

7 November 2012

JILL

Madam

YOU ARE HEREBY SUMMONED to attend an **ORDINARY MEETING** of **COONAMBLE SHIRE COUNCIL** to be held in the **COUNCIL CHAMBER, COONAMBLE** on **WEDNESDAY, 14th NOVEMBER, 2012** commencing at 9 am.

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Yours faithfully

RICK WARREN

General Manager

5. DEPUTATIONS/ DELEGATIONS
COUNCIL MEETING WEDNESDAY 14 NOVEMBER 2012

9.00 A.M. - 11.00 A.M.

COUNCILLORS CODE OF CONDUCT TRAINING

11.00 A.M. LUKE ROBINSON

*Present Moorambilla 2012 Report and discuss booking
for the 2013 Festival.*

6. DECLARATION – CONFLICT/PECUNIARY INTEREST
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

7. CONFIRMATION OF MINUTES
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

**7.1 MINUTES OF ORDINARY MEETING OF COONAMBLE SHIRE COUNCIL
HELD IN THE MEMORIAL HALL, QUAMBONE ON WEDNESDAY 10
OCTOBER 2012 COMMENCING AT 9.10 A.M.**

PRESENT: Cr. Tom Cullen, Mayor, in the Chair, with Crs. M.Webb, J.Walker, B.Burnheim, D.Schieb, A.Karanouh and D.Keady.

Also present were the General Manager, Mr. Warren, the Director of Corporate & Community Services, Ms Tasker, the Director of Development, Commercial & Urban Services, Mr Quarmby, the Acting Director of Engineering Services, Mr. Colwell and Mrs Moorhouse.

1.0 OPENING PRAYER

2.0 ACKNOWLEDGE ORIGINAL OWNERS OF THE LAND

At this juncture, the Mayor acknowledged the original owners of the land, both past and present.

3.0 PUBLIC QUESTION TIME

Council noted that the following would be making presentations to the meeting, however they were not yet at the meeting:

- Mr & Mrs John Burton
- Quambone Resources Committee
- Quambone Business & Tourism Services (QBATS)
- Quambone School Captain
- Mr Eric Fisher

4.0 APOLOGIES Nil

5.0 DEPUTATIONS/DELEGATIONS As above

6.0 DECLARATIONS OF INTEREST

Cr Don Schieb Thara Road – Mr. & Mrs Burton
Private arrangement with Burtons.

At this time, the General Manager spoke to Council regarding the recording of meetings, i.e. minutes, saying Councillors have the opportunity to discuss any issues that, in their opinion, are not recorded correctly, prior to adopting those minutes. Mr. Warren encouraged Councillors to read minutes carefully as, when adopted, they become a true and accurate record of proceedings.

7.0 CONFIRMATION OF THE MINUTES**(a) Extraordinary Meeting – 19 September 2012**

0121 RESOLVED on the motion of Crs Webb & Karanouh that the minutes of the Extraordinary Meeting of Coonamble Shire Council held on 19 September, 2012 be confirmed.

Business Arising from Minutes:**(a) Code of Conduct – OROC Code of Conduct Review Committee Panel**

The General Manager advised that Mr. David Taylor has agreed to be Council's representative on this Panel following the resignation of Mr. Keady.

0122 RESOLVED on the motion of Crs Webb and Burnheim that Council accept the nomination of Mr. David Taylor to the OROC Code of Conduct Review Committee Panel and that Mr. Taylor's nomination be forwarded to OROC for consideration.

(b) Local Emergency Management Committee (LEMC)

0123 RESOLVED on the motion of Crs Webb and Walker that Crs. Webb and Burnheim be removed from this Committee, as protocol is for the Mayor and the Deputy Mayor to be the representatives, viz Crs Cullen and Keady.

(c) Coonamble Senior Citizens Association

Cr Burnheim referred to meetings of the Association clashing with meetings of the RDA and said he may not be available, however it was agreed that Cr. Walker would attend Senior Citizen Association meetings in the absence of Cr. Burnheim.

(d) Employment Circle

Cr Walker and Cr Karanouh were elected as representatives to this Committee and their nominations were confirmed.

(b) Ordinary Meeting – 19 September 2012

0124 RESOLVED on the motion of Crs Webb and Keady that the minutes of the Ordinary Meeting of Coonamble Shire Council held on 19 September 2012 be confirmed.

Business Arising From Minutes:**(a) Coal Seam Gas**

The Mayor referred to recent developments in coal seam gas exploration and mining and said that following Gloucester Council's loss in the Land and Environment Court, allowing the mining activities to proceed, we must realise there is nothing more Council can do.

Cr Cullen referred to a Forum that may be held in Coonamble, organised by either the Grain Growers Association or National Farmers Association, to make people aware of their rights. He said that the same type of forum is being called at Narrabri.

Cr Burnheim said it is important to negotiate with the mining companies, getting the best deal for our community as a Council. He said the forum must not be a protest – it should be used, where possible, as an opportunity for the community – referring particularly to employment and infrastructure.

The Mayor said 112 wells have been approved in the Pilliga State Forest.

Cr Keady said Council must have knowledge of operations, especially legal rights of landowners when negotiating with mining companies. He said it may be prudent to arrange a 'fact finding mission' to be aware of what Council may be dealing with. The General Manager agreed to make enquiries regarding this suggestion.

At this Juncture, 9.30 a.m., Mr & Mrs John Burton arrived at the meeting.

0125 RESOLVED on the motion of Crs Walker and Webb that Council suspend current business to deal with Mr and Mrs Burton's issue.

Thara Road – Dispute Regarding Accesses

Mr Burton said he wished to address Council regarding its decision to take control of the section of Crown road south of Lot 21 in DP754184. He said that he had been negotiating with the Lands Department to purchase the Crown road, which includes this section. Mr Burton said he had followed the protocol set by the Department and had not been informed that his application had not been successful or that the section of land in question had been transferred to Council's control.

Council's Acting Director of Engineering Services, Daryl Colwell, outlined the history of Council's involvement. He said the Department of Lands invited comment from Council on numerous proposals for disposal of Crown land. Subsequently Council received queries from neighbouring landholders concerning issues with access relating to various proposals.

In February 2012 Council advised the Lands Department in a generic letter that it would not support any closures of Crown roads causing properties to become 'land locked'. Soon after Council received a joint letter, from three landholders, objecting to the possible closure of the area at the end of Thara road, stating that the area in question provided them with the only legal link to Thara road.

In May 2012 Council received a letter from the Department of Lands that it had received a number of objections regarding the closure and the preferred option to resolve the matter would be for Council to request, in writing, the transfer of control of the subject area to Council. The basis for the recommendation was to provide continuous access to Lot 43 DP754187. Council dealt with this letter in correspondence at its June 2012 meeting and resolved to request the transfer.

Council then responded to the three landholders letter, notifying them of its decision to apply for transfer. In July 2012 Council received advice from the Department of Lands that the transfer was complete via gazettal notification appearing in the NSW Government Gazette of 13 July 2012. Mr Colwell said that transfer was effected under s151 of the Roads Act 1993.

This again was referred to Council as an item of correspondence at its August meeting, when it resolved to note the gazettal and inform Mr Fitzgerald that it would be in a position to form the road after fences/grids were installed. Council received a response from Mr Fitzgerald in September 2012 that he was in a position to erect a fence on the northern side of the extended road to a similar standard to that on the southern side. Council also wrote to Mr Burton advising of the transfer and gazettal, also of its intention to grade the road to an acceptable standard on the understanding that Mr Fitzgerald would fence out the area.

Mr. Colwell advised the current situation is that Council has control of the area, but is yet to dedicate it as a public road. He said the way forward now is that the road be surveyed because the boundaries are not clearly defined. Council will then publish its intentions in the local press, giving all parties the opportunity to provide a submission within 28 days of the date of publication. Mr. Colwell said Council would then make a decision, taking into account the submissions received.

In response to a question, Mr Colwell advised that should Council decide not to proceed, it would advise the Department of Lands that it no longer wishes to control the road and the land reverts to Crown land.

Mr Burton again referred to there being no consultation from the Lands Department following his application and said he was disappointed that Council did not advise him of its intentions prior to making its decision. He said the first notification he received was Council's letter in September. Mr. Burton asked the names of the objecting landholders – Mr. Colwell responded – at which time Mr Burton said all three landholders have alternate accesses.

Cr Burnheim requested that in future, should a similar circumstance arise, Council notify the original landowner as a matter of courtesy. Mr. Colwell said this matter was not initiated by Council, nor was it the result of a report from a Council officer. Council resolved to adopt the recommended course of action provided by the Department of Lands in a correspondence item at the June meeting.

At this juncture, 10.10 a.m., Mr. and Mrs Burton thanked Council for the opportunity to present their case and left the meeting.

At this juncture, Council welcomed Mr Eric Fisher to the meeting.

Roadworks – Flood Damage Grants

Mr Fisher referred to a media release announcing that funding has been made available for repairs to flood damaged roads and asked how much was allocated to Council. The General Manager said that the last flood event was not declared a 'natural disaster' and because of this, Council did not receive flood damage funding. Mr. Fisher said it was over 10 years since any work has been done on roads in his area and stated that ratepayers are not getting value for rate dollars.

Mr. Colwell, Council's Acting Director of Engineering Services, said he did not agree with Mr Fisher's comments. He said Council had recently had a grader working on SR13 for almost a month – the same grader is currently working on MR202. Mr Colwell also advised that following the December 2009 and December 2010 flood events, roads in the Quambone area were allocated flood damage funds and these funds were spent on the nominated sections.

Mr. Fisher was advised by the Acting Director that Council applies for funding on nominated sections of roads, however assessment by the RMS dictates allocations and treatments of flood damage repair work. Mr. Fisher asked about approved tourism routes and Mr Colwell said that the Roads and Maritime Services specifies these approved routes and there are none within this Shire.

Mr. Fisher said dirt roads must be maintained and said there is a problem with loam roads. Mr. Colwell said that Council's biggest problem is its lack of access to loam pits, pointing out that legislation regulating mines also governs loam pits. He said some of the requirements, such as fencing and exclusion, are not amenable to landowners.

Mr. Fisher left the meeting, and Council welcomed Mr. Shane Wright representing QBATS to address Council

Play Equipment / Tidy Towns

Mr Wright referred to the Quambone Park and asked whether Council would consider installing playground equipment there. The Mayor said Council would endeavour to provide some equipment.

When asked about volunteers being covered by insurance whilst undertaking mowing on Council land, the General Manager said these matters are not clearly defined and depend on the circumstances.

The Mayor suggested that management organise for its staff at Quambone to undertake mowing of the park and surrounds. Mr. Wright thanked Council for the opportunity to address these issues.

Quambone Community Resources.

Mr. Bill O'Brien & Mrs Margaret Garnsey addressed Council on several issues, including:

- A tree planting scheme
- Primitive camping ground – referred to \$15,000 allocated to this project in 2010. Saying travellers arrive expecting a place to camp and have to be taken to the Racecourse facility. Pointing out this takes time and effort because the facility has to be unlocked, then cleaned and, after the travellers move on, cleaned again and resecured. Mrs Garnsey said Quambone is missing out on tourist trade because self-sufficient travellers do not have a camping area. Asking that proper signage be provided, the toilets painted and an entry road be established. The Director of Development, Commercial and Urban Services said he would discuss these issues with Mrs Garnsey. Cr Burnheim said he was Council's representative on the Quambone Resources Committee and invited Mrs Garnsey to contact him with matters requiring attention.
- Tidy Towns Competition – has spoken with Assessor and, with support from Council, would like to enter in sections of next year's Competition.
- National Parks & Wildlife Service – prior to changes being implemented, the Quambone committees had a strong working relationship with the Service, however it no longer exists. When events are planned sufficient time is not given to properly or professional organise the events. Council agreed to write to the National Parks & Wildlife Service on behalf of the Quambone Committees. Cr Keady suggested a meeting be held with the Tourism Development Manager, Tourism Committee and representatives from Quambone to formulate a plan of what can be done for tourism.

The representatives thanked Council for the opportunity to discuss these issues.

At this juncture, the Acting Principal of Quambone Public School, Ms Kim Watt and the School Captain, Harriet O'Brien, were welcomed to the meeting.

Address by Quambone School Captain

Ms Watt introduced School Captain, Harriet O'Brien, who welcomed Council and thanked Councillors for visiting and giving their time to come to Quambone. She said Quambone was appreciative of Council's help and she wished everyone a good day and successful meeting.

The Mayor thanked Harriet and she, in company with Ms Watt, left the meeting at 10.40 a.m., when Council adjourned for morning tea. The meeting resumed at 11.00 a.m.

RESUME BUSINESS ARISING FROM ORDINARY MEETING

0126 RESOLVED on the motion of Crs Webb and Walker that Council resume business arising from the Minutes of the Ordinary Meeting held on 19 September 2012.

(b) Problem with Pigeons

Cr Karanouh referred to this ongoing problem and said he heard that Dubbo, Orange and Bathurst have successfully culled their pigeon numbers. The General Manager said that he would instruct Council's Manager of Environmental Services to make enquiries.

(c) Playground Equipment – Pool

Cr Burnheim raised this matter – the General Manager said he was waiting on quotes for suitable equipment to include with the application for funding, pointing out that the closing date is 30 October. Mr. Warren referred to limited area at the pool and suggested that the equipment be placed towards the front of the pool, saying an area of 15m x 15m would be required. He said that rubber soft fall would be used and that the potential of incorporating the equipment with the toddlers pool would be investigated.

(d) 2 hr Parking – Input from Coonamble Chamber of Commerce

Mr. Webb was informed that no response has yet been received to Council's request for input into the proposal to again police the 2 hr time limited parking in Castlereagh Street and requested that another letter be written.

(e) Illegal Use – Disabled Parking Space

Cr Walker referred to the disabled parking space adjacent to the Chemist shop being used illegally – the General Manager said that if this is the case Council should be contacted and the Ranger would attend and issue infringement notices.

(f) Security at Coonamble Showground

Cr Keady referred to the river bank fencing at the Showground and said this should be taken into account when Council is looking at securing the Showground. The General Manager said there have been issues with this fence for over 2 years, however Council cannot afford to carry out work from the maintenance vote.

0127 RESOLVED on the motion of Crs Keady and Webb that this matter be considered as a budget item in conjunction with next year's estimates.

(g) Great Inland Way Promotions Group

0128 RESOLVED on the motion of Crs. Webb and Walker that information concerning this Group be provided to Cr Karanouh, who has been nominated to the Board.

8.0 RESOLUTION BOOK UPDATE

0129 RESOLVED on the motion of Crs. Karanouh and Webb that the Resolution Book Update be received and noted.

(a) Improvement Works – Urban – Min No 9409

0130 RESOLVED on the motion of Crs. Cullen and Webb that Council fund works in the vicinity of Coughran's Canyon/Dubbo Street from reserve funding, if additional REPAIR funding for next year is not successful and that the works be considered a priority.

(b) Roads Committee

It was decided not to form a separate Roads Committee, Councillors preferring to deal with road matters as part of normal Council meeting where all Councillors are present.

In response to a question from Cr. Burnheim, the Acting Manager of Engineering Services replied that the Roads Management Plan is reviewed annually. He explained that roads are classified by importance and productivity is also used as a guide.

9.0 MAYOR'S REPORT

The Mayor, Cr Cullen, gave an update of his activities since the last meeting – including:

- Meeting on Sunday 7 October with Mr Kevin Humphries – discussed various funding, e.g. eco spa, showground covered arena and tourism.
- Met with Mark Coulton, in company with the General Manager, the Economic Development Manager and Mr Mick Wilson. Mark Coulton very positive and acting on Council's behalf. Details for completion of grant application discussed.

Cr Burnheim referred to the resignation of the CEO of Regional Development Australia and said that the grant application should include comprehensive detail because the new CEO will not be familiar with Council's position. The Mayor said he has spoken to Mr John Walkom who is up to date on developments.

It was asked whether Council intended to hire professional assistance to complete the application. The General Manager said it is well underway and when a realistic design is approved, more accurate costs will be available. Cr Burnheim asked whether the project was scaled back, the General Manager said it was initially over \$5m and now it is \$2.8m. He said amendments were made to save costs.

Cr Burnheim said he understood that Mr Humphries indicated there is no funding for social infrastructure, however money is available for roads/rail infrastructure.

0131 RESOLVED on the motion of Crs. Webb and Walker that the Mayor's Activity Report be received.

10.0 CORRESPONDENCE

0131 RESOLVED on the motion of Crs. Keady and Webb that the Correspondence be received and dealt with.

Section A – Matters for Consideration by Council:

10.1 CHAIRMAN ALMA S1(38463)

0132 RESOLVED on the motion of Crs Webb and Walker that a meeting of Council's Saleyards Committee be convened as a priority to identify and prioritise works for inclusion in the grant application for funding to carry out works at the Coonamble Saleyards that will assist in the safe operation of the yards, noting that the closing date for submissions is 31 October 2012.

10.2 PRESIDENT, COONAMBLE COMMUNITY RADIO INC A8+C8-8(38453)

0133 RESOLVED on the motion of Crs. Webb and Walker that Council submit an application for funding to the Department of Family and Community Services, to provide toilet facilities for physically handicapped persons at the Radio Station building, noting it is under the Aged-Friendly Community Local Government Grant.

Section B – Matters for Council’s Information:**10.3 DIVISION OF LOCAL GOVERNMENT C13(38469)**

Advising the joint Local Government & Shires Associations and Division of Local Government *Councillor Handbook* has been updated and provides essential information for Councillors.

A copy of the Handbook was provided to each Councillor with the business paper.

10.4 TONY WINDSOR BEc MP S1(38442)

Forwarding a copy of the Press Release issued on 17 September 2012 advising that an extra \$10 million extra funds have been allocated to improve safety at saleyards. Pointing out it is crucial that ageing and unsafe infrastructure at saleyards is upgraded – saying that older ramps and gates put workers and truck drivers at serious risk and this is an opportunity to apply for funding to repair the old infrastructure. Saying submissions for funding should be made to both the relevant State Government and the Commonwealth by October 31.

10.5 COONAMBLE GREYHOUND RACING CLUB INC D7(38443)

Thanking Council, on behalf of its President and Committee, for Council’s sponsorship of the greyhound racing carnival to be held over the September/October long weekend.

10.6 HILL ROGERS SPENCER STEER A12(38493)

Forwarding a copy of the Independent Auditors’ Report which was attached as an appendix to the business paper.

0134 RESOLVED on the motion of Crs Webb and Keady that the information contained in Item Nos. 10.3 to 10.6 inclusive be noted.

11.0 REPORT BY GENERAL MANAGER

0135 RESOLVED on the motion of Crs. Keady and Karanouh that the General Manager’s report be received and dealt with.

11.1 DEVELOPMENT APPLICATIONS DETERMINED UNDER DELEGATED AUTHORITY

0136 RESOLVED on the motion of Crs. Keady and Karanouh that Council note Development Application No. 028/2012, together with Complying Development Certificate Application Nos. 029/2012 and 033/2012, were approved under delegated authority since last meeting.

11.2 WATER RATES FOR SPORTING BODIES

0137 RESOLVED on the motion of Crs Keady and Karanouh that Council provide assistance of \$1,000 each towards the cost of water for the Coonamble Jockey Club and the Coonamble Golf Club for the ensuing year and that the Clubs be requested to provide details of their finances prior to any assistance being given in the future.

12.0 REPORT BY DIRECTOR OF CORPORATE & COMMUNITY SERVICES

0138 RESOLVED on the motion of Crs Karanouh and Schieb that the report by the Director of Corporate and Community Services be received and dealt with.

12.1 RATE COLLECTIONS

0139 RESOLVED on the motion of Crs. Webb and Walker that the Total Combined Rate Collections to 30 September 2012, as amended, be noted.

12.2 LIST OF INVESTMENTS

0140 RESOLVED on the motion of Crs. Webb and Walker that the list of investments as 30 September 2012 be noted, and it also be noted that Council's investments comply with s625(2) of Local Government Act 1993 and Council's Investment Policy.

12.3 PUBLIC ACCESS INFORMATION – DRAFT POLICY

0141 RESOLVED on the motion of Crs. Schieb and Karanouh that Council formally adopt the Public Access Information Policy, noting that no submissions were received during the public exhibition period.

12.4 COONAMBLE VACATION CARE – DRAFT POLICIES & PROCEDURES

0142 RESOLVED on the motion of Crs. Karanouh and Webb that Council formally adopt the Coonamble Vacation Care Policies & Procedures, including the proposal to charge a fee of \$25 per child per day, noting that no submissions were received and Council's Schedule of Fees and Charges have been amended to include the Vacation Care daily fee.

13.0 REPORT BY DIRECTOR OF DEVELOPMENT, COMMERCIAL AND URBAN SERVICES

0143 RESOLVED on the motion of Crs. Webb and Walker that the report by the Director of Development, Commercial and Urban Services be noted.

13.1 REPORT BY ECONOMIC DEVELOPMENT MANAGER**(a) Update on Abattoir**

Cr Karanouh provided an update on developments to date at the Coonamble Abattoir. He said a meat inspector position has already been filled, with interviews for another position currently underway. Cr

Karanouh said it was the owner's intention to have the Abattoir operational on a small scale in January 2013 and it has been decided that sheep and cattle will be included on one line.

Cr Burnheim referred to the relevant licences and said that 17 points have to be addressed prior to having the licence reinstated. He referred to problems with odour which were experienced by residents on the opposite side of the river when the abattoir was operational in the past.

- 0144 RESOLVED** on the motion of Crs. Karanouh and Keady that the information contained in the report by the Economic Development Manager be noted.

13.2 REPORT BY TOURISM DEVELOPMENT MANAGER

(a) Proposal for Coonamble Spring Festival

- 0145 RESOLVED** on the motion of Crs Burnheim and Walker that the Tourism Committee investigate the feasibility of conducting the Coonamble Spring Festival to incorporate the end of football season, the Gold Cup, picnic races and greyhound racing.

- 0146 RESOLVED** on the motion of Crs. Webb and Walker that the information contained in the report by the Tourism Development Manager be noted.

13.3 WORKS IN PROGRESS

- 0147 RESOLVED** on the motion of Crs. Webb and Walker that the information contained in this report be noted.

14.0 REPORT BY DIRECTOR OF ENGINEERING SERVICES

- 0148 RESOLVED** on the motion of Crs Webb and Schieb that the report by the Director of Engineering Services be received and dealt with.

14.1 PROPOSED STOPPING AREA FOR CARAVANS

- 0149 RESOLVED** on the motion of Crs. Keady and Karanouh that Council refer to the Traffic Committee the proposal to allow caravan parking in the following areas:

- Castlereagh Street from the Telstra business entrance to the bus stop
- Namoi Street –western side – selected areas between driveways

AND FURTHER that the small block bound by Namoi and Maule Streets also be investigated for use by caravans and if approved, purchase and erect relevant signage.

14.2 WORKS IN PROGRESS

- 0150 RESOLVED** on the motion of Crs Webb and Karanouh that the information contained in the Works in Progress report be noted.

15.0 REPORT FROM MANAGER OF ENVIRONMENTAL SERVICES

0151 RESOLVED on the motion of Crs Webb and Karanouh that the report by the Manager of Environmental Services be received and dealt with.

15.1 RANGER'S REPORT – SEPTEMBER 2012

0152 RESOLVED on the motion of Crs Webb and Burnheim that the report by the Ranger for the month of September 2012 be noted.

16.0 REPORTS FROM VARIOUS COMMITTEES

0153 RESOLVED on the motion of Crs Karanouh and Keady that reports from various committees, as listed below, be noted:

16.1 Coonamble Employment Circle Meeting – 28 August 2012

0154 RESOLVED on the motion of Crs. Webb and Walker that the minutes of the Coonamble Employment Circle meeting held on 28 August 2012 be noted.

16.2 Museum Report for September

0155 RESOLVED on the motion of Crs. Webb and Walker that the museum report for the month of September 2012 be noted.

Coonamble Heritage & Museum Under The Bridge Committee

Cr Webb requested that a meeting of this Committee be arranged as soon as possible.

17.0 SALEYARDS REPORT

0156 RESOLVED on the motion of Crs. Webb and Schieb that the Saleyards Report for the month of September 2012 be noted.

(a) Sheep Yards Maintenance

The General Manager explained that the sheep yards are part of the saleyards enterprise and maintenance works will be added to the roster. Cr. Burnheim referred to the sheep yards not having been used and suggested that Council look at disposing of them and putting the money into improving the saleyards.

The Mayor said this proposal was not acceptable when Council put it forward previously as, on occasions, a suitable area is required where sheep can be unloaded and held. Councillors suggested that this could be investigated – it is considered that the current sheep yards are under utilised and the Saleyards Committee should look at the situation and make a recommendation to Council.

Cr Karanouh referred to the decision of the Abattoir owners to kill sheep and said it may be prudent to keep the yards should they be needed later to accommodate sheep being conveyed to/from the abattoir.

18.0 QUESTION WITH NOTICE

Nil

19.0 GENERAL BUSINESS

Cr. Karanouh:

- Referred to the letter from Tony Windsor and asked whether Council has applied for money for improvements to the saleyards. The General Manager said a meeting of the Committee would be convened in order to prioritise what works would be eligible for funding.

Cr Schieb:

- Position of Grants Officer – the General Manager said that the position would be advertised – initially offering 3 days/week. Cr Schieb referred to grants that were available and said it would be prudent to have a person specifically sourcing funds.

Cr. Burnheim:

- Long Term Master Plan – OROC – Council note issues regarding health and the fact that the Department of Primary Industries, LHPA and CMA are all going, with Land Services taking over those roles – saying that it will then be a regional office and there will be people out of work.

Cr Webb:

- Caravan Park – should look at extra cabins for rodeo and greyhound carnival time – the General Manager said that the current cabins cost around \$40,000 and Council should include this as an item to be considered in conjunction with the forthcoming budget.

Cr Karanouh:

- Storage – Showground – suggest container be located near the pavilion to provide storage. It was noted that the whole area is to be redeveloped – the General Manager said he would report back to Council on the costings for a structure compared to a container.
- Main street pavers are too high – the General Manager said that the contractor is to return to do further work and defects will be rectified at that time. Cr. Karanouh asked that the colour of the posts be changed to charcoal grey.
- Rubbish – Tooraweenah Road / Warrena Creek – the General Manager said that no names were found on the rubbish, therefore no infringement notice could be issued – the rubbish is being cleaned up.
- Trees – entrances to town. Suggested that rows of trees be planted along Aberford Street.

0157 RESOLVED on the motion of Crs Karanouh and Walker that a report be brought back to Council regarding the feasibility of planting of trees in Aberford Street, noting that there are optic fibres and water mains in the area.

- Industrial Estate land – referred to untidy lots in the older Industrial Estate. The General Manager said that the owner has been directed to screen the site and plant trees along the fence line.

Cr. Keady:

- Rail upgrade – no provision for culverts – will not cope with flood water – future floods will wash the line away just as in the past. Saying it is imperative that the line remain in a good state of repair and be useable at all times.

0158 RESOLVED on the motion of Crs Keady and Webb that Council write to John Holland Rail requesting that sufficient culverts be constructed to allow early flood water to get through which will save the line being washed away in times of flooding.

- Former Railway Station – the building has been vandalised – the Mayor said Council has sought funding to provide security fencing, but no money has been forthcoming. The General Manager said that the matter has been reported to the relevant authorities on numerous occasions, without response.
- Hazard reduction in river – referred to the overgrown state of the river bed – Cr Webb advised that the RFS has a program with the CMA to undertake some work.

General Manager:

- Informed meeting that Round 2 of Infrastructure Funding has opened. This provides interest rate subsidy loans – minimum borrowing \$1m – with the usual interest rate it would cost Council \$142,000/year for 10 years. He said a report would be presented to the November meeting.

This concluded the business and the meeting closed at 12.57 p.m.

These Pages (1/5121 to 16/5136) were confirmed on theday of
NOVEMBER 2012 and are a full and accurate record of proceedings of the
Ordinary Meeting of Coonamble Shire held on 10 October 2012.

MAYOR

8. RESOLUTION BOOK UPDATE
COUNCIL MEETING WEDNESDAY 14 NOVEMBER 2012

DRAFT LEP 2011**E5-2****10/11/2010**

8804 RESOLVED on the motion of Crs. Karanouh and Canham that Council:
 (3) Apply for Grant Funding to complete a flood study to allow for rezoning following the review of the Strategic Land Use Plan.

Status:**In progress – Consultant’s Brief being prepared.****13.2 QUARRY DEVELOPMENT**

9388 RESOLVED on the motion of Crs. Schieb and Webb that quotes for a detailed investigation of the quantity and quality of materials available be obtained, prior to discussing the possibility of obtaining additional land from the present lessee.

Status:**Meeting will be convened in November, 2012 to receive report on Land Acquisition.****IMPROVEMENT WORKS - URBAN**

9409 RESOLVED on the motion of Crs. Cullen and Webb that Council carry out improvements to the culvert known as “Coughran’s Canyon”, carry out sealing in the vicinity and that work be carried out at the intersection of Charles Street and McCullough Street and that these works be a priority.

Status:**Regional Roads budget to be reviewed to determine availability of funds and further REPAIR Grant funding being sought.****ECO SPA – RESUMPTION OF LAND**

9460 RESOLVED on the motion of Crs. Horan and O’Brien that Council begin proceedings with Crown Lands to take ownership of the Caravan Park and Smith Park which is currently Crown Land under Council’s control.

Status:**Letter to Crown Lands – awaiting response. Letter also written to Local Member requesting support – no response to date.**

**10.13 DEPUTY DIRECTOR GENERAL, PLANNING AND PROGRAMS –
TRANSPORT FOR NSW R8-1(37131)**

9837 RESOLVED on the motion of Crs. Cullen and Webb that Council arrange to have regular meetings with local truck drivers to identify problems and develop a case for consideration, noting that the feeder bus service in Dubbo from CountryLink be included for clarification, e.g. who runs the service, why it is not available to all who wish to avail themselves of the service.

Status:
EDM to schedule

COONAMBLE SHIRE HERITAGE ADVISORY COMMITTEE MEETING

9921 RESOLVED on the motion of Crs. Webb and O'Brien that Council adopt the recommendation from the Committee that Code of Conduct training be organised for all members of Section 355 Committees of Council following the Local Government Elections in September.

Status:
Training for all Section 355 Committee members will be offered when new Committees are appointed.

OAKS BORE - SUPPLY OF WATER – OPTIONS AVAILABLE

9943 RESOLVED on the motion of Crs. Horan and Cullen that Council investigate various options available for the supply of water and prepare a report for Council to consider.

Status:
Ongoing.

**13.2 REPORT ON IMPACT OF REMOTE JOBS & COMMUNITIES
PROGRAM ON COONAMBLE SHIRE EMPLOYMENT SERVICES &
COMMUNITIES**

0028 RESOLVED on the motion of Crs. O'Brien and Karanouh that a report be brought back to Council providing detail as to a model that can be offered as a viable alternative to the proposed service delivery model of the Department of Education, Employment and Workplace Relations post 1 July 2013.

Status:
No action to date

FIXED LIGHTS – PERGOLAS

0118 RESOLVED on the motion of Crs. Karanouh and Webb that Council place fixed lights on the pole so that the recently erected pergolas are well lit for cameras to get clear pictures, noting that \$20,000 is available for expenditure on street lighting upgrades.

Status:

Upon advice from Essential Energy, seeking quotes for design and installation.

COONAMBLE SHOWGROUND

0120 RESOLVED on the motion of Crs Webb and Keady that Council make application to the Department of Lands for ownership of Coonamble Showground to be transferred to Council.

Status:

Awaiting response to Council's two letters to Crown Lands and also response from Mr Kevin Humphries.

8.1 COMPLETED SECTION – RESOLUTIONS TO BE REMOVED FROM RESOLUTION BOOK

13.3 SHOWGROUND SECURITY

0095 RESOLVED on the motion of Crs. Keady and Burnheim that a report be prepared for the October meeting, outlining other options available to Council for security and monitoring use of the Coonamble Showground.

Status:

See report this meeting.

COMPLETED.

0109 RESOLVED on the motion of Crs Keady and Burnheim that a report be presented to Council on the possibility of providing additional toilet/shower facilities at the Showground Pavilion.

Status:

See report this meeting.

COMPLETED.

10.6 MOORAMBILLA FESTIVAL

S5-1(37656 + 37657)

9953 RESOLVED on the motion of Crs. Webb and Karanouh that Moorambilla be requested to move the Festival one week forward so that both events can use the facility.

Status:

Mr Luke Robinson will address the November Meeting to present the 2012 Moorambilla Festival Report and to discuss arrangements for next year.

COMPLETED.

BAG-A-BARGAIN BUILDING – PIGEON PROBLEM

Council noted that pigeons roost under the awning of the subject building, creating a mess in that area of the main street. The General Manager said he would instruct the Manager – Environmental Services to issue a Notice to Serve Order on the owners to have the problem rectified.

Councillors requested that this be done as a priority.

Status:

Owners of premises currently undertaking works to rectify the problem.

COMPLETED.

PAYMENT OF INSURANCE – NAKADOO

0119 RESOLVED on the motion of Crs. Schieb and Burnheim that Council agree to pay the \$500 Insurance premium on behalf of Nakadoo Rodeo for the rodeo school for youth, noting it is not an eligible criteria for Crime Prevention, but will be sourced from Council's donation vote.

Status:

Awaiting tax invoice from Nakadoo specifying that the public liability insurance cover Council has agreed to pay will apply to casual use of Coonamble Showground for rodeo schools. COMPLETED.

9. MAYOR'S ACTIVITY REPORT
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

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10. PRECIS OF CORRESPONDENCE
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

Section A – Matters for Consideration by Council:

10.1 JUDITH FRASER, 13 DUBBO LANE R8-6-2+ST4(38628)

Asking why the eastern end of Tooloon Street and Dubbo Lane remain unsealed. Saying she cannot understand why Council can spend money on beautification of the main street when residents in her area have to put up with dust and noise. Stating that under-aged kids on motorbikes without helmets and, obviously, without a licence, doubling one and sometimes two small children, use Dubbo Lane as a speedway. Asking that Council at least grade the area and spread some blue metal to ease some of the problems.

Recommendation:

That Council advise Ms Fraser that works in Dubbo Street have been identified as a priority, however the Dubbo Lane area is not scheduled for resealing at this time and that the issue of illegal use of motorcycles should be referred to the local Police.

10.2 PRINCIPAL, GULARGAMBONE CENTRAL SCHOOL t5(38659)

Writing concerning alarming developments with traffic issues around the school and saying that prior to April this year a designated limited parking “Drop Off” zone was clearly marked and sign-posted in Yalcogrin Street and provided a safe, clear area where parents could drop-off children or deliver lunches, etc. Pointing out the only other convenient access to the school is the designated bus zone in Yoolundry Street where parents are unable to park during the times most needed.

Saying that in late 2011 the sign was vandalized and eventually fell from the post to which it had been attached – the school approached Council and the RTA to have it replaced. Pointing out in May the school was assured that the matter would be referred to the Traffic Committee meeting in June. Saying the only response was to remove the post altogether and re-designate the area unrestricted parallel parking.

Stating that despite frequent requests not to, staff members and visitors are currently using the area for all day parking, with parents double-parking or walking long distances to make brief visits to the school. Saying this often requires removing younger children from the car, then replacing them etc, making the whole exercise very difficult. Pointing out the current situation is dangerous and it will be only a matter of time before a parent or young child is seriously

injured or worse. Asking Council to do something to rectify this very concerning situation.

(Note by General Manager – This matter was tabled at a meeting of the Traffic Committee held in June and signage was altered accordingly. A reply has been forwarded to the Principal advising the matter will again be raised with the Traffic Committee for determination)

Recommendation:

That Council advise the Principal of Gulargambone Central School that his concerns regarding traffic parking and movements adjacent to the School will again be referred to the Traffic Committee for determination and if breaches continue to occur, he contact the Local Police.

10.3 COONAMBLE CHAMBER OF COMMERCE

C2+T5-1(38630)

Saying that signage in Coonamble is inadequate and referring to travellers with caravans who have expressed concern that there is no 'public dump site' in Coonamble. Acknowledging there is a site in Smith Park and saying signage needs to be more visible on the approaches to town as well as obvious within the town boundaries and must state "PUBLIC DUMP SITE". Asking is it possible to erect signage approximately one kilometre from the approaches of town indicating facilities along the way to the CBD. Referring to Meet the Candidates evening, when tourism was one of the major items discussed and hoping Council will assist with this additional signage.

(NOTE BY GENERAL MANAGER – There is no dump site in Smith Park, however one is provided at the Caravan Park. It may be appropriate to consider this in conjunction with the following item).

10.4 MR & MRS CARROLL, OWNERS - GULARGAMBONE CARAVAN PARK C2-2(38704)

Pointing out many more caravans and motor homes are coming inland and they are trying to increase the patronage in Gulargambone. Saying a dump point would be a good start, not just for the caravan park but for the town, as it would also make Gulargambone a RV friendly area. Saying they would like the dump point in a position where travellers can stay at least one day/night in a safe and enjoyable environment. Pointing out they were advised some time ago that the sewerage system in Gulargambone could not handle the strong chemicals used, but the compound has changed – no more phenol or other nasty chemicals – environmental-friendly household products are used. Supplying relevant information supplied by the CMCA – who will supply the top lid, put up signage and advertise in its magazine. Asking Council to consider making Gulargambone an RV friendly town.

(NOTE BY GENERAL MANAGER – This matter was first raised in May 2007 when the Gulargambone Community Enterprises informed Council Gulargambone was struggling to keep a service station operating. It asked Council to consider building a facility for caravans and motor homes to dump sewage when in Gulargambone as a way of encouraging travellers to stop and support local business.

Investigations revealed that any such sewage dump is required to be secured at all times when not in use and access would be a problem at sites other than a caravan park. It was also pointed out that problems do manifest when loading a small sewage plant with septic waste.

In June 2007 a report was submitted to Council saying that the installation of a campervan/motorhome sewage dump point at Gulargambone will classify as trade waste and an application must be made to the Department of Water and Energy. The report also detailed requirements for the proposed site:

- Gravity sewer located at the site;
- Reticulated water supply;
- Manned shopfront for control of lock/key
- Easy access for users.

Council resolved to install a dump point in Gulargambone, at a location determined by the Director of Engineering, at an estimated cost of \$2,000.

In June 2008 Gowest contacted Council informing of opportunities for towns by encouraging the growing RV market through being a Member of Campervan Motorhome Club of Australia (CMCA). Gowest referred to projects CMCA was involved with, which included the Campers Dump Point Subsidy Program, Leave No Trace Scheme and RV Friendly Town Scheme.

Council was reminded that at its May 2008 meeting it dealt with a letter from the Tourism Industry Council (TIC) regarding “illegal” camping, which is where land is offered for regular overnight stays for caravans, motorhomes or tent camping. TIC pointed out that this land does not comply with the Local Government (Manufacturer Home Estates, Caravan Parks, Camping Grounds & Moveable Dwellings) Regulation 2005 or have an “Approval to Operate” based on compliance. TIC encouraged all councils to support legitimate caravan parks to ensure that illegal camping sites are not permitted to operate. Council resolved not to allow “illegal camping” in its LGA.

In November 2008 Council was informed that investigations revealed septic waste would adversely affect the Gulargambone sewerage treatment works operation and this would lead to the potential of the finished product not being acceptable under the EPA licence and possible fines being applicable.

In August 2009 the owners of the Gulargambone Caravan Park wrote to Council objecting to any proposal to encourage travellers to camp at “free” sites, pointing out that it would exacerbate problems of unsightly mess. Saying a large majority of campers are chasing free stops opting away from the security and comfort of a caravan park.

Council concurred with the proprietors of the Park in denying use of the John Oxley Memorial site as a camping facility.

Recommendation:

That Council request a report be provided considering the effects the improved chemicals may have on the sewer system and the cost and location of a facility.

Recommendation:

That the Coonamble Chamber of Commerce be advised that a dump site is located at the Coonamble Caravan Park and the matter of signage on the State Highway will be referred to the next meeting of the Traffic Committee.

10.5 MOORAMBILLA FESTIVAL D5-6-1+D7(38678)

On behalf of the Moorambilla Festival and Moorambilla Festival thanking Council for its ongoing support. Saying the Mayors attendance at events throughout the Festival were appreciated. Refunding the \$5000 being the additional funds provided by Council to address additional costs to host the concert at the Coonamble Public School. Asking that these funds be flagged as an investment into the future of events and festivals in Coonamble, through either the provision of more seating at the pavilion, additional external lighting or a donation to the Plaza Theatre to expedite its completion. Looking forward to meeting and discussing future plans and to iron out the issues faced over the past 12 months.

(NOTE BY GENERAL MANAGER – Mr Luke Robinson will be addressing Council at the meeting to present the 2012 Moorambilla Festival Report. A copy of the report is attached at **APPENDIX A**. Council’s current budget is in deficit \$62,000 and the money should be returned to General Fund).

Recommendation:

That Council not accede to the request to flag the additional \$5,000 for future Moorambilla events and that the funds be returned to General Fund to offset the current deficit.

10.6 COONAMBLE SWIMMING CLUB P1-1(38714)

Seeking permission for the Club to hold its annual carnival at the Coonamble Pool on Saturday & Sunday 24 & 25 November 2012. Requesting that the normal hire fee for use of the facility be waived and passed to the Club as sponsorship. Also asking that the gate takings be given to the Club and, in return, it would charge admission for one day only.

(NOTE BY GENERAL MANAGER – Last year Council did not agree to waive the charge for the use of the facility, however it agreed to the Club taking gate takings for the two days).

Recommendation:

That Council again not agree to waive the hire charge for the use of the pool, but grant permission to the Club retaining the gate takings over the two days of the Carnival.

10.7 ST BRIGID'S SCHOOL D7(38724)

Advising that the School's presentation night is Friday 14 December 2012 and asking if Council would again contribute towards the purchase price of prizes. Thanking Council for its past support.

(NOTE BY GENERAL MANAGER – Each year Council contributes to the five schools in the Shire towards the cost of awards for their Presentation evenings. Last year the contribution agreed upon was \$100 each)

Recommendation:

For Council's determination.

10.8 CSC EMPLOYEES' CHRISTMAS PARTY COMMITTEE S6(387839)

Seeking a contribution from Council for the annual breakup party and also permission for a half-day holiday on Friday 21 December 2012. Thanking Council for its support in the past and saying when a venue is decided Council will be informed and Councillors invited to the party.

(NOTE BY GENERAL MANAGER – Last year Council contributed \$500 to the Outdoor Employees' break up party).

Recommendation:

For Council's determination.

10.9 CSC EMPLOYEES' INDOOR CHRISTMAS PARTY S6(38743)

Advising that each year the indoor employees plan a party prior to the Christmas / New Year closedown and this year it will be held at the Bowling Club on Friday 7 December at 7 pm. Requesting a contribution towards costs.

(NOTE BY GENERAL MANAGER – Last year Council agreed to a \$300 contribution towards this event)

**Recommendation:
For Council's determination.**

10.10 COONAMBLE PRIMARY SCHOOL P1-1(38759)

Referring to a booking of the Coonamble Pool for intensive swimming lessons for school students - predominantly infants and saying the lessons are designed to each basic pool safety and swimming techniques. Advising the school covers all costs in relation to staffing and the actual running of the program. Saying that when Council confirmed the booking it indicated that each adult must pay \$3.50/visit and approximately 12 staff members will be attending the pool each day, making the cost \$42/day and over \$400 for the 10 day program. Asking Council to waive the admission cost for school staff attending the intensive swimming lessons with students.

(NOTE BY GENERAL MANAGER – A letter has been forwarded to the Principal advising that his request would be tabled at today's meeting for determination. Enquiry has been made of pool staff who advised that school staff have not been charged admission in the past as they assist with supervision).

**Recommendation:
That Council waive the entry fee for staff attending Swimming Lessons with students from any of the five schools within the Shire.**

10.11 YONG CAO A5(38766)

Seeking Council approval to build a small single aircraft hangar at Coonamble Airport. Saying the dimensions of the proposed building will be:

- Width 14 metres
- Height 3.5 metres
- Length 12 metres

(NOTE BY GENERAL MANAGER – As Council is owner of the land, it is required to give consent to any building application. Normal development application process will apply).

Recommendation:
That Council, as the landowner, consent to the Development Application being submitted.

10.12 COACH – GULARGAMBONE SWIMMING CLUB S13-2(38857)

Advising this season has seen an influx of members to the Club, with a large number of younger less experienced swimmers. Saying the Club holds its point score on Friday night and is unable to start until 4.40 p.m. as the bus from Gilgandra does not arrive at Gulargambone until 4.30 p.m. Asking that the pool stay open until 7.00 p.m. to allow for point score to complete all events. Pointing out that having a later closing time may lead to the possibility for families having a BBQ at the pool.

(NOTE BY GENERAL MANAGER – It would cost \$70.00 to keep the Gulargambone Pool open for an extra hour on Friday evenings as requested).

Recommendation:
Submitted for Council's determination.

10.13 COONAMBLE HIGH SCHOOL D7+E1(38789)

Bringing to Council's attention the new reforms happening in NSW Public Schools – an initiative at Coonamble High and how Council can help improve students' outcomes. Referring to the recently announced next steps in the education reform - "Local Schools, Local Decisions" and saying the new procurement policy allows Principals to purchase goods from local businesses and use local contractors up to a value of \$5000. Stating that by working together we can make our local system of public education a better one and develop a system that is flexible and adaptable enough to meet the challenges of our location, cultural backgrounds and socio economic status and, most importantly, secure the future for our students.

Pointing out that one such initiative is Positive Behaviour for Learning (PBL) which is a school-wide behaviour initiative to recognize and reward students who constantly display positive behaviour. Saying the school's PBL expectations are Care, Respect and Pride and to reward positive behaviour a token system is used – token can then be exchanged for prizes to the value of the tokens received.

Seeking an annual sponsorship of \$100 (or an amount of choice) and/or donation of goods that can be used as prizes. Saying that as an acknowledgement of support a plaque will be placed onto the front wall of the school and on the school website displaying the name of the organization and the school would welcome free of charge advertising in the school newsletter and on the website on a regular basis.

**Recommendation:
For Council's determination.**

10.14 COONAMBLE CHAMBER OF COMMERCE T5

Advising that the 2 hour parking limit in the main street has not been on the Chamber's agenda, however following Council's letter on the matter, a survey was sent to members seeking their opinion on the 2 hr parking limit. Saying the survey questions were:

1. 2 hour parking to stay
2. 2 hour parking to be abolished
3. One main street car park per shop.

Stating the results were as follows:

| |
|---------------------------|
| 75% voted for No 1 option |
| 23% voted for No 2 option |
| 2% voted for No 3 option. |

Providing Council with some of the comments received as a result of the survey:

- If the 2hr parking limit stays, there will be plenty of parks for customers
- 2hr parking needs to be enforced for it to be successful
- Enforce the 2hr parking limit because between the hours of 1.00 p.m. and 2.00 p.m. car parks are hard to find
- Staff of the shops take up all the parks – the 2hr parking limit needs to be enforced.

Further advising that the Chamber of Commerce did receive feedback from non members, with the following results:

- | | |
|--------------------------------------|----------|
| 1) 2hr parking to stay | 2 people |
| 2) 2hr parking to be abolished | 5 people |
| 3) One main street car park per shop | 1 person |

Saying the 2hr parking limit is a contentious issue and one the Chamber is pleased to let Council decide upon. Saying it would like to see the survey done for the whole community as answers were immensely different and a decision on which way to vote would be difficult.

**Recommendation:
For Council's determination.**

10.15 STEWART ROBINSON L11

Referring to the park area adjacent to Smith Street which is accessed by a lane off Smith Street and provides a back entrance to his property and two other residents. Pointing out that for a considerable time the area has been used for undesirable and illegal activity which causes distress to residents of the neighbourhood. Requesting Council lease the area to him, allowing a gate to be erected at the entrance to the lane and saying he would provide a key to each of the residents who use it as their back entrance.

(NOTE BY GENERAL MANAGER – A request has also been received to lease land at the Sewerage Treatment Works. Any intention to lease these areas would need to be publicly advertised for other interested parties to submit an expression of interest).

Recommendation:

That a report be brought back to Council determining suitability of leasing the above areas.

10.16 THE HON BRAD HAZZARD MP E5-2(38796)

Advising that in April 2012 the NSW Government called for public submissions on a draft policy statement to improve the local plan making process by returning local planning decisions to local councils. Saying proposed changes included formalizing the existing statutory arrangements for two reviews within the plan making process (at both the pre and post Gateway determination stage) and introducing delegations to local government to make plans in certain circumstances. Pointing out the changes commenced on 1 September 2012.

Saying that to implement the new policy he has delegated to councils all his functions under section 59 of the *environmental Planning and Assessment Act 1979* for the making of Local Environmental Plans (LEPs). Stating the delegations will operate in respect of draft LEPs for local matters where council receives an authorization following the Gateway determination and for the first time councils will be fully empowered to complete the plan making process for these LEPs.

Pointing out that to be able to exercise these delegations Council must write to the department advising that they are accepted and also nominate the officers or employee of council who will be granted the proposed delegation (name and position of employee is required). Reminding Council that the provisions of Section 381 of the *Local Government Act 1993* require that such functions cannot be delegated to:

- a) the general manager, except with the approval of Council; or
- b) an employee of Council, except with the approval of the Council and the general manager.

Asking Council to respond by Friday 30 November 2012.

Recommendation:

That Council agree to accept the delegations and nominate the General Manager be empowered to exercise the delegations.

Section B – Matters for Information Only**10.17 ZONE MANAGER, NORTH WEST ZONE RURAL FIRE SERVICE
B13(38803)**

Advising that all permits to burn are cancelled effective as of and including 31 October 2012 due to harvest commencing in all Shires of the Zone and there is to be no further burning undertaken. Stating the permit restriction ban will remain in force until the end of November 2012 when the situation will be re-assessed and further advice issued. Pointing out permits may be issued only by the North West Zone Fire Control Centre for essential hazard reduction works for the protection of villages and towns.

10.18 MINISTRY FOR POLICE & EMERGENCY SERVICES E4(38586)

Advising that the Emergency Legislation Amendment Bill 2012 amended the State Emergency and Rescue Management Act 1989. Pointing out amendments particularly relevant to Local Government, including that the General Manager of a council is now to be Chairperson of the Local Emergency Management Committee.

(NOTE BY GENERAL MANAGER – I have exercised my powers under section 378 of the Local Government Act 1993 and delegated the position of Chairperson to the Director of Engineering Services.)

10.19 MR GREG KILBY R8-6-2+D5-21(38587)

Making suggestions regarding the proposed covered arena and pointing out that the suggested 'awning' would not be as expensive as what is being planned. Asking Council to not overburden the Shire with debt and suggesting other ways to spend funds.

(NOTE BY GENERAL MANAGER – A copy of Mr. Kilby's correspondence and diagram is attached as **APPENDIX B**)

**10.20 INDEPENDENT LOCAL GOVERNMENT REVIEW PANEL L10-
2(38590)**

Forwarding media release advising that Panel members will be poring over hundreds of written submissions following the close of the Independent Review's first round of public consultation. Advising the Panel visited 18 regional centres during its Listening Tour and spoke to over 700 community and council leaders. Stating that Professor Sansom said a number of clear themes were emerging from the first round of consultation. Stating people are passionate about the

future of local government and the role it has to play in shaping and supporting communities in NSW. Pointing out that a second discussion paper is currently being prepared outlining the case for change in the local government sector – the paper is due for release in November.

(NOTE BY GENERAL MANAGER – Details of the Panel's Dubbo visit are attached as **APPENDIX C**)

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| 10.21 THE HON BRAD HAZZARD MP | D5-22(38604) |
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Thanking Council for its role in the operation of the Joint Regional Planning Panels (regional panels) and saying he has recently approved revised Operational Procedures, Code of Conduct and Complaints Handling Policy for those panels. Advising the revised documents are available on the following websites: www.planning.nsw.gov.au and at www.jrpp.nsw.gov.au

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| 10.22 DEPARTMENT OF PRIMARY INDUSTRIES – COMMISSIONER - OFFICE OF WATER E5 (38554) |
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Referring to Council's letter to the Hon Katrina Hodgkinson concerning coal seam gas activities and saying the Minister has requested him to respond. Advising the NSW Government is committed to ensuring there are appropriate policies in place to protect our valuable land and water resources, while ensuring the NSW economy remains vibrant and strong. Referring to the Strategic Regional Land Use Policy, which incorporates the Aquifer Interference Policy, released by the Government in September 2012. Saying the Strategic Regional Land Use Policy allows for greater input from local communities, landholders and scientific experts into assessment of exploration and mining proposals. Advising that NSW now boasts the strongest regulation of CSG exploration and production activities in Australia, with 40 new positions created within Government agencies to meet the increased assessment, compliance and community liaison functions required by the new policy package. Saying further information is available at www.nsw.gov.au under the Strategic Regional Land Use prompt.

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| 10.23 PREMIER & CABINET | C13-1+L10-1(38676) |
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Reminding councillors of their obligations under the Local Government Act 1993 in relation to the lodgement of the *'Disclosures by Councillors and Designated Persons Return'*. Saying that current councillors who held office at 30 June and have been re-elected should have lodged a return by 30 September 2012; newly elected councillors are required to lodge a return within a three month period after becoming a councillor. Pointing out that Part 8 of the Local Government (General) Regulation 2005 prescribed the nature of interest and other matters to be disclosed in the returns – saying information is available at www.dlg.nsw.gov.au Asking General Managers to ensure Councillors receive a copy of this circular. Please see **APPENDIX D**

10.24 ROADS & MARITIME SERVICES C6-13+R8-13(38717)

Referring to Council's request and quotation to carry out minor safety improvements works for the relocation of the school crossing in Bertram Street. Advising RMS has accepted the quote and setting out conditions which must be adhered to.

(NOTE BY GENERAL MANAGER – This is in response to a request from Council's Director of Engineering Services to carry out improvements by relocating the school crossing in Bertram Street).

10.25 COONAMBLE YOUTH MENTORING M3-1(38741)

Inviting the Mayor and Councillors to the Student Film Launch on Wednesday 21 November – Coonamble High School Library – 7.30 p.m. – 8.30 p.m. Advising this is a program for young people to learn multimedia skills, team work, leadership and creative application through the guidance of role models and mentors from the community.

(NOTE BY GENERAL MANAGER – The RSVP date is Friday 16 November to Tanya Hind – 6822 1522 – email tanya.hind@det.nsw.edu.au for catering purposes).

10.26 COONAMBLE CHAMBER OF COMMERCE L3+D7(38753)

Thanking Council for its generous support of the 2012 Shop Local Promotion which has enabled the Chamber to extend the potential benefit to all businesses in the community. Saying Council has been acknowledged in all marketing material. Stating the promotion commences on 22 October and closes at the Christmas Carnivale on Thursday 13 December.

10.27 TRADE AND INVESTMENT E5(38751)

Responding to Council's enquiry about chemicals used in coal seam gas activities and saying that in NSW CSG exploration is assessed under the Environmental Planning and Assessment Act 1979. Stating that as part of the approvals process proponents are required to submit a Review of Environmental Factors (REF) that addresses all potential impacts of the proposal, including potential impacts on the environment, water resources and the community. Pointing out that additives used vary according to the nature of the well but are subject to environmental assessment as part of the approval process. Advising that before any approval is granted the REF must be examined and all matters affecting or likely to affect the environment by reason of that activity taken into

account to the fullest extent possible by the Department in making its decision. Pointing out that a copy of the REF which accompanies an application can be viewed on the Department's website:

<http://www.resources.nsw.gov.au/environment/ref>

Saying the NSW Government has implemented two new Codes of Practice which will require world's best practice for coal seam gas hydraulic fracturing and well design and they were independently peer-reviewed by the Chief Scientist and Engineer, Professor Mary O'Kane. Pointing out these Codes will ensure licence holders are both aware of and adhere to the high standards expected of them. Saying all CSG exploration and production licences will be subject to the new Codes of Practice, which will also be included as a title condition and failure to comply with title conditions can result in enforcement action against the holder, including prosecution and title cancellation.

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| 10.28 KEVIN HUMPHRIES, MP – MEMBER FOR BARWON | E5(38746) |
|--|------------------|

Referring to Council's letter concerning the Regional Community Benefit Funds which has been established as part of Restart NSW. Saying a component of Restart NSW has been set aside for regional NSW – 10% of this component is specifically set aside for communities directly affected by mining. Advising that as funds become available and priorities are determined in each area projects will be supported. Saying the vast majority of mining activity is located within the Hunter Valley, which is where initial projects have been identified and funds allocated. Pointing out that the fund is new money and is very much subject to the current state of the NSW budget. Further advising that in addition, prior to production mining and gas companies are obliged to enter into Voluntary Planning Agreements with affected councils and this makes up part of the planning and approval process. Saying that companies will negotiate directly with local councils to identify projects to be supported.

| | |
|---------------------------------|-----------|
| 10.29 INFRASTRUCTURE NSW | R2 |
|---------------------------------|-----------|

Media release headed *Regional road, freight and water upgrades recommended in State Infrastructure Strategy*. Advising that fixing rail and road bottlenecks and upgrading bridges so producers can get agriculture, industrial products and natural resources to markets more efficiently are among the key recommendations for regional NSW in the State Infrastructure Strategy recently released. Pointing out that Infrastructure NSW has outlined \$9 billion worth of priority projects for the regions, including new dams, better town water, road bypasses in mining communities and faster train services for commuters from Wollongong and Newcastle. Stating that regional NSW contributes around a quarter of the State's economic output and provides the produce, commodities and resources that supply Sydney and the globe but it has been affected by the two-speed economy in recent years as mining has boomed.

Advising that major road and rail projects proposed for construction or planning in the Strategy are:

- An estimated \$1b program to address road and rail pinch points around the State to improve freight links and enable trucks to use the network more effectively.
- A \$300m 'Bridges for the Bush' program to upgrade the highest priority rural bridges to improve freight productivity.
- Continued work on major highway programs including construction of the Pacific Highway duplication and completion of the Princes Highway duplication to the Jervis Bay turn-off.
- Construction within 10 years of the F3 Extension to Raymond Terrace, improving connections between Sydney and Northern NSW. This is estimated to cost around \$900m
- Around \$500m in investment in road and rail improvements for coal communities, to manage congestion, improve community safety and amenity and to enable efficient freight movements.
- Identification of a Bells Line of Road / Castlereagh Freeway corridor between Sydney and the central west.

Stating Infrastructure NSW further supports a series of key freight rail developments that would be delivered federally or by private investors. Saying it also supports additional bypasses for towns on major highways to improve quality of life. Advising the recommended reforms to water and waste water management, worth an estimated \$1.1b, include:

- Merging of regional water authorities from around 105 to 30 to increase efficiency and reduce waste.
- A \$700m program of water and waste water upgrades to ensure that regional towns meet national water quality standards.
- \$400m for regional dam construction and safety upgrades.

Advising the strategy's recommendations have been provided to the Government for its consideration in developing plans for infrastructure investment – the Strategy can be found at www.insw.com

(NOTE BY GENERAL MANAGER – The document is over 200 pages – it can be accessed at www.infrastructure.nsw.gov.au Of particular interest to Council would be section 5 – Regional NSW; section 10 – Regional and Interstate Transport and section 12 which deals with Water Infrastructure – and these are included in the business paper at **APPENDIX E**)

**10.30 PUBLIC LIBRARIES NSW – CENTRAL WEST ZONE – DUBBO
L4(38785)**

Advising the Annual Public Libraries NSW (PLNSW) Conference is scheduled to be hosted by a PLNSW Central West Zone member council and their library service in November 2014 and will be hosted by Mid Western Regional Council.

10.31 THE HON SIMON CREAN MP G5-1(38828)

Responding to Council's letter concerning Financial Assistance Grants (FAGs) allocations for 2012/13. Advising that the amount of FAGs available from year to year is set by Commonwealth legislation and at the end of the financial year, the Treasurer makes a determination of the final factor for that year and the estimated factor for the following year. Pointing out the reason for this year's larger than expected negative adjustment is because there was a reduction in the CPI figures as well as an adjustment downwards of Australia's population estimates. Advising the population adjustments were a result of more accurate counting methods used in the 2011 Census. Appreciating the fact that changes to forecast expenditure can be difficult to manage, particularly for smaller councils and hoping the accelerated payment provided to Council of \$1,613,983 in June 2012 would help to address some of the budget difficulty. Saying he recently announced a review of FAGs to be conducted by the Commonwealth Grants Commission and the review will consider effectiveness of FAGs in helping local governments to provide equitable services. Advising the Commission will undertake a range of activities, including engaging with stakeholders, to inform their findings.

10.32 JOHN & GEORGINA BURTON R8-10+R8-11+SR109(38835)

Informing Council that the minutes of the October 2012 meeting are incorrect regarding the Thara Road. Pointing out Mr Burton objected to the transfer of Crown Road in Lot 21 in DP754184 to Council's control and this has not been stated. Also saying he objected to a road being constructed in Lot 21 DP7541284 and this has not been noted in the minutes.

(NOTE BY GENERAL MANAGER – Local Government Regulation (General) 2005:

“Section 254 – Matters to be included in minutes of council meeting.

The general manager must ensure that the following matters are recorded in the council's minutes:

- (a) details of each motion moved at a council meeting and of any amendments moved to it,*
- (b) the names of the mover and seconder of the motion or amendment,*
- (c) whether the motion or amendment is passed or lost”.*

There is no requirement for Council to include anything other than the decisions made by Council. This is also the practice of many neighbouring Councils).

10.33 PREMIER & CABINET**S13+L10-1(38837)**

Advising that the *Swimming Pools (Amendment) Act 2012* commenced on 29 October 2012 and a number of amendments have been made, aimed at increasing the safety of very young children around backyard swimming pools and reducing associated drowning and near-drowning incidents. Stating, in particular, the Act has been strengthened to ensure a greater degree of compliance with the child-resistant barrier requirements and all pool owners are required to register their pools on a new State-wide online register which is being developed and will be available by no later than the end of April 2013.

Stating that Councils will need to develop, in consultation with their communities, a swimming pool inspection program and also issue compliance certificates where an inspected pool barrier complies with the Act. Saying the Act includes delayed commencement provisions for the new obligations placed on pool owners and councils and providing further information in an attachment. Pointing out the Division will continue to work with and provide support to councils during implementation of the new requirements and is currently developing guidelines to assist councils meet their new obligations under the Act. Asking general managers to bring this matter to the attention of councillors and relevant staff.

10.34 LOCAL GOVERNMENT WEEKLY**E5**

Concerning major reform to agricultural and NRM services and advising the NSW Government has announced major changes to the governance and structural framework of agricultural and natural resource management services and functions in NSW. Advising Catchment Management Authorities and Livestock Health & Pest Authorities and parts of the Department of Primary Industries will be amalgamated into new regional organisations. Stating that from January 2014 the new organisations (called *Local Land Services*) will deliver functions currently provided by the 13 CMAs and 14 LHPAs and agriculture advisory services of Agriculture NSW (part of the Department of Primary Industries).

(NOTE BY GENERAL MANAGER – Further information concerning this reform is attached at **APPENDIX F**)

RICK WARREN

General Manager

11. REPORT BY GENERAL MANAGER COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

11.1 DEVELOPMENT APPLICATIONS DETERMINED UNDER DELEGATED AUTHORITY

Background:

Council was instructed in the Promoting Better Practice Review to report all development applications approved under Delegated Authority to each monthly meeting.

Issues:

The list covering period since last Council Meeting is as follows:

| DA No | Owner | Applicant | Proposed Use | Address of land | Approval Date |
|-------|---------------------|--------------------|-------------------------------|---------------------------|---------------|
| 30/12 | NSW Housing Co | Daniel Ouma-Machio | 2 dual occupancy developments | 14 Greene Av. Coonamble | 10/10/2012 |
| 34/12 | NSW Teacher Housing | RFWright | 2x4 bedroom dwellings | 56 Namoi Street Coonamble | 23/10/2012 |

| CDC No | Owner | Applicant | Proposed Use | Address of land | Approval Date |
|--------|--------------------|-----------|-----------------------|-------------------------------|---------------|
| 31/12 | William Chown | Owner | Garage | 72 Aberford St Coonamble | 23/10/2012 |
| 36/12 | Tim Johnston | Owner | 4 bedroom dwelling | "Nelgowrie" Coonamble | 16/10/2012 |
| 38/12 | CSC | Owner | 3 bedroom dwelling | "Yatton" Coonamble | 19/10/2012 |
| 41/12 | Aimee Swansborough | Owner | Additions to dwelling | 120 Aberford Street Coonamble | 22/10/2012 |

Sustainability/Legislative Provisions:

As stated in the Promoting Better Practice Review from the Department of Local Government.

Financial Considerations: NIL

Options: NIL

Recommendation:

That Council note Development Application No 030/2012 & 034/2012, together with Complying Development Certificate Application Nos. 031/2012, 036/2012, 038/2012 & 041/2012 were approved under delegated authority since last meeting.

11.2 PROPOSED CLOSURE OF OFFICE – CHRISTMAS/NEW YEAR PERIOD**Background:**

For many years Council closed its Office between the Christmas and New Year period.

Issues:

This year Christmas Day falls on a Tuesday with the public holidays being Tuesday & Wednesday, 25 & 26 December – New Year's Day falls on the following Tuesday.

In keeping with its resolution from the November 2011 meeting, staff will be required to avail themselves of annual leave for this closedown.

Council may wish to consider closing on Friday 21 December 2012 and reopening on Wednesday 2 January 2013. The office would be closed for the full week, 24 – 28 December and Monday/Tuesday 31 December and 1 January 2013.

Sustainability/Legislative Provisions:

Council is party to the Local Government (State) Award 2010. The Award contains provisions relevant to this situation.

Financial Considerations: Nil

Options:

- Not close the office during the Christmas/New Year period

Recommendation:

That Council close the office on Friday 22 December 2012 and reopen on Wednesday 2 January 2013 and that staff use annual leave provisions for the four days not covered by public holidays.

11.3 REVIEW OF LOCAL GOVERNMENT ACT**Background:**

The Minister for Local Government has announced that the legislative framework for Local Government is to be rewritten and modified. A taskforce has been appointed to consult with stakeholders and make recommendations for a new Local Government ct.

Issues:

The Local Government Act (LGA) Taskforce will be conducting workshops across NSW for councillors and general managers from late October to early December 2012. The most convenient for Council will be held at Dubbo on 27 November 2012. Councillors' session 10am – 12noon; council officers session 1.30pm – 3.30pm.

Attached to the business paper **APPENDIX G** is the "*Preliminary Ideas Paper*" published by the LGA taskforce. Submissions are invited, closing 21 December 2012. It would be appropriate for Council to consider submission material at the December meeting after attendance at the November workshop.

Sustainability/Legislative Provisions: Nil

Financial Considerations: Nil

Options: Not applicable

Recommendation:

That Councillors nominate their attendance at the Councillor Workshop and that the General Manager and Senior Staff attend the Officers Workshop on 27 November 2012.

11.4 LOCAL INFRASTRUCTURE RENEWAL SCHEME

Background:

The NSW Government has released guidelines for stage 2 of the Local Infrastructure Renewal Scheme (LIRS). Applications are open from 1 November 2012 until 31 December 2012.

Issues:

The Government is not funding directly identified infrastructure backlogs. It is providing an interest rate subsidy of 3% on loans taken out to undertake these projects.

The eligibility for the program is that the projects identified must address a legitimate infrastructure backlog or enable the provision of new housing.

The loan must be from a third party lender, for a loan duration of no longer than 10 years. Preference will be given to projects with a total cost of at least \$1,000,000.

Current enquiries indicate a loan rate of 7.1% would apply to Council borrowing \$1,000,000, with the subsidy applied repayments per year at 4.1% would amount to \$123,000 per annum. Total interest payable by Council over the term of the loan would be \$229,000. Council currently has a debt service ratio of .28%. This is very low and an increase of borrowing by \$1,000,000 would see this ratio increase to 1.7% - still a manageable amount. The challenge for Council, should it decide to apply for the subsidy and be successful, will be finding an additional \$123,000 per year for 10 years to repay the loan.

The 2011 Financial Statements of Council identify a backlog of \$4,295,000 to bring infrastructure to a satisfactory standard. The bulk of this is in the roads area with a shortfall of \$2,880,000.

Any successful applicant must commence construction within 12 months of signing the LIRS Agreement.

Councils must demonstrate how the LIRS subsidy will accelerate the provision of infrastructure in its area and support the Council's resourcing strategy under the IP&R framework. It must also be demonstrated that there are insufficient internal council funds available for these projects.

Should Council wish to apply for the funding, it will need to nominate a project(s) to allow costing.

Sustainability/Legislative Provisions: N/A

Financial Considerations:

Any project successful through LIRS will have budget implications for future years. A minimum commitment for a \$1,000,000 loan will be \$123,000 expense that will need to be funded for 10 years.

Options:

1. Nominate project(s) for LIRS subsidy.
2. Not participate in the interest subsidy under LIRS.

Recommendation:

That Council:

- (a) determine if it will seek funding under the LIRS;
- (b) nominate any project for application;
- (c) budget the repayments for the 2013/2014 onward financial years.

11.5 ADDITIONAL SHOWER AND TOILET FACILITIES – COONAMBLE SHOWGROUND**Background:**

At its September 2012 meeting Council resolved that a report be presented on the possibility of providing additional facilities at the Showground pavilion.

Issues:

Discussion revolved around the purchase and installation of a portable unit and it was eventually decided that a permanent structure should be considered for erection on the western side of the pavilion and a storage area be incorporated into the design.

The proposal is best described and seen through the use of a large map that will be available on Council meeting day. It is proposed there be seven shower units in both male and female facilities and this incorporate a disabled unit in each. Male toilets have four stalls and a urinal, female toilets have six stalls each facility incorporating a disabled accessible unit. The storage facility is approximately 54 square metres.

Sustainability/Legislative Provisions:

Development application will need to be lodged and approved.

Financial Considerations:

Council has in reserve \$139,000 (June 2012 budget review) for showground amenities. Costs to complete the project are estimated at \$250,000.

Options:

N/A

Recommendation:

That Council note the information.

**11.6 DISCLOSURES BY COUNCILLORS AND DESIGNATED PERSONS
RETURN****Background:**

Councillors and designated persons are required to lodge the above returns by 30 September 2012. New councillors are required to lodge returns within three months of election.

Issues:

The responsibility of lodging the return is that of the individual. The General Manager is required to table these returns in accordance with the Local Government Act.

Sustainability/Legislative Provisions:

Section 450A – Local Government Act 1993.

Financial Considerations:

Not applicable.

Options:

Not applicable.

Recommendation:

That Council note the tabling of the Disclosures by Councillors and Designated Persons Returns for 2012.

11.7 NOTICES OF MOTION

(The following Notices below need to be moved and seconded in accordance with normal meeting procedure).

CR ALLAN KARANOUH**C13(38734)**

Giving notice of intention to move the following motion at this meeting:

“...that Council investigate the cost to place rubber stoppers along the kerb in the Coonamble CBD to prevent vehicles backing into the awning posts and, if acceptable, the funding be provided from Urban Roads Reserve”.

Recommendation:

For Council’s determination.

CR ALLAN KARANOUH**C13(38756)**

Giving notice of intention to move the following motion at this meeting:

“...that Council purchase 10 garbage receptacles with capacity of around 240 litre, estimated to cost in the vicinity of \$1,500 each and install them in various locations throughout the CBD, and fund the cost from Urban Roads Reserve”

Recommendation:

For Council’s determination.

11.8 REGIONAL DEVELOPMENT AUSTRALIA FUND (RDAF)**Background:**

Rounds 3 and 4 of the RDAF have been opened by the Federal Government. Council has, in the past, applied for funding from this body.

Issues:

Round 3 is limited to supporting small towns – it is for less than \$500,000 funding and the project must be located in a town of 30,000 people or less. Projects in Round 3 need not align with the RDA Regional Plan, but must address local government priorities as expressed in the Community Strategic Plan. Projects must fall into one of four categories below:

- the economy
- the community
- arts and culture
- sport and recreation.

Preference will be given to projects which include partnership funding of more than 50% of the total project value, with a significant cash component.

Council's proposed arena project meets the eligibility guidelines for an Expression of Interest to be submitted.

The project is seeking funding in excess of \$500,000. Council has a substantial cash contribution in reserve and is seeking further partnership contributions from the State Government to maximise the opportunity for funding.

Sustainability/Legislative Provisions:

Not applicable.

Financial Considerations:

Given the emphasis placed on cash contribution for each funding round Council is not in a financial situation conducive to submitting an application for both rounds.

Options:

Not applicable.

Recommendation:

That Council continue to maximise partnership opportunities and submit an EOI for Round 4 for the proposed arena at the Showground.

11.9 RATE CERTIFICATE AT LEVY 2012/2013**Background:**

The 2012/2013 rate notices were levied according to the minimums and cents in the dollar adopted for each rate category at a meeting held on 13 June 2012 and in accordance with the provisions of the Local Government Act.

Issues:

The rates levied as shown on the Rate Certificate at Levy 2012/2013 (attached) have been brought to account and the valuation figures upon which the rates have been levied have been checked with the valuations determined by Council from the total of the General Valuation.

The list of non-rateable properties referred to on the Certificate have been examined and certified that such properties are exempt by or have been exempted by the Council under the provisions of the Act.

Sustainability/Legislative Provisions:

Nil

Financial Considerations:

Nil

Options:

Not applicable

Recommendation:

That Council note the Rate Certificate at Levy for the Year 2012/2013 and authorise the affixing of the Seal.

11.10 FINAL RATE CERTIFICATE 2011/2012**Background:**

The 2011/2012 rate notices were levied according to the minimums and cents in the dollar adopted for each rate category at a meeting on 8 June 2011 and in accordance with the provisions of the Local Government Act 1993.

Issues:

The rates levied as shown on the Final Rate Certificate for the year 2011/2012 (attached) have been brought to account and the valuation figures upon which the rates have been levied have been checked with the valuations determined by Council from the total of the General Valuation.

The list of non-rateable properties referred to on the Certificate have been examined and certified that such properties are exempt by or have been exempted by the Council under the provisions of the Act.

Sustainability/Legislative Provisions:

Nil

Financial Considerations:

Nil

Options:

Not applicable

Recommendation:

That Council note the Final Rate Certificate for the Year 2011/2012 and authorise the affixing of the Seal.

RICK WARREN

General Manager

12. REPORT BY DIRECTOR OF CORPORATE & COMMUNITY SERVICES
COUNCIL MEETING ON WEDNESDAY 14 NOVEMBER 2012

12.1 RATE COLLECTIONS

Total Combined Rate Collections to 31/10/2012 compared to 31/10/2011:

| | 31/10/2012 | 31/10/2011 |
|---|---------------------|---------------------|
| Arrears 30 th June previous year | 763,910.00 | 598,833.17 |
| Plus 2012/2013 Combined Levy | 5,401,325.79 | 5,157,858.39 |
| Add Transfer from Postponed | - | - |
| GROSS LEVY | 6,165,235.79 | 5,756,691.56 |
| Less: Pensioner Concession (State) | (65,519.53) | (60,822.52) |
| Pensioner Concession (Council) | (53,606.89) | (49,763.88) |
| Transfer to Postponed | - | (-) |
| Abandoned | - | (-) |
| NET TOTAL LEVY FOR YEAR | 6,046,109.37 | 5,646,105.16 |
| Less Collections | (1,797,995.24) | (1,843,158.76) |
| Plus Refunds | - | - |
| NET TOTAL BALANCE | 4,248,114.13 | 3,802,946.40 |
| Plus Postponed | - | - |
| GROSS TOTAL BALANCE | 4,248,114.13 | 3,802,946.40 |
| Collection % of Total Receivable | 29.74% | 32.64% |
| Arrears % of Total Receivable | 70.26% | 67.36% |

Recommendation:
Submitted for Council's information.

12.2 LIST OF INVESTMENTS – SEPTEMBER 2012

| Financial Institution | Invest Rating S&Ps | Investment Type/Maturity Date | Current Rate | Term | Amount (\$) |
|-------------------------|--------------------|---------------------------------|--------------|----------|----------------------|
| National Australia Bank | A1+ | Term Deposit -24/01/2013 | 4.50% | 91 Days | 2,000,000.00 |
| Commonwealth Bank | A1+ | Term Deposit - 27/11/2012 | 4.64% | 90 Days | 2,500,000.00 |
| St George | A1+ | Term Deposit - 17/11/2012 | 4.80% | 90 Days | 1,000,000.00 |
| Commonwealth Bank | A1+ | Term Deposit - 29/11/2012 | 4.27% | 30 Days | 1,000,000.00 |
| IMB | A2 | Term Deposit - 26/11/2012 | 4.70% | 61 Days | 1,000,000.00 |
| Reliance C/U | Unrated | Term Deposit - 04/03/2013 | 4.50% | 182 Days | 500,000.00 |
| Bendigo Bank | A- | Term Deposit - 19/12/2012 | 4.90% | 90 Days | 1,000,000.00 |
| IMB | A2 | Term Deposit - 16/11/2012 | 5.10% | 90 Days | 1,000,000.00 |
| Orana Mutual | Unrated | Term Deposit - 21/01/2013 | 4.05% | 91 Days | 1,000,000.00 |
| National Australia Bank | A1+ | Term Deposit -28/11/12 | 5.06% | 120 Days | 2,000,000.00 |
| ME Bank | A2 | Term Deposit - 28/01/2013 | 5.15% | 90 Days | 2,000,000.00 |
| Commonwealth Bank | A1+ | Business Online Saver - at call | 3.75% | N/A | 2,250,000.00 |
| TOTAL | | | | | \$ 17,250,000 |

| Financial Institution | Invest Rating S&Ps | % of Investment | Max per Investment Policy | Amount (\$) |
|-------------------------|--------------------|-----------------|---------------------------|----------------------|
| Commonwealth Bank | A1+ | 33% | 50% | 5,750,000 |
| National Australia Bank | A1+ | 23% | 50% | 4,000,000 |
| St George | A1+ | 6% | 50% | 1,000,000 |
| Bendigo Bank | A- | 6% | 40% | 1,000,000 |
| IMB | A2 | 12% | 35% | 2,000,000 |
| ME Bank | A2 | 12% | 35% | 2,000,000 |
| Orana Mutal | Unrated | 6% | 10% | 1,000,000 |
| Reliance C/U | Unrated | 3% | 10% | 500,000 |
| | | | | \$ 17,250,000 |

| Rating | % of Investment | Policy | Amount |
|---------------------------------------|-----------------|--------|----------------------|
| A1+ | 62% | 100% | 10,750,000 |
| A1 | 6% | 80% | 1,000,000 |
| A2 | 23% | 60% | 4,000,000 |
| Unrated | 9% | 30% | 1,500,000 |
| | | | \$ 17,250,000 |
| General Fund Investments | | | 10,121,721 |
| Coonamble Sewerage Investment Fund | | | 2,799,438 |
| Gulargambone Sewerage Investment Fund | | | (25,320) |
| Coonamble Water Investment Fund | | | 3,216,509 |
| Gulargambone Water Investment Fund | | | 942,803 |
| Trust Investment Fund | | | 194,849 |
| | | | \$ 17,250,000 |

I, Bruce Quarmby, Responsible Accounting Officer, certify that in accordance with the Local Government (General) Regulation 2005 s212 the investments have been made in accordance with the Local Government Act, the Ministerial Order and Councils Investment Policy.

Recommendation:

That the list of investments as at 31 October 2012 be noted and it also be noted that Council's Investments comply with s625(2) of the Local Government Act 1993 and Council's Investment Policy.

12.3 COMMUNITY SERVICES PROGRESS

Background:

Council's *Community Services Policy* and *Child and Youth Development Policy* outline the strategic direction Council follows in relation to community services. This report presents a summary of community services progress and activities for the period September – October 2012.

Issues:

1. Community Development

1.1 *Crime Prevention*

1.1.1 Domestic Violence

The Coonamble Domestic Violence Committee is continuing to progress a community level Domestic Violence Prevention Plan. The group is also working to develop a business case for the establishment of a Women's Refuge in Coonamble.

1.1.2. Drugs & Alcohol

The FARE project is an externally funded project that aims to address binge drinking and related alcohol harms in young people. The project is funded by the Foundation of Alcohol Research & Education (FARE) and involves group work with young people, along with the development of resources to be shared with the community. The project is progressing with engagement of young people.

1.1.3 Burglar Beware (break and enter)

The Burglar Beware Project is a target hardening project aimed at people residing in crime "hot spots" as well as aged and vulnerable residents. The project involves coordinating Police safety audits for residents, together with the subsidised provision of small scale infrastructure.

During the reporting period the following resources have been developed, produced and distributed to key stakeholders:
Security signs-



Fridge memo magnets-



1.2 Youth anti-social behaviour

1.2.1. Coonamble Shire Youth Council – The scheduled Youth Council meeting for October did not proceed. The Youth Council is currently planning for Youth Week 2013. Event options, together with opportunities to collaborate with community groups, are being considered.

1.3 Events

Australia Day 2013. An Australia Day Co-ordinator has been engaged and event planning is progressing to timeframe and budget.

2. Vacation Care

Occasions of care provided by Vacation Care during the October school holiday period- 75.

3. Library

- Book Deliveries to housebound and Koonambil fortnightly
- Get Reading Promotional materials displayed and books processed in preparation for commencement of the program.
- Spydus upgrade to Library system at Coonamble and Gulargambone
- Visits from Vacation Care
- Installation Library Wi-Fi connection and re-arrangement of computers to facilitate ticketing.
- Annual North Western Library Survey conducted
- External groups using Library space:
 - Distance Education exams facilitated
 - Writer's Group and Family History meetings held
 - Tutoring conducted twice weekly
 - CWA display facilitated for CWA week promotion

| September - October 2012 | Total issues | Total returns | New members |
|-----------------------------|--------------|------------------|----------------|
| Coonamble | 2578 | 2304 | 22 |
| Gulargambone | 243 | 271 | 0 |
| Quambone | 74 | 82 | 0 |

4. External Funding

Council has been advised of its success in Round II of the NSW Crime Prevention Grants, through the NSW Justice & Attorney General. Sixty six thousand dollars (\$66,000) will be received for the facilitation of the Burglar Beware phase II project. This project will build on the existing Burglar Beware project aiming to reduce residential burglary through access control measures and an awareness campaign. The project will run over a twelve (12) month period in both Coonamble and Gulargambone and will have the following objectives:

1. Reduce repeat victimisation of residential dwellings in identified hotspot areas
2. Reduce break and enter (dwelling) in the LGA
3. Increase participant knowledge of burglary prevention through access control
4. Increase participant application of access control measures

5. Integrated Planning & Reporting

Corporate & Community Services staff continue to work against Council Delivery Program actions (outlined in Coonamble Shire Council Delivery Program 2012/13 – 2015/16, pages 17 – 46).

Financial Considerations: Nil.

Options: N/A

Recommendation:

That information contained in the Community Services Progress report be noted.

12.4 LIBRARY SERVICES POLICY

Background:

The provision of effective community service is underpinned by clear policy, providing a structure for strategic direction and enabling informed decision making by Council. The purpose of the attached Library Services Policy is to provide a framework for Council's activities related to library services.

Issues:

The community strategic planning process identified the Coonamble Library as an asset with growth opportunities. In particular, the Library has potential to respond to community desire for services and opportunities that connect community members in line with contemporary library practice.

Council's draft Library Services Policy is attached (**APPENDIX H**).

The draft policy states Council's position in the provision of library services to the community. This policy will provide a framework for the delivery of high quality and equitable community services through the provision of effective access to library services.

Sustainability/Legislative Provisions:

Local Government Act 1993 – Section 8.
Library Act (1939)
Library Amendment Act 1992
Library Regulation 2005

Financial Considerations: Nil.

Options:

- (1) Endorse a Library Services Policy to provide strategic direction for Council's activities.
- (2) Provide Library services in the absence of a Policy.

Recommendation:

That Council endorse the attached Library Services Policy and place the document on public exhibition, calling for submissions, for the prescribed period prior to formally adopting the policy taking into consideration any submissions received.

LIANNE TASKER

Director of Corporate & Community Services

**13. REPORT BY DIRECTOR OF DEVELOPMENT, COMMERCIAL
AND URBAN SERVICES**
COUNCIL MEETING WEDNESDAY 14 NOVEMBER 2012

13.1 ECONOMIC DEVELOPMENT MANAGER'S SECTION

Author: *Economic Development Manager – Lee O'Connor*

1. Diversify Industry Base - Infrastructure, Tourism, New Enterprise

| PROJECT | ACTIONS | STATUS/OUTCOMES |
|----------------------------|---|---|
| Covered Arena | <ol style="list-style-type: none"> 1. Design & Approval 2. Funding | <ol style="list-style-type: none"> 1. Revised plans provided by architect, following a meeting with the steering committee further design changes to be implemented prior to progressing to DA ready stage. 2. EOI's for Round 3 & 4 RADF grant funds close 06/12/2012. Work on the EOI is progressing with representatives from Council contacting various local and regional organisations for letters of commitment and support for the project. |
| Eco Spa + Caravan Park | <ol style="list-style-type: none"> 1. Design & Approval 2. Funding – Seeking extension to March 2013. 3. Smith Park Land Acquisition – | <ol style="list-style-type: none"> 1. An information session was held with assorted groups that may be impacted by the establishment of the facility. Two positive written comments were received by council at the close of public comment. 2. Application for extension of funding submitted , awaiting notification of outcome 3. Letter sent to Crown Lands re site acquisition or transfer. |
| Water for New enterprises. | <ol style="list-style-type: none"> 1. Source additional supplies of water | <ol style="list-style-type: none"> 1. Investigations ongoing. |

2. Business Growth – Start-up/Expansion, Promotion, Education, Skill Development

| PROJECT | ACTIONS | STATUS/OUTCOMES |
|-----------------------------------|---|--|
| Support new and existing business | <ol style="list-style-type: none"> 1. Support Business Start-Ups/Expansions 2. Chamber of Commerce: Keep Coonamble Kicking Campaign. | <ol style="list-style-type: none"> 1. Information provided on an ongoing basis. 2. Provided ongoing support with the Keep Coonamble Kicking campaign commenced 26.10.12. and ceasing on 13.12.12. |
| Employment Circle | <ol style="list-style-type: none"> 1. Jobs & Skills Expo 2. LLNP (Language Literacy Numeracy Program) 3. Remote Jobs & Communities Program 4. Skills Attraction Strategy | <ol style="list-style-type: none"> 1. Progressing, 20.03.2013 set as new date for expo 2. Program review underway. 3. Council awaiting further information on proposed changes. 4. Survey to be launched within 1 month. |
| New/Prospective Residents | <ol style="list-style-type: none"> 1. Respond to website and telephone requests for Prospective Residents Information. 2. Respond to inquiries from new residents seeking rental accommodation and/or employment. | <ol style="list-style-type: none"> 1. No inquiries this month. 2. No inquiries this month. |
| Abattoir | Information to new owners. | Continuing. |

3. Community Economic Development + Physical Amenity

| PROJECT | ACTIONS | STATUS/OUTCOMES |
|---------------------|---------------------------------------|--|
| Rent-a-Farmhouse | Responded to applicants. | Ongoing. 1 new farmhouse offered. |
| Two Eight Two Eight | No action since last Council meeting. | Decided not to apply to Community Building Partnership Fund. |
| Coonamble Aero Club | Airfield Accommodation & Training | Assistance provided with grant application for \$36,000 |

4. Networking, Advocacy and Lobbying

| PROJECT | ACTIONS | STATUS/OUTCOMES |
|--|---|------------------------|
| Remote Jobs & Communities Program (RJCP) | See Employment Circle re LLNP and CDEP. | |

Recommendation:

That the report by the Economic Development Manager be received and noted.

13.2 TOURISM DEVELOPMENT MANAGER'S SECTION

Author: *Tourism Development Manager – Lauren Picone*

1. Tourism projects – product development and tourism/visitor infrastructure

| PROJECT | ACTIONS | STATUS/OUTCOMES |
|---|---|---|
| Visitor Information Centre Development | Oversee Visitor Information Centre (VIC) Operations | <ul style="list-style-type: none"> Volunteers have undergone a WHS induction. Works Ongoing, with Re-roofing of centre to be undertaken early next year. |
| Primitive Campsite Quambone | Establish Primitive Campsite | <ul style="list-style-type: none"> Signage has been ordered with minor repairs due to be carried out to the tennis club building in the immediate short term. Painting of the building will be carried out as a joint project between Council and students from Coonamble High School. Currently ordering highway and onsite signage for the campsite. |
| Macquarie Marshes | Meet with key, local stakeholders to identify short term goals. | <ul style="list-style-type: none"> Currently in discussion with key stakeholders regarding tourism objectives. Directional signage has been ordered. |
| Inland Tourism Networking Night and Forum and Marketing Workshop | Inland Tourism NSW and CSC will host a joint tourism networking night and marketing workshop for all interested stakeholders. | <ul style="list-style-type: none"> Inland NSW Tourism will host the networking night. This forum is for local stakeholders to become familiar with how Inland Tourism can assist with tourism promotion and marketing.. The workshop will cost \$75 per person and includes Bronze Membership to Inland NSW and free access to all workshops for 12 months. |
| Tin Town | Erect appropriate interpretative signage for the Tin Town site. | <ul style="list-style-type: none"> Consultation is ongoing with Council awaiting further information from key parties |

2. Strategic Planning – to inform the new Destination Management Plan

| PROJECT | ACTIONS | STATUS/OUTCOMES |
|--|--|--|
| Develop new Destination Management Plan | Seek advice on effective Destination Management Planning from industry leaders | <ul style="list-style-type: none"> Process is ongoing; seeking to utilise industry contacts and relationships to further develop a Destination Management plan for Coonamble Shire. |

3. Marketing and promotion

| PROJECT | ACTIONS | STATUS/OUTCOMES |
|--|---|--|
| Inland and NSW Tourism Awards | Provide ongoing support to local tourism operators and providers | - Ongoing |
| Website – ‘What’s On’ Box and Events Calendar | Continue to promote local events on the CSC website | - Website maintained on an ongoing basis with new events added as the information becomes available. |
| Monthly newsletter | Continue to distribute monthly tourism newsletter to stakeholder database. | - Continue to receive positive feedback. |
| Reprint of Coonamble Shire Visitor Brochures | Liaise with relevant stakeholders re updates & Improvements to current brochure | - Local stakeholders have been consulted and their opinions considered in the design of the revised tourism brochure. - A design brief has been submitted to several graphic designers, a copy of the new brochure will be provided to Council for consideration. |

4. Events

| PROJECT | ACTIONS | STATUS/OUTCOMES |
|--------------------------------------|--|---|
| Coonamble Rodeo and Campdraft | Submitted an Expression of Interest on behalf of the Coonamble Rodeo Association (CRA) for the Regional Flagship Funding Program, administered by Destination NSW. | - EOI was accepted - the CRA have now been invited to submit an application. As part of the application the CRA have been asked to collect letters of support from the Mayor. |

Recommendation:

That Council note the information contained in the report and provide a letter of support for the Coonamble Rodeo and Campdraft application.

13.3 SHOWGROUND SECURITY OPTIONS

Background:

Council will recall that, at its September 2012 meeting, a report was put forward with a recommendation that the Coonamble showground be locked when not in use in an effort to minimize Council's public liability exposure and damage caused by vandalism. At the meeting Council requested a further report be tabled to enable a decision to be made.

The fence along the river is to be considered in conjunction with the 2013/2014 estimates.

Issues:

Currently the showground is managed by Council with various arrangements in place with local user groups designed to encourage and promote the use of the facility. These arrangements include an annual fee for the use of the ground, with the only requirement being that the community groups advise Council of their intended bookings. Casual use of the ground by an individual throughout the day is also permissible, at no cost.

The following issues were identified as a major concern when considering altering the current arrangements:

- Insurance Public Safety – potentially increased exposure to Council in respect to public liability claims.
- Casual Camping – its impact on the Council owned caravan park nearby.
- NLIS Compliance – as the Showground has its own Property Identification Code (PIC) number, without bookings it raises the issue of how does Council ensure compliance.
- Proposed Indoor Arena – the modelled business plan include an income stream from casual hire of the arena and showground facility.

Of concern is the increased risk presented in having the two main gates open directly onto the highway. A possible solution to this issue may be for Council to consider locking these gates whilst leaving the gate at the dog track entrance open and, as such, it being the only entry and exit point for the ground.

Dubbo Showground is a Council run facility and a manager is employed – the ground is always open however casual users must contact the Manager – this is signposted. There is a charge for use of the indoor arena, but there is no charge to ride on the outdoor sand arena.

The Orana Equestrian Club has an arrangement with Council whereby its members are allowed to use the indoor arena as part of the Club's annual fee. With regard to camping, signs indicate – *'NO CAMPING UNLESS TRAVELLING WITH LIVESTOCK or AS PART OF AN EVENT'*

Coonabarabran Showground is managed by a Trust with an on-site caretaker. The ground is locked, with a contact number located on a sign at the gates for people who are travelling with livestock and need to rest stock etc. All users are expected to book and pay. Similar to our showground, many of the user groups have built the facilities and begrudge having to then turn around and pay a 'user pays' hire fee to use them, but have an expectation that the Trust will then maintain all the facilities. There is no casual use – all users must be part of an official event – thus covering all insurance issues.

Sustainability/Legislative Provisions:

- Crown Lands Act 1989
- Crown Lands Regulation 2006

Financial Considerations:

Currently Council's Fees & Charges reflect various types of use, with the primary focus being on the hire of the facility for events or the community organisations that utilize the facility.

Council does not currently have in its adopted Fees & Charges a camping fee or a casual use fee for an individual wishing to ride a horse on the grounds.

Options:

1. Maintain the status quo of operations and accessibility at the showground with Council to accept the increased risk of any potential public liability claim that may arise.
2. Make changes to the current operating procedures.

Recommendation:

That Council undertake the following actions:

- (i) Lock the two main gates directly onto the highway, leaving the gate near the dog track open;
- (ii) Signage be erected at all gates with Office & Manager's numbers and requesting that anyone wishing to rest stock or ride casually contact Council.
- (iii) Camping Prohibited signs be erected, with power boxes locked to discourage casual camping
- (iv) Review current booking system and fee structure in readiness for the future indoor facility, bringing the proposed income for the area into line with the business plan.

13.4 FINANCIAL REPORTS & AUDIT REPORT – YEAR ENDED 30TH JUNE 2012**Background:**

Hill Rogers Spencer Steer, Council's Auditors, have completed their audit of Council records for the year ended 30th June 2012 and provided a report to Council – **COPY INCLUDED WITH BUSINESS PAPERS.**

Council's Financial Reports and Auditor's Report are required to be presented at a public meeting within five (5) weeks of Council receiving the audit report. These reports are tabled at this meeting and a copy has been provided to each Councillor with their Business Paper.

Included in this report to Council is:

1. Income Statement
2. Balance Sheet
3. Statement of Changes in Equity
4. Cash Flow Statement

Council has unrestricted cash and investments amounting to \$22,000 available to provide liquidity for day to day operations.

Issues:

In the opinion of the Auditors Council's overall financial position is sound. Council's auditors also expressed the opinion that:

- a) The Council's accounting records have been kept in accordance with the requirements of the Local Government Act 1993, Chapter 13 part 3 Division 2;
- b) The financial statements:
 - (i) have been prepared in accordance with the requirements of this Division;
 - (ii) are consistent with Council's accounting records;
 - (iii) presents the Council's financial position, the results of its operations and cash flows; and
 - (iv) are in accordance with the applicable Accounting Standards and other mandatory professional reporting requirements in Australia.
- c) All information relevant to the conduct of the audit has been obtained; and
- d) There are no material deficiencies in the accounting records or financial reports.

Council received an unqualified audit opinion relating to its financial statements that we have become aware of during the course of the audit.

Sustainability/Legislative Provisions:

Section 418 of the Local Government Act 1993 requires Council to present its Financial Reports and Auditors Report at a Public Meeting

Financial Considerations: Nil

Options: Nil

Recommendation:

That Council note the tabling of the presentation and tabling of its Auditors Report and Financial Reports for the year ended 30th June 2012

13.5 STRUCTURAL ENGINEERING REPORT – COONAMBLE MUSIC SHELL

Background:

As part of its asset inspection program the Music Shell or “Opera House” located in Lions Park Coonamble was identified as being in a poor condition. As a result a structural engineer was engaged by Council to provide a detailed report regarding the condition of the building as well as costing estimates to fix the structural issues associated with the building.

A copy of the report provided to Council is attached for your information as **APPENDIX I**

Issues:

Findings detailed in the report attribute the “severely dilapidated” state of the music shell due to structural inadequacies in masonry wall, masonry retaining walls, poor structural detailing between retaining walls and stage slab, with possible inadequately proportioned footings. More detailed information is provided in section 3 of the report.

Whilst the engineer has stated the building is in a “severely dilapidated state” he indicated that the building may be able to be repaired, although at a significant cost. The costing estimates provided for council are as below:

- Carry out necessary repairs as detailed in report at an estimated cost of approximately \$203,000
- Demolish the building and clear the site at an estimated cost of approximately \$62,000

The building, whilst having both cultural and historical ties with Coonamble’s past, is rarely used. In its present state of disrepair it poses a significant health and safety risk to members of the public, for which Council may be held liable. Temporary fencing has been erected around the building.

Sustainability/Legislative Provisions:

Nil.

Financial Considerations:

Costing estimates indicated that the building is salvageable at approximately four times the cost of demolition.

Council's current budget for the 2012-2013 financial year is running at a deficit of approximately \$53,000 due to the changes to the Financial Assistance grant calculations.

Options:

1. Carry out the repairs as detailed in the structural engineer's report at an estimated cost of \$203,000.
2. Call for expressions of interest to demolish the "Opera House" and following demolition include in future estimates the cost of a replacement amenities block in Lions Park.

Recommendation:

That Council call for expressions of interest to demolish the "Opera House" and following demolition include in future estimates the cost of a replacement amenities block in Lions Park.

13.6 CARAVAN PARK AMENITIES BLOCK - UPGRADE

Background:

Recently Council was advised of an opportunity to apply for grant funding from the Tourism Industry Regional Development Fund (TIRF) for grants which range from \$50,000 - \$250,000 on a matched dollar for dollar funding basis.

The potential project which has been identified that could utilise these grants funds to enable the project to be carried out would be an upgrade to the current amenities blocks in service at the Coonamble Shire Caravan Park.

As information contained in the costings from Paul Jones, Head Architect for the Eco Spa Project from Brewster Hjorth Architects, indicates that the construction of the new amenities block will cost approximately \$361,675.

The deadline for grant applications is the 14th of December 2012.

Issues:

Feedback provided by visitors to the park has indicated there are inadequate amenities and laundry facilities to accommodate the park. The park operators have also identified a need for facilities for disabled people within the park.

Under the proposed design from Brewster Hjorth, the number of facilities in the amenities block will be increased by the following:

- Toilets 8
- Showers 3
- Washing Machine 1
- Dryers 2

The proposed new structure will be in keeping with the overall design and theme of the proposed Eco Spa development.

Sustainability/Legislative Provisions:

Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005.

Financial Considerations:

Whilst the opportunity to source the funding from the current round of grant funding is acknowledged, Council would be required to match any grant funds received on a dollar for dollar basis. This would equate to a commitment from Council of approximately \$180,800

The current balance of the Caravan Park reserve as at 30/06/2012 is \$9,635.00 Councils budgeted result as at the time of writing this report was in deficit of approximately \$53,000

Options:

1. Apply for the TIRF (Tourism Industry Regional Development Fund) Grant - Council apply for funding under the guidelines as outlined by the TIRF and match any grant funds received on a dollar for dollar basis. Council would have to be willing to contribute \$180, 837.50 to be eligible for the grant.
2. Council directly funds project
3. Postpone Amenities block upgrade/redevelopment - Leave the amenities block in their current state until a private investor “purchases” the Eco spa development project and allow the new investor to develop the existing amenities block as part of the project..

Recommendation:

That Council not apply for the grant funding under the guidelines of the TIRF.

13.7 WORKS IN PROGRESS

Parks & Gardens:

- Works program continues to focus on improving the presentation of open spaces under Council control. Major focus has been on approaches to towns and villages within the Shire.
- The second of the new portable grandstands for the Coonamble sports ground is completed and will be delivered as soon the appropriate plant becomes available .
- Vandalism to Council facilities, with the most recent attacks occurring to the amenities block in Macdonald Park and the Showground continues to be an issue placing additional burden on Council resources
- The swing set at Quambone has been relocated from the Pool to the Park adjacent to the Quambone Store. Community consultation regarding final design for playground equipment will be carried out shortly.

Pools:

- Pools have opened for 2012-2013 swimming season.
- Advertisement will placed shortly calling for a “pool” of casual labour to act as a backup/ support for permanent staff as required.
- Safety improvement works to the filter beds at Coonamble pool will commence within the next month.

Buildings:

- “Museum under the Bridge” signage has been installed.
- Orders have been placed with builders to carry out repair works that been identified and allowed for in the current budget.
- Construction of the new residence at “Yatton” has commenced.
- Inspections are continuing on an ongoing basis on Council Assets.

Saleyards:

- A recent saleyards committee meeting was held with suggestions put forward for the current round of grant funding available with a submission being prepared for consideration by Australian Livestock and Rural Transport Association (ALRTA).
- The sheep yards have been cleaned up.

Recommendation:

That Council note the information contained in this update report.

BRUCE QUARMBY

Director of Development, Commercial & Services

14. REPORT BY DIRECTOR OF ENGINEERING SERVICES **COUNCIL MEETING WEDNESDAY 14 NOVEMBER 2012**

14.1 PROPOSED TREE PLANTING ABERFORD STREET

Background:

At the October meeting, Council requested a report on the possibility of planting trees in Aberford street, west from the bridge.

Issues:

Aberford Street, being the only connecting road between east and west Coonamble, carries services underground including water, sewer and telecommunication. Overhead there are power lines as well as security camera cabling that is considerably lower than the power lines. The species of tree would need to be extremely short and compact to avoid encroaching on the lines and as a result would not provide any shade.

Security camera coverage also needs to be taken into account. There are currently five (5) cameras that would be adversely affected by tree planting.

Along much of the street, the available area for trees is non-existent because of underground services, footpaths and adjacent to heavily utilised parking lanes. Trees will need to be kept trimmed to avoid encroaching on either the road or the footpath. Young trees are vulnerable to damage from car doors and passengers getting in and out of vehicles. It should be noted that around 10 years ago Council did plant crepe myrtles along Aberford Street and nearly all were destroyed from this type of damage or stolen.

There are a number of agreed minimum planting distances depending on the species selected that apply to the area including:

- .75m from the back edge of existing kerb
- 1.2m from the edge of existing footpath
- 1.2m from the property boundary
- 1.2m from the closest side of an existing underground service
(water, sewer and telecommunication)
- 3m from a fire hydrant
- 4m from a driveway or street signage
- 5m from a light pole

- 20m minimum from an intersection, depending on safe, stopping sight distance.
- Minimum distance as specified by any underground service provider

Positioning trees within the parking lane is not an option, as this would encroach on the 3 metre clear zone required by RMS (this section of Aberford Street is the State Highway). Additionally, this option would reduce available parking space.

Sustainability/Legislative Provisions:

Nil

Financial Considerations:

Nil.

Options:

Nil

Recommendation:

That Council not plant trees in Aberford Street, west of the bridge.

14.2 WORKS IN PROGRESS**(a) Plant:**

- General Maintenance
- “Toora” radio repeater station Installed and operational
- One (1) ute from Golden West Holden Dubbo has arrived
- Two (2) utes have arrived from Clancy Ford, Dubbo and still waiting on another three utes.
- Awaiting delivery of six (6) Utes from Dubbo City Toyota
- Awaiting delivery of three (3) Utes to Robert Handsaker Ford Narromine
- Two (2) utes from Western Plains Automotive Dubbo have arrived
- Two (2) Gamers Motor Auctions Newcastle are to be picked up.
- Eleven (11) Valley Motor Auctions Newcastle three (3) picked up Eight (8) remaining
- Quotations sort for low loader and semi tipper
- Water cart slide on ?? Investigation
- Completed registrations for Common Expiry Date (CED)

(b) Depot:

- Clean up ongoing
- Trailers to be tethered in rear compound for sign out
- General business
- Ongoing training in stock and ordering online
- Test & tag of Store & workshop equipment

(c) Airport:

- Routine maintenance as required.

(d) Workshop:

- General maintenance ongoing

(e) Water & Sewer:

- Milbant WTP water mains contractors have almost completed rising main pipe work
- Pipeline under bore of Highway still to be completed & air and scour valves
- Aquatec –Maxcon commenced WTP construction Two (2) Lagoons almost complete
- General Maintenance
- Repairs to sewer mains
- Kembla Water Tech commenced cleaning and CCTV 5kms of sewer main, Relining crew to commence next week

(f) State Highway:

- Patching Segments 3125 & 3130 complete
- Shoulder grading north of Coonamble complete.

(g) Regional Roads:

- Shoulder grading MR129B complete
- Patching and shoulder grading MR7515 complete
- Maintenance grading MR202 nearing completion.

(i) Local Roads:

- Reconstruction of Wilga St and Coonamble St, Gulargambone complete,
- Maintenance grading SR119 underway,
- Thara Road – all associated parties written to detailing current situation. Mr Fitzgerald's letter requested a further indication from him that he was prepared to pay for the survey. Mr Fitzgerald has indicated that he was prepared to pay on the condition that Council support the application and also indicated that he could source a surveyor cheaper than the quotation attained by Council. In response Council requested Mr Fitzgerald have the area surveyed and given a timeframe of one month to complete the work. Council further stipulated that the standard of the survey needed to be of sufficient quality to be able to submit to the Registrar-General and that the Surveyor be registered and have Professional Indemnity Insurance.

Recommendation:

That Council note the information contained in the Works in Progress report.

K N BRODBECK

Director of Engineering Services

15. REPORT FROM MANAGER – ENVIRONMENTAL SERVICES COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

15.1 RANGER'S REPORT – OCTOBER 2012

STATISTICS:

| <u>Compliance</u> | <u>October 2012</u> | <u>Year to Date 2012/2013 Total</u> |
|--|--------------------------------|--|
| Official Correspondence | 1 | 8 |
| Infringements (Animals) | 3 | 6 |
| Infringements (Other) | 2 | 2 |
| | | |
| Microchipped dogs | 1 | 9 |
| Registrations | 1 | 9 |
| | | |
| Nuisance dog declaration | 0 | 0 |
| Dangerous dog declaration | 1 | 1 |
| Restricted dog declaration | 0 | 0 |
| | | |
| <u>Impoundments</u> | | |
| Dogs | 7 | 75 |
| Cats | 4 | 30 |
| Stock | 0 | 1 |
| Other | 0 | 0 |
| TOTAL ANIMALS IMPOUNDED | 11 | 106 |
| | | |
| Motor vehicle | 0 | 0 |
| | | |
| <i>Breakdown of impoundments:</i> | | |
| Dogs destroyed | 4 | 47 |
| Dogs surrendered by owner | 2 | 28 |
| Dogs re-housed | 0 | 6 |
| Dogs released | 1 | 11 |
| | | |
| Cats destroyed | 4 | 28 |
| Cats re-housed | 0 | 0 |
| Cats released | 0 | 0 |
| | | |
| Gulargambone dogs impounded | 0 | 3 |
| Quambone dogs impounded | 0 | 0 |
| | | |
| Villages: | | |
| Gulargambone: | Nil to report | |
| Quambone: | Nil to report | |

DOG ATTACK

Dog attack reported in Namoi Street. Two dogs attacked another dog which required veterinary attention. The two offending dogs were surrendered.

**Recommendation:
That Council note the information.**

MATTHEW COCK

Manager – Environmental Service

**16. MANAGEMENT PLAN REVIEW & QUARTERLY BUDGET
REVIEW TO 30 SEPTEMBER 2012
COUNCIL MEETING WEDNESDAY 14 NOVEMBER 2012**

Background:

In accordance with Section 407 of the Local Government Act 1993 and Section 203 of the Local Government (General) Regulation 2005 the General Manager must report to Council within two months of the end of each quarter the extent to which the performance targets of Council, set by the Management Plan, have been achieved and submit a review of the estimates of income and expenditure for Council's consideration – (attached A3 sheets).

Issues:

- (i) *MANAGEMENT PLAN:*
A copy of the Management Plan is attached showing performance against the targets set by Council for the current year.
- (ii) *BUDGET REVIEW:*
Refer to attached quarterly budget review report which has been presented in the new format in accordance with the Local Government Accounting Standards.

Sustainability/Legislative Provisions:

- | | | |
|------|---|-------------|
| (i) | <i>Management Plan</i> Local Government Act 1993 | Section 407 |
| (ii) | <i>Quarterly Review of Budget</i> Local Government (General) Regulation) | Section 203 |

Financial Considerations:

Consideration of attached Budget Review and list of budget variations.

Options: N/A

Recommendation:**That Council:**

- (1) **note the Management Plan Review;**
- (2) **approve the variations to votes as listed in the budget review documents;**
- (3) **note that in the opinion of the responsible accounting officer, Council is in a satisfactory financial position;**
- (4) **note the position of Council's estimated Reserves at 30 September 2012.**

BRUCE QUARMBY

Responsible Accounting Officer

17. REPORTS BY VARIOUS COMMITTEES/DELEGATES
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

**17.1 MINUTES OF AUDIT & RISK MANAGEMENT COMMITTEE MEETING
HELD IN THE COMMITTEE ROOM AT THE ADMINISTRATION
BUILDING, COONAMBLE ON TUESDAY, 8TH MAY, 2012, COMMENCING
AT 8.45 A.M.**

PRESENT: Mr Andrew Fletcher, in the Chair, Mr Jeff Shanks, Internal Auditor from Morse Group Accountants & Advisors, Mr David Honner, Independent Committee Member, Mr Rick Warren, General Manager, Cr Michael Webb, Deputy Mayor, Mr Bruce Quarmby, Director of Development, Commercial & Urban Services, Ms Lianne Tasker, Director of Corporate & Community Services, and Mrs Natalie Manuel.

APOLOGY: Nil

DRAFT CHARTER ARMC:

8. Insurance - *"Committee members are covered by Council's personal accident insurance only for attendance at meetings and other activities formally endorsed by the committee, and reported to Council via the minutes"*.

Amendment: to include Personal Liability notation with Councils Insurer.

3.5.Composition - *"In order to maintain independence, and to comply with the recommendations of the Department of Local Government, The Audit and Risk Management Committee shall elect one of the independent members as its chairperson"*.

Amendment: Council shall appoint one of the independent members as chairperson.

5.12 Meetings and Quorum - *Business papers to be prepared and distributed at least 10 days prior.*

RESOLVED on the motion of Cr Webb and Mr Honner that the amendments above be made.

MINUTES OF PREVIOUS MEETING: Nil

RISK MANAGEMENT: Risk Identification and three year Internal Audit Plan.

- Each year an evaluation will be made on the Internal Auditor.
- The General Manager will be required to provide a review at the end of each year.
- For additional items to be included on the agenda, committee members are to approach chairperson, who will then inform the General Manager. Committee members are encouraged to do so. Urgent matters can be directed to the Internal Auditor or the General Manager and does not need to wait for the Audit Plan.

INTERNAL AUDIT REPORTS: Three year Audit Plan for Approval (see APPENDIX J)

Copy of the letter has been provided by the Internal auditor and it has been noted.

- There were 38 risks identified for Coonamble, and very few High Risks.
- Development of the Audit Plan – Identification of risks, Implications of that risk, If included in three year plan, Risk Grading; Likelihood of happening High, Medium or Low.

Amendments to be made to the Identified Medium to High risks for Coonamble:

- Unauthorised entry to Council's Depot or Worksite currently rated as High Risk, Committee request for downgrade to Medium.
- Community Grant Funding: Opportunities being missed. Currently rated as Medium Risk. Committee believes this is no longer a risk and request removal from the list.

Report on Risk Management and Prioritisation

RESOLVED on the motion of Cr Webb and Mr Honner that the Risk Identification report as tabled be noted.

Additional amendments to be made to 3 Year Audit Plan

1st year 2011/12: Expenditure delegations to be removed and replaced with Records Management.

2nd year 2012/13: Management Plan to include Section 355 committee process review.

3rd year 2013/14: Policy and Procedure Review to be moved to second year.

RESOLVED on the motion of Cr Webb and Mr Honner that the three year Audit Plan be approved subject to amendments above.

RECOMMENDATIONS:

RESOLVED on the motion of Cr Webb and Mr Honner that the General Manager prepare a report detailing documents and reports available from the list provided and that this be presented to the ARMC on an annual basis.

NEXT MEETING: Date to be confirmed – between week beginning 23rd July to 11th October
Venue – committee Room – Coonamble Shire Council

MEETING CLOSED: 11.05am

17.2 NOTES FROM A MEETING OF COONAMBLE EMPLOYMENT CIRCLE HELD IN THE CSC CHAMBERS ON TUESDAY 23 OCTOBER 2012 COMMENCING AT 11 A.M.

PRESENT: Lee O'Connor (CSC EDM), Kate Keizer (CNC), Priscilla Harvey (CHS Careers), David Floyd (Youth Express), Jim Quinn (CRS ESC), Heidi Russell (CRS Case Manager), Kathryn Taylor (Skillset), Steve Hodder (Verto), Cynthia Fitzpatrick (National Disability Co-ordinator), Amanda Nixon (CSC), Bianca Birks (Mission Aust, Youth Connections), Donna Swansborough (Sureway), Shane Kilby (TAFE), Kristina Higham (RDA Orana)

APOLOGY: Elisha Bailey (DEEWR), Cheri McDonald (CHS), David Floyd, Grant Fish (STS), or Alan Karanoh, Graham Thornton (Breakthrough People Solutions)

Chair: Priscilla Harvey Notes: Lee O'Connor

1. CEC logo

Priscilla tabled logo options provided by CHS students. Selected the design by Zac Canterbury with two hands linked in circle. Colour options to be explored. Writing outside circle and CEC initials inside circle.

Action: Priscilla to seek revised version and circulate for a quick decision. By Monday.

2. Jobs & Skills Expo 2013

- Date – Wed 20 March - Time – 10am to 2pm.

ACTIONS: Once logo finalised, Claim the date to be sent to potential exhibitors/services, plus schools/TAFE/JSAs in Lightning Ridge, Walgett, Baradine, Gular, Gilgandra, Warren, Wee Waa, Coonabarabran, Brewarrina; and local businesses.

Kate to prepare letter claiming date for everyone to distribute to their networks.

Kate to book Showground.

Kristina to include in RDA Orana newsletter next issue. Lee to send notice.

Kate to create exhibitor list for circulation to CEC participants.

Kate will send invitations and follow up with phone calls.

CEC participants to check draft exhibitor/business list and provide suggestions/contacts to Kate at CNC.

- **Stands/Stalls – Inside/Outdoor**

Taste of Tafe – Fiona Harris. JSAs could enrol their clients.

Skillset Try a Trade Truck – Kathryn T.

Designated area for businesses/employers (who don't have stand/site) to be able to chat to jobseekers/students. Meet & greet area for casual conversation.

- **Workshops/talks –rolling live program. Inside pavilion.**

OEC employment – Mark Noonan – explanation of JSA

TAFE –

Skillset – resume writing, interview skills, mock interview

CRS – talk about disability service

??speaker - If no CDEP then what? –

Agcaps – Russell Stewart

Program to be decided in relation to when various age groups are in attendance.

- Budget – draft budget has been prepared. To be discussed at next meeting.
- Funding – DEEWR funds have been transferred from CRTC to CNC.

FRRR application was submitted 31.8.12. No news yet.

CNC insurance covers the event. Confirm insurance required by individual stallholders.

Cynthia can contribute financially if she is invoiced for something specific.

CRS regional or division manager may contribute to advertising. Jim to ask.

ACTIONS: JSAs to consider contribution to advertising etc.

Cynthia Fitzpatrick to advise if funding contribution possible.

[from July meeting]

- Catering –Hospitality Unit (Maureen Michie) are fine for tea/coffee and morning tea food. Kate to talk to Phil Abrahall to claim date with Lions Club. CWA Evening Branch or Golf Club Ladies could do meal packages for stallholders.
 - Food vouchers for employers/stallholders?
 - Priscilla to ask for cost estimate.
- Risk management plan – CRS to do this (Heidi) and/or Amanda Glasson in her new role as Council's Facilities Manager.

Advertising

- Dugald Saunders, ABC Western Plains.
- Get quotes from 2WEB for radio promo spots. Cynthia to discuss with her media department ideas.

- Broad marketing – to attract jobseekers who aren't connected to JSAs; eg. Mothers re-entering workforce (January major change for people on parenting payments. Affects 900 in this region.);
- Lee and Kate to prepare marketing budget.

3. RDA Workforce Collaboration Forum

CEO Robyn McPherson has left RDA Orana. Activities being reviewed.

Outcomes from Forum:

1. Resource Directory. Single point of contact to identify which employment services covered which areas. Kristina has asked for info from JSAs but few replies. Check Job Access website www.jobsearch.gov.au and put in postcode.
2. Driver Licensing. Held working group meeting last Friday. Stan Single (Area Commander, NSW Police) is chairperson. Includes Mark Noonan, Ian Stanford, Elisha Bailey. Initial meeting to discuss barriers for youth and disadvantaged in gaining their licences. Decided to go away and research funding and programs available and identify different models. Discussed regional model for students in final years of school. Kristina to keep us posted.[NB: Work Development Order for young people to pay off fines through NGOs to get licence back.]

4. Driver Training/Mentoring

- MPREC Driver Mentoring - Kerry (MPREC Driver Mentor) who advised they were booked out. M Coulton suggested it was a state issue. Actually a federal issue as federal pay Centrelink for those who can't be employed due to licensing.

5. LLNP (Learning Literacy Numeracy Program)

ACTIONS: Lee to follow up with M Coulton's office.
 Lee to prepare letter to Minister for Industry, Innovation, Science, Research and Tertiary Education seeking to be consulted in the review and stating our view that LLNP needs to be delivered by an organisation with a permanent local presence.

6. Remote Jobs & Communities Program – CDEP Closure

Even model for communities in the new RJCP is not very clear. Tenders not yet opened for JSA and DES to deliver services in remote areas post June 2013.

ACTION: Rene W to send a 1 page outline of current and proposed activities. Ask if this has been done.

Lee to continue to seek a meeting ASAP with FAHCSIA representatives to discuss impacts of CDEP closure on Coonamble and Gulargambone.

Local agencies, current CDEP participants and community members to be invited to attend.

7. Skills Attraction Strategy (including skills audit)

Economic Development Managers held Friday 7th September to progress this project. Outcomes to be advised.

8. AGCAPS

Lee to add Russell Stewart to CEC list.

9. Australia Apprenticeships Centres

Incentives have changed. Announced yesterday. Kathryn advised reduction in incentives to employers for adult apprentices. Commencement incentive has gone from 3 months to 6 months for employers. Does not include additional rural incentive which remains at 3 months. Kickstart Bonus has just been released for building and construction industry. Will only be available for people commencing between November and January. Large companies will no longer be eligible for incentives.

ACTION: ACCs to send copy of info on changes to incentives. Lee to follow up with Steve.

10. General Business

- CHS Connected Communities – Executive Principal may not be announced till mid November. 15 schools involved including CHS and CPS.
- DET is amalgamating regions and changing boundaries across NSW.
- BEC have appointed Ross McCarthy (formerly Westpac and Chesterfields) as Small Business Advisor.
- RDA Orana is looking at Mining Skills Centre in Dubbo. Calling for consultants to prepare a business case for establishing a Centre. Targeting school leavers to access relevant training. Trade training and possible university partners. Tender to be advertised next week.
- Query re abattoir. Lee to inquire re status.
- Western Education & Events Centre – Council intending to apply to next Round of Regional Development Australia Fund. Will be an covered arena (40x80m) with tiered seating. For use in equine, livestock, cultural, motorcycle, and other activities including youth development activities.

11. Coonamble Community Strategic Employment Plan

ACTION: Latest draft to be circulated for comment/adoption at next meeting.

12. Next meeting - Tuesday 20th November 2012 (11am, Coonamble Shire Council Committee Room)



17.3 COONAMBLE MUSEUM UNDER THE BRIDGE – REPORT FOR THE MONTH OF OCTOBER – COUNCIL MEETING ON WEDNESDAY 14 NOVEMBER 2012

23 Tourists visited the Museum in the month of October, however it has been a quiet month overall.

Neville Owen paid a visit and gave me some photos of the local businesses in town in December 1999 and I have been posting some each week after scanning them on the Museum's Facebook wall ~ was very surprised at how many ex-locals responded.

Other than that I have been starting to sketch out next year's exhibits on paper to make sure I have enough info as well as Props.

The possum in the Stables haven't let me down with their # 1's and 2's every time I open the Stables for 'opening hours'. It is a constant job cleaning up after them. Might have to talk to the boys and see if they can place some mesh up near the gutters to prevent them from coming in.

On Monday 29th October the new Museum's signs were installed ~ very flash indeed, I'm very happy with them.

I also forgot to thank Kris Parsons and team for sprucing up the Museum "Outhouses" in September~ I now have a Men's & Ladies in working order~ and I'm excited, they look great.

Up to today I have 419 Facebook Fans - 9 more than last month.

ANGIE LITTLE
Curator

17.4 DELEGATES REPORT – FISHER'S GHOST ART SHOW & FESTIVAL OF FISHER'S GHOST PARADE

Cr Webb and the General Manager travelled to Campbelltown on Friday 2 November 2012 to attend the Fisher's Ghost Art Awards and the Festival of Fisher's Ghost Parade.

Council sponsors the Sculpture Award at the Art Show and the winner was presented with the Award by Cr Webb at the evening function.

On the Saturday Cr Webb presented the Mayor of Campbelltown, Cr Sue Dobson, with photographic works by Neville Owen. Cr Dobson responded with a painting to Coonamble Shire in recognition of the Sister City Relationship the Councils have enjoyed for some years.

Saturday afternoon saw the Parade take place, with over 70 entrants representing community, cultural and sporting organisations promoting their activities along the main street of Campbelltown.

Thanks and congratulations must go to the Council, Staff and organisers for their hospitality and successful event.

**18. REPORT BY SALEYARD MANAGER
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012**

Recommendation:

That the report by the Saleyard Manager be received and dealt with.

18.1 SALES**(a) CATTLE:**

| Date | Type | Scale | Amount (\$) | VA | Amount (\$) | Total Cattle | Total Amount (\$) | No of Yards |
|----------|--------------|-------|-------------|----|-------------|--------------|-------------------|-------------|
| 09.10.12 | Casual Weigh | 132 | 46.80 | | | | 46.80 | |
| 12.10.12 | Fat | 915 | 5352.75 | 13 | 57.85 | 928 | 8614.60 | |
| 26.10.12 | Fat | 1018 | 5955.30 | 42 | 186.90 | 1060 | 6142.20 | |

| | | | | |
|----------------|-------|-----------|-------------|--------------------|
| TOTALS: | Scale | 2065 head | \$11,354.85 | |
| | VA | 55 head | \$ 244.75 | |
| | Store | NIL head | \$ NIL | |
| | Yards | NIL each | \$ NIL | \$11,599.60 |

18.2 SALEYARDS ACCOUNT

| | | |
|----------------------------------|-------------------|-----------------------------|
| Period to 31 October 2012 | Income | \$66,085.91 |
| | Expenditure | <u>\$79,379.40</u> |
| | Surplus/(Deficit) | <u>(\$13,293.49)</u> |

AMANDA GLASSON
Saleyards Manager

19. RESCISSION MOTION
COUNCIL MEETING ON WEDNESDAY, 14 NOVEMBER 2012

We, the undersigned, hereby give notice of our intention to move, at the Council meeting to be held on 14 November 2012, for the rescission of the following resolution:

*Min. No 9712/19.1
of
8 February 2012*

MAIN STREET UPGRADE

*“The Committee Recommends that Council:
(i) accept the quotation from Gardenscape
Design in the amount of \$158,817;*

*(ii) refer the design to the Roads & Maritime
Services for comment/approval;*

*(iii) appoint a committee comprising Crs
Horan, Schieb, Karanouh and Webb,
together with the General Manager and the
Director of Engineering Services to oversee
the upgrade”*

ALLAN KARANOUH

DON SCHIEB

DAN KEADY

24 October 2012

20. CORRESPONDENCE TO CLOSED SESSION
COUNCIL MEETING ON WEDNESDAY 14 NOVEMBER 2012

20.1 MR VERN SMITH PR1192+R4-6(38846)

Writing regarding rates and charges notice concerning Lot 15 DP113414 for period 1 July 2012 to 30 June 2013. Saying this is the first such notice received since selling the property in 1979. Advising he responded on 14 August 2012 expressing surprise at receiving the notice so long after having disposed of the property and indicating that he would make investigations as to how the situation arose and ensure that it could be rectified.

Saying it was disappointing to receive Council's response indicating that interest would continue to accrue at the rate of 10% and stating that "*Council will withhold legal action until 01/10/2012*" – giving him an interim period of 40 days, when the Land & Property Management Authority / Coonamble Shire Council had taken 32 years to determine he was responsible for the rates.

Pointing out he felt forced to pay the \$1,234.43 to avoid legal action, but now having had time to look further, questioning the figure charged. Pointing out that based on 32 years since the property was sold, it equates to \$5.95/acre or \$14.72/hectare (\$1,234.43 over 32 years equals \$38.57 annually). Saying no interest can have been included in the amount as it was his first assessment notice.

Asking Council to investigate the charges promptly and arrange for a revised assessment and refund. Reiterating advice contained in his previous letter that he is in the process of negotiating with Burrabogie Pastoral Company to enable a transfer of this pocket of land.

(NOTE BY GENERAL MANAGER – Council received advice from Land and Property Information Services on 14 December 2008 of a new valuation WF1794099. Rates were first levied on this property on 1 July 2009, at the minimum farmland levy of \$310 (2010 levy \$325; 2011 levy \$340 and 2012 levy \$360) – the remainder of the balance consists of interest on unpaid rates. Council forwarded rate notices and instalment notices to the address provided by LPI which remained unpaid. Council's debt recovery agents located Mr Smith at his current address and recovery action was commenced.

It would appear the Solicitor acting for Mr Smith has not conveyed all the lots within the property to the purchaser. Council cannot be held responsible for the action, or lack thereof, of third parties.)

Recommendation:

That Mr Smith be advised that as he is the owner of the land, under section 560 (1) of the Local Government Act he is responsible for payment of rates and recovery action will continue until the debt is cleared.

RICK WARREN
General Manager

21. QUESTIONS WITH NOTICE
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

NIL

22. GENERAL BUSINESS
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

23. APPENDIX A – MOORAMBILLA REPORT
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

24. APPENDIX B – LETTER G KILBY
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

25. APPENDIX C – PANEL TOUR DETAILS
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

26. APPENDIX D– DISCLOSURES
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

27. APPENDIX E- INFRASTRUCTURE NSW
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

28. APPENDIX F– REFORM – AGRICULTURE/NRMS
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

29. APPENDIX G– REVIEW – LG ACT
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

30. APPENDIX H- LIBRARY SERVICES POLICY
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

31. APPENDIX I – REPORT – MUSIC SHELL
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012

32. APPENDIX J – INTERNAL AUDIT REPORT
COUNCIL MEETING WEDNESDAY, 14 NOVEMBER 2012