

**MINUTES OF ORDINARY MEETING OF COONAMBLE SHIRE COUNCIL  
HELD IN THE SHIRE CHAMBER, COONAMBLE, ON WEDNESDAY, 11<sup>TH</sup> MAY  
2016, COMMENCING AT 9.01 A.M.**

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**PRESENT:** Cr Michael Webb, Mayor, in the Chair, with Crs. John Walker, Danny Keady, Bill Burnheim, Don Schieb and Ahmad Karanouh. Also present were the General Manager, Mr. Warren, the Director of Community Services, Ms Davids, the Director of Corporate & Urban Services, Mr. Quarmby, the Director of Engineering Services, Mr Chudek, the Manager of Environmental Services, Mr Cock 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.

**4.0 APOLOGIES**

**2010 RESOLVED** on the motion of Crs Karanouh and Keady that an apology for non attendance be accepted from Cr Cullen.

**3.0 PUBLIC QUESTION TIME**

Three bookings were made for public question time :

- Coonamble Liquor Accord (in relation to application for licence to sell take away liquor by Coonamble Supa IGA)
- Mrs Anne Kennedy (update on CSG)
- Ms Amii Marchant (Gulargambone Preschool)

It was noted the Coonamble Liquor Accord members had arrived at the meeting and the Mayor welcomed them to the meeting. The delegation consisted of the President Stephen Hind, Rodney Vallett and Carol Stanley.

As spokesperson for the group, Mr. Hind informed Council that the Coonamble Liquor Accord has been operational since 2009 and has worked closely with local police in establishing more responsible rules regarding the provision of take away alcohol. He said that over the years, figures on alcohol-related violence have dropped, the Accord provides a 'booze bus' to curtail the incidents of drink driving.

Mr Hind said the Accord is objecting to a licence being granted to Coonamble Supa IGA to sell take-away liquor from its premises in Aberford Street, Coonamble. He said the Accord has a petition signed by members of the community and 17 individual objections against the issue of an additional liquor outlet. Mr Hind said the Accord is of the opinion that it will cause issues with alcohol being consumed in Macdonald Park. Another issue raised was that of parking and the safety of both pedestrians and traffic in the vicinity.

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Council was advised that agencies who deal with alcohol-related abuse have supported the Accord in its objections to the granting of an additional license.

The opening hours of the outlet were discussed – Council noted that currently it begins trading at 7.00a.m. Local Liquor Accord members do not begin trade before 10.00 a.m. – Cr. Burnheim said if the licence is approved, Council may be able to request inclusion of a condition that it be restricted to the sale of take away alcohol between the hours of 10.00 a.m. to 6.00 p.m.

Mr Hind pointed out submissions close on 21 May. Council agreed to deal with the matter later in the day and the Liquor Accord members left at 9.15 a.m.

**5.0 DEPUTATIONS/DELEGATIONS**

No delegations were booked for the meeting.

**6.0 DECLARATIONS OF INTEREST**

One declaration was declared :

Cr Keady                      Item No.14.4 Damage to Wilbur Road

**7.0 CONFIRMATION OF THE MINUTES**

**2011 RESOLVED** on the motion of Crs Karanouh and Schieb that the minutes of the ordinary meeting of Coonamble Shire Council held on 13 April 2016 be confirmed.

**Business Arising from Minutes:**

**i) Clean Up – River Bed**

Cr Schieb was advised that the clean up of the river bed in the vicinity of the bridge has been carried out. However, in regard to the clearing of bamboo, the General Manager said Council has not received a response from EPA regarding rules and regulations for clearing of the growth.

**ii) Wheel Stops – Coonamble CBD**

Cr Walker said there has been positive comment regarding wheel stops in the main street and with vehicles parking correctly within the lines provides a much better overall appearance of the main street.

**iii) Country Mayors' Association Meetings**

In response to a question from Cr Schieb, the Mayor said that no specific issues have been raised on behalf of this Council to date.

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**iv) Pink Stumps Day**

The Mayor referred to a request from the Coonamble Public School to last meeting to conduct a fundraising day in the main street. He said that the day will now be conducted within the school grounds.

**8.0 RESOLUTION BOOK UPDATE**

**2012 RESOLVED** on the motion of Crs. Keady and Walker that the Resolution Book Update be received and noted.

**8.1 Resolutions in Progress**

**i) Irrigation – Sportsground**

This matter was raised by Cr Schieb – Council noted that it had voted \$70,000 from the Water Fund to fill the reservoir at the sportsground and use untreated water to irrigate the sportsground.

**ii) Table and Chairs – Gulargambone**

The General Manager said he has investigated this with one company, however will look at other suppliers – he said he will update Council at the June meeting.

**iii) Drought Funding**

Council noted there has been no notification yet on Council's applications for funding under the Drought Communities Program – the General Manager said the Economic Development Manager has been in contact with the Department, but no formal decision has been forthcoming. Cr Karanouh suggested that Council contact Mr Mark Coulton and raise the matter with him.

**iv) Fencing – Back Combara Road**

Cr Schieb asked whether fencing of the airport on the Back Combara Road was included in Council's application for funding – he was advised that it was not one of the projects put forward.

**v) Trial – Back Combara Road**

Cr Keady was informed by the Director of Engineering Services that the work is planned for June.

**9.0 MAYORAL REPORT**

The Mayor provided a verbal report on his activities throughout the month, which included the following:

- Visits to both Gulargambone and Quambone – good response from residents – in Gulargambone law and order was an issue – residents don't want their local police to have to service Coonamble, leaving Gular without an officer. In Quambone a

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resident discussed pool fencing – the Mayor said that specifications for septic tanks at Quambone has been received and are available to residents wanting to install or update systems – saving each resident in the vicinity of \$2,000.

- Coonamble Show – information table – residents completed surveys – law and order was also an issue.
- Received email from Marthaguy Races – advising a meeting is being held tonight (11 May)
- Request from Lyn Smith – requesting a letter of support for the establishment of an oncology unit at Dubbo.

**2013 RESOLVED** on the motion of Crs Webb and Karanouh that a letter of support as requested be supplied for the establishment of an oncology unit at Dubbo.

**2014 RESOLVED** on the motion of Cr Webb that his Mayoral Report be noted..

**10.0 CORRESPONDENCE**

**2015 RESOLVED** on the motion of Crs. Burnheim and Walker that the Correspondence be received and dealt with.

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

**10.1 CASTLEREAGH ALL BLACKS INC D7(47557)**

Councillors noted that this request for sponsorship was not for a local team or, in fact, any local players and the organisation requesting support is located in Narrabri.

**2016 RESOLVED** on the motion of Crs Walker and Karanouh that Council note the information.

**10.2 MRS ANNE KENNEDY E5**

Mrs Kennedy has booked to address Council at 9.30 a.m., however Council decided to deal with this matter now.

**2017 RESOLVED** on the motion of Crs. Karanouh and Keady that Council

(a) oppose coal seam gas exploration and mining in the Coonamble Local Government Area (LGA) because of the unacceptable risks to our water catchments, groundwater, agricultural industries, natural environment and human health;

(b) write to the Premier of NSW, the Minister for Environment Climate Change and Water, Leader of the Opposition and the Shadow Minister for the Environment, re-affirming Council’s position in support of a moratorium on Coal Seam Gas mining until an extensive and independent environmental impact statement has been concluded on the effects of

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CSG mining on the environment and, in particular, the effects of CSG mining on groundwater within the Coonamble Shire and north west region, objecting particularly to the practice of hydraulic fracturing in NSW;

(c) write to the Local Members of Parliament (State and Federal) seeking support of Council's position;

(d) support other councils in NSW in their opposition to Coal Seam Gas mining.

**10.3 COONAMBLE DISTRICT RSL CLUB LTD C8-13(47571)**

Councillors discussed at length the request for a parking space for the sub-branch bus beside the disabled parking space in front of the Club premises, noting that a previous request for a Bus Parking zone had been refused by both the Traffic Committee and Council. It was noted the main reasons for the park close to the Club was to avoid holding up traffic in the street and the trouble elderly clients have in walking.

**2018 RESOLVED** on the motion of Crs. Walker and Keady that Council provide a double parking space for the sub-branch bus on the northern side of the park set aside for 'disabled' parking.

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

**10.4 CASTLEREAGH MACQUARIE COUNTY COUNCIL N7(47524)**

Advising that the County Council is operating within its Constitution and, at this stage, has no desire to make any change. Pointing out the remuneration fees paid to Council under the Remuneration Tribunal determination are not set at the maximum level and are revised annually.

Cr Burnheim referred to this matter – Cr Schieb said he raised this matter initially, noting there are currently 10 delegates from constituent councils on the Castlereagh Macquarie County Council, when there are only seven employees.

**10.5 CASTLEREAGH MACQUARIE COUNTY COUNCIL L8(47528)**

Advising constituent councils that the annual contribution for 2016/2017 has been set at \$101,309 (plus GST) in line with the maximum permissible rate pegging limit of 1.80%, Stating that the County Council will shortly be making the next repayment of \$20,000/Council of advances made by constituent councils during the 2014/2015 financial year.

**10.6 COONAMBLE RURAL TRANSACTION CENTRE INC L3(47543)**

Thanking Council for its strong support of the inaugural Coonamble Ag Field Day – saying positive feedback was received and the Committee is pleased with the overall result. Asking that thanks be passed on to staff who helped prepare the grounds.

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**10.7 GULARGAMBONE MEN'S SHED INC L3(47546)**

Thanking Council for work completed on access and drainage in the vicinity of premises 11 – 16 Kirban Street, Gulargambone. Saying the improvement works have helped greatly with access to the premises.

**10.8 NSW HEALTH – WESTERN NSW LOCAL HEALTH DISTRICT M5**

Responding to an invitation to its Chief Executive, Mr Scott McLachlan, to address Council's May meeting and advising he is not available due to prior commitments. Extending his apologies and suggesting that Council may like to invite Libby Burnheim, Health Service Manager at Coonamble.

**10.9 THE HON PAUL TOOLE MP – MINISTER FOR LOCAL GOVERNMENT  
L10(47564)**

Writing to the Mayor, advising that the Government is aiming to complete the council boundary review process by around the middle of 2016. Providing advice on the Government's intention on the timing of Council elections.

**10.10 ORANA REGIONAL ORGANISATION OF COUNCILS**

Forwarding copy of letter from the Treasurer and Minister for Industrial Relations, the Hon Gladys Berejiklian MP, in response to the funding of NSW's fire and emergency services.

The General Manager pointed out that the Treasurer's letter of response to OROC, did not address the issues raised, just as she did not address this Council's concerns in her correspondence to Council.

**10.11 TELSTRA COUNTRY WIDE T2(47590)**

Responding to Council's letter regarding the performance of the Gulargambone Telstra mobile base station and saying that checks have revealed the site has been performing below normal levels since April 2. Pointing out it is important to note the site was upgraded to 4GX in October 2015 and customers wishing to take advantage of the new high speeds must have 4GX compatible devices.

**10.12 OFFICE OF LOCAL GOVERNMENT L10(47592)**

Referring to Council's letter concerning the Emergency Service Property Levy (ESPL) to be implemented 1 July 2017 and saying Council's concerns have been noted about it becoming the collection agency for the levy. Stating that councils will not be financially disadvantaged by implementing and administering the ESPL.

**10.13 GILGANDRA SHIRE COUNCIL SR6+SR79(47593)**

Advising it is replacing the existing timber bridge (known as Gumin Bridge) over the Wambelong Creek on National Park Road, Gilgandra. Informing Council that as these two roads are part of Coonamble Shire Council, it wishes to advise of

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the approaching works and give an undertaking that Gilgandra Shire will monitor and maintain the roads during the period of works.

**10.14 2016 LOCAL GOVERNMENT ABORIGINAL NETWORK CONFERENCE  
S3(47525)**

Advising that from 24 – 26 August 2016 Tweed Shire Council will host the annual Local Government Aboriginal Network Conference – *Our Living Culture – Past, Present & Future*. Pointing out that registrations will open on 1 June, however confirming that registrations fees will remain the same as in 2015 - \$680 for early bird (registered and paid by 15 July) and \$780 standard rate.

**10.15 AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION/LOCAL  
GOVERNMENT NSW E2(47584)**

Advising they have been working on a 2016 Federal Election Priorities document – *Local Government's Plan for an Innovative and Prosperous Australia*. Saying Council can play a critical role in supporting their advocacy by arguing the case at the local level – for example, while the Plan calls for the establishment of a Community Infrastructure Program and the continuation of the Roads to Recovery Program, it has the opportunity to identify specific projects which could be funded in the community.

**10.16 GULARGAMBONE PRESCHOOL INC D7(47612)**

Notifying Council of its intention to apply for capital works funding to build a new preschool. Approaching Council for assistance in planning for and acquiring land which has town water and sewerage available. Pointing out a well positioned facility could increase occupancy and attendance, whilst also protecting the building from criminal elements. Saying the Committee is unable to be exact on where the preschool should be built as it is not sure where available land is located.

Council noted that Ms Amii Marchant, the Director of the Gulargambone Preschool will address the meeting during Public Question time.

**2019 RESOLVED** on the motion of Crs. Keady and Schieb that the information contained in Item Nos.10.4 to 10.16 inclusive be noted.

Cr Karanouh referred to Item No 10.13 – Gilgandra Shire Council – advising it is replacing the existing timber bridge over the Wambelong Ck on the National Park Road in Gilgandra Shire. He said Council should consider making application under the Roads to Recovery Program for funds to seal 10 kilometres of the Tooraweenah Road.

Cr Burnheim said he was not in favour of making one road a priority when other roads may need more urgent attention at the time. The General Manager said Council staff could prepare detailed plans/program of works, noting that

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under the program multiple applications can be submitted, and advise Council prior to lodgement. He said Council would also be informed whether intended projects were/were not eligible under the criteria for funding.

**2020 RESOLVED** on the motion of Crs Karanouh and Schieb that Council determine as a priority to seal the full length of the Tooraweenah Road under the Fixing Country Roads Program. *Carried 4 votes / 2 votes*

At this juncture, 9.46 a.m., Mrs Anne Kennedy was welcomed to the meeting – the Mayor advised that Council had agreed to write to the Premier, Minister Roberts, Deputy Premier and Local Members, as requested. Mrs Kennedy thanked Council for its support and, as a matter of interest, informed the meeting that no insurance company in the world will insure against contamination by coal seal gas for loss of stock and/or water. She said damage caused is irreparable and rehabilitation works in affected areas, supposedly to be carried out by Santos as a condition of its license, remain outstanding.

Mrs. Kennedy left the meeting and the Mayor welcomed Ms Amii Marchant and Mrs Alison Tancred, Directors of Gulargambone Preschool.

Ms Marchant informed the meeting that the venue currently used for the preschool is the Presbyterian Church hall and because it is a shared space with other community organisations, is not ideal. She said that to cement the preschool's future it is seeking suitable land on which to build a purpose-built structure – currently they have 19 spaces and they wish to increase the number by six – for which they meet the criteria.

Ms Marchant said the Committee has sufficient funds to provide its share for capital works, however it does not have additional money to purchase land. She pointed out the urgency of the situation is the closing date for submissions and asked Council if it would consider providing land at the Gulargambone Youth Centre for the preschool.

In response to a question, Ms Marchant said the plans for the proposed new preschool cover housing for 40 children, plus a nursery – they would be able to provide additional days and longer hours which, in turn, would provide employment for locals.

**2021 RESOLVED** on the motion of Crs Karanouh and Burnheim that Council agree to provide land at the Gulargambone Youth Club for the Preschool's proposed new building.

At this juncture, 10.15 a.m., Ms Marchant & Mrs Tancred left the meeting.

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**URGENT BUSINESS – SUPPLEMENTARY PRECIS OF CORRESPONDENCE**

**2022 RESOLVED** on the motion of Crs Schieb and Karanouh that the following matter be classified “urgent” and dealt with:

**10.17 QUAMBONE POLOCROSSE CLUB D7(47624)**

**2023 RESOLVED** on the motion of Crs Karanouh and Keady that Council agree to provide \$200 to the Quambone Polocrosse Club as sponsorship towards its Carnival on 2 & 3 July 2016.

**10.18 PRESIDENT, COONAMBLE LIQUOR ACCORD A19-1(47639)**

Council noted that members of the Liquor Accord attended the meeting earlier in the day to address the meeting on issues it feels may arise from the granting of another take away liquor license in Coonamble. Council is aware that the Coonamble Supa IGA Store in Aberford Street has applied for a licence to sell liquor.

In lengthy deliberations, Councillors referred to the need for Council to be encouraging of any new business or extension of an existing business which may be proposed. However, concerns were raised regarding safety issues with parking and additional traffic flow which may result if the licence is approved. Councillors referred to times alcohol would be available – noting the store is open from 7.00 a.m. however, it was felt that conditions should be imposed on the sales of liquor not being before 10.00 a.m. and no later than 6.00 p.m.

**2024 RESOLVED** on the motion of Crs Keady and Schieb that Council forward a submission to the Office of Liquor, Gaming and Racing, objecting to the licence by Coonamble Supa IGA being approved, based on safety issues with parking and the danger to traffic.

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

At this juncture, 10.37 a.m., Council adjourned for morning tea and resumed at 11.01 a.m.

**11.0 REPORT BY GENERAL MANAGER**

**2025 RESOLVED** on the motion of Crs Walker and Schieb that the report by the General Manager be received and dealt with.

**11.1 DEVELOPMENT APPLICATIONS DETERMINED UNDER DELEGATED AUTHORITY**

**2026 RESOLVED** on the motion of Crs. Keady and Burnheim that Council note no Development Applications or Complying Development Applications were approved since the last meeting.

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**11.2 COUNCILLORS' EXPENSES & FACILITIES POLICY**

**2027 RESOLVED** on the motion of Crs Keady and Walker that Council place the draft policy for Payment of Expenses and Provision of Facilities to the Mayor and Councillors on public exhibition for the prescribed 28 day period, inviting comment **AND FURTHER** that the policy be formally adopted at the June meeting taking into account any submissions received.

**11.3 LOCAL GOVERNMENT NSW ELECTIONS**

**2028 RESOLVED** on the motion of Crs Keady and Karanouh that Council nominate the Mayor as its voting delegate for the postal ballot for the election of Directors to the Board of Local Government NSW.

**11.4 WATER ALLOWANCE TIER ONE VARIATIONS**

**2029 RESOLVED** on the motion of Crs Burnheim and Keady that Council increase the 1<sup>st</sup> tier consumption allowance for water at both Coonamble and Gulargambone to 450 kilolitres, noting the negative impact of \$37,900 on the Water Funds.

**11.5 IPART RATE REVIEW 2016**

**2030 RESOLVED** on the motion of Crs Karanouh and Keady that Council note the review of the NSW Local Government Rating System and make a submission on:

- i) changing the non-rateable status of schools, churches, Crown land, Land Councils and police; and
- ii) reimbursement of pension rebates to be 100% government funded – noting that currently 45% is met by local government and 55% by government.

**11.6 ECONOMIC DEVELOPMENT**

**2031 RESOLVED** on the motion of Crs Schieb and Walker that Council note the information in the report on economic development.

i) Inland Rail – Cr Schieb said survey work is being carried out in Gilgandra Shire and Council should make enquiries as to where exactly it is proposed. The General Manager said that soil testing is also being carried out in this Shire – he said he would make enquiries and obtain a map of the proposed rail corridor and report to the June meeting.

ii) Coonamble Motel – Council noted the Motel is still closed – the Manager of Environmental Services said the owners had been served with a notice to prevent discharge of raw sewage. The closure of the motel was a decision taken by them.

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**12.0 REPORT BY DIRECTOR OF COMMUNITY SERVICES**

**2032 RESOLVED** on the motion of Crs Walker and Schierb that the report by the Director of Community Services be received and dealt with.

**12.1 COMMUNITY SERVICES PROGRESS**

**2033 RESOLVED** on the motion of Crs Walker and Schieb that the information contained in the Community Services progress report be noted.

**WI FI – GULARGAMBONE LIBRARY**

**2034 RESOLVED** on the motion of Crs Karanouh and Keady that Council install Wi-Fi at the Gulargambone Library as soon as possible, with a cut off limit at 7.00 p.m.

**12.2 POSITIVE AGEING STRATEGY**

**2035 RESOLVED** on the motion of Crs Keady and Karanouh that Council formally adopt its Positive Ageing Strategy, noting the draft document was on public exhibition for the prescribed period and that no submissions and/or comments were received.

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

**2036 RESOLVED** on the motion of Crs Keady and Walker that the report by the Director of Corporate Services be received and dealt with.

**13.1 RATE COLLECTIONS**

**2037 RESOLVED** on the motion of Crs Burnheim and Walker that the Total Combined Rate Collections to 30 April 2016 be noted.

**13.2 LIST OF INVESTMENTS**

**2038 RESOLVED** on the motion of Crs Keady and Schieb that the list of investments as 30 April 2016 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**

**2039 RESOLVED** on the motion of Crs Keady and Karanouh that Council note the information contained in the works in progress section of the Director's report.

The Director informed Council that a report on works on the Coonamble RTC building would be available at the July meeting.

**2040 RESOLVED** on the motion of Crs Karanouh and Schieb that bitumen be placed over the former garden bed on the eastern side of Castlereagh Street in front of the Coonamble Times Office.

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Cr Webb asked that his name be recorded as voting against this resolution.

**14.0 REPORT BY DIRECTOR OF ENGINEERING SERVICES**

**2041 RESOLVED** on the motion of Crs. Keady and Schieb that the report by the Director of Engineering Services be received and dealt with.

**14.1 WORKS IN PROGRESS**

**2042 RESOLVED** on the motion of Crs Karanouh and Keady that Council note the Director's report on works in progress.

**14.2 WINGADEE ROAD – SHIRE ROAD 7 – CATTLE GRIDS & RAMPS**

Cr Schieb again referred to Grid 1 and said it does need some attention or alternatively a sign erected saying "Reduce Speed". He said as the road has a 100km speed limit, motorists are not going to slow to 20km - 30km to navigate the grid.

**A motion**

**Proposed** by Cr Schieb **Seconded** by Cr Keady that Council contact the landowner responsible for the grid, directing that repairs be carried out **was withdrawn**

**2043 RESOLVED** on the motion of Crs. Karanouh and Burnheim that Council carry out necessary work to repair the grid.

**14.3 WATER SUPPLY – CASTLEREAGH HIGHWAY TO 90K ZONE**

Cr. Burnheim suggested that the Director revisit this project, estimating to supply water to property boundaries and from there it be the responsibility of the owner to arrange his own storage system. He referred to this type of supply which is used on rural properties within the Shire.

**2044 RESOLVED** on the motion of Crs. Burnheim and Karanouh that Council note the two options provided to extend the water supply to the 90km zone on the Castlereagh Highway as follows:

- Option 1 capital cost           \$550,000
- Option 2 capital cost           \$690,000

Chlorination Buster System additional to both options: \$60,000

**AND** that a further report be brought to Council investigating other options.

At this juncture, Cr Keady, having declared an interest in the following matter, left the room.

**14.4 DAMAGE TO SHIRE ROAD 29B – WILBUR ROAD**

**2045 RESOLVED** on the motion of Crs. Burnheim and Karanouh that Council write off the cost of \$6,350 for repairs to the Wilbur Road.

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Cr Keady returned to the meeting – and took the Chair – the Mayor was absent for approximately 5 minutes.

**14.5 STRATEGIC PLANT UPGRADE**

**2046 RESOLVED** on the motion of Crs. Karanouh and Schieb that Council purchase a hydrate lime bulk storage tanker within a budget of \$80,000 sourced from Plant Reserve.

**14.6 CONIMBIA STREET UPGRADE – COST ESTIMATE**

**2047 RESOLVED** on the motion of Crs. Burnheim and Karanouh that Council note the cost of upgrading Conimbria Street, provided in the Director's report, is estimated at approximately \$220,000.

**15.0 REPORT FROM MANAGER OF ENVIRONMENTAL SERVICES**

**2048 RESOLVED** on the motion of Crs Keady and Walker that the report by the Manager of Environmental Services be received and dealt with.

**15.1 RANGER'S REPORT – APRIL 2016**

**2049 RESOLVED** on the motion of Crs Burnheim and Walker that the Ranger's report for the month of April 2016 be noted.

**15.2 DEVELOPMENT APPLICATION NO 007/2016 – PROPOSED FUNERAL HOME – 17 – 19 CASTLEREAGH STREET, COONAMBLE**

In response to a question, the Manager of Environmental Services said the applicant was the Coonamble Aboriginal Medical Service. Other issues were raised included adequate parking, proper access for both vehicles and pedestrians. The Manager said there is no problem with parking and access arrangements and within Council's LEP it is permissible, with consent, within the current zoning

**2050 RESOLVED** on the motion of Crs. Karanouh and Walker that Council approve Development Application 007/2016 for the development of a funeral home, incorporating alterations to an existing building, subject to the following conditions:

(1) The mortuary must be connected to a permanent water supply in compliance with the requirements of the local water supply authority.

REASON:- Statutory Requirement.

(2) A backflow prevention device complying with the requirements of Part 6 of this Regulation and specified by the local water supply authority must be provided between the water supply and all equipment, appliances, fittings and areas in the mortuary.

REASON:- Statutory Requirement.

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(3) The mortuary must be connected to a water carriage sewerage system approved by the local water supply authority.

REASON:- Statutory Requirement.

(4) The mortuary must be provided with:

- separate water closets for the persons of each sex at the rate of 1 water closet for every 20 persons or part of 20 persons of each sex working in or about the mortuary at any one time, and
- shower facilities approved by the council, with an adequate supply of hot and cold water, for use by persons working in or about the mortuary, and
- a hand wash basin, with an adequate supply of hot and cold water, adjacent to each water closet in the mortuary.

REASON:- Statutory Requirement.

(5) Water closet and shower facilities must be provided with an air lock approved by the council between those facilities and any other part of the premises.

REASON:- Statutory Requirement.

(6) The mortuary must be physically separated from all public areas of the building in which it is situated but may be integral with the construction of the remainder of the building.

REASON:- Statutory Requirement.

(7) A body preparation room, capable of being sealed off from the remainder of the premises, must be provided in the mortuary.

REASON:- Statutory Requirement.

(8) The body preparation room must have:

- a floor area of not less than 9.3 square metres, and
- a ceiling height of not less than 2.4 metres measured above the finished floor level, and
- the floor constructed of impervious material with a smooth unbroken surface and uniformly graded to discharge liquids to a floor drain, and
- a floor drain discharging through a removable screen so as to prevent the discharge of any solid material to the sewerage system, and
- all walls and partitions constructed of impervious materials with a smooth unbroken finish capable of being readily cleansed, and
- all joints between the floor, walls, partitions, ceiling, ventilation grilles, fittings, pipe work, windows and light fittings sealed with impervious material so as to facilitate cleansing, and
- all joints between the floor and walls or partitions provided with coving of not less than 75 millimetres radius so as to facilitate cleansing, and
- all external windows fitted with fly proof screens, and
- all external doors fitted with self-closing fly screen doors or other suitable apparatus to prevent the entry of flies.

REASON:- Statutory Requirement.

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(9) A vehicle reception area adjacent to it and so designed that the transfer of un-coffined bodies from area to room and room to area is screened from public view.

REASON:- Statutory Requirement.

(10) At least one hand basin, with an adequate supply of hot and cold water and fitted with elbow operated, foot operated or hands-free taps.

REASON:- Statutory Requirement.

(11) Sufficient slabs, tables and other fittings for the preparation of bodies for burial or cremation constructed of smooth impervious material and designed to facilitate draining and their cleaning.

REASON:- Statutory Requirement.

(12) Refrigerated body storage facilities big enough for 2 adult bodies.

REASON:- Statutory Requirement.

(13) One or more impervious containers, each fitted with an elbow operated or foot operated close-fitting cover or lid, for the reception and storage of all solid wastes arising from the preparation of bodies and for the reception and storage of all screenings from floor drains.

REASON:- Statutory Requirement.

(14) A person must not use the refrigerated body storage facilities in a body preparation room or holding room except to store bodies.

REASON:- Statutory Requirement.

(15) A funeral director or the operator of a mortuary transport service must not use for the transport of bodies the part of a vehicle that is used by the funeral director or service for other purposes.

REASON:- Statutory Requirement.

(16) A funeral director or the operator of a mortuary transport service must not use for any other purpose the part of a vehicle that is used by the funeral director or service for the transport of bodies.

REASON:- Statutory Requirement.

(17) If part of a vehicle has been used to transport a body, a person must not use, or permit the use of, that part for the transport of another body until it has been cleaned of any exudates from the first body.

REASON:- Statutory Requirement.

(18) A person must not dispose of a vehicle that the person has used for the transport of a body unless the vehicle has been cleaned since that use to remove any body exudates.

REASON:- Statutory Requirement.

(19) A person must not transport an un-embalmed body unless:

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- during that transport, the body is refrigerated at a temperature of less than 10 degrees Celsius, or
- the duration of the transport is 8 hours or less and the person reasonably believes that transporting the body without refrigeration will not be a risk to public health.

REASON:- Statutory Requirement.

(20) A funeral director must retain a body:

- in a refrigerated body storage facility, and
- in a mortuary or a holding room.

REASON:- Statutory Requirement.

(21) However, a funeral director may cause the body to be removed from a refrigerated body storage facility:

- to another part of the mortuary, for a maximum of 8 hours a day for the purposes of preparing the body for burial or cremation, embalming the body or viewing of the body by mourners, or
- for the purpose of transporting the body for burial, interment or cremation, or
- for the purpose of transporting the body to another mortuary.

REASON:- Statutory Requirement.

(22) A funeral director may only remove a body from a body bag if:

- the funeral director has no reason to believe it is infected with a prescribed infectious disease, and
- the removal is for the purpose of:
  - embalming the body, or
  - preparing the body for viewing, transport, burial or cremation, or
  - transferring the body to a coffin.

REASON:- Statutory Requirement.

(23) After a funeral director has embalmed or prepared a body, the funeral director must place it in a coffin or in a new body bag.

REASON:- Statutory Requirement.

(24) A funeral director who makes an un-embalmed body available for viewing:

- must not remove the body from refrigeration for a period longer than is necessary for making it available for viewing, and
- unless the body is to be buried or cremated immediately, must place the body under refrigeration after the viewing, and
- must not allow the body to remain un-refrigerated for a period of more than 8 hours in any day.

REASON:- Statutory Requirement.

(25) A funeral director may make a body available for viewing by mourners. However, a funeral director must not make available for viewing a body infected with a prescribed infectious disease or a body that the funeral director has reason to believe is infected with a prescribed infectious disease.

REASON:- Statutory Requirement.

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(26) A responsible person must ensure that the body of a dead person is not removed from a place unless:

- the body has been placed and secured in a bag or wrapping in a manner that prevents the leakage of any body exudate or other substance, and
- the name of, or an identification of, the dead person is clearly and indelibly written on the top outer surface of the bag or wrapping, and
- if the person has reason to believe that the body is infected with a prescribed infectious disease—the bag or wrapping is clearly and indelibly marked with the words “PRESCRIBED INFECTIOUS DISEASE—HANDLE WITH CARE”.

REASON:- Statutory Requirement.

(27) Unless otherwise approved by the Secretary, generally or in a particular case, a person must not bury or cremate (other than by alkaline hydrolysis) a body unless:

- the body has been placed in a coffin, and
- the lid of the coffin has been securely sealed.

REASON:- Statutory Requirement.

(28) Unless otherwise approved by the Secretary in a particular case, a person who buries a body contained in a coffin must place the coffin so that its upper surface is not less than 900mm below the natural surface level of the soil where it is buried.

REASON:- Statutory Requirement.

(29) All works and operational methods must comply with:

- Public Health Regulation 2012
- Public Health Act 2010 No 127
- Local Government Act 1993 No 30
- Local Government (General) Regulation 2005

REASON:- Statutory Requirement.

(30) That the development, as identified in the application received by Council (D.A. 007/2016 ), be carried out in accordance with this consent, except where amended by the conditions of consent.

Notes:

Any alteration to the drawings and/or documentation, as approved by Council, will require further Council consent, as per S96 of the Environmental Planning and Assessment Act.

No other works, other than those approved by this consent notice, shall be carried out without the prior consent from Council.

Where there is an inconsistency between the documents lodged with this application and subsequent approval, and the following conditions, the conditions shall prevail to the extent of the inconsistency.

REASON:- To confirm the application to which this consent relates.

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(31) The developer shall notify Council, not less than forty eight (48) hours prior to the commencement of the 'work (s)' of:

- date of commencement of the 'work (s)';
- name of the principle certifying authority for the issue of compliance, occupation and/or subdivision certificates;

form attached.

(32) Prior to the occupation of the building/structure, the developer apply for, using the prescribed form and payment of the prescribed fee, an occupation (final or interim) certificate.

Notes:

prescribed form attached;

if certificate issued by a private certifier, the certificate is to be lodged with Council not less than forty eight (48) hours to the occupation of the building/structure.

REASON:- Statutory Requirement.

(33) Use of the building for residential habitable purposes is prohibited. Further Council consent is required for a change of use.

REASON:- Statutory Requirement

(34) Any use of the subject land shall not commence until all relevant conditions of consent have been met or unless other satisfactory arrangements have been made with Council.

REASON:- To ensure compliance with conditions of consent.

**Motion Carried:**

**4 votes (Crs Karanouh, Walker, Burnheim and Webb) - For**

**2 votes (Crs Schieb and Keady) – Against.**

**15.3 DEVELOPMENT APPLICATION NO 008/2016 – PROPOSED DOCTORS SURGERY – 23 NAMOI STREET, COONAMBLE**

The Manager of Environmental Services informed the meeting that the applicant had requested this morning that this development application be withdrawn.

**16.0 DELIVERY PROGRAM & QUARTERLY BUDGET REVIEW – 31 MARCH 2016**

The Director of Corporate and Urban Services went through this document and answered questions. When asked about the \$200,000 allocated for work on unsealed roads the Director of Engineering Services said the amount would cover the works programmed.

**2051 RESOLVED** on the motion of Crs Karanouh and Burnheim that Council:

- (1) approve the variations to votes as listed in the budget review documents;

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- (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 2016.

**17.0 REPORTS FROM VARIOUS COMMITTEES**

**2052 RESOLVED** on the motion of Crs Keady and Walker that the reports / minutes from various committees be dealt with.

17.1 Coonamble Shire Economic Development Committee meeting – 19 April 2016

**2053 RESOLVED** on the motion of Crs Keady and Walker that the minutes of the above meeting be noted.

**2054 RESOLVED** on the motion of Crs Keady and Burnheim that Council adopt the Economic Development Committee's recommendation to fund the consultant to do the Economic Development Planning work proposed, at Council's own cost is the application to the Energise Enterprise Fund is unsuccessful.

**18.0 SALEYARDS REPORT**

**2055 RESOLVED** on the motion of Crs Karanouh and Keady that the Saleyards report be received.

**18.1 Sales / 18.2 Saleyards Account**

**2056 RESOLVED** on the motion of Crs Karanouh and Keady that the above two items in the Saleyards Report be noted.

**21.0 QUESTIONS WITH NOTICE** Nil

**22.0 GENERAL BUSINESS**

Cr Karanouh:

- Requested that the business papers and minutes be placed on line as a priority.
- Referred to Council agreeing to forward news bulletins with mail-outs (rates, etc) – asked when this would commence. The General Manager undertook to provide the information updates.
- Asked about the block of land beside the Hotel in Gulargambone – who is the owner.
- Referred to shop frontages in Gulargambone and asked that the owner be required to make them safe.

Cr Schieb:

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- Referred to difficulty in getting police to locate here and suggested that Council investigate supplying houses for occupation by police officers.

**A Motion**

**Proposed** by Cr Schieb that Council investigate the availability of Government Grants to construct housing for police in Coonamble, **lapsed for want of a seconder.**

**A Motion**

**Proposed** by Cr Schieb **Seconded** by Cr Karanouh that Council formulate a policy on the provision of housing for police officers **was lost.**

Cr Burheim spoke against Council providing housing for police, saying it is the responsibility of the State Government, not Council and Council should not become involved. Cr Keady suggested Council continue to write to the Minister for Police, lobbying for more officers for Coonamble.

**2057 RESOLVED** on the motion of Crs Keady and Schieb that the issue of councils providing housing for police officers be raised at the OROC meeting and a collective approach be made to the Minister for Police, Hon Troy Grant MP.

**2058 RESOLVED** on the motion of Crs Schieb and Keady that the siting of the mobile speed cameras which is located just south of Coonamble be reviewed, noting Council feels there are more appropriate areas for it to be located.

Cr Burnheim:

- Advised he has resigned from Regional Development Australia on Friday.

Cr Keady:

- Referred to signs in Vatua Lane and asked that they be checked as they are not very visible.
- Asked if there were signs in Dubbo & Aberford Streets – diverting heavy vehicles to King Street
- Requested that the “wet weather” sign for the Back Combara Road be installed.
- In response to a question about RV Friendly town signs, the Manager of Environmental Services advised that directional signs were being made and would be installed as soon as possible – it was noted that RV Friendly signs are already erected on the town approaches.

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Mayor:

- Street numbering – still a problem – referred to \$5,000 in the budget.

At this juncture, 1.25 p.m., the meeting adjourned for lunch and resumed at 2.30 p.m.

**2016/17 DRAFT OPERATIONAL PLAN AND BUDGET**

**2059 RESOLVED** on the motion of Crs Walker and Burnheim that the report by the Director of Corporate & Urban Services accompanying the draft estimates be received and dealt with.

**2060 RESOLVED** on the motion of Crs Keady and Burnheim that Council adopt the draft budget and operational plan, as presented, and place it on public exhibition for the prescribed period, inviting submissions before formally adopting the budget and operational plan at the meeting to be held on 8 June 2016.

**Q FEVER SCREENING & VACCINATION CLINICS**

**2061 RESOLVED** on the motion of Crs Karanouh and Burnheim that Council waive fees for the use of the Showground Pavilion for the Q Fever Screening and Vaccination Clinics on 8 and 15 June 2016 being conducted by the Coonamble Branch Red Cross.

This concluded the business and the meeting closed at 2.50 p.m.

Pages (1/5853 to 21/5873) confirmed on the **Eighth** day of **JUNE 2016** and are a full and accurate record of proceedings of the Ordinary Meeting of Coonamble Shire Council held on **11 MAY 2016**.

**MAYOR**

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