

**MINUTES OF ORDINARY MEETING OF COONAMBLE SHIRE COUNCIL  
HELD IN THE MEMORIAL HALL, GULARGAMBONE ON WEDNESDAY, 12<sup>TH</sup>  
MARCH 2014, COMMENCING AT 11.10 A.M.**

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**PRESENT:** Cr.Al Karanouh, Mayor, in the Chair, with Crs. Michael Webb, John Walker, Dan Keady, Tom Cullen and Don Schieb.  
Also present were the General Manager, Mr. Warren, the Director of Community Services, Ms Tasker, the Director of Corporate & Urban 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**

**Mr Mike Svikis – Coonamble Local Environmental Plan 2011**

Prior to the beginning of the meeting Mr Svikis addressed Councillors at length on proposed changes to the LEP. He said, on this occasion, he wanted to engage Councillors in discussion, answer questions and provide guidance on proposals put forward. Mr Svikis said he would have a tentative report encompassing all proposals to Council's April meeting.

Councillors went through each of Council's requests for changes to the LEP, with advice from Mr Svikis on how best to attain the required outcome. Councillors were advised that some of the proposed changes would not, in his opinion, be agreed to by the Department of Planning.

Mr Svikis said he has inspected areas of the Shire where Council has requested changes in zoning and made particular mention of the following:

*RU1 Zone Primary Production:*

Council indicated that it would like to see the following amendments addressed within the LEP:

- Lot size for dwelling entitlement to be reduced from 1000ha to 400ha.
- Identified properties already below the minimum lot size for dwelling entitlement be allocated an entitlement.

Mr Svikis explained the process to Council and the position of the Department of Primary Industries and that of Planning & Infrastructure and, unfortunately, in his opinion, it is unlikely approval will be given for a 'blanket' reduction in size. He cites the DPI position that it is prime agricultural land as indicated during the planning stages of the Western Councils Sub-Regional Land Use Strategy.

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A case for an entitlement to be granted to a smaller property on an individual basis can be mounted on a case by case issue by means of an individual property development plan. To mount an argument along these lines, the development plan would need to show from a historical perspective and through a business plan, that the property of that particular size (smaller than 1000ha) would be a viable, sustainable undertaking for a dwelling entitlement to be allowed. It is envisaged the cost for such a plan would be in the vicinity of \$5,000 - \$10,000 and should be the responsibility of the owner seeking the change.

It was suggested that Council should develop a policy that if owners of rural properties seek an amendment to the dwelling entitlement lot size, a property development plan should be provided to Council in order for Council to assess its support for the proposal. All costs in providing the plan and costs involved in seeking a 'gateway' determination through the Department of Planning and Infrastructure are to be borne by the proponent.

*R5 Zone Large Lot Residential:*

- Reduce lot size of large lot residential

Discussion centred mainly around the large lot residential zone near the airport. It was anticipated the owner of a holding in that vicinity would consider subdividing to approximately 8000 square metre blocks if allowed. This would, potentially, allow for three additional blocks to be created in that area. Should Council wish to go ahead with this, it would be advisable to write to all landowners in the zone advising of Council's intention and determining if they wished to have their land considered in any future rezoning or reduction in lot size.

*B2 Zone Local Centre:*

Council rezone both sides of the highway from the Council Chambers to Smith Park and from the Post Office to the Sportsground from R1 to B2 Local Centre.

The river side of the highway lends itself to rezoning due to the nature of the current activity and in keeping with potential future development

On the eastern side of the highway it is recommended that the rezoning only apply from the Post Office to the Coonamble Medical Centre. From this point to the Sportsground the nature of the street is residential.

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*IN1 Zone General Industrial:*

Railway Street:

Much of the top end of Railway Street is currently zoned R1 - General Residential but is being used for industrial purposes. It is recommended that the top end of Railway Street be zoned IN1 - General Industrial behind the Landmark building to complement the current land use. On the eastern side of the street, the zoning become IN1 – General Industrial, to the current Youth Centre squash courts.

At the bottom end of Railway Street there are mixed uses, consisting of residential and general industrial. Given the current industrial users have 'continuing use' rights, it may be appropriate to leave the zone as is for the present unless Council wishes to encourage industrial development down this side of the street. It is not recommended that each individual lot be separately zoned given the current land use. Normal planning principles are to not mix residential with industrial and where a zone change occurs there should be a buffer zone, such as a street or parkland.

*Meglo Block:*

Council proposed to rezone the entire lot to allow for combined residential and industrial. Again, concerns were raised about the compatibility of this type of development in the future and potential conflict that may occur.

It was proposed that Council only consider the possible rezoning of the four smaller blocks at "The Meglo" which have already been subdivided. A maximum house size of 200 square metres be considered with the associated development. Any approval for development on these sites be first industrial and then residential, or simultaneous – but residential in isolation not be approved.

Council needs to consider flood issues and feedlot smell issues when considering such development in this area.

*Land Use Table:*

Discussion was held around the merits of changing the land use table. Several examples of issues that may arise were discussed. Each showing potential conflict that may evolve were many proposals adopted. Also discussed was the position Council may find itself in should a case be mounted in the Land and Environment Court if consent were not given to a particular development that is permitted with consent.

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*Specific Issues Raised:*

- Land south of Coonamble on the Highway – between the highway and the river.

Mention was made by Council that the land may be suitable for either rezoning to large lot residential or for reduced lot size in the current RU1 – Primary Production zoning. Currently the land to the church (Kingdom Hall) is Residential Zone R1. This is approximately where the dwelling entitlements cease.

It was explained that there would be probable opposition to the rezoning from the Office of Water, as it did not wish to create further riparian rights along the Castlereagh River.

The RMS may oppose a sequence of multi driveways along the stretch of highway where the speed is greater.

Even though the land is narrow, it is anticipated the DPI will oppose, as it is still considered agricultural land.

Other factors considered were the possible impact from the abattoir with smell and air pollution issues.

*Conimbia Street:*

Mention was made of possible zone changes to land between the water tower and the Walgett road to either R1 – General Residential or R5 – Large Lot Residential from the current RU1 - Primary Production zone.

Mr Svikis explained that to undertake the changes, it would be necessary to complete a flood study and a contaminated land study which, if Council wanted to consider as part of this review, would substantially increase the time required and could not be included if the current timetable is to be maintained.

*Back Zoning:*

Mr Svikis stated that where Council has an area of land zoned for, in particular, large lot residential and the owner is not prepared to subdivide, it is possible to consider rezoning other suitable land and changing the zone on the current land that, in effect, removes the potential to dispose of the land with dwelling entitlement. He also explained that the supply of land in any subdivision is generally an economic decision for the owner and cited several instances where the economics first do not provide incentive for people to undertake development projects – i.e. the potential return from the project outweighs the development costs.

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In conclusion Mr Svikis said he is happy to include any or all of Council's proposals with the review however, from experience, he believes several of the proposals will be critically reviewed by Planning and Infrastructure.

**4.0 APOLOGIES**

**0736 RESOLVED** on the motion of Crs. Keady and Karanouh that an apology for non-attendance be accepted from Cr Burnheim.

**5.0 DEPUTATIONS/DELEGATIONS**

No deputations were booked for this meeting.

**6.0 DECLARATIONS OF INTEREST**

Nil

**7.0 CONFIRMATION OF THE MINUTES**

**0737 RESOLVED** on the motion of Crs Keady and Webb that the minutes of the Ordinary Meeting of Coonamble Shire Council held on 12 February 2014 be confirmed, subject to clarification of *Minute No. 0691 Coonamble Golf Club Ltd.*

**Notice of Rescission**

A notice of rescission, signed by Crs Keady, Walker and Webb, giving notice of their intention to move for the rescission of the following motion, was presented:

*Minute No 0691 of 12 February 2014*

*"Resolved on the motion of Crs Webb and Cullen that Council not accede to the request by the Coonamble Golf Club Ltd to provide "in kind" assistance to an amount of \$2,000".*

**0738 RESOLVED** on the motion of Crs. Webb and Walker that Minute No. 0691 of 12 February 2014 **be rescinded.** *Carried 4 votes/2 votes*

**Coonamble Golf Club Ltd – Request For In Kind Assistance**

**0739 RESOLVED** on the motion of Crs Webb and Walker that Council allocate \$1,000 to the Coonamble Golf Club Ltd. as a contribution towards it water usage. *Carried 5 votes/1 vote*

Cr Cullen requested that his name be recorded as voting against this resolution.

**Business arising from Minutes:**

(a) **Community Safety Committee** – In response to a question from Cr Schieb, the General Manager advised that a response has been received from the Chief Magistrate advising Council may invite her honour

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Magistrate Kok through the Registrar of the Local Court. Mr Warren said that in accordance with instructions, an invitation has been extended.

(b) **Castlereagh Macquarie County Council** – Cr Schieb advised that a proposed restructure is to take place and Council will be informed accordingly in due course.

(c) **Inland Rail Symposium** – Cr Cullen and Schieb attended the Symposium hosted by Moree Plains Shire Council on 7 March 2014. Cr Cullen said the corridor has been defined somewhere between Baradine and Coonamble, however the \$200m funding is what was committed by the former Government. Cr Schieb said there is talk that funding of between \$11.6 - \$11.9 billion will be required to complete the project.

(d) **Warrena Weir** – In response to a question the General Manager advised that further information has been sought – Council's Manager of Environmental Services has been instructed to supply same.

(e) **Tooloon Street Dwelling** - The General Manager informed the meeting that the Manager – Environmental Services has inspected the premises – there are no health or safety concerns – and the area has been cleaned up.

(f) **Clean Up Australia Day** – Cr Keady commented on the success of the day and suggested that Council promote another 'clean up' event and involve the schools. The General Manager said another clean up day would be promoted and a report back to Council.

(g) **Bus Shelters – School Students** – Cr Walker was advised that no response has yet been received regarding Council's funding application.

**0740 RESOLVED** on the motion of Crs Keady and Schieb that the above information be noted.

**8.0 RESOLUTION BOOK UPDATE**

**0741 RESOLVED** on the motion of Crs. Keady and Walker that the Resolution Book Update be received and noted.

**9.0 MAYOR'S REPORT**

The Mayor said he attended Dinner Under the Stars at Gulargambone and it was a very enjoyable and successful evening. Cr Karanouh said he also met with the General Manager of the Local Land Services, Mr Laurie Dwyer and a further meeting has been arranged for Thursday 13 March at Council's office between 11.00 a.m. and 1.00 p.m. The Mayor said this meeting is with local stakeholders, to discuss services and the intention of the LLS for this district.

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**0742 RESOLVED** on the motion of Crs. Keady and Schieb that the Mayor's activity report since last meeting be adopted.

**10.0 CORRESPONDENCE**

**0743 RESOLVED** on the motion of Crs. Cullen and Webb that the Correspondence be received and dealt with.

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

**10.1 LOCAL GOVERNMENT NSW L10(42751)**

**0744 RESOLVED** on the motion of Crs. Cullen and Webb that Council agree to support Canterbury City Council with legal expenses in its endeavours to have the easement over public recreation land revoked and pay the amount of \$200.35.

**10.2 NARRANDERA SHIRE COUNCIL A2(42900)**

**0745 RESOLVED** on the motion of Crs. Keady and Webb that Council note the Local Government Aboriginal Network Conference will be in Narrandera on 10 – 12 September 2014 and if any Councillor wishes to attend they should advise the General Manager.

**10.3 LOCAL GOVERNMENT NSW L10**

**0746 RESOLVED** on the motion of Crs. Webb and Keady that Council note Councillors Cullen, Keady and Burnheim indicated they would attend the forum at Nyngan on 25 March 2014

**Section B – Matters for Council's Information.**

**10.4 GULARGAMBONE CENTRAL SCHOOL L13-2(42731)**

Thanking Council for providing complementary access to the pool for students during the recent holidays. Saying many students expressed their appreciation that they were able to use the pool more frequently than would otherwise be possible. Further thanking Council for extending this generous offer to the current school swimming scheme.

**10.5 CROWN LANDS DIVISION P1-13(42728)**

Referring to proposed dredging of Warrena Weir and saying that a temporary license will be a requirement to proceed with works. Councillors noted that application for the licence is being sought.

**10.6 VICE CAPTAIN & CLUB CAPTAIN, COONAMBLE GOLF CLUB LTD  
R4-2+PR1524(42757)**

Saying he is at a loss to understand Council's decision in declining a \$1000 water allocation to the Club at its February meeting.

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Council noted there was confusion as to what was actually resolved, however this matter was addressed earlier in the day by rescinding Minute No 0691 of 12 February 2014.

**10.7 DIVISION OF LOCAL GOVERNMENT L10-1(42748)**

Advising the Minister for Local Government has extended the deadline for receipt of public submissions on the Independent Local Government Review Panel and Local Government Acts Taskforce final report to Friday 4 April.

The General Manager informed the meeting that Council's submission was completed on 6 March 2014 and forwarded to the Office of Local Government.

**10.8 MICHELLE LEONARD – MOORAMBILLA VOICES LTD D5-6-1(42817)**

Saying she has chosen to change the artistic direction of Moorambilla Voices 2014 and advising that the choirs of Moorambilla Voices will do a farewell concert at the Coonamble Pavilion on Saturday 20 September 2014. Thanking Council for its support of the festival.

**10.9 THE HON KATRINA HODGKINSON MP D9(42821)**

Stating in November 2013 the NSW Government announced a \$7.6m temporary emergency assistance package for some three LGAs, which has now been increased to \$14.6m and expanded to cover a further 20 LGAs, including Coonamble. Saying the Government is continuing to work on support mechanisms for farmers and are in line with State and Commonwealth agreements on drought.

Cr Cullen mentioned it has been suggested that a "hay day" might be arranged for Coonamble and if so, what arrangements would need to be made. It was agreed that should this eventuate, Cr Cullen advise the General Manager.

**10.10 INLAND NSW TOURISM T3-12(42851)**

Advising the Central NSW Region of Inland NSW Board recently made a unanimous decision to appoint Natasha Comber, Manager – City Development & Communications – Dubbo City Council to the role of Casual Director.

**10.11 DUNCAN GAY MLC – MINISTER FOR ROADS & PORTS R8-23(42847)**

Advising further initiatives to support the State's road freight industry and saying he has acquired co-delegation powers to enable the State's road managers to process permit applications for journeys within NSW. Pointing out that RMS is working with individual councils across the State to help fast track the

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assessment and issuing of access permits. Saying Roads Managers in NSW include RMS for state roads and local councils for local roads.

**10.12 RICHARD HANCOCK, CEO, NATIONAL HEAVY VEHICLE  
REGULATOR R8-23(42846)**

Writing to inform Council that NSW RMS will temporarily process applications for over size and over-mass vehicles (OSOM) and special purpose vehicles (SPV). Saying the temporary arrangements with state government would help ease the challenges for industry and government in the early days of adjusting to the new Heavy Vehicle National Law (HVNL). Stating RMS has co-delegation powers that allow the state's road managers to process all new Class 1 and 3 OSOM and SPV access applications for travel within NSW.

The Director of Engineering Services informed the meeting that the Trucking Industry is the driving force behind this and, in his opinion, it will be expected that all roads will be approved upon application. Mr Brodbeck said he has reservations about liability on councils and indicated that assessing approvals will take days and carry a huge responsibility.

Cr Cullen requested that this matter be brought forward for discussion at the next OROC meeting.

**10.13 OFFICE OF LOCAL GOVERNMENT L10(42861)**

Advising that as of Monday 24 February 2014 the Division of Local Government, Department of Premier and Cabinet has become the Office of Local Government. Saying there will be no change in terms of its role with the local government sector and contact details/postal address will remain the same.

**10.14 OFFICE OF COMMUNITIES – SPORT AND RECREATION G5-  
14(42886)**

Advising the next round of the Sport and Recreation Participation & Facility Program will open on 3 March 2014. Saying the guidelines have been amended to include the requirement for Council applications to identify community organisations that are partner to the project (where applicable).

**10.15 THE HON BARNABY JOYCE MP D9(42902)**

Thanking the Mayor for his letter of 22 January concerning drought conditions in the Shire, also for organising and hosting a lunch meeting in Coonamble on 2 February. Advising the governments have agreed to move towards measures focused on encouraging risk management and preparedness by farmers. Saying he understands the NSW government has announced the expansion of its temporary emergency assistance package to include Coonamble and encouraging Council to advise farmers in the region to take advantage of this assistance.

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**10.16 NSW YOUTH WEEK COORDINATOR G5-9(42940)'**

Advising that a grant of \$750 has been allocated to Council to operate a shuttle bus for activities and events outlined in the application submitted by the Director of Community Services.

**10.17 MATT PARMETER L3-1+F9(42796)**

Requesting Council to give 'in principle' support to the Solar Energy eXchange Initiative (SEXI). Saying the proposed SEXI group of councils would cover much of inland NSW and approximately 66% of the area of NSW. Advising to date 19 councils and the Unincorporate Area (covering about 55% of NSW) have voted 'in principle' support; the OROC has given 'in principle' support as have three other ROCs. Saying if Council is able to pass a motion of 'in principle' support it would be appreciated.

**10.18 COONAMBLE SWIMMING CLUB INC S13(42899)**

Responding to Council's letter regarding the 2015 Swimming NSW Country Regional Meet and saying the Club would be overjoyed to see the event in Coonamble. Saying members appreciate the restraints of accommodation in Coonamble, but they believe follow up is required to see what the entrant numbers at Inverell were to gauge an idea.

The General Manager informed the meeting that this offer is given to Shires across the State and Sports Marketing makes a selection, based on its preference. Mr Warren indicated that other places where the Swimming NSW Country Regional Meet has been held have been able to provide adequate accommodation requirements. Cr Keady suggested that the Swimming Club be encouraged to discuss the matter with Sports Marketing.

**10.19 OFFICE OF ENVIRONMENT AND HERITAGE F5-4**

Advising that Stage 1 – Coonamble Levee Upgrade – has been activated from the 2013-14 Floodplain Management Program reserve list and offered funding of up to \$2,700,000. Requesting Council to submit a detailed Work Plan for the project.

**0747 RESOLVED** on the motion of Crs. Webb and Walker that the information contained in Item Nos. 10.4 to 10.19 be noted.

**URGENT BUSINESS – SUPPLEMENTARY CORRESPONDENCE**

**0748 RESOLVED** on the motion of Crs Webb and Cullen that the following matters be classified "urgent" and dealt with.

**10.20 THE HON BARNABY JOYCE MP D9(42955)**

**0749 RESOLVED** on the motion of Crs Webb and Keady that the letter of appreciation from the Minister be noted.

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**10.21 GULARGAMBONE CENTRAL SCHOOL**

**D7(42956)**

**0750 RESOLVED** on the motion of Crs. Webb and Cullen that a costing be prepared and this item considered in conjunction with the Estimates and Operational Plan for 2014/2015.

**10.22 MRS ANNE KENNEDY**

**R8-10**

**0751 RESOLVED** on the motion of Crs Webb and Walker that Council agree to close Castlereagh Street from the Peace Tree to the Aberford Street intersection for the march to the sportsground at 12 noon on Saturday 22 March and participants be instructed to use the crossing to the Post Office and walk along the footpath to the sportsground.

**10.23 JUDGE GRAEME HENSON, CHIEF MAGISTRATE**

**P5(42978)**

**0752 RESOLVED** on the motion of Crs Webb and Keady that the information provided by the Chief Magistrate be noted.

**10.24 UNITED SERVICES UNION**

**S6-2(42983)**

**0753 RESOLVED** on the motion of Crs Webb and Keady that Council note the information provided by USU regarding its response to the Local Government Review Panel's report.

**11.0 REPORT BY GENERAL MANAGER**

**0754 RESOLVED** on the motion of Crs Cullen and Webb that the report by the General Manager be received and dealt with.

**11.1 DEVELOPMENT APPLICATIONS DETERMINED UNDER DELEGATED AUTHORITY**

**0755 RESOLVED** on the motion of Crs. Cullen and Schieb that Council note Complying Development Application No 004/2014, were approved under delegated authority since the last meeting.

**11.2 LOCAL ENVIRONMENTAL PLAN**

Council noted that Mr Mike Svikis, who will conduct the review of the current Local Environmental Plan (LEP), addressed Councillors earlier in the day regarding the proposed changes. Mr Svikis also proposed a time table to address the necessary processes required to make changes to the planning document.

Councillors further discussed the rezoning of Railway Street – the General Manager suggested that in company with the Manager – Environmental Services, he inspect the area so that the process of notifying residents can begin. Cr Keady said Council should ascertain from current owners what it is they require. It was noted that there are currently sufficient residential blocks and that land size should be investigated in individual cases.

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**0756 RESOLVED** on the motion of Crs. Cullen and Keady that the information be noted.

**11.3 ECONOMIC DEVELOPMENT**

**0757 RESOLVED** on the motion of Crs. Cullen and Keady that the information contained in the report by the Economic Development Manager be noted.

**11.4 ECONOMIC DEVELOPMENT COMMITTEE – REPRESENTATION**

**0758 RESOLVED** on the motion of Crs. Keady and Schieb that:

(a) the four applicants for a position on the Coonamble Shire Economic Development Committee, as follows, be appointed:

- James Nalder
- Alison Dent
- David Taylor
- Donna Swansborough

(b) the Charter be altered to record the decision to appoint four independent Committee members;

(c) Councillors Karanouh, Burnheim, Keady and Cullen be Council's representatives on the Committee.

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

**0759 RESOLVED** on the motion of Crs. Webb and Keady that the following matter be classified 'urgent' and dealt with.

**11.5 RODEO AND CAMPDRAFT ASSOCIATION - SUPPORT**

**0760 RESOLVED** on the motion of Crs Keady and Cullen that Councillors Karanouh, Keady, Cullen and Walker meet with the representatives of the Rodeo/Campdraft Association and the Association be requested to provide its Business Plan and financial statements at the meeting.

**12.0 REPORT BY DIRECTOR OF COMMUNITY SERVICES**

**0761 RESOLVED** on the motion of Crs Keady and Walker that the report by the Director of Community Services be received and dealt with.

**12.1 COMMUNITY SERVICES PROGRESS**

**0762 RESOLVED** on the motion of Crs Webb and Walker that Council note the Community Services Progress report which provides an update on all community projects.

**URGENT BUSINESS – SUPPLEMENTARY REPORT BY DIRECTOR OF COMMUNITY SERVICES**

**0763 RESOLVED** on the motion of Crs Webb and Cullen that the following item be classified "urgent" and dealt with.

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**12.2 PARTICIPATION & FACILITY PROGRAM – NSW DEPARTMENT OF SPORT AND RECREATION**

**0764 RESOLVED** on the motion of Crs. Webb and Keady that Council nominate the construction of cricket practice nets as its preferred project for an application under this Program and approve the appropriate matching funding of \$25,000 from the Development Fund.

**13.0 REPORT BY DIRECTOR OF CORPORATE & URBAN SERVICES**

**0765 RESOLVED** on the motion of Crs. Keady and Webb that the report by the Director of Corporate Services be received and dealt with.

**13.1 RATE COLLECTIONS**

**0766 RESOLVED** on the motion of Crs. Webb and Keady that the Total Combined Rate Collections to 28 February 2014 be noted.

**13.2 LIST OF INVESTMENTS**

**0767 RESOLVED** on the motion of Crs. Keady and Walker that the list of investments as 28 February 2014 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.

**13.3 WORKS IN PROGRESS**

**0768 RESOLVED** on the motion of Crs. Webb and Walker that the information contained in this section of the report be noted.

**0769 RESOLVED** on the motion of Crs Keady and Webb that an allocation of funding to carry out maintenance to the Gulargambone Hall be included for consideration in conjunction with the 2014/2015 Estimates.

**URGENT BUSINESS – SUPPLEMENTARY REPORT BY DIRECTOR OF CORPORATE AND URBAN SERVICES**

**0770 RESOLVED** on the motion of Crs Webb and Keady that the following item be classified "urgent" and dealt with.

**13.4 INTEGRATED PLANNING & REPORTING PROCESS**

**0771 RESOLVED** on the motion of Crs. Keady and Webb that Council note and adopt the following time table applicable to this year's process:

<i>Date</i>	<i>Function</i>
Tuesday 15 April	Draft Delivery Program & Operational Plan to be considered as part of April 2014 Council Meeting and placed on public exhibition
Tuesday 30 April	Public meeting (evening) for Council to present its Delivery Program & Operational Plan to the Community.
Friday 7 May	Submissions from the public close
Wednesday 11 June	Delivery Program & Operational Plan adopted (at normal monthly Council meeting)

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**14.0 REPORT BY DIRECTOR OF ENGINEERING SERVICES**

**0772 RESOLVED** on the motion of Crs. Webb and Cullen that the report by the Director of Engineering Services be received and dealt with.

**14.1 WORKS IN PROGRESS**

**0773 RESOLVED** on the motion of Crs. Cullen and Webb that the information contained in this section of the report be noted.

The Director mentioned the following matters relative to his report:

- Road works – due to the lack of water, works are being focused on roads within a short distance from the three centres where water is available.
- Water Treatment Plant – a workshop on health risks is being organised for staff. The Director said the contract has no recourse for compensation and the Public Works has taken that on board. Council noted that the works are 9 months overdue. The Director said that there is a 12 months maintenance guarantee after practical completion.
- In response to a question the Director said that the RMS only want the bitumen sprayed, not the shoulders and local roads are only sprayed for re-forming.

**0774 RESOLVED** on the motion of Crs. Keady and Webb that the above information be noted.

**URGENT BUSINESS – SUPPLEMENTARY REPORT BY DIRECTOR OF ENGINEERING SERVICES**

**0775 RESOLVED** on the motion of Crs. Webb and Cullen that the following item be classified “urgent” and dealt with.

**14.2 COONAMBLE LEVEE UPDATE**

**0776 RESOLVED** on the motion of Crs. Karanouh and Keady that Council:

- (a) accept the offer of funding of \$2,700,000, when formal documents are received, for Stage 1 of the Coonamble Levee upgrade and the General Manager be authorised to sign the Funding Agreement in accordance with terms and conditions and affix the Seal to relevant documents;
- (b) obtain a firm proposal from Public Works to manage the calling of tenders and project manage Stage 1 of the levee upgrade.

**15.0 REPORT FROM MANAGER OF ENVIRONMENTAL SERVICES**

**0777 RESOLVED** on the motion of Crs Keady and Webb that the report by the Manager of Environmental Services be received and dealt with.

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**15.1 DEVELOPMENT APPLICATION NO 003/2014 – RG SWANSBOROUGH  
0778 RESOLVED** on the motion of Crs. Webb and Schieb that Council approve Development Application 003/2014, submitted by RG Swansborough to erect a dwelling on land described as Lot 9, DP263390 on Back Combara Road, Coonamble, subject to the following conditions:

1. The proponent shall notify Council, not less than forty eight (48) hours prior to the commencement of the work of:
  - date of commencement of the work.
  - name of the principle certifying authority for the issue of compliance/occupation certificates.
2. Where Council is not the Principal Certifying Authority (PCA), the proponent or private certifier shall submit a construction certificate to Council prior to building works commencing on the subject allotment.
3. The building/structure shall be constructed in accordance with the requirements of the Building Code of Australia.
4. All works associated with the implementation/construction of the proposed activity (Not operation of the proposal post occupational certificate), involving electric or pneumatic tools, or other noisy operations, shall be restricted to the following hours of operation:

Monday to Saturday	7.00am to 7.00pm
Sunday/Public Holidays	No construction work which will adversely impact on the amenity of the area is to take place on Sundays or Public Holidays.

Advice: All noise generating activities are subject to the requirements of the protection of the Environment Operations Act 1997. This condition of consent does not relieve the proponent including developers, contractors or their agents from the requirements under the relevant noise control legislation (POEO Act 1997).

5. Any damage caused to Council's infrastructure including but not limited to footpaths, roads, drainage, Kerb and Gutters, laybacks or other public land shall be restored in accordance with Council's Design Specifications at the full cost to the developer. Where a dispute arises over the person(s) responsible for the damage, Council shall reserve the right to carry out work to remedy such damage(s) at the proponents cost.

6. All exterior lighting associated with the development shall be designed and installed so that no obtrusive light will be cast onto any adjoining property and the emittance of light to the night sky will be minimised.

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7. All roofed and paved areas are to be drained and the water from those areas conveyed:

a) by means of a fully sealed downpipes to a distance of at least six (6) metres from the perimeter of the dwelling. The proponent/landowner takes such measures to ensure that no stormwater shall disperse onto adjoining properties. All works is to be to Council's requirement and in accordance with AS/NZS 3500 National Plumbing and Drainage Code and the Plumbing Code of Australia.

8. All plumbing, drainage and stormwater work shall be carried out by a licensed person in accordance with the requirements of AS/NZS 3500 and Plumbing Code of Australia.

9. No materials or machinery to be used in the construction of the building shall be stored or stacked on Council's footpath, nature strip, public defined land or roadway.

10. Prior to occupation of the dwelling an occupation certificate must be issued by the principal certifying authority .

11. That prior to the commencement of construction, the applicant lodge with, and receive approval for the following listed S68 Local Approval (s):

- C5 – Install, construct or alter a waste treatment device
- F10 – Operate onsite sewerage waste management system

**15.2 CARAVAN PARK**

**0779 RESOLVED** on the motion of Crs Keady and Cullen that the estimated cost of the works required to upgrade the Caravan Park be noted and Council consider the allocation in conjunction with the 2014/2015 budget.

Cr Schieb requested that the Caravan Park area be cleaned up because its current untidy state is not enticing travellers to stay overnight. In response to a question from Cr Keady, the General Manager said the amenities block is being built to complement what is required in terms of the upgrade.

**15.3 RANGER'S REPORT – DECEMBER 2013/JANUARY 2014**

**0780 RESOLVED** on the motion of Crs Schieb and Webb that the report by the Ranger for the month of February 2014 be noted.

**16.0 REPORTS FROM VARIOUS COMMITTEES**

**0781 RESOLVED** on the motion of Crs Webb and Keady that the following reports, Item Nos. 16.1 – 16.3 from Various Committees be noted:

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- 16.1 Minutes of Meeting of Senior Citizens Association
- 16.2 Minutes of Coonamble Shire Youth Council
- 16.3 Minutes of Coonamble Shire Youth Council

**16.4 Minutes of Coonamble Employment Circle**

**0782 RESOLVED** on the motion of Crs. Keady and Webb that the minutes of the meeting of Coonamble Employment Circle held on 4 March 2014 be noted.

**17.0 REPORT BY SALEYARDS MANAGER**

**0783 RESOLVED** on the motion of Crs. Keady and Walker that the report by the Manager – Saleyards & Facilities be received and noted.

**18.1 CODE OF CONDUCT REPORT**

**A MOTION**

**PROPOSED** by Cr Karanouh **SECONDED** by Cr Keady that this matter be deferred until the April meeting when Cr Burnheim is present, **WAS LOST**  
– 4 votes / 2 votes

At this juncture, 1.10 p.m. the meeting adjourned for lunch and resumed at 1.55 p.m.

**18.0 CLOSED SESSION**

**0784 RESOLVED** on the motion of Crs Webb and Keady that Council resolve into Closed Session in accordance with the administrative procedures of the Code of Conduct March 2013.

**0785 RESOLVED** on the motion of Crs Webb and Keady that the press and public be excluded from the meeting.

**RESUME OPEN MEETING**

**0786 RESOLVED** on the motion of Crs. Webb & Walker that Council resume Open Meeting.

**ADOPTION OF RECOMMENDATION FROM CLOSED SESSION**

**0787 RESOLVED** on the motion of Crs. Webb and Walker that Council adopt the recommendation from Closed Session, being Recommendation No. 18.1 as detailed below:

**18.1 CODE OF CONDUCT REPORT**

**THE COMMITTEE RECOMMENDS** that Council:

- a) adopt the investigator's recommendations as outlined in the *Report for Coonamble Shire Council Investigation of an Alleged Code of Conduct Breach*;

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- b) consider imposing an additional sanction to those recommended by the investigator in the *Report for Coonamble Shire Council Investigation of an Alleged Code of Conduct Breach*, in that Cr Burnheim apologise to any person or organisation affected by the breach.

Councillor Keady requested that his name be recorded as voting against this Recommendation.

**19.0 QUESTIONS WITH NOTICE**

Nil

**20.0 GENERAL BUSINESS**

**Cr Keady:**

- Requested that the General Manager follow up progress being made in connection with the Corporate Tent for Council at the Rodeo in June.

**Cr Schieb:**

**0787 RESOLVED** on the motion of Crs Schieb and Walker that a letter be forwarded to the new Superintendent of the Castlereagh Local Area Command requesting that he attend a Council Meeting to discuss with Council matters of concern regarding law and order.

**Cr Cullen:**

- Thanked the Director of Engineering Services for his service to Council, noting that Mr Brodbeck would retire on Friday 14 March 2014..

**Cr Walker:**

- Requested that a check be made to see what progress has been made with House Numbering, as the matter was again discussed at a Health Meeting recently. The Director advised that the numbers were being ordered, but he would check. It was noted that \$5,000 remains in the budget to assist with this project.
- Attended AGM of Outback Arts – handed around documentation from the meeting for interested Councillors to peruse.
- Wished the Director of Engineering Services well in his retirement.

**General Manager:**

- Thanked the Director of Engineering Services for his service to Council over the past 3½ years
- Reminded Councillors to complete the documentation for the LEP – saying it is important that they deal with issues and be aware of the proposed changes and what the outcomes may be.

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**Mayor:**

- Congratulated staff on the presentation of the sporting ovals.
- Referred to a complaint from a resident in Wingadee Street regarding overgrown premises and asked that the matter be followed up.
- Informed Councillors there is a Grain Harvest Conference at Tamworth on 19 March 2014 from 9.00 a.m. to 2.00 p.m. It is inviting views and feedback from stakeholders.
- Another bike ride – the Committee wishes to conduct the event annually – this time from Coonabarabran to Walgett
- Fence in front of Quambone Park – it was noted that Council resolved to instal bollards/chain and not fence the whole area.
- Requested that lights for the Peace Tree be ordered for Christmas and also that festoon lighting be investigated for the main street for the festive season.
- Glass in the front door of the Memorial Hall at Gulargambone needs to be secured.

There being no further business the meeting closed at 2.30 p.m.

These Pages (1/5419 to 19/5437) were confirmed on the .....day of  
APRIL 2014 and are a full and accurate record of proceedings of the Ordinary  
Meeting of Coonamble Shire Council held on 12 March 2014.

**MAYOR**