

**MINUTES OF ORDINARY MEETING OF COONAMBLE SHIRE COUNCIL
HELD IN THE QUAMBONE MEMORIAL HALL, ON WEDNESDAY, 12TH
OCTOBER 2016, COMMENCING AT 9.02 A.M.**

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PRESENT: Cr Michael Webb, Mayor, in the Chair, with Crs. John Walker, Bill Fisher, Tom Cullen, Karen Churchill, Ahmad Karanouh and Paul Wheelhouse.

Also present were the General Manager, Mr. Warren, the Director of Community Services, Ms Davids, the Director of Corporate and 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
Nil

3.0 PUBLIC QUESTION TIME

i) Mr Peter Morris – Access to Premises

Mr & Mrs Morris were present – Mr Morris explained that with the recent rainfall, he has not been able to access his property which is located adjacent to the Telstra tower in Quambone. He requested that Council grade the road and place some road base material. The Mayor said an inspection would be carried out following the meeting and staff would contact him.

ii) Proposed Fuel Depot

Mr Morris also referred to the fuel depot which is proposed for Quambone – the Mayor said Council representatives attended a meeting with members of the Quambone Resources Committee regarding the matter. Cr Webb said that no further information is available.

iii) Trucks – Speed Limit

Another matter brought to Council's attention was that of trucks speeding through the village along the street where the park and shop are located. It was advised this has been an ongoing problem despite Council's efforts to slow the speed, with 50km/hr signs. The General Manager said that the location could be included on the mobile speed camera website for inspection.

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iv) Water Charges

Mrs Morris referred to recent water accounts being higher and asked the reason. The Director of Corporate and Urban Services advised that each year the fees levied increase – this year they increased by 5%, however the amount charges does not cover the cost to Council for the service.

5.0 DEPUTATIONS/DELEGATIONS

Councillors noted that Ms Jenny Rand has booked to address the meeting at 9.30 a.m.

6.0 DECLARATIONS OF INTEREST

Cr Paul Wheelhouse

Interest in Item 18.1 as a potential supplier to a tenderer.

7.0 CONFIRMATION OF THE MINUTES

i) Extraordinary Meeting – 22 September 2016

2264 RESOLVED on the motion of Crs. Karanouh and Fisher that the minutes of the extraordinary meeting of Coonamble Shire Council held on Thursday 22 September 2016 be confirmed.

ii) Ordinary Meeting – 28 September 2016

2265 RESOLVED on the motion of Crs Karanouh and Walker that the minutes of the ordinary meeting of Coonamble Shire Council held on 28 September 2016 be confirmed.

Business Arising from Minutes:

i) Policy – Advice to Tenderers

Cr Churchill asked whether Council had a policy of advising successful and unsuccessful tenderers immediately following a meeting. The General Manager advised staff contacted firstly the successful tenderer – then forwarded letters to unsuccessful tenderers. He said that when a Closed Session recommendation is adopted in Open Council, it immediately become public knowledge.

The General Manager explained that any discussions held in Closed Session remain confidential and should not be divulged – Mr Warren also referred to the type of issues that can be discussed in Closed Session, which include:

- personnel matters concerning particular individuals (other than councillors);
- the personal hardship of any resident or ratepayer;

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- information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business;
- commercial information of a confidential nature that would, if disclosed:
 - prejudice the commercial position of the person who supplied it, or
 - confer a commercial advantage on a competitor of the council, or
 - reveal a trade secret
- information that would, if disclosed, prejudice the maintenance of law;
- matters affecting the security of the council, councillors, council staff or council property;
- advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege;
- information concerning the nature and location of a place or an item of Aboriginal significance on community land.

NOTICE OF RESCISSION MOTION

At this juncture, the General Manager advised Council that a notice to rescind a motion, signed by Crs Karanouh, Fisher and Wheelhouse, had been received. The Mayor said that because all Councillors were present the motion of rescission could be dealt with.

2266 RESOLVED on the motion of Crs Karanouh and Wheelhouse that Council agree to deal with the motion to rescind Minute No 2263/20.1 of the meeting held on 28 September 2016. **Carried 5 votes / 2 votes**

A MOTION

PROPOSED by Cr Karanouh **SECONDED** by Cr Fisher that the following motion be rescinded:

Tender for Purchase of Low Loader

Council resolved that it not accept a tender for the purchase of a low loader and retain Council's low loader (Plant No 30182)

WAS LOST

4 votes / 3 votes

8.0 RESOLUTION BOOK UPDATE

2267 RESOLVED on the motion of Crs. Walker and Wheelhouse that the Resolution Book Update be received and noted.

8.1 Resolutions in Progress

i) Drought Funding – Minute No 1983

2268 RESOLVED on the motion of Crs Karanouh and Fisher that Council agree to fund the erection of a 10,000 litre tank and pump, alongside the existing shed at the Airport and connection of water for the use of aerial spraying contractors.

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The Director of Engineering Services said that the work would take approximately one month to complete.

9.0 MAYORAL REPORT

2269 RESOLVED on the motion of Cr Webb that his Mayoral activity report be received and dealt with.

Councillor Webb informed the meeting that he had also attended the Police Remembrance Service in Walgett on 29 September and the Open Day at Castlereagh Industries on 10 October.

2270 RESOLVED on the motion of Cr Webb that his Mayoral Activities report be noted.

10.0 CORRESPONDENCE

2271 RESOLVED on the motion of Crs. Karanouh and Fisher that the Correspondence be received and dealt with.

Section A – For Council’s Consideration:

10.1 COONAMBLE STREETS AHEAD COMMITTEE L3(48318)

2272 RESOLVED on the motion of Crs Karanouh and Wheelhouse that Council note the advice that the Coonamble Streets Ahead Committee will disband due to lack of interest, with its last event being the Christmas Carnivale and Markets on 15 December 2016 – final wind-up on 31 December 2016.

10.2 COONAMBLE NETBALL ASSOCIATION P1-3(48347)

2273 RESOLVED the motion of Crs Churchill and Wheelhouse that Council agree to reduce the fee for lighting at Smith Park over the summer netball competition period (October to December) by \$500, leaving an amount of \$232 payable by the Coonamble Netball Association.

Section B: For Council’s Information:

10.3 PLANNING PANELS SECRETARIAT E5(48313)

Advising that the Planning Panels guiding documents – *the Operational Procedures and the Code of Conduct* – have recently been amended as a result of the Government’s new rezoning review process. Saying the updated versions and the amended *Complaints Handling Policy* are available at :

<http://www.jrpp.nsw.gov.au/Publications/tabid/123/language/en-US/Defaykt.aspx>

10.4 FEDERAL & STATE MINISTERS FOR JUSTICE F5(48331)

Forwarding copy of joint media release concerning disaster assistance for flood affected NSW communities across NSW. Pointing out that a range of disaster assistance is now available to help communities across 21 local government areas, including Coonamble.

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2274 RESOLVED on the motion of Crs Wheelhouse and Walker that the information contained in Item Nos. 10.3 and 10.4 inclusive, be noted.

11.0 REPORT BY GENERAL MANAGER

2275 RESOLVED on the motion of Crs. Karanouh and Fisher that the report by the General Manager be received and dealt with.

11.1 DEVELOPMENT APPLICATIONS DETERMINED UNDER DELEGATED AUTHORITY

2276 RESOLVED on the motion of Crs. Karanouh and Wheelhouse that Council note no Development Applications or Complying Development Applications were approved since last meeting.

11.2 FINANCIAL ASSISTANCE GRANT

2277 RESOLVED on the motion of Crs Cullen and Karanouh that Council note the provision of the information pertaining to the 2016/2017 Financial Assistance Grant calculations.

11.3 COUNCILLOR INDUCTION WORKSHOP

2278 RESOLVED on the motion of Crs Karanouh and Walker that Council note the information relating to *Hit the Ground Running* Councillor workshops being conducted by the OLG.

11.4 FIT FOR THE FUTURE – JOINT ORGANISATIONS – *GETTING THE BOUNDARIES RIGHT*

2279 RESOLVED on the motion of Crs Karanouh and Wheelhouse that Council note the information paper – *Joint Organisations: Getting the Boundaries Right* – released by the Office of Local Government in September 2016.

At this juncture, 9.45 a.m. Ms Jenny Rand arrived at the meeting.

11.5 LOCAL GOVERNMENT ACT – REVIEW / AMENDMENT

2280 RESOLVED on the motion of Crs Karanouh and Wheelhouse that Council note the proclamation of the Phase 1 Amendments to the Local Government Act.

11.6 R.V.FRIENDLY TOWN - SIGNAGE

2281 RESOLVED on the motion of Crs Cullen and Walker that Council decline to approve additional signage and/or locations for RV Friendly parking, however agree to include the Community Radio information on the bottom of existing signs.

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Address – Consultant Jenny Rand

At this juncture, 9.50 a.m., Ms Rand addressed Council on her role as consultant to prepare an Economic Development Strategy for the Shire. Council noted this work is being funded by a grant from the Murray Darling Basin Environmental Program.

The Mayor thanked Ms Rand for her address and said Council looks forward to receiving the report. She left the meeting at 9.58 a.m.

12.0 REPORT BY DIRECTOR OF COMMUNITY SERVICES

2282 RESOLVED on the motion of Crs Walker and Churchill that the report by the Director of Community Services be received and dealt with.

12.1 COMMUNITY SERVICES PROGRESS

2283 RESOLVED on the motion of Crs Walker and Wheelhouse that the information contained in the Community Services progress report be noted.

12.2 DISABILITY INCLUSION ACTION PLAN (DIAP)

2284 RESOLVED on the motion of Crs Karanouh and Fisher that the information contained in the Disability Inclusion Action Plan report be noted.

13.0 REPORT BY DIRECTOR OF CORPORATE & URBAN SERVICES

2285 RESOLVED on the motion of Crs Walker and Wheelhouse that the report by the Director of Corporate Services be received and dealt with.

13.1 RATE COLLECTIONS

2286 RESOLVED on the motion of Crs Walker and Fisher that the Total Combined Rate Collections to 30 September 2016 be noted.

13.2 LIST OF INVESTMENTS

2287 RESOLVED on the motion of Crs Karanouh and Churchill that the list of investments as 30 September 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

2288 RESOLVED on the motion of Crs Karanouh and Churchill that Council note the information contained in the works in progress section of the Director's report.

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14.0 REPORT BY DIRECTOR OF ENGINEERING SERVICES

2289 RESOLVED on the motion of Crs. Walker and Cullen that the report by the Director of Engineering Services be received and dealt with.

14.1 WORKS IN PROGRESS

2290 RESOLVED on the motion of Crs Karanouh and Fisher that Council note the Director's report on works in progress.

The Director informed the meeting that five graders are working on unsealed roads in the Shire. Mr Chudek said that a report is being finalised to send to RMS seeking \$1.5m to repair damage to unsealed roads following recent rain. He said the RMS will inspect and assess the roads following receipt of the report.

Cr Fisher enquired the process regarding having private grading works carried out by Council – the General Manager said that Council has adopted hourly fees for the hire of plant and anyone requiring private work should request Council accordingly.

Cr Wheelhouse referred to the road from the turnoff to Agrigrain entrance – the Manager of Environmental Services said it was a condition of the development consent that Agrigrain upgrade / bitumen seal Gadsden's Lane, which is the section of road concerned.

14.2 GULARGAMBONE PATH / CYCLEWAY – RMS SAFE ROADS PROJECT

2291 RESOLVED on the motion of Crs Karanouh and Walker that Council agree to construct the concrete footpath from the Aboriginal community to the Gulargambone Central School at a cost of \$145,200, noting that a grant of \$150,000 has been provided under the *Safer Roads Aboriginal Engineering Safety Works Program*.

15.0 REPORT FROM MANAGER OF ENVIRONMENTAL SERVICES

2292 RESOLVED on the motion of Crs Walker and Churchill that the report by the Manager of Environmental Services be received and dealt with.

15.1 RANGER'S REPORT – SEPTEMBER 2016

2293 RESOLVED on the motion of Crs Wheelhouse and Walker that the Ranger's report for the month of September 2016 be noted.

16.0 REPORTS FROM VARIOUS COMMITTEES

Nil this month.

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17.0 SALEYARDS REPORT

2294 RESOLVED on the motion of Crs Wheelhouse and Churchill that the Saleyards report be received.

17.1 Sales / 17.2 Saleyards Account

2295 RESOLVED on the motion of Crs Walker and Fisher that the above two items in the Saleyards Report be noted.

18.0 CLOSED SESSION

2296 RESOLVED on the motion of Crs Walker and Karanouh that Council resolve into Closed Session, in accordance with section 10A of the Local Government Act 1993 "*section 2 (c) "information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business"*

2297 RESOLVED on the motion of Crs Walker and Karanouh that the press and public be excluded from the meeting.

At this juncture, Cr Wheelhouse left the room while Item 18.1 was being discussed and determined.

RESUME OPEN MEETING

2298 RESOLVED on the motion of Crs Walker and Fisher that Council resume Open Meeting.

ADOPTION OF RECOMMENDATION OF CLOSED SESSION

2299 RESOLVED on the motion of Crs Walker and Fisher that Council adopt the recommendation from Closed Session, being Recommendation No. 18.1, as set out hereunder:

18.1 Tender – Coonamble Quarry Retaining Wall

Council resolves that it accept the tender submitted by Solve Civil Pty Ltd for the design and construction of the retaining wall at Mt Magometon Quarry for a price of \$148,890.

19.0 QUESTIONS WITH NOTICE Nil

20.0 GENERAL BUSINESS

Cr Fisher:

- Referred to a complaint received regarding the state of Gulargambone cemetery – it was noted that due to the ongoing wet conditions, staff has not been able to carry out regular mowing.

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Cr Cullen:

- Referred to the old horse trough recently located at the Peace Tree and requested that it be moved back to the showground.

A Motion

PROPOSED by Cr Cullen **SECONDED** by Cr Karanouh that the old trough be moved from the Peace Tree and returned to the showground, **WAS LOST** *2 votes for / 5 votes against.*

Cr Wheelhouse:

- Referred to the existing entrance/exit at the sportsground and suggested that when the new fencing is being erected another entry/exit be provided.

This concluded the business and the meeting closed at 10.30 a.m.

Pages (1/5938 to 9/5946) confirmed on the 9th day of **NOVEMBER 2016** and are a full and accurate record of proceedings of the Ordinary Meeting of Coonamble Shire Council held on 12th **OCTOBER 2016**.

MAYOR