

WARRUMBUNGLE SHIRE COUNCIL

**MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL HELD
AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 16 NOVEMBER 2017
COMMENCING AT 8.30 AM**

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PRESENT: Cr Todd (Chairperson), Cr Brady, Cr Capel, Cr Doolan, Cr Iannuzzi, Cr Lewis, Acting General Manager (Leeanne Ryan), Director Corporate and Community Services (Michael Jones), Director Technical Services (Kevin Tighe) and Acting Director Development Services (Aileen Bell).

In attendance: Manager Administration and Executive Assistant to the General Manager – Glennis Mangan (minutes) and Team Leader Administration – Tracy Cain (minutes).

APOLOGIES: Cr Peter Shinton and Cr Wendy Hill.

168/1718 RESOLVED that Council grants a Leave of Absence for Councillor Fred Clancy from the Ordinary November 2017 Council meeting.

Doolan/Iannuzzi

The motion was put and carried by majority

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

Councillor Capel declared a pecuniary interest in Item 29 Liverpool Range Wind Farm due to her interest as a property owner.

8.32 am

Forum

Mr Quinton Hutchinson addressed Council regarding the Lions Christmas Parade, Goddard Street guttering problem and recognition of local fire brigades during the Sir Ivan Fire 2017.

8.35 am

Councillor Brady joined the meeting.

8.41 am

Presentation – 2016/2017 Financial Statements

A presentation was conducted by Mr Geoff Allen, Principal Forsyths Chartered Accountants regarding the 2016/2017 Financial Statements.

Council will determine this matter in part of the Meeting closed to the public pursuant to Section 10A(2)(a) and (d)(i)(ii)(iii) of the Local Government Act 1993, on the grounds that the matter and information are personnel matters concerning particular individuals, commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it, confer a commercial advantage on a competitor of the Council and reveal a trade secret.

9.05 am

169/1718 RESOLVED that:

- (a) Council go into Closed Committee to consider business relating to personnel matters and commercial 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)(a) and (d)(i)(ii)(iii) as outlined above.

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- (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.

Lewis/Doolan

The motion was put and carried by majority

9.12 am

170/1718 RESOLVED that Council move out of Closed Committee.

Lewis/Iannuzzi

The motion was put and carried by majority

9.12 am

Councillor Brady left the room.

9.14 am

Councillor Brady re-joined the meeting.

171/1718 A motion was moved by Councillor Capel and seconded by Councillor Doolan that a Delegates Report be included in a section of the Business Paper commencing the December Ordinary Council meeting.

The motion was put and carried by majority

REPORTS

Item 1 Mayoral Minute – Appointment of General Manager

172/1718 RESOLVED:

1. That the Mayor be delegated the tasks as outlined below (items a to f):
 - a) The selection panel is established
 - b) The General Manager position description is current and evaluated in terms of salary to reflect the responsibilities of the position
 - c) The proposed salary range reflects the responsibilities and duties of the position
 - d) The position is advertised in accordance with the requirements of the Act
 - e) The information packages are prepared, and
 - f) Applicants selected for interview are notified.
2. That Council hold an Extraordinary Meeting (date to be determined) to select a preferred candidate following shortlisting of candidates by the selection panel.
3. That the selection panel comprise the Mayor, Deputy Mayor, Councillor Iannuzzi, Councillor Capel and Councillor Lewis assisted by Mr Alan McCormack and / or Mr Terrey Kiss from Blackadder Associates.

Lewis/Capel

The motion was put and carried by majority

Item 2 Minutes of Ordinary Council Meeting – 19 October 2017

173/1718 RESOLVED that the resolutions contained in the Minutes of the Ordinary Council meeting held on 19 October 2017 be endorsed.

Capel/Lewis

The motion was put and carried by majority

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Councillor Doolan declared a non pecuniary interest in the next item due to his relationship with the Principal of Coonabarabran High School.

Item 3 Minutes of Traffic Advisory Committee Meeting – 26 October 2017

174/1718 RESOLVED:

1. That Council accepts the Minutes of the Traffic Advisory Committee Meeting held at Coonabarabran on Thursday, 26 October 2017.
2. That a 'sign plan' for warning signs at Sand Creek on Tooraweenah Road is prepared and brought back to the next Traffic Advisory Committee meeting. The plan should include signage as per Australian Standards for the conditions, and removal of guideposts from the causeway.
3. That modifications are made to the Traffic Control Plan for the Queen's Baton Relay event to be held in Coonabarabran on 31 January 2018, and **FURTHERMORE** that the modified Traffic Control Plan be sent to the Traffic Advisory Committee electronically.

Lewis/Capel

The motion was put and carried by majority

Item 4 Minutes of Bushfire Appeal Advisory Panel – 12 October 2017

Received.

Item 5 Minutes of Robertson Oval Advisory Committee Meeting – 31 October 2017

A motion was moved by Councillor Capel and seconded by Councillor Iannuzzi

1. That Council accepts the Minutes of the Robertson Oval Advisory Committee meeting held at Dunedoo on Tuesday, 31 October 2017.
2. That concept plans for proposed Robertson Oval Amenities Building are placed on exhibition and members of the public invited to make submissions on the plans. **FURTHERMORE**, consultation will include a public meeting.

175/1718 An amendment was moved by Councillor Brady seconded by Councillor Capel that the Minutes of the Robertson Oval Advisory Committee held at Dunedoo on Tuesday, 31 October 2017 be deferred for endorsement at the December Ordinary Council meeting.

The amendment was put and carried

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

Item 6 Mayor - Monthly Travel – Log of Kilometres

176/1718 A motion was moved by Councillor Iannuzzi seconded by Councillor Lewis that monthly the Mayor provides Council with a log of:

- Kilometres travelled in the Mayor's Council car
- Amount spent on fuel.

The motion was put and carried by majority

Item 7 Independent Legal Advice

Matter deferred for consideration later in the Agenda in Closed Committee.

Council will determine this matter in part of the Meeting closed to the public pursuant to Section 10A(2)(a) and (d)(i) of the Local Government Act 1993, on the grounds that the matter and information are personnel matters concerning particular individuals and commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

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Item 8 Mayor and GM Expenses

177/1718 A motion was moved by Councillor Iannuzzi seconded by Councillor Lewis that the Mayor and General Manager submit a monthly summary of their Shire related expenses, including credit cards and what the Shire pays on their behalf.

The motion was put and carried by majority

Item 9 Dump Points

178/1718 A motion was moved by Councillor Lewis seconded by Councillor Iannuzzi that Council liaise with relevant committees and investigate options for the establishment of a dump point for caravans in Binnaway and Mendooran. **FURTHERMORE** that signage advising of illegal dumping be erected immediately at these sites.

The motion was put and carried by majority

Item 10 Councillors' Monthly Travel Claims

Received.

Item 11 Draft Model Code of Conduct and Procedures

179/1718 RESOLVED that Council lodges a submission to the Office of Local Government (OLG) regarding the new Model Code of Conduct and Procedures advising SafeWork NSW be consulted on the Code to ensure references to bullying and harassment are included. **FURTHERMORE** that concerns in relation to the following Item 9.14 be included in the submission.

'9.14 You must not disclose information about a complaint you have made under this code or a matter being considered under this code except for the purposes of seeking legal advice, unless the disclosure is otherwise permitted under the Procedures.'

Capel/Brady

The motion was put and carried by majority

Item 12 Three River Regional Retirement Section 355 Committee – Vacant Position

180/1718 RESOLVED that Council accept Ms Fiona Luckhurst to fill the vacant position on the Three Rivers Regional Retirement Section 355 Committee subject to the appointment meeting the Regulations of the Act for length of time outside of Council employment.

Capel/Iannuzzi

The motion was put and carried by majority

Item 13 Status Report – Three Rivers Regional Retirement Community

181/1718 RESOLVED that Council notes the progress of the Three Rivers Regional Retirement Community (TRRRC) Project.

Capel/Brady

The motion was put and carried by majority

Item 14 Council Resolutions Report November 2017

Received.

Item 15 Monthly Report from Human Resources – November 2017

Received.

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10.32 am

182/1718 RESOLVED that standing orders be suspended to break for morning tea.

Capel/Brady

The motion was put and carried by majority

11.00 am

183/1718 RESOLVED that standing orders be resumed.

Capel/Lewis

The motion was put and carried by majority

Item 16 2016/2017 Annual Report

184/1718 RESOLVED that Council note the contents of the 2016/2017 Annual Report and that the report be submitted to the Office of Local Government.

Capel/Doolan

The motion was put and carried by majority

Item 17 Audit Committee

185/1718 A motion was moved by Councillor Doolan and seconded by Councillor Iannuzzi that a Sub Committee be set up to investigate the establishment of an Internal Audit Committee and options to partner with other Councils. **FURTHERMORE** that Councillor Doolan be nominated to the Sub Committee with the option to include an additional Councillor.

The motion was put and carried by majority

Item 18 Financial Year 2017 Financial Statements

186/1718 RESOLVED:

1. That the "Statement by Councillors and Management" be signed in accordance with Section 413(2)(c) of the Local Government Act 1993 (as amended), Clause 215 of the Local Government (General) Regulation 2005, for the General Purpose Financial Statements for the year ending 30 June 2017 be made.
2. That the "Statement by Councillors and Management" made pursuant to the Local Government Code of Accounting Practice and Financial Reporting in relation to the Special Purpose Financial Statements for the year ending 30 June 2017 be made.
3. That the statements be signed by the Mayor, Deputy Mayor or a Councillor, the Acting General Manager and the Responsible Accounting Officer.
4. That the General Purpose Financial Statements and Special Purpose Financial Statements be referred to audit per the requirements of Section 413(1) of the Local Government Act 1993.

Capel/Iannuzzi

The motion was put and carried by majority

Item 19 Bank Reconciliation for the Month Ending 31 October 2017

187/1718 RESOLVED that Council accepts the Bank Reconciliation Report for the month ending 31 October 2017.

Iannuzzi/Capel

The motion was put and carried by majority

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Item 20 Investments and Term Deposits for Month Ending 31 October 2017

188/1718 RESOLVED that Council accepts the Investments Report for the month ending 31 October 2017.

Iannuzzi/Capel

The motion was put and carried by majority

Item 21 Rates Report for Month Ending 31 October 2017

Received.

11.13 am

The Acting General Manager left the room.

11.15 am

The Acting General Manager re-joined the meeting.

Councillor Capel declared a pecuniary interest in the following presentation on the Liverpool Plains Wind Farm due to her interest as a property owner and left the room.

11.16 am

189/1718 RESOLVED that standing orders be suspended to break for a presentation on the Liverpool Plains Wind Farm.

Doolan/Lewis

The motion was put and carried by majority

11.57 am

190/1718 RESOLVED that standing orders be resumed.

Brady/Doolan

The motion was put and carried by majority

Presentation – Liverpool Plains Wind Farm

A presentation was conducted by Mr Warwick Giblin regarding the Liverpool Plains Wind Farm.

Council will determine this matter in part of the Meeting closed to the public pursuant to Section 10A(2)(a) and (d)(i)(ii)(iii) of the Local Government Act 1993, on the grounds that the matter and information are personnel matters concerning particular individuals, commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it, confer a commercial advantage on a competitor of the Council and reveal a trade secret.

11.58 am

191/1718 RESOLVED that:

- (a) Council go into Closed Committee to consider business relating to personnel matters and commercial 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)(a), and (d)(i)(ii)(iii) as outlined above.

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- (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.

Doolan/Lewis

The motion was put and carried by majority

12.25 pm

192/1718 RESOLVED that Council move out of Closed Committee.

Doolan/Lewis

The motion was put and carried by majority

12.27 pm

Councillor Brady and Acting General Manager left the room.

12.28 pm

Councillor Capel re-joined the meeting.

12.30 pm

Councillor Brady re-joined the meeting.

12.31 pm

Acting General Manager re-joined the meeting.

Item 22 2018/19 Regional Road REPAIR Program

193/1718 RESOLVED that Council's priority for REPAIR Program funding in 2018/19 and forecast program is as follows:

Project No.	Project Description	Total Project Cost		
		2018/19	2019/20	2020/21
1	Upgrade of intersection between MR55 (Black Stump Way) and MR396 (Warrumbungles Way)	\$800,000		
2	MR55 Segments 28, 29, 30 (South of Coolah) - Rehabilitation including culvert widening, pavement widening and overlay.		\$800,000	
3	MR55 Segments 69, 68, 67 (North of Coolah) - Rehabilitation including culvert widening, pavement widening and overlay.			\$800,000
TOTAL		\$800,000	\$800,000	\$800,000

Lewis/Doolan

The motion was put and carried by majority

Item 23 Coonabarabran Memorial Swimming Pool

194/1718 RESOLVED:

1. That a Coonabarabran Swimming Pool Advisory Committee is established to advise Council on current and future development requirements of the Coonabarabran Memorial Pool.
2. That the Charter outlined in Attachment 1.0 is adopted for the Coonabarabran Swimming Pool Advisory Committee.
3. That two (2) Councillor delegates are appointed to the Coonabarabran Swimming Pool Advisory Committee.
4. Expression of interest is publicly invited for membership of the Coonabarabran Swimming Pool Advisory Committee.

Attachment 1.0

Draft Charter for the Coonabarabran Swimming Pool Advisory Committee

Purpose of the Committee

The purpose of the Advisory Committee would be to assess the condition and usefulness of the existing amenities, buildings and facilities at the Coonabarabran Swimming Pool Complex and develop a long term strategy for upgrade and improvement to these facilities, based on existing and future sport and recreation demands of the Shire.

Duties of the Advisory Committee

- Assistance with determining current status of the complex, including identification of issues that need to be addressed.
- Determining current and potential users of the complex facilities including volume and frequency of use.
- Input into the development a long term strategy for the Swimming Pool Complex in the form of a Master Plan, including cost estimates and priorities for improvements.
- Assistance with engagement of user groups and members of the community to facilitate input into the Master Plan and planned improvements.
- Investigation into, and assistance in obtaining, external sources of funding.
- Making recommendations to Council on matters related to improvements of the Swimming Pool Complex.

Membership of the Advisory Committee would include:

- Two (2) Councillors
- Director Technical Services
- Manager Urban Services
- Supervisor Pools
- Up to four (4) representatives from user groups
- Up to two (2) members from the community.

Secretariat

Manager Urban Services

Meeting frequency

Meetings held every two months or as determined by the Committee or Council.

Capel/Iannuzzi

The motion was put and carried by majority

Councillor Lewis recorded his vote against the motion.

Item 24 Donation of a Street Seat from BlazeAid to the Dunedoo Community

195/1718 RESOLVED that Council accept the proposed seat as a donation from BlazeAid and approve replacement of the existing seat at the proposed site in front of the Supermarket and Real Estate Agent in Bolaro Street, Dunedoo (with current plaque attached).

Iannuzzi/Brady

The motion was put and carried by majority

Item 25 Incident Review Report on the Boil Water Alert Issued for Mendooran

196/1718 RESOLVED that Council receive quarterly reports on progress in implementing recommendations from the Incident Review Report on the Mendooran boil water alert that occurred in June 2017.

Attachment 1.0 – Recommended Actions from the Incident Review Report on the Mendooran Boil Water Alert that Occurred in June 2017.

7 Recommended Actions

There needs to be an increased focus within Council to actively implement the DWMS including; CCP limits, data alerts and trends, notification protocols, as well as process and performance awareness within the W&S operations team.

This approach also needs to be supported with an increased focus upon the DWMS by the senior executive team together with regular compliance reporting to Council.

The recommendations from the incident debrief and review have been summarised in the table below. The table includes a description of the recommended action, with the opportunity for Council to allocate priority, responsibility and timeline for undertaking the action.

Table 1 – Mendooran Incident Debrief Review Action and Recommendation List

Incident Debrief Recommendations
Recommendation 1:
<i>The water supply system diagram (Figure 2.1.9 Mendooran System Flow Diagram) from the WSC DWMS (17th Oct 2014) be corrected and updated to accurately reflect the operational arrangement of the Mendooran Water Supply System.</i>
Recommendation 2:
<i>That WSC investigates the operational control arrangements with a view to including the Standpipe reservoir level as part of the start/stop control of the clear water pumps, so that either the Coolabah reservoirs or Standpipe reservoirs can start/stop the clear water pumps.</i>

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Incident Debrief Recommendations
Recommendation 3:
<i>That WSC investigates the installation of an inline booster pumping station on the outlet of the Standpipe reservoir to provide sufficient water pressure for a regular water main flushing program to be implemented, to improve the water supply system's firefighting capacity and reduce overall water age by only storing water volumes sufficient to meet peak day demands.</i>
Recommendation 4:
<i>That WSC investigates options to reduce water age in the Coolabah rural residential estate water supply zone. This could include isolation of individual reservoirs ie. Reservoirs No. 1, No. 2 and/or No. 3, on a seasonal basis to only store water volumes sufficient to meet peak day demands.</i>
Recommendation 5:
<i>That WSC review and regularly revise these water supply reticulation plans (Figures 4 & 5) as required to maintain an up to date records.</i>
Recommendation 6:
<i>That WSC review its current organisational structure with a view to ensure that the management of WTP Operators and reporting lines of communication actively support the ongoing implementation of its DWMS and CCPs.</i> <i>WSC should then formally document the adopted organisational structure, clearly communicating roles and responsibilities of all staff relating to the management of drinking water quality.</i>
Recommendation 7:
<i>That the EHO provides a copy of water quality results to WTP Operators at the time of onsite sampling and testing and/or leaves these results at the WTP. Any CCP exceedances or un-usual results recorded by the EHO are to be immediately reported to WTP Operators and W&S Manager.</i>
Recommendation 8:
<i>That WSC staff undertake regular, at least annually, familiarisation and/or training in the implementation of NSW Health's drinking water quality incident response protocols.</i>
Recommendation 9:
<i>That WSC prepare and formally adopts a "Drinking Water Quality Policy" and this policy is then "highly visible, continually communicated, understood and implemented by employees and contractors of the organisation".</i>
Recommendation 10:
<i>That WSC undertake an annual internal review of its DWMS, using the HH2O revised NSW Health's annual report template and consult their local PHU to develop an appropriate external review/audit frequency.</i>

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Incident Debrief Recommendations
Recommendation 11:
<i>That WSC develop and implement a DWMS review and continual improvement program which is regularly reviewed by the Senior Executive Team and reported to Council.</i>
Recommendation 12:
<i>That notices received from DPI-Water should be regularly reported to Council together with an Action Plan, Works Budget and Timeline for the rectification of all issues raised during DPI-Water WTP Inspections. This Action Plan information should also be regularly reported back to DPI-Water and NSW Health.</i>
Recommendation 13:
<i>That WSC urgently develop and implement a regular (weekly/monthly/annual) reservoir integrity inspection and reporting program for the Mendooran water supply system. This inspection and reporting program should be used to develop an Action Plan in order to urgently address all the existing integrity issues at the Mendooran water supply system.</i> <i>Annual reservoir integrity reports to be submitted to DPI-Water in accordance with LWU Circular No. 18.</i>
Recommendation 14:
<i>That WSC liaises with DPI-Water to prepare a program of capital works required to address current water treatment plant and water supply issues identified in this report, with the aim of obtaining funding under the "Safe & Secure Water Program" to complete these works.</i> <i>HH2O can assist WSC with preparing the application for funding.</i>
Recommendation 15:
<i>That WSC review the LMWUA Water Treatment Plant Audit Report for the Mendooran WTP (September 2014), develop an Action Plan and urgently implement any outstanding recommendations. This Action Plan information should also be regularly reported back to DPI-Water.</i>
Recommendation 16:
<i>That WSC review all reservoir inspection reports (2014 and 2017) to develop an Action Plan and urgently implement any outstanding recommendations. This Action Plan information should also be regularly reported back to DPI-Water.</i>
Recommendation 17:
<i>That WSC review and finalise the DWMS and the "DWMS Improvement Plan" is then kept up-to-date, recommended improvements are implemented in the order of identified urgency and progress of the "DWMS Improvement Plan" is reported regularly to the Senior Executive Team and Council.</i>

Incident Debrief Recommendations
<i>This information should also be passed onto NSW Health and DPI-Water for advice, review and comment.</i> <i>(Noting that actions from many of the other Recommendations in this report would need to be included in this DWMS Improvement Plan)</i>
Recommendation 18:
<i>That WSC review and finalise the DWMS Implementation Report (2016), so that the recommended "Emergency Response Plan" can be utilised for any future incidents and emergencies.</i>
Recommendation 19:
<i>That WSC develop and implement a "Drinking Water Quality Monitoring Plan" and procedures for sampling and testing, which formalise staff/role responsibilities, authorities reporting and communication protocols.</i>
Recommendation 20:
<i>Water quality monitoring location (123) at 57 Bandulla Street be reviewed and relocated to a more appropriate sampling location.</i>
Recommendation 21:
<i>That WSC finalise draft CCPs provided the DWMS Implementation Report (Bligh Tanner, 2016) and include an additional WTP Final pH CCP</i>
Recommendation 22:
<i>The DWMS CCP summary tables are reviewed, finalised and posted on the noticeboards at the WTP, kept in work vehicles and included in regular training sessions/toolbox talks and included in the water quality monitoring procedures and log sheets.</i>
Recommendation 23:
<i>That WSC update the daily water quality log sheets to include turbidity and temperature, and CCP limits and actions to be taken if the CCP limits are exceeded. This will prompt the WTP operator to take appropriate actions and notifications if results are above the alert or critical limits.</i> <i>That the WTP operators use a simple system, where they colour in the results (using highlighter pens) to match the results based on CCP limits.</i>
Recommendation 24:
<i>That WSC implement a simple "Water Quality Monitoring Incident Report" sheet for WTP operators to complete if any field results fall outside of the ranges set out on the field monitoring log sheets.</i>

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Incident Debrief Recommendations
Recommendation 25:
<i>That WSC develop and implement procedures for all staff involved in sampling and monitoring which clearly reflect responsibilities in accordance with the DWMS, CCP limits and NSW Health protocols for monitoring water quality incidents. This would include investigations and appropriate remedial actions of any Total Coliform detections and to also follow CCP corrective actions for any free chlorine level exceedances.</i>
Recommendation 26:
<i>That the onsite sampling and testing conducted by the EHO includes turbidity and these field results are provided to the WTP operators on the same day that FASS samples are collected.</i>
Recommendation 27:
<i>That the WSC include WTP operators and other staff involved in water supply activities to attend the Drinking Water Quality Meetings. The minutes of these meetings should be incorporated into a quarterly reporting system to the Senior Executive Team and Council.</i>
Recommendation 28:
<i>That the Human Resources records for relevant staff are reviewed, and that training is undertaken for all water supply operational staff, WTP operators and relief staff to upskill and to be appropriately trained in WTP processes (i.e. DPI-Water Part 1 and 2 as a minimum).</i> <i>It is also recommended that all staff involved with water quality sampling, testing and monitoring, undergo training and are involved in developing procedures for their work tasks.</i>
Recommendation 29:
<i>That WSC investigate and implements a process of its WTP operators to be certified under the NCF.</i>
Recommendation 30:
<i>That WSC investigate and implement a formalised preventative maintenance program for all the WTP, reticulation and reservoir assets.</i>

Capel/Doolan

The motion was put and carried by majority

Item 26 2017/18 Technical Services Works Program – Road Operations, Urban Services and Water Services
Received.

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**Item 27 Boundary Adjustment between Mid-Western Regional Council and
Warrumbungle Shire Council**

197/1718 RESOLVED that Council:

1. Receive the property boundary adjustment recommendation of Mid-Western Regional Council on the Council locality boundary adjustment between Warrumbungle Shire Council and Mid-Western Regional Council.
2. Approve the boundary adjustment transferring Lot 1, DP1224727 totalling 1.34ha from Mid-Western Regional Council to Warrumbungle Shire Council.
3. Approve the amendments to rates relating to Lot 1, DP1224727 from the date of the boundary adjustment.
4. Confirms no provision for rates will need to be made in the Council boundary adjustment proclamation.
5. Prepare a proposal for Shire boundary adjustment as per the Local Government Act 1993.
6. Make an application to the Minister for Local Government and Governor for approval for a boundary adjustment.
7. Authority be granted to affix the Common Seal of the Council to any documentation required to effect boundary adjustment.

Brady/Capel

The motion was put and carried by majority

Item 28 Industrial Land Subdivision

198/1718 RESOLVED:

- 1) That Council considers the proposal to subdivide and sell the land in Ulan Street as Industrial blocks.
- 2) That Council allocates \$20,000 for preliminary plans, survey works and valuation of the Industrial land blocks in Ulan Street.
- 3) That Council investigate further costs involved with preparation of the Industrial blocks for selling, such as provision of services, road and drainage works etc.
- 4) A further report be presented to Council (detailing proposed plans) when the costs for development are known.

Brady/Capel

The motion was put and carried by majority

Councillor Capel declared a pecuniary interest in the next item to be considered by Council due to her interest as a property owner and left the room.

Item 29 Liverpool Range Wind Farm

199/1718 RESOLVED that Council notes and receives the Liverpool Range Wind Farm Report. **FURTHERMORE** that Council authorise the Acting General Manager and Mayor to act on behalf of Council in the Voluntary Planning Agreement negotiations with a report to be brought back to Council.

Doolan/Iannuzzi

The motion was put and carried by majority

12.53 pm

Councillor Capel re-joined the meeting.

Item 30 Old Police House Building

Received.

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Item 31 Queen's Baton Relay Batonbearers

200/1718 RESOLVED that Council notes the report on the Queen's Baton Relay Batonbearers for Coonabarabran.

Iannuzzi/Brady

The motion was put and carried by majority

Item 32 Recycling – Waste Materials

201/1718 RESOLVED that a media campaign educating the types of items acceptable to be placed in recycling bins is undertaken throughout the Shire.

Brady/Capel

The motion was put and carried by majority

Item 33 Development Applications

202/1718 RESOLVED that Council notes the Applications and Certificates approved, during October 2017, under Delegated Authority.

Capel/Brady

The motion was put and carried by majority

12.57 pm

Councillor Brady left the room.

12.59 pm

Councillor Brady re-joined the meeting.

Item 34 Questions for the Next Meeting

Received.

The Deputy Mayor allowed an item of urgent business to be accepted relating to recognition of local fire brigades during the Sir Ivan Fire 2017.

203/1718 A motion was moved by Councillor Lewis seconded by Councillor Capel

that up to \$500 be allocated for the Coolah Lions Club as a contribution to the purchase of plaques for recognition of efforts during the Sir Ivan Fire 2017.

The motion was put and carried by majority

1.07 pm

Item 35 Reports to be Considered in Closed Council

The Deputy 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.

204/1718 RESOLVED that:

- (a) Council go into Closed Committee to consider business relating to personnel matters and commercial 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)(a), (c), (d)(i)(ii)(iii) and (e) as outlined above.

WARRUMBUNGLE SHIRE COUNCIL

**MINUTES OF THE ORDINARY MEETING OF THE WARRUMBUNGLE SHIRE COUNCIL HELD
AT THE COUNCIL CHAMBERS, COOLAH ON THURSDAY, 16 NOVEMBER 2017
COMMENCING AT 8.30 AM**

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- (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.

Brady/Doolan

The motion was put and carried by majority

2.20 pm

205/1718 RESOLVED that Council move out of Closed Committee.

Lewis/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.

35.1 Crystal Kingdom

A motion was moved by Councillor Brady and seconded by Councillor Capel

1. That Council seeks a valuation of the Crystal Kingdom land and buildings including shop fittings, retail stock and the Minerals of the Warrumbungles Collection.
2. Allocate \$15,000 for valuations required of the Crystal Kingdom complex and Collection.
3. That a further report be presented to Council when valuations of the Crystal Kingdom complex and Collection are known.

The motion was put and lost

206/1718 A motion was moved by Councillor Lewis and seconded by Councillor Iannuzzi that Council take no action on the proposed valuation and purchase of Crystal Kingdom land and buildings including shop fittings, retail stock and the Minerals of the Warrumbungles Collection.

The motion was put and carried by majority

Item 35.2 Purchase of Vehicle GPS Tracking System

207/1718 RESOLVED that purchase of a 'mTrax' vehicle telematics system through Arvia is undertaken with installation of Global Positioning System units in 104 vehicles for a price of \$76,442 over a 12 month period. Funding of the purchase is referred to the next meeting of the Plant Committee for recommendation back to Council

Doolan/Capel

The motion was put and carried by majority

Item 35.3 Skip Bin Tender

A motion was moved by Councillor Capel seconded by Councillor Brady that Council delegate to the General Manager of Narrabri Shire Council the authority to determine the most advantageous tender pursuant to Clause 178(1)(a) of the Local Government Regulation 2005 and accept that tender on behalf of Warrumbungle Shire Council

The motion was put and lost

WARRUMBUNGLE SHIRE COUNCIL

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208/1718 A motion was moved by Councillor Lewis seconded by Councillor Iannuzzi that Council correspond with the Office of Local Government (OLG) advising it is Council's decision not to delegate to the General Manager of Narrabri Shire Council the authority to determine the most advantageous tender on behalf of Warrumbungle Shire Council.

FURTHERMORE, as per the recommendation of OLG, that Council will be seeking independent legal advice on the skip bin tender and inviting OLG once again, to a meeting with Warrumbungle Shire Council to discuss this matter further.

The motion was put and carried

Councillor Capel recorded her vote against the motion.

2.08 pm

Acting Director Development Services left the room.

2.15 pm

Councillor Brady left the room.

Item 7 Independent Legal Advice

209/1718 A motion was moved by Councillor Iannuzzi seconded by Councillor Lewis that Warrumbungle Shire Council seeks independent legal advice (not LGNSW) about the liability of Councillors, including the Mayor, with respect to the decisions surrounding the termination of the contract of Mr Loane.

The motion was put and carried by majority

2.19 pm

Councillor Brady re-joined the meeting.

2.20 pm

Acting Director Development Services re-joined the meeting

There being no further business the meeting closed at 2.21 pm.

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CHAIRPERSON