

5 June 2013

**COUNCIL'S MEETING WILL BE HELD ON  
WEDNESDAY, 12 JUNE 2013  
COMMENCING 9.00 A.M.**

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Yours faithfully  
**RICK WARREN**  
General Manager

**5. DEPUTATIONS/ DELEGATIONS**  
**COUNCIL MEETING WEDNESDAY, 12 JUNE 2013**

**6. DECLARATION – CONFLICT/PECUNIARY INTEREST**  
**COUNCIL MEETING WEDNESDAY, 12 JUNE 2013**

**7. CONFIRMATION OF MINUTES  
COUNCIL MEETING WEDNESDAY, 12 JUNE 2013**

**7.1 MINUTES OF ORDINARY MEETING OF COONAMBLE SHIRE  
COUNCIL HELD IN THE SHIRE CHAMBER, COONAMBLE ON  
WEDNESDAY, 15<sup>TH</sup> MAY 2013 COMMENCING AT 9.07 A.M.**

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

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 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**

Nil

**4.0 APOLOGIES**

**0467 RESOLVED** on the motion of Crs Webb and Burnheim that an apology for non attendance be accepted from Cr. Don Schieb.

Councillors noted that its Director of Engineering Services is representing Council at the CIVINEX Field Days

**5.0 DEPUTATIONS/DELEGATIONS**

Three delegations were booked for today's meeting:

- (i) Mr Luke Ballard – representing the Clontarf Foundation
- (ii) Coonamble High School Principal
- (iii) Mr & Mrs Smith & Mrs Bucknell from Quambone

**6.0 DECLARATIONS OF INTEREST**

Nil

**7.0 CONFIRMATION OF THE MINUTES – ORDINARY MEETING**

**0468 RESOLVED** on the motion of Crs Keady and Karanouh that the minutes of the Ordinary Meeting of Coonamble Shire Council held on 10 April 2013 be confirmed, subject to the addition of the following:

*Page 11/5220 – Minute No 0438 – Karanouh and Webb.*

**Business arising from Minutes:****(a) Heavy Vehicle Inspection Station**

In response to a question the General Manager advised that the matter is being followed up by Council staff.

**(b) Batching Plant**

A question was raised regarding Council's position concerning the purchase of a batching plant. In response the General Manager said there has been indication that the Boral Plant has been purchased and he suggested Council bide its time until this is confirmed.

**CLOSED SESSION**

**0469 RESOLVED** on the motion of Crs Karanouh and Keady that Council resolve into Closed Session in accordance with the Local Government Act 1993 s10A (2)(d)(i) *commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it*".

**0470 RESOLVED** on the motion of Crs. Karanouh and Keady that the press and public be excluded from the meeting.

**RESUME OPEN MEETING**

**0471 RESOLVED** on the motion of Crs. Webb and Burnheim that Council resume Open Meeting, noting there was no recommendation from Closed Session.

**COONAMBLE HIGH SCHOOL PRINCIPAL**

At this juncture, the Executive Principal of the Coonamble High School, Ms Margaret Mulcahy, was welcomed to the meeting. She thanked Council for the opportunity to address the meeting and gave a brief overview of the Connected Communities Program, pointing out it is a long term project. She said she community contact has, so far, been very positive.

Ms Mulcahy said it is a well-being program, focusing principally on behaviour and welfare. She said she is looking forward to setting up a Wellbeing Centre at the school and pointed out that Year Advisers now meet with students on a regular basis and staff are attending Professional Development conferences.

The Executive Principal referred to the Girls Academy which is being launched on 30 May – and pointed out there are two full time staff involved with this program. Ms Mulcahy referred to the Castlereagh Learning Centre which will be in a new building at the School.

Ms Mulcahy referred to changes already initiated at the school and anticipates that the Connected Communities Program will benefit all students, including the Primary and Catholic Schools in Coonamble.

Also, the Reference Group will be convened within the next three weeks and a position is currently being advertised for this position. She said the position will be involved with the Executive and the Reference Group and its charter is as an Advisory Group within the wider community.

The Mayor asked how Ms Mulcahy envisaged Council could support the program. She referred to the support the school has committed to for fencing and cattle yards at the Common and said the school is ready to go and waiting on Council to supply materials. Another project mentioned was the Bovine Appreciation Club and she requested Council to consider providing an area that would enable growth of this venture. Ms Mulcahy said another area in which support could be provided by Council was mentoring students in rural industries. She said employment opportunities offering a wide range of traineeships was another way to become involved and offer support to students.

At this juncture Ms Mulcahy again thanked Council for making time available for her to update it on the Connected Communities program with is based on high expectations in all aspects.

#### **CLONTARF FOUNDATION – MR LUKE BALLARD**

Mr Ballard said that, representing the Clontarf Foundation, he has been in Coonamble for 12 months. He said the Foundation is based in 55 different schools throughout the Australia and seven locations in NSW. Mr Ballard said it is funded one-third Federal Government; one-third State and one-third private enterprise and is a full time programme with an annual budget of \$21M.

He said the aim of the Foundation is to improve the education, discipline, self esteem, life skills and employment prospects of young Aboriginal men and, by doing so, equip them to participate more meaningfully in society.

Mr Ballard said Clontarf, formed in partnership with the local school, focuses on encouraging behavioural change and developing positive attitudes. He said it aims to assist students in completing school and being able to secure employment. Mr Ballard said that when participants are provided with an opportunity to succeed and to raise their self esteem results are proven to be successful. He pointed out that to remain part of the Foundation the boys must consistently endeavour to:

- Attend school regularly
- Apply themselves to the study of appropriate courses; and
- Embrace the Foundation's requirements for behaviour and self-discipline.

Mr Ballard provided literature to Councillors which states that, despite growing dramatically, the Foundation continues to achieve consistently good results :

- Year to year retention – not less than 90%
- School attendance rates – 80%
- 75% of school leavers are engaged in employment, training or study within one year of school completion.

In response to a question, Mr Ballard said the greatest challenge locally is engaging attendance at school. He said Council can help by being aware of and supporting local events – saying it is important that participants be recognised for the right reasons. Mr Ballard said local police involvement has been very supportive. He outlined various activities and events in which the boys have been involved and he said that the Foundation has a strong partnership with *Men of League* which provides wonderful support.

The Mayor thanked Mr Ballard for attending the meeting and providing Council with this very positive update.

#### **MR DARIUS SMITH – QUAMBONE STORE**

At this juncture, the Mayor welcomed Mr Darius Smith to the meeting to discuss traffic issues in Quambone. Mr Smith said that now the Quambone Store is fully operational again, he has concerns about the safety of children crossing the street from the park opposite, referring to the speed of traffic along Tucka Tucka Street. Mr Smith said, in his opinion, something should be done to slow traffic and for drivers to be more cautious. He said there is a 50kph sign on the Warren Road, but motorists are not complying with the speed limit.

The General Manager advised Mr Smith to write to Council, outlining the problem and providing further information regarding the safety issues which could then be referred to the Traffic Committee. Mr Smith agreed to provide a letter to Council.

**0471 RESOLVED** on the motion of Crs Webb and Keady that when Mr Smith submits his letter, the matter be referred to the Traffic Committee for investigation and recommendation.

Mr Smith thanked Council and left at 10.30 a.m. at which time the Mayor adjourned the meeting for morning tea – resuming at 10.55 a.m.

#### **CONFIRMATION OF MINUTES – DEFERRED MEETING**

**0472 RESOLVED** on the motion of Crs Webb and Keady that the Deferred Minutes of Coonamble Shire Council meeting held on 16 April 2013, to consider :

- |       |                 |   |               |
|-------|-----------------|---|---------------|
| (i)   | Roads           | ) |               |
| (ii)  | Draft Estimates | ) |               |
| (iii) | Lease of Land   | ) |               |
| (iv)  | Staff Matter    | ) | be confirmed. |

**Business Arising from Minutes:****(a) Urban Streets Rehabilitation**

Cr Keady requested clarification on Resolution No 0461 – the General Manager said that the resolution did not refer to Coughran's Canyon, but the Urban Streets Rehabilitation works.

**(b) Coughran's Canyon**

The General Manager said if Council was to carry out this work now it would be responsible for the full cost. He said the Director of Engineering Services is endeavouring to secure funding to do the work.

The Mayor said Council should give priority to Dubbo Street and, at this stage, not include Coughran's Canyon.

**8.0 RESOLUTION BOOK UPDATE**

**0473 RESOLVED** on the motion of Crs. that the Resolution Book Update be received and noted.

**Business Arising From Resolution Book:****(a) Minute No 0028 – CDEP Participants**

The Director of Corporate and Community Services gave an overview of the new arrangements and indicated she will be attending meeting in the near future regarding CDEP activity.

Mr Warren referred to a meeting with Murdi Paaki on Monday 20 May 2013 at which this matter will be discussed. He said that it is hoped more information would then be available to bring back to Council.

**(b) Minute No 9837 – Meeting to discuss issues with CountryLink**

Cr Webb referred to this matter having been on Council's books for a considerable time, with no action having been taken. The General Manager clarified the issue which was regarding the feeder bus service in Dubbo from CountryLink which was restricting use by some people. The Mayor suggested that the matter be taken off the Resolution Book Update.

**9.0 MAYOR'S REPORT**

Cr. Cullen referred to the following events which he attended during the month:

- Naming Ceremony – Janet Cant Memorial Apex Park – he said this was a very well organised event and thanked staff for presenting the area in good condition and arranging the afternoon tea.
- Waste2Art – attended the Opening Night of the Exhibition of the Waste2Art which was held at the Outback Arts Gallery – Cr Cullen said the entries were of a high standard and a good crowd attended the event.

**0474 RESOLVED** on the motion of Crs Webb and Walker that the Mayor's Activity report for April 2013 be adopted.

#### **10.0 CORRESPONDENCE**

**0475 RESOLVED** on the motion of Crs. Burnheim and Karanouh that the Correspondence be received and dealt with.

#### **Section A – For Council's Consideration:**

##### **10.1 COONAMBLE GARDEN CLUB T6(40164)**

Requesting that its letter be tabled at this meeting and saying the Club proposes a possible joint venture with the Shire, the Associated Agents, Saleyards Committee and the residents and businesses of Railway Street. Asking Council to agree, in principle to the proposal, subject to conditions listed.

Councillors questioned whether this area was appropriate for a beautification project, as it is mostly industrial with heavy traffic use. It was also noted that trees that were planted in the median strip fronting the Terminus Hotel were damaged due to illegal parking.

**0476 RESOLVED** on the motion of Crs. Webb and Walker that the information be noted and Council seek further information from the Garden Club on its proposed project, noting that the Club will be responsible for costs.

##### **10.2 UNITED SERVICES UNION S6**

Advising that a city council has recently identified an issue of an ageing workforce and youth unemployment. Strongly encouraging Council to consider a motion provided and seeking Council's support.

**0477 RESOLVED** on the motion of Crs. Karanouh and Burnheim that Council note the information provided by USU.

##### **10.3 STATE AND REGIONAL DEVELOPMENT COMMITTEE – LEGISLATIVE ASSEMBLY F9(40222)**

Advising the State & Regional Development Committee is a Specialist Standing Committee of the NSW Legislative Assembly. Saying the Committee has resolved to conduct an inquiry into downstream gas supply and availability in NSW. Inviting Council to make a submission by 31 May 2013.

**0478 RESOLVED** on the motion of Crs. Webb and Walker that the information be noted, also noting Cr Karanouh would be representing Council.

##### **10.4 LOCAL GOVERNMENT NSW L10(40246)**

**0479 RESOLVED** on the motion of Crs. Webb and Karanouh that Council decline the request to provide financial assistance to Mid-Western Regional Council at this stage.

**10.5 QUAMBONE POLOCROSSE CLUB INC D7(40256)**  
**0480 RESOLVED** on the motion of Crs. Karanouh and Webb that Council agree to provide \$100 to the Quambone Polocrosse Club Inc as sponsorship towards its annual carnival on 29 and 30 June 2013.

**10.6 GULARGAMBONE SHOWGROUND TRUST D7&G5(40303)**  
Seeking a grant of \$20,000 from Council to supply cement for the shed at Gulargambone Showground (approximately 10m x 30m). Labour will be provided by members of various community groups. Pointing out the reinforcement has already been donated by a member of the community.

Cr Keady referred to the number of community groups that would benefit from this work.

**0481 RESOLVED** on the motion of Crs. Keady and Karanouh that the Gulargambone Showground Trust be advised Council does not have funds currently available, however the request will be considered at the June budget review.

**10.7 OUTBACK RADIO 2WEB A4(40302)**  
**0482 RESOLVED** on the motion of Crs. Karanouh and Webb that Council decline the offer from 2WEB for an annual Local Government advertising package in the amount of \$5,500 due to financial constraints.

**10.8 PREMIER OF NEW SOUTH WALES G5-48+S13(40192)**  
**0483 RESOLVED** on the motion of Crs. Karanouh and Webb that Council obtain prices for suitably priced pool-associated play equipment and advertise its intention on Council's website inviting community input.

#### **Section B – For Council's Information:**

**10.9 THE HON ROBYN PARKER MP – MINISTER FOR THE ENVIRONMENT B13+P5(40267)**

Assuring Council that the NSW Government is committed to increasing the number and area of strategic hazard reduction treatments in national parks and reserves. Noting concerns raised regarding shooting from public roads in the Coonamble Shire and saying this is a police matter. Appreciating suggestions regarding open days at the Macquarie Marshes and saying she has asked NPWS to work with Council on this matter. Stating she has been advised that Mr Rob Smith, Regional Manager, Northern Plains NPWS will contact Council in this regard.

The General Manager agreed to follow up with Mr Rob Smith issues concerning the Macquarie Marshes.

**10.10 CENTRAL WEST LIVESTOCK HEALTH & PEST AUTHORITY  
G1-1(40183)**

Advising the Board resolved that the Authority's permission be granted for Council to acquire the TSR land identified to extend the Coonamble landfill as proposed in Council's letter.

**10.11 LOCAL GOVERNMENT NSW L10(40195)**

Providing a further update on negotiations with the Minister for Local Government, The Hon Don Page, on the Early Intervention Bill. Assuring Council that Parliament does not sit again until 30 April and Local Government NSW is using that time to continue to work on changes. Saying it will continue to press for a deferral and encourage councils to support LGNSW in this demand.

**10.12 DEPARTMENT OF ATTORNEY GENERAL & JUSTICE  
C8(40221)**

Referring to Council's letter concerning sittings of the District Court at Coonamble and saying that the Court Services Division of his Department assures Council there are no plans to cease District Court Sittings at Coonamble. Pointing out that sitting locations are determined by the District Court's Chief Judge, not the Attorney General – this is consistent with the principles of judicial independence.

**10.13 DIVISION OF LOCAL GOVERNMENT L10+L10-1(40215)**

Announcing a series of workshops to be held by the Local Government Acts Taskforce during May 2013. Advising that workshops are being held at a number of locations across NSW during May to discuss the options and proposals contained in the Discussion Paper. Encouraging Councillors and appropriate council staff to attend.

The General Manager informed the meeting that the workshop scheduled for Dubbo is on Wednesday 15 May which is the day of the Council Meeting.

**10.14 DIVISION OF LOCAL GOVERNMENT L10-1+L10-2+F2 (40240)**

Advising councils that the Minister for Local Government and the Treasurer have publicly released the NSW Treasury Corporation (TCorp) report: *Financial Sustainability of the New South Wales Local Government Sector*. Pointing out the report for each council can be downloaded from the Division's website at [www.dlg.nsw.gov.au](http://www.dlg.nsw.gov.au) Asking that Councillors read the reports to ensure they are briefed on their content.

**10.15 DIVISION OF LOCAL GOVERNMENT C13(40249)**

Informing Councils of guidelines on the closure of council and committee meetings. Saying Councils should consider these guidelines which have been prepared in accordance with section 10B(5) of the *Local Government Act 1993* when closing meetings to the public. The guidelines were included with the business paper.

**10.16 DIVISION OF LOCAL GOVERNMENT A3-3(40272)**

Thanking Council for assisting the Division in preparing the *NSW Local Government Infrastructure Audit Report* and providing feedback on the results of the audit as they relate to Council. Advising that the report is currently being finalized for the consideration of the Minister for Local Government and it is expected to be released thereafter.

**10.17 MR DAVE McLEAN F5+F5-4(40202)**

Drawing Council's attention to motor cycles and cars racing along the levee bank. Saying he has written to Council on previous occasions to no avail. Further advising that he has contacted the Police who say they cannot do anything about it. Asking why Council cannot do something to stop motorcycles and cars causing havoc to residents in the vicinity.

It was noted that the Director of Engineering Services has responded to this letter, advising that the local police have been requested to patrol the subject areas and enforce the Motor Traffic Act with regard to the use of unregistered vehicles on public streets and thoroughfares. Mr. Brodbeck said that some time ago Council placed barricades on the levee to prevent this type of inappropriate and unauthorized use, however they were removed and the unacceptable activities in the area continue.

Council noted that a letter has also been written to the local Sergeant asking for his cooperation and assistance in alleviating at least some of the problems being experienced by residents in the vicinity of the levee.

**10.18 LOCAL GOVERNMENT GRANTS COMMISSION G5-1(40283)**

Confirming the meeting with Councillors on 30 May 2013 at 1.00 p.m. for approximately two hours. Advising the purpose of the meeting is for the Commission to explain its operations and the basis of its calculation of financial assistance grants. Encouraging as many elected members and senior staff to attend as possible and wear name badges – saying the meeting is open to the public.

**10.19 HON DON PAGE MP – MINISTER FOR LOCAL GOVERNMENT  
L10-2(40286)**

In a Ministerial Circular advising that the *Independent Local Government Review Panel* has released its third report, *Future Directions for NSW Local Government*, setting out the options for creating stronger local government and stronger communities in NSW. Stating the Panel's report provides local government and its representative body Local Government NSW an opportunity to continue to shape the future direction of councils and communities. Encouraging all councils to read the report and contribute to the next stage of consultation to ensure the final report provides by the Panel presents real solutions to the significant challenges facing local government in NSW. Copy of Report was included with the business paper.

**10.20 THREEFOLD FILMS PTY LTD G5-9(40290)**

Thanking Council for allowing them to film in Coonamble during the recent Rodeo School. Advising their intentions are to produce a 5 min. "sizzle reel" which will be used to seek funding for a documentary which follows a bunch of young kids who will be attending the Nadadoo Rodeo School in the coming months. Stating that if the film submission is successful, they would be looking to conduct more filming within Coonamble in the near future, with Council's approval.

**10.21 DEPARTMENT OF PRIMARY INDUSTRIES E5-3(40311)**

Advising the independent *Local Land Services Stakeholder Reference Panel* has submitted its recommendation report to the NSW Government and the recommendations are available at the Local Land Services [Have Your Say website](#). Saying the NSW government now has a solid, considered foundation to work from to establish *Local Land Services* as a fit for purpose organization that places the customer at its core.

**10.22 ELECTORAL COMMISSIONER NSW E2(40337)**

Advising the Joint Standing Committee on Electoral Matters, NSW Parliament has commenced an inquiry into the conduct of the 2012 Local Government Elections. Stating the NSW Electoral Commission (NSWEC) will be providing its report to the Committee at the end of April 2013 and the report will cover the NSWEC's performance against the standards in the 2012 Local Government Service Charter. Saying that following public release by the Joint Standing Committee of the submissions received, including the NSWEC's report, a report will be forwarded to Council on the conduct of its elections.

**10.23 THE HON CHRIS HARTCHER MP – MINISTER FOR RESOURCES AND ENERGY**

Issuing an invitation to a briefing on the regulation of the coal seam gas (CSG) industry in NSW. Saying the information session will be held on Thursday 16 May 2013 from 10.00 a.m. to 12.30 p.m. in Sydney. Advising that the NSW Chief Scientist and Engineer has been asked to conduct an independent review of all CSG activities across the State, including the potential impact on water catchments and the Office of Coal Seam Gas has been established to administer licences and regulate non-environmental issues, such as occupational health and safety of the industry.

**0484 RESOLVED** on the motion of Crs Webb and Burnheim that the information contained in Item Nos. 10.9 to 10.23 be noted.

**URGENT BUSINESS – SUPPLEMENTARY CORRESPONDENCE**

**0485 RESOLVED** on the motion of Crs. Webb and Keady that the following be classified "urgent business" and dealt with.

**10.24 HON GEORGE SOURIS MP – MINISTER FOR THE ARTS L4(40396)  
0486 RESOLVED** on the motion of Crs Webb and Walker that Council note the Minister has approved funding of \$82,170 under the Country Libraries Fund Grant for *Library Connections*

**10.25 JOHN COMRIE – JAC COMRIE PTY LTD R4**  
Copy of *NSW Local Government Rating and Charging Systems and Practices* – released in April 2013.

**0487 RESOLVED** on the motion of Crs. Webb and Keady that Council note information contained in this document relates to Item 11.5 of the General Manager's report.

**10.26 THE HON ANTHONY ALBANESE MP M3-1(40408)  
0488 RESOLVED** on the motion of Crs Webb and Karanouh that the Mayor attend the 4<sup>th</sup> Australian Council of Local Government 2013 Dinner in Canberra on Sunday 16 June.

**10.27 INDEPENDENT LOCAL GOVERNMENT REVIEW PANEL L10-2  
(40374)**

Forwarding a press release advising the Panel has released *Strengthening NSW Remote Communities – the Options*. Pointing out this is a supplementary paper to *Future Directions for NSW Local Government – Twenty Essential Steps*.

**0489 RESOLVED** on the motion of Crs. Webb and Walker that Council note the information contained in both papers, which were included with the Business Paper.

**10.30 LOCAL GOVERNMENT REVIEW PANEL**

**0490 RESOLVED** on the motion of Crs. Webb and Walker that all Councillors and the General Manager attend the Regional Councils' Workshop for Orana Councils which is being held at Gilgandra on Monday 3 June 2013 between 1.00 p.m. and 4.00 p.m.

**10.28 CR REX WILSON OAM – MAYOR – WARREN SHIRE COUNCIL  
L10**

Discussing issues in relation to the Independent Local Government Review Panel's *Future Direction for NSW Local Government*.

**0491 RESOLVED** on the motion of Crs Webb and Walker that the information be noted.

**10.29 MAYOR, PARKES SHIRE COUNCIL R2(40413)**

Advising that support and recognition of the importance of the Melbourne to Brisbane Inland Railway (MBIR) has been increasing since the Inland Rail Symposium held in Parkes in June 2012.

**0492 RESOLVED** on the motion of Crs. Webb and Keady that Council continue to support the proposal relating to the Melbourne – Brisbane Inland Rail project.

#### **11.0 REPORT BY GENERAL MANAGER**

**0493 RESOLVED** on the motion of Crs. Karanouh and Webb that the General Manager's report be received and dealt with.

#### **11.1 DEVELOPMENT APPLICATIONS DETERMINED UNDER DELEGATED AUTHORITY**

**0494 RESOLVED** on the motion of Crs. Webb and Burnheim that Council note Development Application No. 005/2013 and Complying Development Application No 008/2013 have been approved under delegated authority since the last meeting.

#### **11.2 PERFORMANCE AGREEMENT – GENERAL MANAGER**

**0495 RESOLVED** on the motion of Crs. Karanouh and Walker that Council:

- (1) note clause 7.6 of the standard conditions of employment requires the employee to give Council 21 days notice of an annual performance review date;
- (2) agree to conduct the review of the performance of the General Manager at the Council meeting of 12 June 2013.

#### **11.3 COUNCIL ELECTIONS – 2016**

**0496 RESOLVED** on the motion of Crs. Karanouh and Webb that Council resolve to make arrangements with the Electoral Commissioner to conduct future Council Elections until the conclusion of the following ordinary election of Councillors.

#### **11.4 MEDICAL PRACTITIONERS – HOUSING A MOTION**

**PROPOSED** by Cr Webb **SECONDED** by Cr Karanouh that the status quo remain in relation to rent payable by medical/dental practices.

#### **AN AMENDMENT**

**0497 PROPOSED** by Cr Burnheim **SECONDED** by Cr Keady that rental of houses to medical and dental practices transition to increase the amount payable by quarterly increments until rental of \$230/week is reached.

On being put to the vote, the AMENDMENT WAS CARRIED and on becoming the motion, was carried.

#### **11.5 SPECIAL RATES & CHARGES**

**0498 RESOLVED** on the motion of Crs. Burnheim and Keady that Council note the information relating to special rate variations as a means of raising additional revenue.

The General Manager pointed out that Council should advise by December 2013 whether it wishes to increase the general rate or impose a special levy so that application can be made to IPART. Mr. Warren suggested that a general rate increase would be the most appropriate action to take.

#### **11.6 LIBRARY OPERATIONS - GULARGAMBONE**

**0490 RESOLVED** on the motion of Crs. Webb and Karanouh that Council call expressions of interest for the conduct of Library Services at Gulargambone

#### **URGENT BUSINESS – SUPPLEMENTARY REPORT BY GENERAL MANAGER**

**0500 RESOLVED** on the motion of Crs Karanouh and Webb that the following business be classified 'urgent' and dealt with:

#### **11.7 STATE EMERGENCY SERVICE – PARTNERSHIP AGREEMENT**

**0501 RESOLVED** on the motion of Crs Karanouh and Walker that Council:

- (1) agree to enter into the proposed Partnership Agreement with the SES for the operation of SES within Coonamble Shire;
- (2) advise the SES that it will agree to transfer the Holden Rodeo currently used for SES purposes to the SES at the market value amount.

#### **19.0 CLOSED SESSION**

**0502 RESOLVED** on the motion of Crs Keady and Webb that Council resolve into Closed Session in accordance with the Local Government Act 1993 s10A (2)(a) *“personnel matters concerning particular individuals (other than councillors) and (2)(d)(i) commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it”*.

**0503 RESOLVED** on the motion of Crs Keady and Webb that the press and public be excluded from the meeting.

At this juncture, 1.05 p.m. the meeting was adjourned for lunch – the Mayor reminding Councillors the meeting remains in Closed Session. Following the luncheon adjournment the meeting resumed at 2.00 p.m. Cr. Karanouh did not return to the meeting.

#### **RESUME OPEN MEETING**

**0504 RESOLVED** on the motion of Crs. Webb and Keady that Council resume Open Meeting.

#### **ADOPTION OF RECOMMENDATIONS FROM CLOSED SESSION**

**0505 RESOLVED** on the motion of Crs. Webb and Keady that Council adopt the recommendations from Closed Session, being Recommendation Nos. 19.1 to 19.6, as detailed below:

**19.1 LOCAL GOVERNMENT LONG SERVICE AWARDS**

**THE COMMITTEE RECOMMENDS** that Council acknowledge the service of former Cr Canham with a Certificate of Service and acknowledge the services of former Cr Horan with a Certificate of Service and the Emeritus Mayor Certificate and, when obtained, the Certificates be presented at a future Council meeting.

**19.2 CEO OF COONAMBLE ABORIGINAL HEALTH SERVICE**

**THE COMMITTEE RECOMMENDS** that the request from the Coonamble Aboriginal Health Service be noted and the Service be advised that Council will keep it in mind should it decide to dispose of the subject premises.

*Carried 4 votes / 3 votes – noting the Mayor used his casting vote.*

**19.3 RAY WHITE REAL ESTATE – INDUSTRIAL LAND**

**THE COMMITTEE RECOMMENDS** that Council advise the proponent it will accept \$55,000 (inclusive of GST) for Block No 20 at the Industrial Estate and that authority be given to affix the Seal to the transfer documents if the offer is accepted.

**URGENT BUSINESS – SUPPLEMENTARY ITEMS – CLOSED SESSION**

**0506 RESOLVED** on the motion of Crs. Webb and Keady that the following matters be classified ‘urgent’ and dealt with:

**19.4 ASPECT PROPERTY CONSULTANTS**

**THE COMMITTEE RECOMMENDS** that Council note the valuation of \$30,000 for the block of land in Castlereagh Street and advise the Coonamble Aboriginal Health Service it will transfer the land to the organisation for the construction of a medical facility for the amount of \$30,000 with both parties responsible for their own legal costs and authorise the affixing of the Seal to the relevant documents.

**19.5 COUNCIL PROPERTY – 9 NAMOI STREET**

**THE COMMITTEE RECOMMENDS** that Council accept the offer submitted on behalf of GK Rohr Holdings Pty Ltd for the block of land described as Lot 1 in DP188788 – known as 9 Namoi Street, Coonamble – and instruct Council’s solicitor to carry out conveyancing, noting that all legal costs will be the responsibility of the purchaser and further, that authority be given to affix the Seal to the transfer document.

**19.6 EXPRESSIONS OF INTEREST – BLOCK AT “THE MEGLO”**

**THE COMMITTEE RECOMMENDS** that Council accept the offer of \$66/ha/pa from Halcroft & Bennett Pty Ltd for lease of 45ha of land at “The Meglo”, being the block furthest from Coonamble towards Quambone which adjoins Block 5, noting that the offer is accepted without the conditions proposed by the Company.

**12.0 REPORT BY DIRECTOR OF CORPORATE & COMMUNITY SERVICES**

**0507 RESOLVED** on the motion of Crs Webb and Walker that the report by the Director of Corporate and Community Services be received and dealt with.

**12.1 RATE COLLECTIONS**

**0508 RESOLVED** on the motion of Crs. Webb and Walker that the Total Combined Rate Collections to 30 April 2013, be noted.

**12.2 LIST OF INVESTMENTS**

**0509 RESOLVED** on the motion of Crs. Webb and Walker that the list of investments as 30 April 2013 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 COMMUNITY DEVELOPMENT PROGRESS REPORT**

**0510 RESOLVED** on the motion of Crs Webb and Burnheim that the information contained in this report be noted.

Cr Burnheim referred to the success of the Burglar Beware Program and congratulated the staff involved.

**12.4 MODEL PRIVACY MANAGEMENT PLAN**

**0511 RESOLVED** on the motion of Crs. Webb and Walker that Council formally adopt the Model Privacy Management Plan for Local Government, noting the document has been on public exhibition for the prescribed period and no submissions and/or comments were received.

**13.0 REPORT BY DIRECTOR OF DEVELOPMENT, COMMERCIAL & URBAN SERVICES**

**0512 RESOLVED** on the motion of Crs. Webb and Burnheim that the report by the Director of Development, Commercial and Urban Services be received and dealt with.

**13.1 ECONOMIC DEVELOPMENT MANAGER'S REPORT**

**0513 RESOLVED** on the motion of Crs. Keady and Webb that the information contained in the Economic Development Manager's report be noted.

The following items from the report were discussed:

- Eco Spa – councillors noted that this project is 'investment ready' – Council is waiting on transfer of the land.
- Rent-a-farmhouse is on hold – being a lower priority project.
- Indoor arena – it is expected that grant funding will be announced shortly.

Cr Keady asked what are the priorities of the Economic Development Manager now the two major projects have been addressed to this point. The

General Manager said he has spoken with the EDM and was developing a work plan. He said councillors should think about the direction of the position and bring ideas to a future meeting.

### **13.2 TOURISM DEVELOPMENT MANAGER'S REPORT**

**0514 RESOLVED** on the motion of Crs Walker and Burnheim that the information contained in the Tourism Development Manager's report be noted.

The following issues were discussed:

- Final workshop – Destination Management Plan – the Director advised it is a summary of the regional plan.
- Councillors suggested that another meeting of the local tourism group should be convened – with one of the items being the need to identify one or two projects for inclusion in the Strategic Plan
- Macquarie Marshes – Tourism officers from Warren, Coonamble and Nyngan to work jointly regarding what activities are permitted within the Macquarie Marshes. – noting we need to be part of the group to apply for regional funding.

### **13.3 WORKS IN PROGRESS UPDATE**

**0515 RESOLVED** on the motion of Crs. Webb and Walker that the information contained in this report be noted.

### **COONAMBLE POOL**

**0516 RESOLVED** on the motion of Crs Webb and Walker that a report be prepared on the pool, including long term maintenance concerns.

### **14.0 REPORT BY DIRECTOR OF ENGINEERING SERVICES**

**0517 RESOLVED** on the motion of Crs Webb and Keady that the report by the Director of Engineering Services be received and dealt with.

### **14.1 COONAMBLE LEVEE**

**0518 RESOLVED** on the motion of Crs. Burnheim and Webb that the report on the reconstruction and extension of the levee to provide protection to the eastern side of Coonamble be noted, along with the financial information contained therein.

Cr Burnheim asked whether the Quarry who produce sufficient material to use on this project – the General Manager said it would and referred to the borrow pits which have been identified with material for the work. Council noted the various stages of the project which would comply with funding requirements.

**14.2 REMOTE ACCESS ASSESSMENT GUIDELINES**

**0519 RESOLVED** on the motion of Crs. Webb and Keady that Council note this report and resolve to include a fee of \$3,200 per application in its Fees and Charges for the assessment of routes for over-dimension vehicles and that the fee be advertised for the prescribed period prior to formal adoption by Council.

Councillors noted the need for exhaustive assessment required when application is received for routes for over-dimension vehicles.

**14.3 FLOODPLAIN RISK MANAGEMENT**

**0520 RESOLVED** on the motion of Crs Burnheim and Cullen that Councillors Webb, Walker and Keady be nominated as delegates to the Floodplain Risk Management Committee.

**14.4 WORKS IN PROGRESS**

**0521 RESOLVED** on the motion of Crs. Burnheim and Walker that the information contained in this report be noted.

**15.0 REPORT FROM MANAGER OF ENVIRONMENTAL SERVICES**

**0522 RESOLVED** on the motion of Crs Keady and Webb that the report by the Manager of Environmental Services be received and dealt with.

**15.1 RANGER'S REPORT – APRIL 2013**

**0523 RESOLVED** on the motion of Crs Keady and Burnheim that the report by the Ranger for the month of April 2013 be noted.

**16.0 QUARTERLY REVIEW – OPERATIONAL PLAN – TO 31 MARCH 2013**

**0524 RESOLVED** on the motion of Crs. Webb and Walker that Council:

- (1) approve the variations to votes as listed in the budget review documents;
- (2) note that, in the opinion of the responsible accounting officer, Council is in a satisfactory financial position;
- (3) note the position of Council's estimated Reserves at 31 March 2013.

Cr Burnheim congratulated the General Manager and the Director on the budget review report.

**17.0 REPORTS FROM VARIOUS COMMITTEES** Nil

**18.0 SALEYARDS REPORT**

**0525 RESOLVED** on the motion of Crs. Webb and Burnheim that the report by the Manager of Saleyards & Facilities for month of April 2013 be noted.

Cr Burnheim referred to the need to discuss with agents the use of Coonamble Saleyards, noting that a lot of cattle from this area is marketed at other centres. He said if the agents owned the facility they would surely use it and attain a bigger throughput. Cr Cullen said Council has tried to encourage the agents to be more proactive in the use of yards.

Cr Cullen requested that a meeting of the Saleyards Management Committee be called to float the idea of selling/leasing the Coonamble Saleyards to the Associated Agents Pty Ltd.

## **20.0 QUESTIONS WITH NOTICE** Nil

### **21.0 GENERAL BUSINESS**

#### **Cr Burnheim:**

- Referred to Warrena Street being an area where crime is committed on a regular basis. Requested that additional lighting be erected in the vicinity and perhaps consider installation of a camera. The General Manager said a letter would be forwarded to Essential Energy requesting installation of additional lighting, plus costings.

#### **Cr Keady:**

- Thanked staff for their efforts in preparing the showground for the recent Show and congratulated the staff who were involved.

#### **Cr Walker:**

- Requested additional lighting over the War Memorial for the Dawn Service and an upgrade of the PA system which is most unsatisfactory on ANZAC Day. He said a very large crowd attended the service and many could not hear proceedings. Cr Walker said we may be able to secure a permanent public address system. The General Manager said he will investigate the matter and report back to Council.

#### **Cr Webb:**

- Referred to the old pump at the rear of the depot which was purchased to be used at the weir and is not now used. Requested that it be given to the RFS. The General Manager said he would ascertain whether Council requires the pump and advise Cr Webb.

**0526 RESOLVED** on the motion of Crs. Webb and Burnheim that should the old pump in the depot no longer be required by Council it be given to the RFS for historical restoration.

- Attendance at functions arranged by the NSW Rural Fire Service to officially open the various fire sheds constructed within the Shire.

**General Manager:**

- Reminded Councillors that the delegation from Campbelltown City Council, including the Mayor, would be in Coonamble to attend the annual rodeo. He said they usually arrive Friday afternoon and depart before lunch on Sunday. The General Manager said because the Mayor will be part of their delegation Councillors should attend the functions. Mr Warren said the Sister City Relationship between Campbelltown and Coonamble has benefits to this Council and we should support the representatives when they visit.

**Cr Keady:**

- On behalf of Cr Karanouh he requested that Council consider thanking Mr Kent Morley for his huge volunteer contribution as part of the NSW Fire Brigade and Rescue Service. The Mayor agreed that a letter be forwarded from Council.

There being no further business the meeting closed at 4.00 p.m.

These Pages (1/5234 to 20/5253) were confirmed on the .....day of JUNE 2013 and are a full and accurate record of proceedings of the Ordinary Meeting of Coonamble Shire Council held on 15 May 2013.

**MAYOR**

**8. RESOLUTION BOOK UPDATE  
COUNCIL MEETING WEDNESDAY, 12 JUNE 2013**

**8.1 RESOLUTIONS IN PROGRESS**

**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:**  
**Awaiting Minister's approval.**

**13.3 SHOWGROUND SECURITY OPTIONS**

**0207 RESOLVED** on the motion of Crs Webb and Karanouh that Council agree to the following:

Lock the two main gates directly onto the highway, leaving the gate near the dog track open;

Signage be erected at all gates with Office & Manager's numbers and requesting that anyone wishing to rest stock or ride casually contact Council.

Camping Prohibited signs be erected, with power boxes locked to discourage casual camping

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.

**Status:**  
b) **Signage received – to be installed**  
c) **Review booking system/fee structure in progress.**

**EXCAVATION OF HOLDING LAGOON – SEWER TREATMENT WORKS**

**0309 RESOLVED** on the motion of Crs Karanouh and Schieb that the Director of Engineering Services further investigate this proposal and seek sources of funding for the project.

**Status:**  
**Proposal to be discussed with the EPA**

**14.3 ABERFORD STREET AND DUBBO STREET – UPGRADES**

**0342 RESOLVED** on the motion of Crs. Webb and Karanouh :

(1) That Council hold a special meeting prior to the annual estimates meeting to consider a report on the 10 Year Delivery Program for Roads; and

(2) that any funds unspent in the 2012/2013 program be used to purchase materials for the future urban improvement program.

**Status:**

- (1) **Special meeting held.**
- (2) **Application submitted to RMS – no response to date**

**CARAVAN PARK+ECO SPA STAGE 2 – INVESTMENT READY**

**0392 RESOLVED** on the motion of Crs. Webb and Schieb that:

- (a) Council note the General Manager will determine the Development Application under delegated authority;
- (b) following approval of the Investor Brief, with adjustments approved by the General Manager, commence proceedings in calling for expressions of interest;
- (c) continue proceedings to purchase the land required for the development of the Eco Spa, together with the rest of Smith Park in its entirety;
- (d) upon completion of the process, classify the land as 'operational'.

**Status:**

- (a) **DA approved**
- (b) **Waiting for approval from the Department of Lands**

**EXTENSION OF COONAMBLE LANDFILL SITE**

**0397 RESOLVED** on the motion of Crs. Karanouh and Keady that Council:

- (1) negotiate with the LHPA and Crown Lands to acquire a portion of approximately 16 hectares of land being Part TSR 24312 by way of the compulsory process and further, Council make application to the Minister of Local Government seeking approval from the Governor to acquire the land using the compulsory process;
- (2) reclassify the land being acquired under the compulsory process under section 31 of the Local Government Act to operational land and further, pursuant to section 34 of the Local Government Act, give public notice of its intention to reclassify the land;
- (3) engage a Registered Surveyor to survey the parcel of land and lodge the deposited plan with the Land Titles Office;
- (4) engage Councils Solicitors to commence the legal proceedings of formally acquiring the land and lodging of the deposited plan.

**Status:**

**Application made to Minister seeking approval to acquire the land.**

**COONAMBLE LANDFILL SITE**

**0398 RESOLVED** on the motion of Crs. Karanouh and Webb that :

- (1) Council make application to the Minister of Local Government seeking approval under section 14(3) of the Land Acquisition (Just Terms Compensation) Act 1991 to reissue the proposed acquisition notice in respect to lots 1 and 2 DP 1007782 being Crown land;
- (2) Under section 31 of the Local Government Act, the land being acquired under the compulsory process will be classified as operational

land and further pursuant to section 34 of the Local Government Council give public notice of its intention to classify the land as operational

**Status:**

**In progress – endeavouring to clarify status of Aboriginal Land Claim over this land. No response to date.**

**10.8 PREMIER OF NEW SOUTH WALES G5-48+S13(40192)**

**0483 RESOLVED** on the motion of Crs. Karanouh and Webb that Council obtain prices for suitably priced pool-associated play equipment and advertise its intention on Council's website inviting community input.

**Status:**

**Quotations sought subject to suitability of plumbing for the design of the equipment.**

**SERVICE AWARDS**

**THE COMMITTEE RECOMMENDS** that Council acknowledge the service of former Cr Canham with a Certificate of Service and acknowledge the services of former Cr Horan with a Certificate of Service and the Emeritus Mayor Certificate and, when obtained, the Certificates be presented at a future Council meeting.

**Status:**

**In progress.**

**SALEYARDS COMMITTEE MEETING**

Manager of Saleyards & Facilities to convene meeting to discuss issues.

**Status:**

**A meeting of the Committee and the Agents will be scheduled within the next two weeks.**

**OLD PUMP AT DEPOT**

**0526 RESOLVED** on the motion of Crs. Webb and Burnheim that should the old pump in the depot no longer be required by Council it be given to the RFS for historical restoration.

**Status:**

**The Director of Engineering Services is progressing this matter.**

**8.2 RESOLUTIONS COMPLETED – TO BE REMOVED FROM THE RESOLUTION BOOK**

**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:**  
**Not necessary to proceed – Mayor suggested it be removed from the Resolution Book. COMPLETED.**

**COONAMBLE TAXI RANK**

**0349 RESOLVED** on the motion of Crs. Webb and Karanouh that Council not remove the seat from the Taxi Rank, but turn it around to face Castlereagh Street.

**Status:**  
**Seat left in same location – turned to face the street. COMPLETED.**

**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:**  
**Director of Community Services attended meeting on 20 May 2013 and further information is to be provided by Murdi Paaki COMPLETED.**

**10.4 NSW POLICE SERVICE CASTLEREAGH LAC C6-18+S2-1+S13-1 (39336)**

**0302 RESOLVED** on the motion of Crs. Webb and Walker that Council:

- (1) investigate establishing a pedestrian access along the river bank adjacent to the pool and carry out works as a priority;
- (2) investigate lighting of the area at the rear of Macdonald Park and include the Limerick Street area and the cost be included for consideration in conjunction with the 2013/2014 estimates.

**Status:**  
**Council unable to fund in the 2013/14 budget. COMPLETED.**

**9. MAYOR'S ACTIVITY REPORT**  
**COUNCIL MEETING WEDNESDAY, 12 JUNE 2013**

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**10. PRECIS OF CORRESPONDENCE  
COUNCIL MEETING WEDNESDAY, 12 JUNE 2013**

**Section A – Matters for Consideration by Council:**

**10.1 COONAMBLE CHAMBER OF COMMERCE D7(40474)**

Asking Council to consider contributing an amount of \$6,000 to the 2013 Keep Coonamble Kicking Campaign, confirming Council's position as "major sponsor". Saying the Chamber is excited that this local promotion is continually gaining momentum to include a wider range of local businesses. Advising 2013 will see the promotion expand through the use of "Chamber Dollars" (replacing Coonamble Cash) which will encourage participation by businesses located in other areas of the Shire, e.g. Gulargambone and Quambone. Pointing out that, subject to Council's contribution, the 2013 campaign is looking to increase the prize value to \$10,000, allowing for multiple prize winners.

(NOTE BY GENERAL MANAGER – Council has allocated \$20,000 for its Donation Vote for next financial year).

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

**10.2 LOCAL GOVERNMENT REMUNERATION TRIBUNAL C13**

Advising that pursuant to s.241 of the Local Government Act 1993, the annual fees to be paid in each of the categories to councillors, mayors, members and chairpersons of county councils, effective on and from 1 July 2013, have been determined:

<i>Category</i>	<i>Councillor/Member Annual Fee</i>		<i>Mayor/Chairperson Additional Fee*</i>	
	<i>Minimum</i>	<i>Maximum</i>	<i>Minimum</i>	<i>Maximum</i>
Rural	\$7,930	\$10,480	\$8,430	\$22,870

(NOTE BY GENERAL MANAGER – Councillors are currently paid \$8,980, the Mayor receiving an additional \$15,765. The Tribunal has allowed for an additional 2.5% increase in allowances. Coonamble Shire Council is Category 4 – Rural and the current determination is provided in the above table. The mid-point is \$9,205 for councillors and \$15,650 for the mayor).

**Recommendation:  
For Council's determination**

<b>10.3</b>	<b>HON NATASHA MacLAREN-JONES MLC</b>	<b>T3(40520)</b>
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Advising that the NSW Legislative Council's General Purpose Standing Committee No. 3 is currently conducting an inquiry into tourism in local communities. Inviting Council to make a submission, noting the closing date is Friday 28 June 2013. Pointing out the Committee intends to hold public hearings following the closing of submissions. Providing information to assist Council should it wish to make a submission.

(NOTE BY GENERAL MANAGER – The terms of reference for the Committee are to inquire into and report on the value and impacts of tourism on local communities and, in particular:

- The value of tourism to NSW communities and the return on investment of Government grants and funds
- The value of tourism to regional, rural and coastal communities
- The impacts of tourism on Local Government Areas, including:
  - Infrastructure services provision and asset management
  - Social impacts
  - Unregulated tourism
  - Employment opportunities.
- Marketing and regulation of tourism
- Utilization of special rate variations to support local tourism initiatives
- Any other related matter)

**Recommendation:**

**That Council make a submission to the Standing Committee, drawing attention to the importance of tourism in regional and rural communities and focusing on the benefits to Coonamble Shire.**

<b>10.4</b>	<b>LOCAL GOVERNMENT NSW</b>	<b>L9-1(40581)</b>
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Advising Local Government NSW's inaugural conference will be held at Sydney Town Hall from 1 – 3 October 2013. Saying planning for the Conference Program is well advanced and, as per the conferences held by the former Local Government and Shires Associations, time has been set aside for business sessions to discuss various significant issues which affect the sector. Seeking Council's input to guide the content of the business sessions and requesting that it identify the most important three to five issues which it believes are causing concern – these responses to the Association prior to Friday 19 July 2013. Pointing out the Association will review responses and identify the top three to five issues as identified overall by member councils. Encouraging Council to suggest an appropriate solution by including either a motion which could be considered by the Conference or notes which might guide delegates to an agreed position.

(NOTE BY GENERAL MANAGER – In past years motions from Council would have been dealt with by “C” Division prior to the annual conference. Should Council wish to submit appropriate motions they will need to be passed at the July meeting).

**Recommendation:**

**That Council note the Conference will be held from 1 – 3 October 2013 and matters to be considered at the Conference be resolved no later than the July meeting.**

**Section B – Matters for Council's Information:****10.5 ANTHONY ALBANESE – MINISTER FOR REGIONAL DEVELOPMENT AND LOCAL GOVERNMENT & CATHERINE KING – MINISTER FOR REGIONAL SERVICES F2(40439)**

Saying that the Budget delivers on the Federal Labor Government's commitment to regional Australia. Pointing out it builds on the key investments made by the Government over recent years to improve infrastructure, environment and sustainability, education, health and disability support for Australians living in regional areas. Detailing key elements of the budget that will benefit regional Australia.

**10.6 AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION L10(40497)**

Inviting the Mayor, Councillors and General Manager to the Constitutional Campaign briefing at the National General Assembly. Saying the Federal Government has announced a referendum to change the Constitution to enable it to continue to directly fund vital community services and infrastructure through programs like Roads2Recovery and the Regional and Local Community Infrastructure Program for local government. Advising the National Assembly will be held from 16 – 19 June at the National Convention Centre, Canberra and urging Council to have at least one representative attend.

**10.7 DIVISION OF LOCAL GOVERNMENT E2+L10-1+S6(40493)**

Reminding council officials of their obligations in relation to the use of council resources in the lead up to the 2013 Federal election. Saying it is important that the community has confidence that council property and resources are only used for official purposes. Referring to the new Model Code of Conduct which provides council officials with guidance as to what they **must not** do. Pointing out the obligations apply to all election campaigns including council, State and Federal elections. Requesting that this issue be brought to the attention of councillors and staff.

(NOTE BY GENERAL MANAGER – Councillors were provided with a copy of the Model Code of Conduct at the February 2013 meeting).

**10.8 NSW PRIVACY COMMISSIONER S2-1(40511)**

Referring to a recent decision by the NSW Administrative Decisions Tribunal found that CCTV cameras operated by Shoalhaven City Council were in breach of some privacy obligations under the Privacy and Personal Information Protection Act 1998 (PPIP Act). Advising that following the commencement of the Regulation under the PPIP Act local councils in NSW are exempt from some privacy obligations relating to the collection of personal

information by using a CCTV camera installed for the purpose of filming in a public place and the disclosure to NSW Police of that information by way of live transmission. Pointing out a fact sheet has been prepared and is available on [www.ipc.nsw.gov.au](http://www.ipc.nsw.gov.au)

<b>10.9</b>	<b>LOCAL GOVERNMENT NSW</b>	<b>C17(40562)</b>
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Asking for assistance in better quantifying the extent of cost shifting onto NSW Local Government by completing Local Government NSW cost shifting survey for 2011/12. Saying it is has been confirmed that both the NSW & Federal Governments often transfer responsibilities onto local government without adequate funding to fulfill the responsibilities. Advising results from previous surveys confirm that cost shifting places a significant burden on councils' financial situation and, despite the recognition of cost shifting and its adverse impacts on local government, remains at a high level. Pointing out indicative figures show it amounts to around 6% of councils' total income before capital amounts and has increased significantly from \$308M in 2005/2006 to \$499M in 2010/2011. Saying the results of the survey will help quantify the extent of cost shifting onto NSW local government and support the argument for the practice to end.

<b>10.10</b>	<b>THE HON DON PAGE MP – MINISTERIAL CIRCULAR</b>	<b>S2-1(40548)</b>
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Advising the NSW Government is committed to ensuring that the NSW Police have the necessary tools for fighting and investigating crime. Saying local councils are an important partner of the police in ensuring the safety and protection of local communities. Saying the Government has acted to ensure councils can continue using Closed Circuit Television (CCTV) camera systems for the purposes of assisting local police. Pointing out the Government has amended the *Privacy and Personal Information Regulation 2005* to exempt councils from Section 11 and Section 18 of the Act, however councils must continue to comply with all other Information Protection Principles in the Act, including sections 10 and 12(c) and section 18 in relation to disclosures other than the NSW Police. Saying this also includes a requirement to install and maintain appropriate signage near CCTV cameras.

<b>10.11</b>	<b>NSW ELECTORAL COMMISSION</b>	<b>E2(40576)</b>
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Acknowledging receipt of Council's letter advising that it has resolved that the NSW Electoral Commission is to administer all elections, excepting those of Mayors and Deputy Mayors, including constitutional referendums and polls, until the conclusion of the 2016 Local Government elections. Advising an officer of the Commission will contact Council shortly.

**10.12 KEVIN HUMPHRIES MP R2(40596)**

Referring to Council's letter requesting specific information and data concerning Hydraulic studies commissioned by Transport NSW, Country Rail Contracts, to determine the size of culverts required to carry storm and flood waters under the Coonamble railway line link. Advising he has met with the Minister for Roads and Ports and requested that the data be supplied. Further advising he has spoken to Terry Brady from Country Rail to discuss the issue of flooding and possibly what could be done to review the upgrade to the line south of Coonamble and met with local landholders.

**10.13 TOORAWEEAH PRIME LAMB MARKETING COOPERATIVE LTD R8-7(40575)**

Seeking Council's consideration to have all roads in the Coonamble LGA approved to have access for B-Double trucks. Saying it is understood that some roads will be signposted as unsuitable due to bridges or dangerous sections for trucks. Supporting a collective approach with surrounding LGAs so that roads can be accessed through different shires and not end at the border of Coonamble shire. Advising they have applied to other shires in the central west and received favourable response. Pointing out directors have met with The Hon Duncan Gay, Minister for Roads & Ports, who was sympathetic to this caused and advised he would work with local shires for funding to upgrade and maintain these local roads. Stating they are a cooperative of some 90 members spread mainly across the central western area of NSW and stretching north and south towards the borders of Queensland and Victoria. Saying they market 50,000 – 60,000 sheep and lambs annually and to do this efficiently, need to use B-Double trucks for transport.

Pointing out about 90% of members live "off highways" and therefore not on designated B-Double routes, which must also be the case for all other producers who need to move goods and livestock on/off properties. Providing the following statistics:

- Farmers are at the mercy of price increases all the time and B-Doubles can provide a cost benefit of 15%-20% - more stock can be transported in one load leading to cost and road efficiencies.
- Producers who live off main roads need to be able to move into the 21<sup>st</sup> century, having the same efficiencies to complete with businesses located on highways.
- This in turn leads to improved road safety – other road users do not have as many trucks to contend with.
- Currently if carriers use B-Doubles on these routes they are essentially breaking the law and therefore at the mercy of hefty fines and demerit points on their licence. Pointing out many are owner/drivers and this is a large impost on income and puts their livelihood at risk. Saying they know that stock truck drivers do not want to put their loads in peril and will not take risks or travel in areas which are not safe.

- B-Double trucks are no wider or higher than a regular semi trailer and the weight over the axles is the same in proportion.
- Agreeing they may need to be limited access provisions to ensure that only trucks with a purpose use these roads – all their carriers are issued with a dispatch order to access properties on their route.

Saying they appreciate Council's consideration and hoping it may approve the request to update the LGA so that drivers may be legal on the roads and their members can favourably compete with all other producers.

(NOTE BY GENERAL MANAGER – The Director of Engineering Services advises that all Council's roads were approved many years ago for the operation of B Double trucks throughout the Shire and this information is available from the RMS website.

Application will still have to be made for individual routes that may be required for over-dimension vehicles as advised to the May meeting).

<b>10.14      STEWART ROBINSON, GARBAGE CONTRACTOR G1-6</b>
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Advising that since Council disposed of No 9 Namoi Street, Coonamble to Rohr Holdings Pty Ltd, he is unable to access the rear lane with the garbage collection vehicle to collect bins from premises in Castlereagh Street. Asking Council to advise where business owners should place bins for collection.

(NOTE BY GENERAL MANAGER – Council's intention to dispose of this block of land was well publicised on two separate occasions. The contractor did not raise it as an issue with Council when submissions were invited.)

**RICK WARREN**  
General Manager  
4 June 2013

**11. REPORT BY GENERAL MANAGER  
COUNCIL MEETING WEDNESDAY, 12 JUNE 2013**

**11.1 DEVELOPMENT APPLICATIONS DETERMINED UNDER  
DELEGATED AUTHORITY**

*Link to Community Strategic Plan / Council's Delivery Program  
L1.4.5 Governance is open and transparent.*

**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
NIL					

CDA No	Owner	Applicant	Proposed Use	Address of land	Approval Date
NIL					

**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 no Development Applications or Complying Development Applications were under delegated authority since the last meeting.**

**11.2 DEVELOPMENT CONTROL PLAN (DCP)**

***Link to Community Strategic Plan / Council's Delivery Program:***

***EN1.1 Provide quality planning and customer services to potential developers/residents.***

**Background:**

Council adopted its current Local Environmental Plan (LEP) in 2011. There is a requirement for Council to develop and adopt a Development Control Plan (DCP) to outline its requirements in regard to development in the Shire.

**Issues:**

Council currently has several DCP's which are out of date and inconsistent with the current LEP. In the draft DCP the other plans are incorporated into a single document compliant with the requirement of the Department of Planning and in keeping with best practice within the industry.

The draft DCP outlines controls consistent with the zoning within the new standard template. It also includes controls that address local character, environmental design and residential amenity.

Within the DCP are the following:

- Specific controls for different types of development, such as single dwellings, dual occupancy and multi-unit housing, subdivision and non-residential developments – such as advertising signs, bed and breakfast accommodation and industrial development.
- Environmental controls such as erosion and sediment plans and devices.
- General controls for things such as car parking, on-site sewage management and tree management.

The DCP provides guidance for people preparing development applications and provide staff with evaluation principles for consent of development applications.

**Sustainability/Legislative Provisions:**

DCPs fall within a hierarchy of planning control measures initiated by the State Government:

- (1) Acts and regulations
- (2) State Environmental Planning Policies (SEPP)
- (3) Local Environmental Plan (LEP)
- (4) Development Control Plan (DCP)

The lowest level - ie. The DCP - gives Council the ability to influence development type.

**Financial Considerations:**

N/A

**Options:**

N/A

**Recommendation:**

**That Council resolve to place the Development Control Plan (DCP) on public exhibition for the prescribed 28 day period, inviting submissions and/or comments, before formally adopting the DCP taking into account any submissions received.**

**11.3 POLICY FOR PAYMENT OF EXPENSES AND THE PROVISION OF FACILITIES TO MAYOR AND COUNCILLORS**

***Link to Community Strategic Plan / Council's Delivery Program:  
L1.4.5 Governance is open and transparent.  
L1.4.6 Review Council policies***

**Background:**

In accordance with s252 clause (1) of the Local Government Act 1993 (*Payment of expenses and provision of facilities*) Council must, within five months after the end of each year, adopt a policy concerning the payment of expenses incurred or to be incurred by and the provision of facilities to the mayor, the deputy mayor and other councillors in relation to discharging the functions of civic office.

Clause (5) of s253 of the Act (*Requirements before policy concerning expenses and facilities can be adopted or amended*) requires Council to comply with this section when proposing to adopt a policy each year in accordance with s252 (1) even if the council proposes to adopt a policy that is the same as its existing policy.

**Issues:**

At Council's August 2012 meeting, it adopted the current Policy for Payment of Expenses and the Provision of Facilities to Mayor and Councillors and to accord with the Local Government Act s252 and s253 it is required to formally adopt the policy for the ensuing 12 month period.

A copy of the Policy is included with the business paper as **APPENDIX A**.

**Sustainability/Legislative Provisions:**

Section 252 of the Local Government Act requires Council to have a separate policy for the payment of expenses and provision of facilities for councillors as does clause 403 of the Local Government (General) Regulation 2005.

**Financial Considerations:**

Nil

**Options:**

1. Amend the existing policy
2. Adopt the current policy.

**Recommendation:**

**That Council place the draft Policy for Payment of Expenses and the Provision of Facilities to Mayor and Councillors on public exhibition for the prescribed 28 day period and invite comment AND FURTHER that the Policy be formally adopted at the August meeting, taking into account any submissions received.**

**11.4 RETURNS DISCLOSING PECUNIARY INTEREST**

***Link to Community Strategic Plan / Council's Delivery Program:  
L1.4.5 Governance is open and transparent***

**Background:**

Councillors and designated persons are required to complete and lodge disclosure of interest returns by the end of September each year. These returns are to be tabled at the next meeting of Council after 30 September.

**Issues:**

The Division of Local Government recently suspended a councillor from Lithgow City Council for failing to complete and submit his pecuniary interest declaration. In taking this action, the Division advised that obligations imposed on councillors under the Act and their personal responsibilities and they will be held accountable for their compliance.

The returns required are for the period **1 July 2012 to 30 June 2013**. The completed returns should be with the General Manager no later than 31 July 2013.

**Sustainability/Legislative Provisions:**

Section 449 of the Local Government Act 1993 requires councillors and designated persons to complete the returns.

Section 450A(2) requires the General Manager to keep a register of returns and table them at the appropriate meeting of Council.

**Financial Considerations:**

Nil

**Options:**

Nil

**Recommendation:**

**That Councillors note the information and submit their Pecuniary Interest Declarations to the General Manager by the closing date of 31 July 2013.**

**11.5 INDEPENDENT LOCAL GOVERNMENT REVIEW PANEL*****Link to Community Strategic Plan / Council's Delivery Program:  
L1.4.1 Lobby against forced Local Government amalgamations*****Background:**

Several Councillors, the General Manager and the Director of Corporate Services attended an Information Session at Gilgandra on 3 June 2013 relating to various proposals put forward by the Panel.

**Issues:**

General consensus was the session was short on detail or useful information to enable councillors to form an opinion. The Panel Member, Mr Glen Inglis, spoke of a preferred model for the ORANA region which is a county council model with regard to Coonamble. Potentially a county council consisting of Coonamble, Warren, Gilgandra and Bogan Shires – how it will work could not be answered – only that it would be better.

Dubbo could be the focal point of the region and would see it amalgamated with Narromine and Wellington. Discussion was held about councils becoming local boards also based around Dubbo.

Also raised was the proposal to limit the terms of elected members to three and increase the term of council elected mayors to two years.

Council will need to discuss the matter in detail and formulate a position. To date both Warren and Cobar Shire Councils have resolved to remain as they are currently and not enter into any negotiation to amalgamate or agree to any other structure. Throughout the session it was recognised that the OPRANA ROC does work well and is a constant forum for the member councils to share resources.

Attached is the latest information paper received from the Panel on 3 June 2013 – **APPENDIX B**.

**Sustainability / Legislative Provisions:**

Against the backdrop of the report is the present position of the State Government in that there will be no forced amalgamations.

**Financial Considerations:**

Nil

**Options:**

N/A

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

**11.6 CONSULTATIVE COMMITTEE CONSTITUTION*****Link to Community Strategic Plan / Council Delivery Program  
L1.4.7 Maintain consultation process with workforce*****Background:**

Under the Local Government (State) Award) 2010, Council is required to facilitate a Consultative Committee. The Committee is comprised of employee representatives from participating unions and management representatives. The main purpose of the Consultative Committee is to:

*(i) provide a forum for consultation between council and its employees;*

*(ii) positively co-operate in workplace reform to enhance the efficiency and productivity of the council and to provide employees with access to career opportunities and more fulfilling, varied and better paid work.*

(Extract from Local Government (State) Award 2010 p 47.

The Consultative Committee is essentially driven by employees and is governed by a Constitution.

**Issues:**

Due to the Consultative Committee not being active for quite some time, organisational and staffing changes meant that the Committee's constitution had become out dated. The Consultative Committee held a meeting on the 4<sup>th</sup> April 2013, at which amendments to the constitution were approved by the Committee. The amendments were made as per the Committee's existing constitution. Amended document attached **APPENDIX C**.

**Sustainability/Legislative Provisions:**

- Local Government (State) Award 2010

**Financial Considerations:** NIL

**Options:** N/A

**Recommendation:**

**That Council approve the amended Constitution of the Consultative Committee.**

<b>11.7 ECONOMIC DEVELOPMENT MANAGER'S SECTION</b>
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**Author:** *Economic Development Manager – Lee O'Connor*

**Link to Community Strategic Plan / Council Delivery Program:**  
**EC2.1.1 Promote the Shire as a location for business development and investment.**

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

PROJECT	ACTIONS	STATUS/OUTCOMES
Western Education & Events Centre	1. Funding – application to Round 4, Regional Development Australia Fund.	1. Minister's announcement scheduled from Friday 12 July 2013
Eco Spa + Caravan Park	1. Smith Park Land Acquisition – 2. Stage 2 – Investment Ready. 3. Stage 3 – Investment Attraction.	1. In train. Resolution expected in 2-3 months. 2. TQUAL grant acquittal completed. NSW I&I acquittal due mid June. Investor Information draft prepared. 3. Stage 3 – Councillor briefing held 21 May. <b>SEE SEPARATE REPORT</b>

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

PROJECT	ACTIONS	STATUS/OUTCOMES
Support new and existing business	1. <b>Support Business Start-Ups/Expansions:</b> provide information and referral. 2. <b>Chamber of Commerce:</b> 3. <b>Business Bulletin:</b> 4. <b>Business Database:</b>	1. Three new inquiries this month. Support Batterline re HVIS tender and Pace re Meglo block settlement. 2. Chamber AGM held. 3. May/June Bulletin distributed and on Council website. 4. Database updated.
Employment Circle	1. <b>Skills Attraction Strategy</b> – encourage community input into Orana Skills Survey. 2. <b>Rural Skills</b> – meeting held 7 <sup>th</sup> May.	1. Deadline extended. Survey recirculated and put on KCK Facebook page. 2. Progressing.
Abattoir		Progressing.

**3. Community Economic Development + Physical Amenity**

<b>PROJECT</b>	<b>ACTIONS</b>	<b>STATUS/OUTCOMES</b>
Coonamble Aero Club	Airfield Accommodation -	Application submitted to Graincorp Community Fund.

**Recommendation:**  
That Council note the information contained in the Economic Development Manager's Report.

**RICK WARREN**  
General Manager  
4 June 2013

**Report on Project Finalisation**  
***Caravan Park + Eco Spa Stage 3 – Investment Attraction***

***Link to Community Strategic Plan / Council's Delivery Program:***  
***1.4.5 Governance is open and transparent***

**Background:**

Stage 2 of this project '*Investment Ready*' has been finalized with grants acquitted for the federal government's TQUAL Program and the state government's Enterprising Regions Program. Completed to date

- Development Consent (approved 28 March) and associated documentation;
- architectural and engineering plans and schematics;
- Preliminary Trading Forecast & Investment Analysis; and
- a detailed package of Information for Investors.

Council is now in a position to move to the next stage of attracting investment in the proposed Caravan Park & Eco Spa at Smith Park.

**Issues:**

*Land Acquisition* – this process is underway but not yet complete. Advice from NSW Crown Lands that this may take 2-3 months. Council can call for Expressions of Interest prior to settlement, however, the potential to offer the land unencumbered for lease and/or future sale will be a factor in the investment attraction process.

*Negotiation Process* – Seeking private investment in a commercial development is new territory for Council. External advice or expertise may be needed from parties with experience in these types of business dealings within a local government context. This will be sourced as required.

*Clarifying the Opportunity & Council's Potential Contribution* – For the EOI/market testing and negotiation phase to proceed smoothly, it is necessary for Councillors to consider what is being offered by Council to an interested investor, and provide what further support may be considered. Council submitted an application to the Public Reserves Management Fund for a combined grant/loan to rebuild the caravan park amenities. A modern amenities block would increase the attractiveness of the investment opportunity and could form part of Council's contribution.

**Sustainability/Legislative Provisions:**

Ministerial approval and compliance with the Crown Lands Act and the Local Government Act is necessary.

**Financial Considerations:**

- It is anticipated that the separate allocation of \$100,000 made to cover land acquisition and associated costs will also cover advertising and advisory expenses.

**Options:**

- (1) Advertise for Expressions of Interest as soon as possible
- (2) Delay calling for Expressions of Interest until the land acquisition process is finalized

**Recommendation:**

**That Council:**

- (1) call for Expressions of Interest after the land acquisition is confirmed;
- (2) request a report be brought to the July Meeting of Council, outlining the scope of any assistance to be offered by Council.

**RICK WARREN**

General Manager

**12. REPORT BY DIRECTOR OF COMMUNITY SERVICES  
COUNCIL MEETING ON WEDNESDAY 12 JUNE 2013**

**12.1 RATE COLLECTIONS**

Total Combined Rate Collections to 31/05/2013 compared to 31/05/2012:

	<b>30/04/2013</b>	<b>30/04/2012</b>
Arrears 30 <sup>th</sup> June previous year	763,910.00	598,833.17
Plus 2012/2013 Combined Levy	5,433,457.78	5,206,630.62
Add Transfer from Postponed	-	-
<b>GROSS LEVY</b>	<b>6,197,367.78</b>	<b>5,805,463.79</b>
Less: Pensioner Concession (State)	(65,911.62)	(63,771.49)
Pensioner Concession (Council)	(53,927.68)	(54,323.87)
Transfer to Postponed	-	-
Abandoned	-	-
<b>NET TOTAL LEVY FOR YEAR</b>	<b>6,077,528.48</b>	<b>5,687,368.43</b>
Less Collections	(5,074,100)	(4,920,559.43)
Plus Refunds	-	-
<b>NET TOTAL BALANCE</b>	<b>1,003,428.45</b>	<b>766,809.00</b>
Plus Postponed	-	-
<b>GROSS TOTAL BALANCE</b>	<b>1,003,428.45</b>	<b>766,809.00</b>
Collection % of Total Receivable	83.81%	86.50%
Arrears % of Total Receivable	16.19%	13.50%

**Recommendation:**  
**Submitted for Council's information.**

**12.2 LIST OF INVESTMENTS**

Financial Institution	Invest Rating S&Ps	Investment Type/Maturity Date	Current Rate	Term	Amount (\$)
National Australia Bank	A1+	Term Deposit - 25/06/2013	4.35%	90 Days	2,000,000.00
Commonwealth Bank	A1+	Term Deposit - 25/06/2013	4.10%	90 Days	1,500,000.00
St George	A1+	Term Deposit - 17/05/2013	4.20%	90 Days	1,000,000.00
ME Bank	A1+	Term Deposit - 05/06/2013	4.40%	90 Days	1,000,000.00
Reliance C/U	Unrated	Term Deposit - 04/09/2013	3.90%	182 Days	500,000.00
Bendigo Bank	A-	Term Deposit - 17/07/2013	4.25%	120 Days	1,000,000.00
IMB	A2	Term Deposit - 16/05/2013	4.15%	90 Days	1,000,000.00
Orana Mutual	Unrated	Term Deposit - 20/07/2013	4.22%	91 Days	1,000,000.00
National Australia Bank	A1+	Term Deposit - 18/07/2013	4.29%	90 Days	2,000,000.00
ME Bank	A2	Term Deposit - 29/07/2013	4.45%	90 Days	1,000,000.00
ME Bank	A4	At Call Account	3.75%	-	500,000.00
<b>TOTAL</b>					<b>\$ 12,500,000</b>

  

Financial Institution	Invest Rating S&Ps	% of Investment	Max per Investment Policy	Amount (\$)
Commonwealth Bank	A1+	12%	50%	1,500,000
National Australia Bank	A1+	32%	50%	4,000,000
St George	A1+	8%	50%	1,000,000
Bendigo Bank	A-	8%	40%	1,000,000
IMB	A2	8%	35%	1,000,000
ME Bank	A2	20%	35%	2,500,000
Orana Mutal	Unrated	8%	10%	1,000,000
Reliance C/U	Unrated	4%	10%	500,000
				<b>\$ 12,500,000</b>

  

Rating	% of Investment	Policy	Amount
A1+	52%	100%	6,500,000
A1	8%	80%	1,000,000
A2	28%	60%	3,500,000
Unrated	12%	30%	1,500,000
			<b>\$ 12,500,000</b>
General Fund Investments			5,432,736
Sewerage Investment Fund			2,700,874
Water Investment Fund			4,366,390
			<b>\$ 12,500,000</b>

**Recommendation:**  
 That the list of investments as at 31 May 2013 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.

**LIANNE TASKER**  
 Director of Corporate & Community Services  
 June 2013

**13. REPORT BY DIRECTOR OF CORPORATE SERVICES  
COUNCIL MEETING WEDNESDAY 12 JUNE 2013****13.1 INVESTMENT POLICY – ANNUAL REVIEW**

*Link to Community Strategic Plan/Council's Delivery Program:  
L1.4.06 Review Council Policies*

**Background:**

As per the Investment Policy Guidelines issued by the Division of Local Government (Circular10-11), Council is required to adopt an investment policy that is reviewed, at the minimum, on an annual basis.

A review of the Investment Policy has been recently carried out and in accordance with Clause (E) Variation to Policy with the General Manager approving the variations to the Policy. This report is to inform Council of the approved variations to the Investment Policy. **APPENDIX D)**

**Issues:**

The review highlighted two areas that required inclusions to ensure that the policy was compliant with Investment Policy Guidelines. The first area is the authority for investment where the following clauses were inserted.

- Ministerial Investment Order
- Division of Local Government Circulars
- Local Government Code of Accounting Practice and Financial Reporting

The other inclusion to the policy was a clause stating the investment policy be reviewed at least on an annual basis and this was inserted into Clause E Variation to Policy.

**Sustainability/Legislative Provisions:**

- Local Government Act 1993
- Ministerial Investment Order
- Division of Local Government Circulars
- Local Government (General) Regulation 2005
- Local Government Amendment Code of Accounting Practice and Finance Reporting
- Trustee Amendment (Discretionary Investments) Act 1997

**Financial Considerations:** N/A

**Options:** N/A

**Recommendation:  
For Council's information**

**13.2 WORKS IN PROGRESS – STATUS REPORT****Parks & Gardens:**

- Works program continues to focus on improving the presentation of Council open spaces under its control, in particular, preparation of the showground and approaches to town in readiness for the Rodeo.
- Replanting/ fertilisation of the garden bed in front of the Coonamble Post Office have been completed.
- The seat at the taxi rank has been turned around to face the street as per Council resolution.
- Coonamble Sportsground was the venue for the recent regional Primary Schools Netball/ Rugby League Carnival.
- Minor tree maintenance/ removal is planned during the month of June.

**Vandalism Update:**

- There has been a noticeable decrease in the incidents of vandalism during the month of May.

**Pools:**

- Following the closing date for expressions of interest to repair the leaks at the Coonamble Pool, no external submissions were received. Council staff will carry out the necessary works to repair the identified leaks at the pool.
- Information is being gathered on the possible designs of the proposed grant funded “wet play” area at the pool.

**Buildings:**

- Works on Council's Gulargambone residence are progressing with the replacement of the roof, fascia and guttering.
- Following the completion of the works at Gulargambone, the contractor has indicated he will proceed with carrying out the planned repairs to the VIC roof.

**Recommendation:**

**That the information contained in this item be noted.**

**BRUCE QUARMBY**

Director of Corporate Services

3 June 2013

## **14. REPORT BY DIRECTOR OF ENGINEERING SERVICES COUNCIL MEETING WEDNESDAY 12 JUNE 2013**

### **14.1 DEDICATION OF PUBLIC ROAD**

***Link to Community Strategic Plan / Council's Delivery Program:  
11.1 Maintain local road maintenance & construction***

#### **Background:**

In July 2012 Council resolved to apply for the transfer of control of the small section of crown road to provide a continuous access from Thara Road to Lot 43 DP 754187.

The transfer has been completed and the final step in the process is to dedicate the section a public road.

#### **Issues:**

Prior to the land being dedicated the proposal was advertised inviting submissions and/or comments. The closing date for submissions/comments was Friday 17 May 2013.

Council received 12 responses to the proposal and of those, the following eight landowners objected:

- *John Burton, "Thara", Coonamble*
- *Leonie & James Goldsmith, "Compton", Coonamble*
- *Neil Kennedy, "Yuma", Coonamble*
- *Simon Ibbott, "Thurloo", Coonamble*
- *Will & Genelle Landers, "Newport", Conamble*
- *Osborne G Gordon "Huntly", 3 Sydney Road, East Lindfield*
- *Neil & Joanna Kennedy, "St Andrews Park", Coonamble*
- *Eric M Fisher, "Wilgara", Quambone.*

The letters are very similar in content – referring to Council's obvious lack of funding to maintain existing unsealed roads and saying the proposal will be uneconomical – many saying the extension is not necessary.

The remaining four submissions supporting the proposal are from landowners directly affected by the road dedication:

- *John and Helen Rackham, "Orara", Coonamble*
- *Dennis Fitzgerald, "Carmel", Baradine*
- *Jean Colwell, "Binya", Coonamble*
- *Ken & Amanda Colwell, "Binya North", Coonamble*

Pointing out the extension of Thara Road will enable them to have a permanent, secure and legal access. Saying at present they rely on the goodwill of neighbours John and Helen Rackham. Pointing out if Rackhams decided to sell, new owners would be under no obligation to extend the courtesy.

**Sustainability/Legislative Provisions:**

Roads Act 1993

**Financial Considerations:**

Nil.

**Options:**

- (1) Do not proceed with the dedication and hand the lot back to Crown Lands.
- (2) Proceed with dedication of the land as a public road as this is the most logical solution.

**Recommendation:**

**That Council proceed with dedicating the land as a public road and respond to the submissions received.**

**14.2 WORKS IN PROGRESS****(a) State Highway 18:**

(1) Wingadee Stage 2 works are progressing well, with bitumen priming works programmed for 5 June 2013. Additional culverts have been replaced and works are proceeding on the reconstruction of the adjacent floodway.

(2) Line marking of reseals from the showground to the 90kph marker have been completed.

(3) Repairs to the abutment of the Sir Edward Hallstrom Bridge have been completed by RMS contractors. Council is engaged in replacing damaged concrete footpath adjacent to the bridge.

(4) Works proposals have been submitted and materials stockpiled for heavy patching within and on the approaches to Gulargambone.

**(b) Regional Roads:**

(1) Emergency repairs have been undertaken on the regional road network as required.

(2) Slashing of road shoulders on the Quambone and Pilliga Roads has been programmed for early attention as resources permit.

**(c) Local Roads:**

(1) Reshaping and repairs have been completed on SR86 in the Nebea Creek area.

(2) Maintenance grading has been programmed for SR19, SR2 & SR38 as well as SR86.

(3) Final seals have been programmed for SR86 Roads to Recovery works completed previously in current program.

(4) Bitumen patching is being undertaken as required, with emphasis on restoring areas damaged in the water main repairs.

**(d) Plant:**

- Tenders / quotations being advertised for nine sedans and utilities
- Tenders / quotations being prepared for heavy plant
  - 2 x multi-tyred rollers
  - 1 x smooth drum roller
  - 1 x skidsteer
- Report for hire of contract plant under review.

- (e) **Depot:**
- Filter removed from emulsion tank to remedy sedimentation and precipitation of bitumen products in emulsion
  - Maintenance to fences and re-growth as required
  - Building maintenance completed as necessary.
- (f) **Airport:**
- General clean up in progress
  - Compound needs removal of Asbestos runway markers and old pipes.
- (g) **Workshop:**
- General maintenance and repairs to plant as notified by operators and as scheduled.
- (h) **Water and Sewer:**
- WTP construction 90% completed with painting and fit-out in main building in progress.
  - Telemetry for WTP and water and sewerage pump stations at Coonamble, Gulargambone and Quambone approximately 80% complete
  - Water meter reads to commence on 4 June 2013 – Quambone, Gulargambone and Coonamble
  - General maintenance to mains as required.
  - Relining program completed for 2012/2013
  - Investigation into sewerage treatment works tertiary pond de-silting in progress
  - Investigation into repairs to leaking reservoir at sportsground continuing
  - Trickling filter rotor on Coonamble STP collapsed and awaiting quotations for construction and repairs from engineering companies.

**Recommendation:**

**That Council note the information contained in this report.**

**K N BRODBECK**

Director of Engineering Services

4 June 2013

**15. REPORT BY MANAGER – ENVIRONMENTAL SERVICES  
COUNCIL MEETING WEDNESDAY 12 JUNE 2013****15.1 NEW PLANNING SYSTEM FOR NSW**

**Link to Community Strategic Plan / Council's Delivery Program:**  
**EN2.1 Plan land use strategically and sensitively**  
**EN2.2.1 Enforcement of environmental regulations**

**Background:**

On 16 April 2013 the NSW Minister for Planning and Infrastructure, The Hon Brad Hazzard, commenced public consultation regarding a new planning act which will supersede the Environmental Planning and Assessment Act 1979.

The planning white paper titled A New Planning System for NSW, Draft Planning Bill 2013 and associated information have been published on the Department of Planning and Infrastructure's web site at <http://www.planning.nsw.gov.au/a-new-planning-system-for-nsw> and are on public exhibition until 28 June 2013.

**Issues:**

There is little doubt that the current planning system under the provisions of the Environmental Planning and Assessment Act 1979 is convoluted and complex and major reform is warranted.

A key objective of the reform process is that within 5 years 80% of development within NSW will be approved as streamlined 'complying' or 'code' development. Code development is a new form of development. Currently only 23% of development within NSW falls within the streamlined system.

Council's staff have reviewed the planning white paper and the exposure draft of the Planning Bill 2013. Many of the proposed changes appear to be intended to facilitate development within NSW. In that context Gaden's lawyers ([www.gadens.com.au](http://www.gadens.com.au)) have noted that:

*The change in emphasis between the existing Act and the proposed new legislation is best illustrated by some of legislation's new objects. The objects are important as they are frequently used as a reference point by decision-makers at all levels of the planning system.*

*The proposed new objects do not emphasise (as the current objects do) 'orderly' economic use and development of land. Instead, the emphasis is on economic growth and efficient decision-making.*

*Also, the references in the current legislation to ecologically sustainable development are replaced with sustainable development. While this change may seem minor, it has the effect of removing any explicit statutory reference*

*to the 'precautionary principle', which has been heavily criticised by many development proponents (particularly in Greenfield areas and for heavy industry). Objectors often argue that the precautionary principle requires development consents to be refused even when there is only a modest risk of adverse environmental effects."*

It is important for Council to be aware of the impending changes and how they may affect this Shire. Several mooted changes may have significant adverse and unnecessary impacts on development proposals and the local community. Accordingly, it would be appropriate for Council to make a submission regarding the potential impacts, in the manner proposed in Attachment A/

**Sustainability/Legislative Provisions:**

- A New Planning System for NSW - White Paper', published by the Department of Planning and Infrastructure April 2013.
- Planning Bill 2013 – Exposure Draft.
- Local Government Act 1993 – s8

**Financial Considerations:**

The financial implications of the new planning system are unclear at this stage. In some ways the proposed changes will simplify the planning system whilst, in other ways, there will be new complexities and potential additional costs for the community and Council.

**Options:**

- (1) Not make a submission – this option has not been recommended because some of the proposals appear likely to have negative impact on the community and Council.
- (2) Make a submission – to make the Government aware of potentially adverse impacts and encourage it to amend the system to avoid those conditions.

**Recommendation:**

**That Council make a submission during the public consultation period regarding the planning white paper titled *A New Planning System for NSW and draft Planning Bill 2013*, regarding the issues outlined in Attachment A.**

## **ATTACHMENT A - PLANNING WHITE PAPER & DRAFT PLANNING BILL 2013 ISSUES**

In general terms various planning system changes proposed via the planning white paper and the exposure draft of the Planning Bill 2013 have the potential to simplify parts of the land use planning system within NSW. However, there are some aspects of the reforms that may result in significant adverse impacts on the community, especially smaller developments in rural NSW, as outlined below.

### **1. EPLANNING SERVICES**

#### Proposal

All NSW Government spatial datasets including planning, environmental and heritage data will have legal recognition and meet common quality standards (2<sup>nd</sup> dot point, p56, White Paper).

#### Discussion

This goal is desirable and should enable efficiency improvements for developers, Council and the community in general

From Council's perspective it is essential that only data that is fit for the proposed purpose be given legal recognition.

#### Request 1.1

That Council is provided with the opportunity to assess the quality of any NSW Government spatial data proposed to be given legal recognition for its Local Government Area.

#### Request 1.2

That any spatial data which contains significant errors not be given legal recognition.

### **2. DEVELOPMENT CONTROLS IN LOCAL PLAN**

#### Proposal

All statutory planning controls will be incorporated within the Local Plan, so that relevant controls are easy to find and able to be delivered online (2<sup>nd</sup> dot point, p. 90, White Paper).

#### Discussion

Currently Development Control Plans (DCP) and Local Environmental Plans (LEP) serve different purposes and provide a different level of regulatory control. DCPs are capable of being modified in a reasonable timeframe by Council to reflect community expectation and issues which arise from the application of the respective planning controls contained therein.

Under the proposed changes LEPs and DCPs will be effectively merged into a single Local Plan document. It is Council's understanding that DCP provisions will effectively be contained within Part 3 of the document which comprises the 'development guides'.

#### Request 2

That provision be made to enable Councils to amend the Part 3 Development Guides of the Local Plan in a timely manner when required.

### **3. MAXIMUM 21 DAY STOP THE CLOCK PERIOD**

#### Proposal

Councils will be able to stop the clock for a maximum of 21 days when requesting additional information to support a Development Application (2nd paragraph, p.141, White Paper).

#### Discussion

Council's experience has been that some applicants respond promptly and reasonably to requests for additional information, while others do not. Furthermore, for more complex developments, it may be effectively impossible to respond within the proposed maximum 21 day time frame. In that context it seems unlikely that there will be any significant public benefits arising from setting a maximum stop the clock period of 21 days.

#### Request 3

That a 21 day maximum stop the clock period not be applied, given that it is unlikely that there will be any significant public benefits.

### **4. LOCATION SURVEYS**

#### Proposal

It is proposed that prescribed conditions of consent will require location surveys to be undertaken for building work completed under complying development and construction certificates (5<sup>th</sup> dot point, p187, White Paper).

#### Discussion

The nearest registered surveyors to the main population centres within the Coonamble Shire would need to travel for at least 300 kilometres or more to undertake a location survey. Assuming that a surveyor was available when required, this is expected to add a minimum of \$1,500 to the cost of each development, regardless of its nature or value.

Most development within the Coonamble Shire occurs on relatively large urban or rural lots at a significant distance from the lot boundary.

Overall, it appears that the requirement for a location survey will significantly increase the cost of developments that are often located nowhere near the boundary of a lot. In that context it seems that there will not be any significant public benefits arising from requiring a location survey for all building work.

#### Request 4

That location surveys for building work are only required if a building is more than 2 storeys high or will be constructed less than 0.9 metre from any lot boundary.

## **5. COMPLYING DEVELOPMENT NOTIFICATION**

### Proposal

Neighbours will have to be notified before a complying development certificate (CDC) is issued (Final paragraph, p.127, White Paper).

### Discussion

Notification will create an expectation that there is an opportunity for a neighbour to object to the issuing of a CDC, otherwise there is little point in letting them know in advance that the application is being assessed by a certifier. Ultimately the proposed notification is effectively a token gesture and represents unnecessary additional step in the approval process which does not have any significant benefits. Neighbours already have reasonable notification via existing site signage requirements.

### Request 5

That the proposed requirement for neighbours to be notified before a complying development certificate is issued, not be applied.

## **6. BUILDING MANUAL**

### Proposal

A building manual must be maintained for each affected class 1b to 9 building which includes information about use, fire safety, structural safety, 'critical building systems' and other matters (p 198-201, White Paper). The requirement will apply to new buildings initially, then to all existing class 1b to 9 buildings over time. Overall the building manual is intended to "increase confidence in the ongoing reliability of fire protection systems, alternative solutions and building safety generally" (last paragraph p200).

### Discussion

In principle the concept of a building manual has some merit, especially for larger or more complex buildings. Issues which arise from the information provided in the white paper include:

The white paper indicates that Council will hold the manual (2<sup>nd</sup> paragraph, p199) but also states that there will be electronic management of all approvals from a central point for NSW (last paragraph p202). It seems pointless to have the "approvals" managed electronically on a state wide basis while the building manual is held separately by Council. Ideally they should be held in a single repository to avoid waste and duplication of resources.

Currently floor plans provided for an extension to a building will only show the parts of the building that are affected by the building works. The requirement for a building manual will create a situation whereby:

There are two floor plans relevant to the building manual, the original and the plan for the extended area, or;

An updated floor plan for the whole building must be provided for every CC or CDC application.

Either situation has significant complexity and/or cost implications.

In summary, imposing a regulatory requirement for all class 1b to 9 buildings to have a building manual will create major cost burdens on building owners and additional work for building certifiers.

#### Request 6.1

All building manuals should be held with construction certificate and complying development certificate information in the single NSW repository for planning and construction approvals to avoid waste and duplication of resources.

#### Request 6.2

That diligent consideration be given to practical issues associated with the implementation of a building manual requirement for class 1b to 9 buildings to avoid unnecessary and unreasonable costs being imposed on developments in rural NSW.

### **7. CERTIFICATION OF CRITICAL BUILDING SYSTEMS**

#### Proposal

Installation and commissioning of certain building systems and elements will have to be certified for compliance by accredited persons such as accredited systems designers, and for some matters, by licensed builders/tradespersons (5<sup>th</sup> paragraph, p193, White Paper). Independent certification from an accredited or otherwise competent person of the compliance of the fire safety measures will be required (6<sup>th</sup> paragraph, p193).

#### Discussion

Coonamble Shire, like many other smaller rural shires, is comparatively isolated and has a limited (negligible) range of people likely to receive accreditation to certify compliance for building systems and fire safety measures. If the accreditation and certification requirements are onerous, this would be likely to force developers to source accredited people (if available) from regional centres such as Dubbo (up to 320km round trip) or Tamworth (up to 600km round trip). This would result in significant increases in building costs.

#### Request 7

That diligent consideration be given to practical issues associated with the certification of critical building systems to avoid unnecessary and unreasonable additional costs being imposed on developments in rural NSW.

### **8. ACCESS CODE FOR BUILDINGS**

#### Proposal

An accredited access consultant will prepare an access report or compliance certificate to certify certain new buildings and existing buildings, where an affected part is required to be upgraded, will comply with the Access Code for Buildings (under the Commonwealth Disability (Access to Premises – Buildings) Standards 2010 and/or the BCA (2<sup>nd</sup> paragraph, p188, White Paper).

### Discussion

As for the certification of critical building systems, the isolation of Coonamble Shire is likely to result in a situation whereby accredited access consultants will need to be sourced from regional centres such as Dubbo (up to 320km round trip) or Tamworth (up to 6000km round trip). This would result in significant increases in building costs.

### Request 8

That diligent consideration be given to practical issues associated with the certification of disabled access for buildings to avoid unnecessary and unreasonable additional costs being imposed on developments in rural NSW.

## **9. PRESCRIBED CONDITIONS**

### Proposal

Complying development and construction certificates will be subject to prescribed and other limited conditions for standard construction matters, such as on site sedimentation controls, security fencing, hoardings and hours of construction (last paragraph, p186, White Paper).

### Discussion

The concept of standardised prescribed conditions has appeal from the perspective of consistency and simplicity. However the imposition of standardised conditions on state wide basis with no regard for the site specific circumstances is pointless and wasteful. For example:

A large proportion of the state has a semi-arid climate and the average ground coverage provided by vegetation is less than 50%. On slopes less than 1 degree, which includes a significant portion of the Coonamble Shire, there is little point in applying sedimentation controls because the low gradient means that there will be minimal erosion. Furthermore, exposed and disturbed soil on a building site, is unlikely to increase erosion when a significant proportion of soil is naturally exposed in the vicinity. Compliance with the mandatory site sedimentation controls in this context will literally achieve nothing, other than wasting money on materials and labour.

Coonamble Shire has an area of approximately 9,955 square kilometres and it is not uncommon for rural dwellings to be located several kilometres from each other. Compliance with mandatory restrictions on hours of construction in this setting is pointless.

### Request 9

That provision be made for prescribed conditions to be applied only in contexts where they are relevant.

<b>15.2 RANGER'S REPORT – MAY 2013</b>
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***Link to Community Strategic Plan/Council's Delivery Program:  
P2.2.5 Control straying animals***

**STATISTICS:**

<u>Compliance</u>	<u>May 2013</u>	<u>Year to Date 2012/2013 Total</u>
Official Correspondence	28	68
Infringements (Animals)	27	56
Infringements (Other)	0	9
Microchipped dogs	0	18
Registrations	8	49
Nuisance dog declaration	0	2
Dangerous dog declaration	3	4
Restricted dog declaration	0	0
<b><u>Impoundments</u></b>		
Dogs	9	225
Cats	20	93
Stock	0	2
Other	0	0
<b>TOTAL ANIMALS IMPOUNDED</b>	<b>29</b>	<b>320</b>
Motor vehicle	0	5
<b><i>Breakdown of impoundments:</i></b>		
Dogs destroyed	7	181
Dogs surrendered by owner	7	122
Dogs re-housed	1	11
Dogs released	0	19
Cats destroyed	20	86
Cats re-housed	0	2
Cats released	0	3
Gulargambone dogs impounded	3	49
Quambone dogs impounded	0	0
<b>Villages:</b>		
Gulargambone:	Nil to report	
Quambone:	Nil to report	

**Dog Attacks** There were two separate dog attacks in the month involving three different dogs. Two animals were responsible for the first attack and the other was one dog.

All three owners have been sent letters confirming that their dogs will be declared Dangerous. There have been 27 infringements sent out this month. Council has also confiscated a dog from its owner for non compliance with the control requirements for a dangerous dog.

**Recommendation:  
That Council note the information**

**MATTHEW COCK**  
Manager – Environmental Services  
4 June 2013

**16. REPORT BY GENERAL MANAGER – ADOPTION OF  
DELIVERY PROGRAM & OPERATIONAL PLAN  
COUNCIL MEETING WEDNESDAY 12 JUNE 2013**

**16.1 ADOPTION OF DELIVERY PROGRAM & OPERATIONAL PLAN**

***Link to Community Strategic Plan / Council's Delivery Program:  
L1.4.5 Governance is open and transparent***

In accordance with Chapter 13 Part II of the Local Government Act 1993 Council prepared a draft Delivery Program and Operational Plan which was adopted by Council at the Ordinary Meeting held on Wednesday, 10 April 2013. Further, Council was required to give public notice under Sections 404 and 405 of the Act which provided for public exhibition and submissions regarding the contents of the Delivery Program and Operational Plan. Council has adopted the permissible rate increase of 3.4%.

It is now necessary to adopt the Delivery Program and Operational Plan. Further, Council is required to take into consideration any submissions received, with the closing date for receipt of submissions being 12 noon Monday 3 June 2013. One submission was received prior to the closing date relating to the fees and charges proposed to be set by Council and should be considered in conjunction with Council's determination.

**Recommendation:**

**That in accordance with Sections 404 and 405 of the Local Government Act 1993 Council adopt the Delivery Program and Operational Plan, noting that at the time of writing this report, no submissions have been received and noting that the Delivery Program and Operational Plan were advertised and exhibited for the prescribed period of 28 days, with advertisements being placed in the Coonamble Times on 8 May, 15 May and 22 May 2013.**

**ADOPTION OF LEVY OF RATES**

**(a) Ordinary Rates**

**WHEREAS** the draft Operational Plan for the year 1/7/2013 to 30/6/2014 was prepared by Council in accordance with S405 and advertised in the Coonamble Times on 8 May, 15 May and 22 May, 2013 in accordance with S405 **AND WHEREAS** a period of 28 days since the publication of that notice was given and during the period no objections or submissions have been received in making the Ordinary Rates and that in accordance with S492, S493 and S529 of the Local Government Act 1993 the following ordinary rates be made and levied on all rateable land within the Shire for the period 1 July 2013 to 30 June 2014:

Type of Rate	Cents in \$	Minimum (\$548)
Ordinary	1.334	375.00
Farmland	0.554	329.00
Small Rural Holdings	0.838	421.00
Rural Residential	0.705	375.00
Business	2.646	457.00

**(b) User Charges - Water and Sewerage**

**WHEREAS** the draft Operational Plan for the year 1/7/2013 to 30/6/2014 was prepared by Council in accordance with S405 and advertised in the Coonamble Times on 8 May, 15 May and 22 May 2013 in accordance with S405 **AND WHEREAS** a period of 28 days since the publication of that notice was given and during the period no objections or submissions have been received in making the User Charges and that in accordance with S501 and S502 of the Local Government Act 1993 Council levy on such land on which water and sewerage is connected or able to be connected in accordance with S552 as follows:

**(a) Water:**

Town/Village	Access Charge (\$)	Usage Charge 1 <sup>st</sup> Tier (c/kl)	2 <sup>nd</sup> Tier Pricing Limit (kl)	Usage Charge 2 <sup>nd</sup> Tier (c/kl)
Coonamble	145.00	49	370	74
Gulargambone	211.00	66	430	98
Quambone	212.00	68	430	1.01

Item	Coonamble (\$)	Gulargambone (\$)	Quambone (\$)
Access charge (20mm meter)	145.00	211.00	212.00
Access charge (25mm meter)	229.00	334.00	335.00
Access charge (40mm meter)	584.00	849.00	851.00
Access charge (50mm meter)	913.00	1,328.00	1,332.00
Access charge (75mm meter)	2,323.00	3,379.00	3,388.00
Access charge (100mm meter)	3,630.00	5,280.00	5,294.00

**(b) Sewer:**

Council has adopted a user charge applicable to residential and commercial use – there is no land value based charge.

**Residential:**

Town/Village	Annual Domestic Charge (\$)
Coonamble	440.00
Gulargambone	614.00
Coonamble - Flats	365.00
Gulargambone – Flats	510.00

**Non-Residential:**

The sewer charge for non-residential services is at minimum charge of:

Coonamble	\$440.00 and
Gulargambone	\$614.00

Non-residential services are also subject to sewer discharge factor (usage charge) related to water consumption. Further information is contained in Council's Water and Sewer Management Plan.

**Treatment Charge – per kilolitre:**

Coonamble	82 cents/kl
Gulargambone	98 cents/kl

**(c) Domestic Waste Management Service (Garbage)**

**WHEREAS** the draft Operational Plan for the year 1/7/2013 to 30/6/2014 was prepared by Council in accordance with S405 and advertised in the Coonamble Times on 8 May, 15 May and 22 May 2013 in accordance with S405 **AND WHEREAS** a period of 28 days since the publication of that notice was given and during the period no objections or submissions have been received in making the Domestic Waste Management (Garbage) Rates and that in accordance with s496 and s501 of the Local Government Act 1993 Council levy a charge for the year 1 July, 2013 to 30 June, 2014 as follows:

Coonamble	\$280.00
Gulargambone	\$365.00
Quambone	\$315.00
Vacant Land	\$ 48.00

**Commercial Waste Management Charge:**

Coonamble	\$280/service
Gulargambone	\$365/service
Quambone	\$315/service

**(d) Interest on Outstanding Rates and Charges**

In accordance with section 566 (3) of the Local Government Act 1993, interest on outstanding rates and charges is set as per the Determination of the Minister for the period 1 July 2013 to 30 June, 2014 @ 9%.

**(e) Fees and Charges:****(i) Submission – Proposed Fees & Charges 2013/2014**

Batterline Earthmoving Pty Ltd. has requested that the following suggestions be considered:

- a) Coonamble Landfill Charges – under this heading is listed **“Tyres: one car type per load”**

Suggesting that because tyres are not accepted at the landfill site and to avoid confusion, the wording be removed.

**Recommend: Remove wording.**

- b) Gulargambone Transfer Station – Suggesting that fees for unsorted rubbish be the same as for Coonamble landfill. The fees for both Coonamble Waste Landfill & Gulargambone Transfer Station for unsorted rubbish are \$8.00.

**Note: Prices are the same for both Coonamble & Gulargambone.**

**WHEREAS** the draft Operational Plan for the year 1/7/2013 to 30/6/2014 was prepared by Council in accordance with S405 and advertised in the Coonamble Times on 8 May, 15 May and 22 May 2013 in accordance with S405 **AND WHEREAS** a period of 28 days since the publication of that notice was given and during the period the above suggestions have been received regarding making of the fees and charges and in accordance with S501 of the Local Government Act 1993 Council adopt the fees and charges for period 1 July 2013 to 30 June 2014, **AND FURTHER** that Council, in setting these charges, examined the criteria detailed in S539.

### 3. ADOPTION OF 2013/2014 ESTIMATES

**Recommendation:**  
That Council hereby votes for expenditure for the period 1 July 2013 to 30 June 2014 the sums set out in the draft estimates considered by Council on 10 April 2013 and advertised in the Coonamble Times on 8 May, 15 May and 22 May 2013, details of which are as follows:

<i>Details</i>	<i>Expenditure</i>	<i>Income</i>
Administration	8,271,002	11,522,655
Public Order & Safety	274,430	11,330
Health	283,500	32,400
Environment	925,215	466,700
Community Services & Education	93,530	52,000
Housing & Community Amenities	264,200	218,860
Water Supplies	868,965	1,492,200
Sewerage Services	1,122,528	942,515
Recreation & Culture	1,390,465	71,500
Mining, Manufacturing & Construction	1,516,700	1,540,700
Transport & Communication	7,929,700	4,991,880
Economic Services	752,112	446,887
Capital - General	10,192,430	8,899,197
Capital – Water	862,700	-
Capital – Sewerage	488,220	289,510
<b>TOTAL</b>	<b>35,235,697</b>	<b>30,978,334</b>

**RICK WARREN**  
General Manager  
June 2013

**17. REPORTS FROM VARIOUS COMMITTEES**  
**COUNCIL MEETING WEDNESDAY, 12 JUNE 2013**

**17.1 MINUTES OF CONSULTATIVE COMMITTEE MEETING HELD  
IN THE SHIRE CHAMBER, COONAMBLE ON THURSDAY 4 APRIL  
2013, COMMENCING AT 8.35 A.M.**

**PRESENT:** Mr Peter Hurst, in the Chair.

Also present were the General Manager, Mr Warren, the Director of Engineering Services, Mr Brodbeck, the Director of Development, Commercial and Urban Services, Mr Quarmby, Mr Phillip Ryan, Mr Craig Nicol, Mr Mathew Cock, Ms Amanda Nixon and Mr Martin Wynne USU Representative.

**1.0 APOLOGIES**

Mr Kristern Ramien, Ms Kookie Atkins, Mr Chris Ellis, Mr Russell Smith

**2.0 CONFIRMATION OF THE MINUTES**

Minutes of prior meeting held Thursday 1<sup>st</sup> December 2011 confirmed by agreement of Committee

**3.0 REVIEW AND AMEND CONSTITUTION**

Ms Amanda Nixon presented an overhaul of the Constitution, with her amendments displayed in red font. Discussed amendments:

- Include DEPA so now Mr M Cock is a member of the committee
- Change to committee makeup, now 8 members. Five employee representatives. Three Management representatives made up of Director of Corporate and Community Services, Director of Engineering Services and Human Resources Manager
- Alternatives discussed and changed the number to three
- Wording of General Manager representative to be changed to Management Representative
- Ability to hold an Employee Representative meeting to aid the consultative process, with conditions per Constitution. Mr Wynne happy with this and discussed the importance of the ability to do so
- Meeting frequency wording changed from minimum of one meeting annually to a minimum of two meetings annually
- The election of Chair Person and Deputy
- Change to the Deputy may now call a meeting if the Chairperson does not hold the minimum of two annual per Constitution
- A Secretary is to be elected but they may use administration staff to take minutes of meetings. Change the Secretary to be elected annually

- Matters without prior notice will not be discussed
- Addition of minutes to be proofread and signed by the Chairperson
- Change of timelines for amendments, Constitution to Secretary ten days prior
- Addition of a privacy clause, although Committee discusses position not individual staff members it was agreed to leave in as a safeguard to committee members
- Change to absence at two meetings without an apology

Changes approved under agreement of the Consultative Committee and adopted at this meeting.

#### **4.0 CONFIRMATION OF REPRESENTATIVES**

Committee discussed and confirmed members with an amendment to include Mr R Smith and Mr C Ellis as current alternative members.

#### **5.0 REVIEW POSITION DESCRIPTIONS**

Position Descriptions tabled: Ranger/Regulatory Officer, Cadet Health and Building Surveyor, Manager Town Planning, Health and Building, and Environmental Services and Training & WH&S Coordinator. Staff Appraisals and KPIs to be brought to the next meeting

#### **6.0 BLANK PER AGENDA RECEIVED**

#### **7.0 CORRESPONDENCE**

Discussed previous memo from GM, group decided that it did not need to be tabled.

#### **8.0 GENERAL BUSINESS**

Mr R Warren discussed the need to review position descriptions and skills. There is a need for the committee to be back on track and as we now have a HR Manager he expects that the process will be better going forward. The skills based appraisal will be reviewed before setting performance based standards. Ms A Nixon will consult with Supervisors, who will consult with employees. Reiterate we work for the Community and under Legislation and an employee cannot change their duties to suit themselves, that there needs to be a consultative process to help best meet the needs of the organisation and employees.

#### **8.44am Mr Rick Warren left the meeting**

Organisational Structure is going to Council at the next Council Meeting to be held Wednesday 10<sup>th</sup> of April. There are no major changes, only some reporting lines will change and anyone affected will be consulted prior to the Council meeting. The Organisational Structure once approved will be brought to the next Consultative Committee meeting.

**9.0 DATE OF NEXT MEETING**

Agreed the next meeting is to be held on Tuesday 14<sup>TH</sup> May, 2013  
8.30am in the Council Chambers

Agenda to include, the Election of Office bearers, the Organisational  
chart and Product Descriptions and Skills for Health and Building and  
HR to be tabled

**CLOSED 9.50am**

**18. REPORT BY SALEYARD MANAGER  
FOR COUNCIL MEETING WEDNESDAY, 12 JUNE 2013**

**Recommendation:**

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

**18.1 SALES****CATTLE:**

Date	Type	Scale	Amount (\$)	VA	Amount (\$)	Total Cattle/ Sheep	Total Amount (\$)
10/05/13	Fat	710	3,621.00	38	702.35	749	4,323.35
17/05/13	Casual Weigh	68	244.80			68	244.80

<b>Totals:</b>	Scale	710 head	\$3,621.00
	VA	38 head	\$ 701.60
	Casual Weigh	68 head	\$ 244.80
			<b>\$4,568.15</b>

**18.2 SALEYARD ACTIVITIES**

- Safety signs created and ordered
- HVSPS commenced with signage ordered.

**18.3 SALEYARDS ACCOUNT**

Period to <b>31 May 2013</b>	Income	\$105,975.36
	Expenditure	<u>\$168,007.41</u>
	Surplus/(Deficit)	<b>(\$62,032.05)</b>

**Recommendation:**

**That Council note the information**

**AMANDA GLASSON**

Manager - Saleyards & Facilities  
June 2013

**19. QUESTIONS WITH NOTICE**  
**COUNCIL MEETING WEDNESDAY, 12 JUNE 2013**

**NIL**

**20. GENERAL BUSINESS**  
**COUNCIL MEETING WEDNESDAY, 12 JUNE 2013**