**The motion was put and carried by majority**

**12.42 am**

**384/1718 RESOLVED** that Council move out of Closed Council.

**Capel/Brady**

**The motion was put and carried by majority**

**The resolutions of Closed Council were announced to the meeting by the General Manager.**

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**Declaration of Interest**

Councillor Doolan declared a significant personal conflict of interest in Item 26 Stronger Country Communities Fund – Round Two.

**12.46 pm**

Cr Doolan left the room.

Councillor Brady declared a less than significant personal conflict of interest in Item 26 Stronger Country Communities Fund – Round Two.

**Item 26 Stronger Country Communities Fund – Round Two**

**385/1718 RESOLVED** that Council endorse the following projects in order of priority to be submitted in Round Two of the Stronger Country Communities Fund with changes to include a reduction in funding to Binnaway Jockey Club of \$50,000 and an increase of \$50,000 to Mendooran Turf Club and Golf Club:

1. Coonabarabran Sporting Complex – construction of equipment storage facilities at No. 3 Oval
2. Leadville Hall – upgrades and construction to hall and amenities block
3. Binnaway Bowling Club – upgrades to outdoor lighting and the kitchen, and installation of children's play area
4. Mendooran Mechanics Institute – upgrades and construction to hall and amenities block
5. Baradine Showground – construction of new public amenities
6. Baradine Skate and Activity Park – construction of a skate and activity park
7. Bowen Oval – lighting construction and upgrade
8. Binnaway Jockey Club – new and upgraded tea room and bar facilities
9. Coonabarabran Skate Park – construction of a shelter / shade and skate bowl
10. Mendooran Sportsground – fencing, upgrading of amenities and lighting, installation of playground equipment, soft fall, tables and chairs
11. Dunedoo Pool – upgrade of toilet and change room facilities
12. Mendooran Turf Club and Golf Club – upgrades and construction to change rooms and toilet facilities

**Lewis/Todd**

**The motion was put and carried by majority**

**Item 27 Investments and Term Deposits – Month Ending 31 March 2018**

**12.50 pm**

Cr Brady left the meeting.

**12.59 pm**

Cr Doolan re-joined the meeting.

**386/1718 RESOLVED** that Council note and accept the Investments Report for the month ending 31 March 2018

**Todd/Hill**

**The motion was put and carried by majority**

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**Item 28 Rates Report – Month Ending 31 March 2018**

**387/1718 RESOLVED** that:

1. Council note and accept the Rates Report for the month ending 31 March 2018.
2. That future Rates Reports be removed from the Ordinary Business Paper and included in the quarterly financial review.

**Hill/Doolan**

**The motion was put and carried by majority**

**Item 29 Coonabarabran Water Supply Emergency Project**

**388/1718 RESOLVED** that due to the extenuating and emergency circumstances surrounding the Coonabarabran Emergency Water Supply Project that Council:

1. Not apply the need for formal tenders for works and services for this project.
2. Authorise the General Manager in consultation with the Mayor and Deputy Mayor to accept quotations for expenditure above \$150,000 for this project.
3. Be provided with monthly reports on the application of the above and progress.

**Todd/Hill**

**The motion was put and carried by majority**

**Item 30 Centreline Marking of Mollyan Road**

**389/1718 RESOLVED** that no centreline delineation marking is undertaken on Mollyan Road or any other sealed local rural road unless it is warranted in accordance with RMS guidelines for centreline delineation of roads.

**Hill/Lewis**

**The motion was put and carried by majority**

**Item 31 Proposal for a Monument to Explorer John Oxley on Baradine Road**

**390/1718 RESOLVED** that Council provides in principle support to the construction of a roadside pullover area on Baradine Road, 3km North of Bugaldie, to allow Baradine Progress Association to establish a monument to the explorer John Oxley subject to the following conditions:

1. The estimated \$30,000 cost of construction will be considered during preparation of the 2018/19 budget.
2. The proposal is referred to the Local Traffic Committee for their recommendation.
3. Structures on the site are limited to interpretative signs, one table and shelter, one garbage bin and one rock monument and their supply and installation is funded by the Baradine Progress Association.

**Todd/Hill**

**The motion was put and carried by majority**

**Item 32 2017/18 Technical Services Works Program – Road Operations, Urban Services and Water Services**

**1.13 pm**

Cr Todd left the room.

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**391/1718 RESOLVED** that the 207/18 Technical Services Works Program Status Report for the period ending 31 March 2018 be noted for information only.

**Hill/Capel**

**The motion was put and carried by majority**

**1.15 pm**

Cr Todd re-joined the meeting.

**Item 33 Planning Proposal for 2013 Wambelong Fire Affected Properties – Dwelling Entitlement**

**392/1718 RESOLVED:**

1. That Council continues with the Planning Proposal as per the Gateway Determination, as approved by The Department of Planning and as per Council's resolution of 18 June 2015 (Resolution 387/1415).
2. That Council submit the finalised conditions of the Gateway Determination to The Department of Planning for approval to amend the Warrumbungle LEP.

**Hill/Lewis**

**The motion was put and carried by majority**

**Item 34 Development Applications**

**393/1718 RESOLVED** that Council note the Applications and Certificates approved during March 2018, under Delegated Authority.

**Todd/Capel**

**The motion was put and carried by majority**

**Item 35 Questions for the Next Meeting**

**394/1718 RESOLVED** that the Questions for the Next Meeting Report for April 2018 be noted for information.

**Capel/Doolan**

**The motion was put and carried by majority**

There being no further business the meeting closed at 1.20 pm.

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**CHAIRPERSON**