

**MINUTES OF ORDINARY MEETING OF COONAMBLE SHIRE COUNCIL
HELD IN THE SHIRE CHAMBER, COONAMBLE ON WEDNESDAY, 12TH
JUNE, 2013 COMMENCING AT 9.09 A.M.**

Amended Version (see p20/5273)

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PRESENT: Cr. Tom Cullen, Mayor, in the Chair, with Crs. M.Webb, J.Walker, D.Keady, B.Burnheim, A.Karanouh and D.Schieb.
Also present were the General Manager, Mr. Warren, the Director of Community Services, Ms Tasker, the Director of Corporate Services, Mr. Quarmby, the Director of Engineering Services, Mr. Brodbeck 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

Nil

5.0 DEPUTATIONS/DELEGATIONS

No deputations or delegations were booked for today's meeting.

6.0 DECLARATIONS OF INTEREST

Nil

7.0 CONFIRMATION OF THE MINUTES – ORDINARY MEETING

0527 RESOLVED on the motion of Crs Karanouh and Walker that the minutes of the Ordinary Meeting of Coonamble Shire Council held on 15 May 2013 be confirmed, subject to the addition of :

***8.00 Resolution Book Update (Page 5/5238) –
Crs Webb & Karanouh***

Business arising from Minutes:

(a) Clontarf Foundation

The Mayor referred to this organisation and said it is gaining momentum – he said young people participating in the Foundation's program worked at the recent Rodeo event. Cr Cullen also referred to mention of Coonamble and Luke Ballard at a recent meeting he attended. The Mayor said the Foundation is achieving goals and he commended its work.

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(b) Future of CDEP

In response to a question, the Director of Community Services advised she attended a further meeting on 20 May, however no additional information was supplied. Ms Tasker said Murdi Paaki was not sure exactly what is happening with job providers, however the participants of the scheme will still be paid – she said Centrelink will be involved however there are still issues to be sorted out.

Ms Tasker advised that nothing was asked of Council by the CEO of Murdi Paaki at the meeting, who advised that a business plan would be prepared and presented to partners, including Council, however nothing has been received or no further contact has been made. The General Manager said Council agreed to work with Murdi Paaki but it should not be taking a leading role.

Cr Keady asked if Council is going to get involved if the participants of the former CDEP are unable to get work – it was stated that it is not Council's responsibility.

(c) Heavy Vehicle Inspection Station

Cr Schieb asked whether there has been any response from the RMS regarding this matter. The General Manager said he has been speaking with Mr Ralston who has informed him that the facility will proceed to completion. The main issue of concern is that the RMS will not commit to the amount of use of the facility.

(d) Rental Of Premises – Doctors & Dentist

In response to a question from Cr Karanouh, the General Manager advised that both medical practices have been informed of Council's decision to increase rent. No correspondence has been received to those letters.

(e) Livestock Health & Pest Authority

Cr Schieb asked whether Council ever received a response to its enquiry concerning how money collected by the Authority in the Coonamble LGA was spent. The General Manager said that this question has not received a response. Cr. Schieb referred to weed control being undertaken by the LHPA – the General Manager said Council contributes to the Castlereagh Macquarie County Council (CMCC) annually for weed control in the Shire. It was noted that the CMCC has the opportunity to submit a bid to retain this service. Cr Webb said he would be further discussing this issue in Closed Session later in the day.

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(f) Purchase of pt “The Meglo” – Joe Pace

In response to a question, the General Manager said he understood settlement of this transaction was yesterday. Cr Karanouh referred to conditions of sale on other lots at “The Meglo” and said it would appear that some of the purchasers have not complied with those conditions. The General Manager said he has recently inspected the area and works are going ahead.

(g) Floodplain Management – Survey

Cr Keady referred to the survey which has been distributed to residents in flood prone areas and suggested that more publicity should be given to the request for information. The General Manager agreed to have copies of the survey placed at local business premises and an item would be included in the local newspaper asking for information from residents on past flood events.

8.0 RESOLUTION BOOK UPDATE

0528 RESOLVED on the motion of Crs. Karanouh and Schieb that the Resolution Book Update be received and noted.

Business Arising From Resolution Book:

(a) Excavation of Holding Lagoon – Sewage Treatment Works

The Director of Engineering Services advised he has sought guidelines from the EPA prior to undertaking this work. Mr Brodbeck said the requirements of the Authority must be met because the works have to be licensed by it. He said he has contacted the Authority on several occasions – with no response to date.

9.0 MAYOR’S REPORT

0529 RESOLVED on the motion of Crs Keady and Webb that the Mayor’s Activity report for the period since last meeting be adopted.

Cr Cullen made mention of the following events which he attended since last meeting:

- Meeting at Gilgandra – Independent Local Government Review Panel – attended with Crs Keady, Burnheim and Webb, together with senior staff. The Mayor said the meeting did not give any guidance and/or indication of how/why its recommendations would benefit local government.
- Hawkesbury Reunion – advised in excess of \$60,000 was raised for the Coonamble Quota Club Cancer Fund – he said the funds would be returned to Coonamble and distributed to needy persons undergoing treatment. He said approx 400 attended the event.

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- Attended the rodeo on Saturday and was pleased to see the number of competitors and spectators.
- Caught up with the delegation from Campbelltown City Council on Friday evening and Saturday afternoon.

10.0 CORRESPONDENCE

0530 RESOLVED on the motion of Crs. Webb and Walker that the Correspondence be received and dealt with.

Section A – For Council’s Consideration:

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”.

The General Manager informed the meeting that \$20,000 has been allocated to the Donations Vote in the budget.

0531 RESOLVED on the motion of Crs. Karanouh and Keady that Council agree to provide sponsorship of \$6,000 to the 2013 Keep Coonamble Kicking Campaign.

10.2 LOCAL GOVERNMENT REMUNERATION TRIBUNAL

C13

Advising 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.

The General Manager reported that Councillors are currently paid \$8,980, the Mayor receiving an additional \$15,765. Mr Warren said the Tribunal has allowed for an additional 2.5% increase in allowances. He pointed out Coonamble Shire Council is Category 4 – Rural. As a guide the General Manager reported that the mid-point is \$9,205 for councillors and \$15,650 for the mayor.

0532 RESOLVED on the motion of Crs. Karanouh and Webb that Council agree to fix its payment to councillors and the mayor at the mid-point, being \$9,205 for councillors and an additional \$15,650 for the mayor.

10.3 HON NATASHA MacLAREN-JONES MLC

T3(40520)

0533 RESOLVED on the motion of Crs Burnheim and Walker 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.

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10.4 LOCAL GOVERNMENT NSW

L9-1(40581)

Advising Local Government NSW's inaugural conference will be held at Sydney Town Hall from 1 – 3 October 2013. 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. 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.

0534 RESOLVED on the motion of Crs Karanouh and Keady that Council note the Conference will be held from 1 – 3 October 2013 and matters to be considered at the Conference must be resolved at the July Council meeting.

The General Manager encouraged Councillors to consider specific issues of concern if wishing to submit motions to the annual conference.

Cr Burnheim referred to a comprehensive study being undertaken by Regional Development Australia into economic and social issues covering the whole of the Orana region. He said that the results of the study are at least 12 months away.

Section B – 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. 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. 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.

Cr Burnheim said he would be in Canberra and would attend as Council's representative if necessary.

0535 RESOLVED on the motion of Crs. Karanouh and Keady that Council authorise Cr Burnheim to attend the Dinner and the National General Assembly on its behalf.

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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. Referring to the new Model Code of Conduct which provides council officials with guidance as to what they **must not** do. Requesting that this issue be brought to the attention of councillors and staff.

The General Manager reminded Councillors they were provided with a copy of the Model Code of Conduct at the February 2013 meeting.

10.8 NSW PRIVACY COMMISSIONER

S2-1(40511)

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

10.9 LOCAL GOVERNMENT NSW

C17(40562)

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. 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.

The General Manager informed the meeting that the survey has been completed. He said it is estimated that government cost-shifting, as a whole, has cost this Council in the vicinity of \$700,000 annually.

10.10 THE HON DON PAGE MP – MINISTERIAL CIRCULAR

S2-1(40548)

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.

10.11 NSW ELECTORAL COMMISSION

E2(40576)

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.

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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.

**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. Pointing out about 90% of members live "off highways" and, therefore, not on designated B-Double routes.

The Director of Engineering Services informed the meeting that all Council's roads throughout the Shire were approved many years ago for the operation of B Double trucks. Mr. Brodbeck said this information is available from the RMS website. The Director further stated that application must be made for individual routes that may be required for over-dimension vehicles, in accordance with his report to the May 2013 meeting.

10.14 STEWART ROBINSON, GARBAGE CONTRACTOR G1-4

Advising that since Council disposed of No 9 Namoi Street, Coonamble 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.

The General Manager informed the meeting that Council's intention to dispose of this land was well publicised on two separate occasions and this issue was not raised during that time.

Councillors suggested that owners of affected business premises be advised to leave their trade waste bins in Castlereagh Street in front of premises, noting the bins are collected early-morning.

0536 RESOLVED on the motion of Crs Webb and Burnheim that the information contained in Item Nos. 10.5 to 10.14 be noted.

URGENT BUSINESS – SUPPLEMENTARY CORRESPONDENCE

0537 RESOLVED on the motion of Crs. Karanouh and Webb that the following be classified "urgent business" and dealt with.

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10.15 LOCAL GOVERNMENT NSW L10(40609)

Saying LGNSW is seeking feedback from all councils on the provisions of the Local Government (Early Intervention) Bill so that a whole of local government submission may be made to the State Government. Pointing out that matters LGNSW would like council to consider include, but not limited to, the following:

- (1) Performance Improvement Orders and Suspension Orders are not necessarily linked in the Bill in its current form.
- (2) By way of the Bill, the Minister will have total discretion to decide when action should be taken to improve the performance of the council.
- (3) As the Bill is currently drafted, the Minister would be able to initially suspend a council for three months and to appoint an interim administrator where the Minister believes that such action is necessary to improve or restore the "proper functioning of the council".

Saying Council's advice on whether it agrees with the Association's position on the above three points is requested.

0538 RESOLVED on the motion of Crs. Webb and Karanouh that Council advise Local Government NSW that it supports its position in regard to the Local Government (Early Intervention) Bill 2013.

11.0 REPORT BY GENERAL MANAGER

0539 RESOLVED on the motion of Crs. Karanouh and Schieb that the General Manager's report be received and dealt with.

11.1 DEVELOPMENT APPLICATIONS DETERMINED UNDER DELEGATED AUTHORITY

0540 RESOLVED on the motion of Crs. Schieb and Karanouh that Council note no Development Applications or Complying Development Applications have been approved under delegated authority since the last meeting.

11.2 DEVELOPMENT CONTROL PLAN (DCP)

0541 RESOLVED on the motion of Crs Webb and Keady that Council 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.

Cr. Schieb referred to the LEP and Council's decision to make application to have it varied. The General Manager said it is necessary for Council, as a whole, to spend time looking at mapping, zoning, permissible use and other issues that may influence its decision. Mr Warren said there may be only one opportunity to vary the Standard Instrument and Council should be clear on its intentions.

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

0542 RESOLVED on the motion of Crs. Karanouh and Walker 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

The General Manager reported that Councillors and designated persons are required to complete and lodge disclosure of interest returns by the end of September each year. The returns required are for period 1 July 2012 to 30 June 2013 and are to be tabled at the next meeting of Council after 30 September.

0543 RESOLVED on the motion of Crs. Webb and Keady that Council note this 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

The General Manager provided a report on an Information Session in Gilgandra on 3 June 2013 relating to various proposals put forward by the Panel. He said several Councillors attended, in company with himself and the Director of Corporate Services.

Mr Warren said, amongst other things discussed was the proposal to limit the terms of elected members to three and increase the term of council elected mayors to two years. He said Council will need to discuss the matter in detail and formulate a position. The General Manager said against the backdrop of the report is the present position of the State Government in that there will be no forced amalgamations, but he referred to 'boundary adjustments' which are currently being discussed.

It was noted that this was the last public consultation forum and there is no government model available for councils to view. Councillors discussed this matter and length and agreed its position was to be as per the following resolution.

0544 RESOLVED on the motion of Crs. Burnheim and Webb that Coonamble Shire Council:

- (1) does not wish to amalgamate with any other shire, believing that the County Council model proposed by the Panel is flawed in that it will be

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expensive to administer, cumbersome to implement and an extra tier or bureaucracy (government) that is unnecessary;

(2) there are no clear advantages to the residents of our LGA, it would be a win/lose scenario with smaller LGA's very much the loser and it attacks the very fabric of our society and would eventually diminish our community to irrelevancy;

(3) suggest the review panel look at the area of State and Federal Government cost shifting, more equitable FAG distribution, abolition of rate pegging and look seriously at the area of compliance and reporting, then a large number of smaller LGA's would be seen as very viable and providing a great service to their communities, the State and the nation;

(4) as a local council can address the unrealistic expectations of our constituents as to the services needed to be provided, noting those expectations have been created by both State and Federal Governments, as well as the members of the community, who are well-meaning but flawed as to the reality of services provided at this level.

11.6 CONSULTATIVE COMMITTEE CONSTITUTION

0545 RESOLVED on the motion of Crs Webb and Walker that Council approve the amended Constitution of the Consultative Committee, a copy of which was provided with the Business Paper.

Cr Keady asked if a role of the Consultative Committee was to deal with grievances – the General Manager said grievances were dealt with under the Award. Cr Keady questioned the main changes to the amended constitution – the General Manager said:

- Inclusion of the Health and Building Surveyor as a party
- General Manager can call meeting
- To reflect the General Manager is not a member of the Committee – his role is to receive recommendations from the Committee.

11.7 ECONOMIC DEVELOPMENT MANAGER'S REPORT

0546 RESOLVED on the motion of Crs Karanouh and Keady that the information contained in the report be noted.

The following matters from the report were mentioned:

- Western Education & Events Centre – Application for RDA funding – Council noted that both Orange and Parkes have received significant funding under this program and Council's outcome should be known by July.
- Three new enquiries regarding businesses – Cr Keady referred to Council's decision to cut Business Assistance Funding from the budget. The General Manager said that will be done for the 2013/14 year.

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

- 0547 RESOLVED** on the motion of Crs Karanouh and Keady 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.

At this juncture, 10.41 a.m., the meeting adjourned for morning tea and resumed at 11.01 a.m.

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

- 0548 RESOLVED** on the motion of Crs Walker and Webb that the following business be classified 'urgent' and dealt with:

11.8 ORGANISATIONAL ISSUES – STAFF SALARIES & CONDITIONS

- 0549 RESOLVED** on the motion of Crs. Schieb and Karanouh that Council note the information pertaining to disclosure of individual staff conditions.

In discussing this issue the General Manager again pointed out Council's role and that of the general manager. He said when a general manager is appointed, the role comes with duties allocated by State Government and obligations under various other Acts. Mr Warren said the mayor and elected members have the role of setting strategic policies, objectives and direction as well as reviewing the organisation's performance to deliver at a high level. He said it is specifically and totally the general manager's role to manage staff, appoint and dismiss staff, as well as monitor the performance of staff and this is stated in the Act.

12.0 REPORT BY DIRECTOR OF COMMUNITY SERVICES

- 0550 RESOLVED** on the motion of Crs Burnheim and Walker that the report by the Director of Community Services be received and dealt with.

12.1 RATE COLLECTIONS

- 0551 RESOLVED** on the motion of Crs. Webb and Walker that the Total Combined Rate Collections to 31 May 2013, be noted.

12.2 LIST OF INVESTMENTS

- 0552 RESOLVED** on the motion of Crs. Keady and Karanouh that the list of investments as 31 May 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.

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13.0 REPORT BY DIRECTOR OF CORPORATE SERVICES

0553 RESOLVED on the motion of Crs. Karanouh and Webb that the report by the Director of Corporate Services be received and dealt with.

13.1 INVESTMENT POLICY – ANNUAL REVIEW

0554 RESOLVED on the motion of Crs Karanouh and Burnheim that in accordance with Investment Policy Guidelines provided by the Division of Local Government Council adopt the reviewed Investment Policy for the ensuing 12 months.

At this juncture, Mr & Mrs John Burton arrived at the meeting as observers.

13.2 WORKS IN PROGRESS UPDATE

0555 RESOLVED on the motion of Crs. Burnheim and Karanouh that the information contained in this section of the report be noted.

14.0 REPORT BY DIRECTOR OF ENGINEERING SERVICES

0556 RESOLVED on the motion of Crs Karanouh and Webb that the report by the Director of Engineering Services be received and dealt with.

14.1 DEDICATION OF PUBLIC ROAD

Lengthy discussion took place concerning this matter. The Director of Engineering Services said that when the area was first subdivided, conditions should have been imposed regarding property accesses. He said the land is now in Council's name and he is of the opinion that the Lands Department will decline Council's offer to return it.

0557 RESOLVED on the motion of Crs. Karanouh and Keady that Council not proceed with the dedication of the land as a public road and offer to return the land to the Crown. *Carried – 5 votes/2 votes*

Cr Walker said he was confused when he voted and asked permission to change his vote. The Mayor said that a vote could now be taken on the recommendation before Council. *The recommendation was re-submitted.*

0558 RESOLVED on the motion of Crs. Cullen and Webb that Council proceed with the dedication of the land as a public road to provide a continuous access from Thara Road to Lot 42 DP754187 **AND FURTHER** respond to submissions received. *Lost – 3 votes for/4 votes against.*

14.2 WORKS IN PROGRESS

0559 RESOLVED on the motion of Crs. Webb and Walker that the information contained in this section of the report be noted.

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The following issues were discussed:

- Works near Wingadee – it was reported that contractors were working at this site after dark – the Director said they had traffic control in hand. He said he would pass the message on to the contractors regarding this concern.
- Sample of water from Macquarie Street was handed to the Director – who agreed to contact the resident.
- Approach works at bridge – the Director said that concrete will be poured and the works completed when he is able to get concrete.
- The Director said that he is endeavouring to obtain insurances and quality assurance documentation from the new operators (PW Concrete) of the former Boral business.

15.0 REPORT FROM MANAGER OF ENVIRONMENTAL SERVICES

0560 RESOLVED on the motion of Crs Webb and Walker that the report by the Manager of Environmental Services be received and dealt with.

15.1 NEW PLANNING SYSTEM FOR NSW

0561 RESOLVED on the motion of Crs Karanouh and Webb that Council make a submission during the public consultation period regarding the Planning White Paper titled *A New Planning System for NSW & Draft Planning Bill 2013*, drawing attention to the issues outlined in Attachment A, which accompanied the report.

15.2 RANGER'S REPORT – MAY 2013

0562 RESOLVED on the motion of Crs Webb and Burnheim that the report by the Ranger for the month of May 2013 be noted.

16.0 ADOPTION OF THE DELIVERY PROGRAM & OPERATIONAL PLAN

0563 RESOLVED on the motion of Crs Karanouh and Webb that Council proceed to adopt the Delivery Program and Operational Plan as follows:

16.1 DELIVERY PROGRAM & OPERATIONAL PLAN

The General Manager informed the meeting that only one submission was received in connection with the fees and charges and was dealt with in his report to Council.

0564 RESOLVED on the motion of Crs Burnheim and Schieb that in accordance with Sections 404 and 405 of the Local Government Act 1993 Council adopt the Delivery Program and Operational Plan, noting that one submission has 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.

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16.2 ADOPTION OF LEVY OF RATES

0565 RESOLVED on the motion of Crs Burnheim and Schieb that Council adopt the making and levying of rates and charges as follows:

(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 (S548)
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:

(i) Water:

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

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Item	Cble (\$)	Gbone (\$)	Qbone (\$)
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

(ii) Sewer:

Council has adopted a user charge applicable to residential 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:

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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:

The two suggestions put forward in the submission from Batterline Earthmoving Pty Ltd were dealt with in conjunction with the adoption of the fees and charges.

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 one submission was 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

0566 RESOLVED on the motion of Crs. Burnheim and Schieb 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

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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
TOTAL	35,235,697	30,978,334

17.0 REPORTS FROM VARIOUS COMMITTEES

0567 RESOLVED on the motion of Crs Webb and Karanouh that the reports by various committees be received and dealt with.

17.1 CONSULTATIVE COMMITTEE MEETING MINUTES

0568 RESOLVED on the motion of Crs. Karanouh and Webb that the minutes of the Consultative Committee meeting held on 4 April 2013 be noted.

18.0 SALEYARDS REPORT

0569 RESOLVED on the motion of Crs. Webb and Schieb that the report by the Manager of Saleyards & Facilities for month of May 2013 be noted.

The Mayor advised that a meeting of the Saleyards Management Committee would be held next week and he requested a complete breakdown of figures for the meeting.

19.0 & 20.0 CLOSED SESSION

0570 RESOLVED on the motion of Crs Karanouh 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*".

0571 RESOLVED on the motion of Crs Karanouh and Webb that the press and public be excluded from the meeting.

RESUME OPEN MEETING

0572 RESOLVED on the motion of Crs. Webb and Schieb that Council resume Open Meeting.

ADOPTION OF RECOMMENDATIONS FROM CLOSED SESSION

0573 RESOLVED on the motion of Crs. Webb and Schieb that Council adopt the recommendations from Closed Session, being Recommendation Nos. 19.1 and 20.1 to 20.4, as detailed below:

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20.1 NETWASTE TENDER 145/534/984/1 – COLLECTION & RECYCLING OF SCRAP METAL

THE COMMITTEE RECOMMENDS that Council, in relation to NetWaste Tender 145/534/984/1 – Tender for Collection and Recycling of Scrap Metal for Councils in the NetWaste Region:

- (1) agree to award the Contract to Sims Metal Management;
- (2) confirm its involvement in the Contract to the NetWaste Projects Coordinator;
- (3) authorise the affixing of the Seal to the Contract document.

20.2 HIRE OF EQUIPMENT (PLANT AND TRUCKS) TENDER

THE COMMITTEE RECOMMENDS that Council accept all conforming tenderers and they be placed on Council's Hire of Equipment (Plant and Trucks) database for the supply of hired equipment for the period 1st July 2013 to 30th June 2015.

20.3 PLANT REPLACEMENT

(i) Semi Tipping Trailer x 2

THE COMMITTEE RECOMMENDS that Council accept the quote submitted by Hartwigs for supply and delivery of two x semi rear tipping trailers for a price of \$184,854.

Councillor Schieb requested that his name be recorded as voting against this recommendation.

(ii) Low Loader Trailer

THE COMMITTEE RECOMMENDS that Council accept the quote submitted by Brentwood for supply and delivery of one low loader trailer at a price of \$127,000.

(iii) Converter Dolly

THE COMMITTEE RECOMMENDS that Council accept the quote submitted by Hartwigs for supply and delivery of Hamelex Dolly at a price of \$33,000.

THE COMMITTEE RECOMMENDS that Council:

- (1) Accept the offers to purchase Council's plant and offer trade as part of purchase.
- (2) Seek quotations for the disposal of the plant listed.
- (3) Accept the offers from vendors as detailed above to supply and deliver equipment.

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20.4 SUPPLY & DELIVERY OF BULK FUEL

THE COMMITTEE RECOMMENDS that Council continue to purchase fuel to the depot and mobile tankers from Caltex, subject to the Company providing a service that meets Council's requirements.

Councillor Burnheim requested that his name be recorded as voting against this recommendation.

19.0 PERFORMANCE AGREEMENT – GENERAL MANAGER

At this juncture, all staff members left the Chamber and the mayor and councillors proceeded to complete the performance review document and discuss the performance of the general manager.

At around 1.15 p.m, the meeting adjourned for lunch and Councillors resumed at 2.05 p.m. with their review of the General Manager's performance. Prior to the meeting recommencing, Mr Warren was called to go through issues and answer questions.

THE COMMITTEE RECOMMENDS that the General Manager be awarded an 8.5% increase on the salary component as Council considers his performance satisfactory.

Staff members were called back to the meeting at 3.40 p.m.

21.0 QUESTIONS WITH NOTICE Nil

22.0 GENERAL BUSINESS

Cr Schieb:

RADIO STATION – PARKING FOR VOLUNTEERS

0574 RESOLVED on the motion of Crs. Schieb and Karanouh that Council refer to the Traffic Committee the request from the Coonamble Community Radio station to provide two parks for disabled persons adjacent to the premises, noting two of the volunteers are physically challenged.

- Clearing bed of Castlereagh River – referred to the huge amount of growth in the bed of the river, as well as the build up of sand. Suggested that an approach be made to the Catchment Authority to have it cleaned out to provide more efficiently for flood events. It was noted that the Rural Fire Service wanted to carry out hazard reduction some time ago and was refused permission. Council agreed that staff approach CMA to see if funding is available.

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Cr Karanouh:

- Insurance cover for stall holders at markets – referred to the one-off markets held in front of the Library during the June long weekend. Cr Karanouh said initially the Rodeo Association was going to cover stallholders with its insurance, but this did not happen. Enquired about the confusion regarding Coonamble Streets Ahead (S355 Committee) covering those persons. The General Manager said he would obtain written clarification from Council's Insurer regarding this matter. He said that if Streets Ahead is acting in its capacity as a s355 – then insurance cover is provided.
- Commercial Hotel – referred to unsatisfactory condition of the balcony of the building - the GM said he has instructed the Manager of Environmental Services to issue an Order on the owner to make good and Council is obliged to follow the process with regard to time frames.
- Abandoned car in car park at the rear of Sons of the Soil Hotel – the GM said instructions would be given to staff to impound the vehicle.
- Flags for special events – the General Manager said enquiries would be made and prices sought for flags for various other events in the area.

Cr Burnheim:

- Referred to Council's policy on coal seam gas and what was stated by the Mayor at a recent meeting of Regional Development Australia – he said he found the comments disconcerting.

Cr Keady:

- Requested that a copy of the minutes from the recent meeting of Regional Development Australia be obtained.
- Expressions of interest for library service at Gulargambone – the GM said they close on 21 June.
- Requested that a copy of the letter sent to Crown Lands regarding the hand-back of Thara Road be provided. *(This item has been amended – in the first instance it was recorded incorrectly).*
- Grants Officer – the General Manager said the grants officer did not have a role in the rodeo/campdraft event – the Tourism Development manager was involved.

Cr Walker:

BUS SHELTERS FOR SCHOOL CHILDREN

0575 RESOLVED on the motion of Crs Walker and Webb that Council check with town bus drivers to ascertain appropriate locations for bus shelters and submit a report to Council on locations/costs/liability and the availability of grant funding.

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Cr Webb:

- Flood Management Committee – inspected West Coonamble, Quambone and Gulargambone – found markers of the 1955 flood and located interesting information concerning flood events in the Shire.

Director of Corporate Services:

- Regarding grant funding of \$60,000 for play equipment at Coonamble pool and said because of the age of the pool it is insufficient to carry out works that will have to be completed for the installation of the equipment. The Director said he would submit a report to the July meeting.

General Manager:

- Coonamble RTC toilets – reported that the toilets are being locked from 3.00 p.m. because of vandalism. Referred to fires being lit in the toilets and causing damage.

0576 RESOLVED on the motion of Crs Webb and Keady that a petition be prepared and left at business premises to inform the community what is being proposed for local government within the State.

Cr Burnheim:

- Noticed heavy vehicles are parking near the Industrial Estate and asked whether Council could make a more defined area for parking/resting of drivers. The Director of Engineering Services said he would raise the matter with the RMS.

The General Manager referred to copies of the Management Plans which were distributed at the meeting and informed councillors that those are the plans that underpin Council's Operational Plan and Delivery Program.

There being no further business the meeting closed at 4.38 p.m.

These Pages (1/5254 to 21/5274) were confirmed on theday of JULY 2013 and are a full and accurate record of proceedings of the Ordinary Meeting of Coonamble Shire Council held on 12 June 2013.

MAYOR