



# **Minutes**

## **Ordinary Council Meeting**

**held in the Council Chambers**

**Binnia Street, Coolah**

**on Thursday, 21 March 2019**

**commencing at 5.05pm**

**PRESENT:** Cr D Todd (Chairperson), Cr K Brady, Cr A-L Capel, Cr A Doolan, Cr W Hill, and Cr P Shinton.

**In attendance:** General Manager (Roger Bailey), Director Technical Services (Kevin Tighe), Director Environment and Development Services (Leeanne Ryan), Manager Warrumbungle Water (Cornelia Wiebels), and Executive Assistant to the General Manager (Jenni Maundrell – minutes).

The General Manager announced that the meeting was being audio recorded, and that the recording will be published.

### **Acknowledgement of Country**

Council acknowledges the Gomeroi people, the Traditional Custodians of the Land at which the meeting is held and pays its respects to Elders, both past and present, of the Gomeroi Nation and extends that respect to other Aboriginal people who are present.

### **Public Forum**

Coonabarabran DPS Local and Family History Group Inc representative, Mrs Nancy Wiese, addressed Council regarding a request for assistance with storage space.

Mr Rodney Parker-Wright registered but was not in attendance.

### **APOLOGIES**

Cr A Iannuzzi, Cr R Lewis

**321/1819 RESOLVED** that the apologies from Councillor Iannuzzi and Councillor Lewis be accepted and a Leave of Absence granted.

**MOVED:** Councillor Brady

**SECONDED:** Councillor Capel

Cr Clancy had previously been granted a Leave of Absence.

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

Cr Capel declared a non-pecuniary, less than significant personal interest in Item 23 – Coolah Youth and Community Centre Hall Building – due to being a past member of the Coolah Youth and Community Centre.

### **Item 1 Mayoral Minute – Mayors Log of Activity, Kilometres Travelled and Expenses from 7 February 2019 to 11 March 2019**

**322/1819 RESOLVED** that Council:

1. Notes the report on the Mayor's Activity and Log of Kilometres Travelled for the period 7 February 2019 to 11 March 2019.
2. Notes the report on the Mayor's credit card expenses between 7 February 2019 and 8 March 2019 and approves the payment of expenses totalling \$724.30.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Hill

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## **Item 2 Mayoral Minute – Inland Rail**

**323/1819 RESOLVED** that Council make representations to The Hon Mark Coulton, Member for Parkes, and the Australian Rail Track Corporation to provide connectivity lines and a passing lane connecting the Baradine silo to the Inland Rail line ten kilometres north of Baradine.

**MOVED:** Councillor Todd

**SECONDED:** Councillor Capel

## **Item 3 Minutes of Ordinary Council Meeting – 21 February 2019**

**324/1819 RESOLVED** that Council endorse the resolutions contained in the Minutes of the Ordinary Council meeting held on 21 February 2019.

**MOVED:** Councillor Hill

**SECONDED:** Councillor Shinton

### **5.20pm**

**325/1819 RESOLVED** that standing orders be suspended in order to receive a presentation to Council.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Brady

### **Presentation**

Tamara Ferguson, Westpac Rescue Helicopter Service, provided an update on the Service, including services provided in the Warrumbungle local government area.

### **5.28pm**

**326/1819 RESOLVED** that standing orders be resumed and that it hear a further Public Forum speaker.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Hill

### **Public Forum**

Rodney Parker-Wright addressed Council regarding Council's water policy and planning for water security.

## **Item 4 Minutes of Traffic Advisory Committee Meeting – 28 February 2019**

**327/1819 RESOLVED** that:

1. Council accept the Minutes of the Traffic Advisory Committee Meeting held at Coonabarabran on 28 February 2019.
2. Investigations be undertaken on the feasibility of installing a disability parking space in front of the Baradine Chemist including the impact on modifying the gutter and adjoining footpath.

3. The current 'No Stopping' sign north of the Police Station access point on John Street, Coonabarabran be moved North by 3 metres.
4. 'School Bus Stop Ahead' w8-213 signage be installed 100 metres either side of the school bus stop on Baradine Road, Bugaldie.

**MOVED:** Councillor Shinton

**SECONDED:** Councillor Doolan

**Item 5 Minutes of Coonabarabran Swimming Pool Advisory Committee Meeting – 12 February 2019**

**328/1819 RESOLVED** that Council accepts the Minutes of the Coonabarabran Swimming Pool Advisory Committee Meeting held at Coonabarabran on 12 February 2019.

**MOVED:** Councillor Shinton

**SECONDED:** Councillor Doolan

**Item 6 Minutes of Coonabarabran Sporting Complex Advisory Committee Meeting – 13 February 2019**

**329/1819 RESOLVED** that:

1. Council accept the Minutes of the Coonabarabran Sporting Complex Advisory Committee meeting held at Coonabarabran on 13 February 2019.
2. A two (2) sail option is pursued for the proposed shade cover over the skate park at Coonabarabran Oval. The colour of one sail will be yellow and the other will be blue (true blue). The colour of the support poles will be black (zeus lunar eclipse).

**MOVED:** Councillor Brady

**SECONDED:** Councillor Capel

**Item 7 Minutes of Local Emergency Management Committee Meeting – 18 February 2019**

**330/1819 RESOLVED** that Council notes the minutes from the Local Emergency Management Committee held on 18 February 2019 at Coonabarabran, with the addition of the following events:

- Rocking the Racecourse – 13 April 2019
- North West Horse Expo – 31 May 2019 to 4 June 2019

**MOVED:** Councillor Shinton

**SECONDED:** Councillor Capel

**Item 8 Minutes of Economic Development and Tourism Advisory Committee – 25 February 2019**

**331/1819 RESOLVED** that Council Accepts the minutes of the Economic Development and Tourism Advisory Committee Meeting 25 February 2019.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Brady

**Item 9 Councillors' Monthly Travel Claims – February 2019**

**332/1819 RESOLVED** that the Councillors' monthly travel claims for February 2019 in the amount of \$4,724.02 is received for Council's information.

**MOVED:** Councillor Shinton

**SECONDED:** Councillor Hill

**Item 10 Country Mayors' Association Meeting in Sydney – 8 March 2019**

**333/1819 RESOLVED** that Council notes the minutes of the Country Mayors' Association meeting held at Sydney on Friday, 8 March 2019.

**MOVED:** Councillor Todd

**SECONDED:** Councillor Hill

**Item 11 Western Division Conference in Bourke – 25-26 February 2019**

**334/1819 RESOLVED** that Council notes the attendance at the Western Division Conference of the Mayor and General Manager.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Hill

**Item 12 Coonabarabran Emergency Water Supply Project – February 2019 Update**

**335/1819 RESOLVED** that Council:

1. Notes the February 2019 Update Report on the Coonabarabran Emergency Water Supply Project.
2. Endorses the expenditure to date (committed and expended) of \$2,018,503.

**MOVED:** Councillor Shinton

**SECONDED:** Councillor Capel

**Item 13 Mendooran Water Quality Incident Review Report Implementation**

**336/1819 RESOLVED** that Council:

1. Receives and notes the quarterly report on the implementation progress of the recommendations within the Mendooran Water Quality Incident Review Report.
2. Adopts the Draft Drinking Water Quality Policy.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Hill

**Item 14 2019 ALGA National General Assembly of Local Government**

**337/1819 RESOLVED** that Council nominates Cr Shinton to attend the 2019 Australian Local Government Association National General Assembly with the Mayor in Canberra from 16-19 June 2019.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Shinton

### **Item 15 Code of Meeting Practice**

**338/1819 RESOLVED** that Council:

1. Endorse the Consultation Draft of the Code of Meeting Practice and the proposed changes outlined in Table 1.
2. Adopt clause 11.11 of the Model Code of Meeting Practice, that all voting at council meetings, including meetings that are closed to the public, must be recorded in the minutes of meetings with names of councillors who voted for and against each motion or amendment, including the use of the casting vote, being recorded.
3. Place the consultation draft on public exhibition for a minimum of 28 days and invite public submissions for a minimum of 42 days.
4. Consider the public comments prior to formal adoption of the Code of Meeting Practice.

**MOVED:** Councillor Doolan

**SECONDED:** Councillor Shinton

### **Item 16 Internal Audit Committee**

**339/1819 RESOLVED** that Council appoints Graham Marchant as Chair and Paul Nankivell as the external member of Council's Internal Audit Committee.

**MOVED:** Councillor Doolan

**SECONDED:** Councillor Shinton

### **Item 17 New Model Code of Conduct and Procedures 2018**

**340/1819 RESOLVED** that Council:

1. Receive the report on the commencement of the new Model Code of Conduct for Local Councils in NSW and Procedures.
2. Adopt the Model Code of Conduct 2018 and the Model Code of Conduct Procedures 2018.
3. Note that the provisions of the Model Code of Conduct and Procedures apply to volunteers of Council services and members of Council Advisory Committees.

**MOVED:** Councillor Shinton

**SECONDED:** Councillor Hill

### **Item 18 Council Resolutions Report March 2019**

**341/1819 RESOLVED** that the Council Resolution Report for March 2019 be noted for information.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Doolan

**Item 19 Revotes Report March 2019**

**342/1819 RESOLVED** that the Revote Report for March 2019 be noted for information.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Hill

**Item 20 Unpaid Rates & Charges and Debt Recovery**

**343/1819 RESOLVED** that Council:

1. Engage the existing debt recovery agency to implement the Unpaid Rates and Charges – Debt Recovery Process as presented, including making two additional phone calls to debtors prior to any legal action commencing, for a trial period of 12 months; and
2. Conduct a review of debt recovery processes following the 12 month trial period, including a review of the amount and percentage of outstanding rates and charges during the trial period.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Hill

**Item 21 Investments and Term Deposits – month ending 28 February 2019**

**344/1819 RESOLVED** that Council note and accept the Investments and Term Deposits Report for the month ending 28 February 2019 including a total balance \$17,469,164.18 being:

- \$1,454,943.01 in at call accounts
- \$14,000,001.00 in term deposits
- \$2,014,220.17 cash at bank

**MOVED:** Councillor Hill

**SECONDED:** Councillor Brady

**Item 22 Naming of Two Private Roads in Homeleigh Drive Estate**

**345/1819 RESOLVED** that the two private roads in the Homeleigh Drive Estate subdivision be named Biruu Gaba Road and Shawns Creek Road and advertised in accordance with procedures in the *Roads Regulation 2018*.

**MOVED:** Councillor Doolan

**SECONDED:** Councillor Hill

**Item 23 Coolah Youth and Community Centre Hall Building**

**346/1819 RESOLVED** that Council defer a decision for further information to the Ordinary Council meeting of 18 April 2019.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Shinton

#### **Item 24 Draft Economic Development and Tourism Strategic Plan 2018-2023**

**347/1819 RESOLVED** that Council:

1. Adopts the Draft Economic Development and Tourism Strategic Plan and amendments to the document as per Attachment 2.
2. Prioritises the actions in accordance with Attachment 4.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Brady

#### **Item 25 Uarbry Hall Development Application Fees**

**348/1819 RESOLVED** that Council defer a decision to allow for further discussion to take place with the local group over possible alternative venue proposals.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Brady

#### **Item 26 Warrumbungle Shire Community Based Heritage Study 2018**

**349/1819 RESOLVED** that:

1. The Draft Warrumbungle Shire Community Based Heritage Study 2018 be adopted by Council for consultation purposes.
2. The Draft Warrumbungle Shire Community Based Heritage Study 2018 be placed on public exhibition for 28 days.
3. A further report be presented to Council on submissions received after the public exhibition period.

**MOVED:** Councillor Capel

**SECONDED:** Councillor Shinton

#### **Item 27 Development Applications**

**6.10pm**

Cr Brady left the room.

**350/1819 RESOLVED** that Council notes the Applications and Certificates approved during February 2019, under Delegated Authority.

**MOVED:** Councillor Brady

**SECONDED:** Councillor Hill

#### **Item 28 Reports to be Considered in Closed Council**

##### **Item 28.1 ARTC InlandRail Confidentiality Deed Poll**

**351/1819 RESOLVED** that the ARTC InlandRail Confidentiality Deed Poll report be referred to Closed Council pursuant to section 10A(2)(d)(i) of the *Local Government Act 1993* (NSW) on the grounds that the matter deals with commercial information of a



confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

**MOVED:** Councillor Hill

**SECONDED:** Councillor Capel

**6.11pm**

Cr Brady re-joined the meeting.

### **Item 28.2 Organisational Development Monthly Report – March 2019**

**352/1819 RESOLVED** that the Organisational Development Monthly Report – March 2019 be referred to Closed Council pursuant to section 10A(2)(a) of the *Local Government Act 1993* (NSW) on the grounds that the matter deals with personnel matters concerning particular individuals (other than councillors).

**MOVED:** Councillor Doolan

**SECONDED:** Councillor Hill

### **Item 28.3 Three Rivers Regional Retirement Community Information Report**

**353/1819 RESOLVED** that the Three Rivers Regional Retirement Community Information Report – February 2019 be referred to Closed Council pursuant to section 10A(2)(g) of the *Local Government Act 1993* (NSW) on the grounds that the matter deals with advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

**MOVED:** Councillor Hill

**SECONDED:** Councillor Doolan

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.

**354/1819 RESOLVED** that:

1. Council go into Closed Council to consider business relating to confidential information.
2. Pursuant to section 10A(1)-(3) of the *Local Government Act 1993* (NSW), 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.
3. The correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the *Local Government Act 1993* (NSW).

**MOVED:** Councillor Brady

**SECONDED:** Councillor Doolan

**6.13pm  
Closed Council**

**Item 28.1 ARTC InlandRail Confidentiality Deed Poll**

**355/1819 RESOLVED** that Council authorise the General Manager to negotiate and enter into a Confidentiality Deed Poll with the Australian Rail Track Corporation Ltd outlined in the report.

**MOVED:** Councillor Doolan

**SECONDED:** Councillor Hill

**Item 28.2 Organisational Development Monthly Report – March 2019**

**356/1819 RESOLVED** that the Organisational Development Monthly Report for March 2019 be noted for information.

**MOVED:** Councillor Brady

**SECONDED:** Councillor Capel

**Item 28.3 Three Rivers Regional Retirement Community Information Report**

**357/1819 RESOLVED** that Council endorse the actions as outlined in the report in relation to the Three Rivers Regional Retirement Community Project.

**MOVED:** Councillor Hill

**SECONDED:** Councillor Doolan

**358/1819 RESOLVED** that Council return to Open Council.

**MOVED:** Councillor Brady

**SECONDED:** Councillor Doolan

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

There being no further business the meeting closed at 6.30pm

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**CHAIRPERSON**