



MINUTES

**Ordinary Council Meeting
Wednesday, 14 April 2021**

**MINUTES OF COONAMBLE SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE SHIRE CHAMBER, COONAMBLE
ON WEDNESDAY, 14 APRIL 2021 AT 10.00AM**

PRESENT: Cr Ahmad Karanouh (Mayor), Cr Paul Wheelhouse (Deputy Mayor), Cr Karen Churchill, Cr Pat Cullen, Cr Barbara Deans, Cr Bill Fisher, Cr Robert Thomas

IN ATTENDANCE: Hein Basson (General Manager), Bruce Quarmby (Executive Leader - Corporate and Sustainability), Kookie Atkins (Executive Leader - Infrastructure), Noreen Vu (Executive Leader - Environment, Strategic Planning & Community), Pip Goldsmith (Manager of Economic Development & Growth), Marina Colwell (Executive Support Officer)

1 OPENING MEETING

The Mayor opened the meeting at 10.15 am, advising the attendees of the following:

- The meeting is being livestreamed and/or recorded for on-demand viewing via Council's website and a person's image and/or voice may be broadcast;
- Attendance at the meeting is to be taken as consent by a person to their image and /or voice being webcast (time will be allowed by the Chairperson for people to leave the meeting before it starts);
- All speakers should refrain from making any defamatory comments or releasing any personal information about another individual without their consent;
- Council accepts no liability for any damage that may result from defamatory comments made by persons attending the meetings – all liability will rest with the individual who made the comments;
- The recording will be available on Council's website for a minimum of 12 months and retained as a Council record;
- Individuals acting in a disorderly manner can be asked by the Chairperson to leave the meeting under the Council's Code of Meeting Practice;
- The meeting must not be recorded by others without the prior written consent of the Council in accordance with the Council's Code of Meeting Practice.

2 ACKNOWLEDGEMENT OF COUNTRY

We acknowledge the traditional custodians of this land on which we meet today, the Wailwan people and the Gamilaroi people and recognise their continuing connection to land, water and culture. We pay our respects to Elders past, present and emerging.

3 COMMUNITY CONSULTATION

Coonamble Chamber of Commerce – Representatives Mrs Tessa Pennell and Mrs Lee O'Connor addressed Council around the importance of Council assisting with the programs and requesting financial support toward the need for administration staff. Council was advised that the Chamber of Commerce has 80 members from the local government area.

Gulargambone Preschool – Representatives Ms Amii Marchant and Mrs Hayley Barry addressed Council reiterating in the request for financial assistance to help with management of cash flows associated with the completion of the Gulargambone Preschool facility.

4 APOLOGIES/APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

Nil

5 DEPUTATION/DELEGATIONS

6 CONFIRMATION OF MINUTES

RESOLUTION 2021/51

Moved: Cr Paul Wheelhouse

Seconded: Cr Barbara Deans

That the minutes of the Ordinary Meeting of the Coonamble Shire Council held on Wednesday, 10 March 2021 be confirmed as a correct record of the proceedings of the meeting.

CARRIED

7 DISCLOSURES OF CONFLICTS OF INTEREST

Cr Deans informed the meeting that she has a non-pecuniary conflict of interest regarding the Inland Rail Project, the Ralston Quarry Development Application and a potential Farm-stay operation. Cr Deans stated that her farming business is involved with grain production and her property is potentially affected by the proposed route of the Inland Rail Project. She indicated that she will remain in the room, contributing to discussions and voting on the item.

8 RESOLUTION BOOK

9 MAYORAL MINUTE

RESOLUTION 2021/52

Moved: Cr Barbara Deans

Seconded: Cr Bill Fisher

During the delivery of the Mayors report Cr Karanouh congratulated Executive Assistant Jill Moorehouse, on her great achievement of reaching 60 years employment with Council.

That Council notes the contents of the Mayor's activity report.

CARRIED

RESOLUTION 2021/53

Moved: Cr Ahmad Karanouh

Seconded: Cr Barbara Deans

That Council resolves as follows:

- 1. The Federal Government's revised rate of the Jobseeker payment of \$44 per day is inadequate and will result in millions of Australian citizens being unnecessarily trapped in poverty. After 25 years with no increase to the incomes of unemployed Australians an increase of just \$3.57 per day above the previous rate of the Newstart payment is insufficient.**
- 2. Request that this motion be tabled at the National Assembly of Local Government.**

CARRIED

MOTION

RESOLUTION 2021/54

Moved: Cr Ahmad Karanouh

Seconded: Cr Pat Cullen

That the amount of \$12,000 provided in the 2021/22 Operational Plan and Budget for the purposes of Council sponsoring the Coonamble Rodeo Association's upcoming 2021 event, together with an amount of \$3,000 from unexpended funds provided in the Mayor's Donations Vote, be made available to the Rodeo Association to help with covering the costs associated with this event.

CARRIED

10 PRECIS OF CORRESPONDENCE**SECTION A - MATTERS FOR CONSIDERATION BY COUNCIL****SECTION B - MATTERS FOR INFORMATION ONLY****11 COMMITTEE REPORTS**

Nil

12 REPORTS TO COUNCIL**12.1 STATUS REPORT REGARDING COUNCILLOR ENQUIRIES****RESOLUTION 2021/55**

Moved: Cr Pat Cullen

Seconded: Cr Bill Fisher

That Council notes the information in this report.

CARRIED

MOTION**RESOLUTION 2021/56**

Moved: Cr Robert Thomas

Seconded: Cr Karen Churchill

That the Executive Leader for Environment, Strategic Planning and Community prepare a report on the situation of the corner block (Aberford & Castlereagh Streets), for the Ordinary May Meeting.

CARRIED

12.2 JUNE 2021 MEETING - CHANGE OF DATE**RESOLUTION 2021/57**

Moved: Cr Pat Cullen

Seconded: Cr Paul Wheelhouse

- 1. That Council notes the information contained in this report.**
- 2. That Council extends by one week the date of the June Meeting from Wednesday 9 to Wednesday 16 June 2021 and requests the General Manager to ensure that this change is communicated to the community through its usual media and communications avenues.**

CARRIED

12.3 CODE OF MEETING PRACTICE - ORDER OF BUSINESS - AMENDMENT**RESOLUTION 2021/58**

Moved: Cr Barbara Deans

Seconded: Cr Paul Wheelhouse

- 1. That Council notes the contents of this report.**
- 2. That Council formally adopts the revised Code of Meeting Practice Policy attached to this report.**

CARRIED

12.4 CONSULTATION PAPER - REMOTE ATTENDANCE BY COUNCILLORS AT COUNCIL MEETINGS**RESOLUTION 2021/59**

Moved: Cr Pat Cullen

Seconded: Cr Barbara Deans

- 1. That Council notes the information contained in this report.**
- 2. That Council resolves not to take any action by way of a submission to the Office of Local Government on the Consultation Paper *Remote Attendance by Councillors at Council Meetings*.**

CARRIED

12.5 WORKPLACE INJURY MANAGEMENT REPORT**RESOLUTION 2021/60**

Moved: Cr Pat Cullen

Seconded: Cr Bill Fisher

That Council notes the contents of the WHS Monthly Report for its information.

CARRIED

12.6 VOLUNTEER POLICY

RESOLUTION 2021/61

Moved: Cr Robert Thomas

Seconded: Cr Barbara Deans

1. That Council notes the information contained in this report.
2. That Council notes no submissions were received from the public in relation to this policy.
3. That Council formally adopts the Volunteer Policy attached to this report.

CARRIED

12.7 EQUAL EMPLOYMENT OPPORTUNITY POLICY AND MANAGEMENT PLAN

RESOLUTION 2021/62

Moved: Cr Barbara Deans

Seconded: Cr Bill Fisher

1. That Council notes the information contained in this report.
2. That Council formally adopts the revised Equal Employment Opportunity Policy and Management Plan attached to this report.

CARRIED

12.8 ECONOMIC DEVELOPMENT & GROWTH - PROGRESS REPORT

RESOLUTION 2021/63

Moved: Cr Barbara Deans

Seconded: Cr Pat Cullen

1. That Council notes the contents of this report.
2. That, in preparation for the 2021/22 Operational Plan and Budget Council authorises to be made available to the Chamber of Commerce the amount of \$5,000 for administration support and ad hoc campaigns or programs, in addition to the other allocations for the "Buy Local" campaign, the Biennial Business Awards, and Business Training and Capacity Building.

CARRIED

At 11.35 am, Council adjourned for morning tea and resumed the meeting at 11.55 am.

12.9 RATES AND CHARGES COLLECTIONS - MARCH 2021**RESOLUTION 2021/64**

Moved: Cr Paul Wheelhouse

Seconded: Cr Barbara Deans

That Council notes the information provided in the report.

CARRIED

12.10 STATUS OF INVESTMENTS - MARCH 2021**RESOLUTION 2021/65**

Moved: Cr Pat Cullen

Seconded: Cr Paul Wheelhouse

That Council notes the list of investments as at 29 March 2021 and that these investments comply with section 625(2) of the *Local Government Act 1993*, Clause 212 of the *Local Government (General) Regulation 2005* and Council's Investment Policy.

CARRIED

12.11 REQUEST FOR FINANCIAL ASSISTANCE - GULARGAMBONE PRESCHOOL INC.**RESOLUTION 2021/66**

Moved: Cr Paul Wheelhouse

Seconded: Cr Barbara Deans

- 1. That Council notes the information contained within this report.**
- 2. That Council requests the Executive Leader of Corporate and Sustainability to arrange the drawing up of a formal loan agreement between Council and the Gulargambone Preschool Inc for the amount of \$223,000 at a zero percent (0%) interest rate for the term of six (6) months.**
- 3. That Council provides the financial assistance as requested in the form of an interest free loan for a period of six (6) months for the amount of \$223,000 to the Gulargambone Preschool Inc, subject to the execution of the formal loan agreement mentioned in paragraph two (2) above between the two parties.**

CARRIED

RESOLUTION 2021/67

Moved: Cr Robert Thomas

Seconded: Cr Pat Cullen

That a clause be added to the formal loan agreement stipulating that the zero per cent interest rate charged for the six (6) months duration of this agreement is based on the current economic climate and conditions, further, if the loan has not been repaid within the six (6) months timeframe interest on the outstanding amount be charged at a market related interest rate.

CARRIED

12.12 DEBT RECOVERY POLICY**RESOLUTION 2021/68**

Moved: Cr Barbara Deans

Seconded: Cr Bill Fisher

- 1. That Council notes the information contained within this report.**
- 2. That Council adopts the revised Debt Recovery Policy, as attached to the report.**
- 3. That Council notes no submissions were received from the public in relation to this policy.**

CARRIED

12.13 COMMUNITY SERVICE PROGRESS REPORT

RESOLUTION 2021/69

Moved: Cr Robert Thomas

Seconded: Cr Paul Wheelhouse

That Council notes the information contained in this report.

CARRIED

12.14 ENVIRONMENT AND STRATEGIC PLANNING PROGRESS REPORT

Note: Executive Leader for Environment, Strategic Planning and Community, tabled the Development Assessment Report.

RESOLUTION 2021/70

Moved: Cr Paul Wheelhouse

Seconded: Cr Bill Fisher

That Council notes the contents of this report.

CARRIED

12.15 SALEYARDS REPORT

RESOLUTION 2021/71

Moved: Cr Paul Wheelhouse

Seconded: Cr Bill Fisher

That Council notes the information provided in this report.

CARRIED

12.16 MOBILE FOOD VENDING VEHICLE POLICY**RESOLUTION 2021/72**

Moved: Cr Bill Fisher

Seconded: Cr Barbara Deans

1. That Council places the draft Mobile Food Vending Vehicles Policy, as attached to the report, on public exhibition for a period of 28 days for the purpose of inviting submissions from the community.
2. That Council requests the Executive Leader Environment, Strategic Planning and Community to present a further report, together with all submissions received, to Council at the conclusion of the public exhibition period for Council's further consideration and adoption of the Mobile Food Vending Vehicles Policy (with or without changes) at its June 2021 Ordinary Meeting.
3. That Council notes the information provided in the draft Procedure for Mobile Food Vending Vehicles including the two forms for:
 - (a) Notification of Mobile Food Vending Vehicle Form (Private land); and
 - (b) Application to Operate Mobile Food Vending Vehicle on Public Road or Council Land Form.

CARRIED**12.17 INFRASTRUCTURE SERVICES - WORKS IN PROGRESS****RESOLUTION 2021/73**

Moved: Cr Bill Fisher

Seconded: Cr Barbara Deans

That Council notes the information in this report.**CARRIED****RESOLUTION 2021/74**

Moved: Cr Bill Fisher

Seconded: Cr Barbara Deans

That Council at 12.35pm moves into Committee of the Whole and suspends Standing Orders to enable Council to more informally discuss the rural local road network.**CARRIED**

The acting Manager of Roads Mr Ian Dinham, joined the meeting for this discussion.

RESOLUTION 2021/75

Moved: Cr Bill Fisher

Seconded: Cr Barbara Deans

That Council at 1.10pm resumes to Standing Orders.

CARRIED

The acting Manager of Roads Mr Ian Dinham, left the meeting.

12.18 LOCAL ROADS AND COMMUNITY INFRASTRUCTURE PROGRAM - ROUND 2

RESOLUTION 2021/76

Moved: Cr Paul Wheelhouse

Seconded: Cr Barbara Deans

That Council approves the following projects under the Federal Government's Local Road and Community Infrastructure Program Round Two (2):

1. Selected flood damage sites	\$400,000.00
2. Box Ridge Rd - Reconstruction	\$263,922.00
3. Beanbah Rd – Bridge abutments	<u>\$ 60,000.00</u>
TOTAL	\$723,922.00

CARRIED

12.19 URBAN SERVICES - WORKS IN PROGRESS

RESOLUTION 2021/77

Moved: Cr Paul Wheelhouse

Seconded: Cr Pat Cullen

That Council notes the information in this report.

CARRIED

13 NOTICES OF MOTIONS/QUESTIONS WITH NOTICE/RESCISSION MOTIONS

13.1 NOTICE OF MOTION - SURVEY AND CLEAN DRAINS - COONAMBLE

RESOLUTION 2021/78

Moved: Cr Paul Wheelhouse

Seconded: Cr Robert Thomas

- 1. That Council cleans the drains out along Wilga Street, along with the intersection of Quonmoona Street and Wilga Street, as well as investigate the situation of people's driveways that have no culverts or adequate drainage for the rainwater to get away with a further report in the last mentioned regard, take prepared by the Executive Leader Infrastructure, for**

Councils consideration as its May Ordinary Meeting.

2. That Council cleans the drains out along Park Street, along with the intersection of Charles Street and Park Street, as well as investigate the situation of people's driveways that have no culverts or adequate drainage for the rainwater to get away with a further report in the last mentioned regard, take prepared by the Executive Leader Infrastructure, for Councils consideration as its May Ordinary Meeting.

CARRIED**13.2 NOTICE OF RESCISSION - EMPLOYMENT OF TEMPORARY STAFF****RESOLUTION 2021/79**

Moved: Cr Robert Thomas

Seconded: Cr Pat Cullen

1. That Council rescinds Resolution 2021/45 titled "Employment of Temporary Staff" that was passed at the Ordinary Meeting of Council held on 10 March 2021.
2. That Council resolves not to employ additional staff on a temporary basis for three months to catch-up on mowing and tidying of street in Coonamble, noting that current staff will be assisted by the Castlereagh Macquarie County Council by spraying for excessive growth, as well as using a contractor if deemed necessary by the Executive Leader of Corporate and Sustainability.

CARRIED

Cr Churchill requested for her vote to be recorded as against the motion.

13.3 NOTICE OF RESCISSION - RESOLUTION 2021/36 ADOPTION OF PROPOSED WATER AND SEWER PRICING STRUCTURE.**RESOLUTION 2021/80**

That Council resolves the following,

1. The resolution 2021/36 titled the adoption of proposed water and sewer pricing structure that was passed at the meeting of 10 March 2021 be rescinded.
2. Further, that Council resolves that there be no increases in either the Water and Sewerage Access charges or the Water and Sewer User charges for the 2021/2022 Financial year.

Cr Barbara Deans asked for a division of the voting to be recorded.

In Favour: Crs Paul Wheelhouse, Karen Churchill and Pat Cullen

Against: Crs Ahmad Karanouh, Barbara Deans, Bill Fisher and Robert Thomas

LOST 3/4

Cr Wheelhouse and Cr Churchill requested for their votes to be recorded as against the motion.

14 CONFIDENTIAL MATTERS**RESOLUTION 2021/81**

Moved: Cr Barbara Deans

Seconded: Cr Bill Fisher

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 10A(2) of the Local Government Act 1993:

14.1 Offer to Purchase Council Owned Property

This matter is considered to be confidential under Section 10A(2) - c and d(i) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

CARRIED

14.1 OFFER TO PURCHASE COUNCIL OWNED PROPERTY

RESOLUTION 2021/82

Moved: Cr Barbara Deans
Seconded: Cr Bill Fisher

- 1. That Council notes the information contained within this report.
- 2. That Council accepts the offer of IOR Property Group No. 2 Pty Ltd to purchase Lot 30 DP 1159279 for the purchase price of \$49,410 (GST exclusive) and disposes of the allotment by way of private treaty.
- 3. That Council authorises the General Manager to sign all legal documents pertaining to the sale of the allotment mentioned in paragraph two (2) above, and further authorises the affixing of Council’s seal commensurate to the provisions of Regulation 400 of the *Local Government (General) Regulations 2005* on these documents where necessary and appropriate.

CARRIED

RESOLUTION 2021/83

Moved: Cr Barbara Deans
Seconded: Cr Bill Fisher

That Council moves out of Closed Council and into Open Council.

CARRIED

MOTION

RESOLUTION 2021/84

Moved: Cr Barbara Deans
Seconded: Cr Bill Fisher

That Council adopts in Open Council the resolution passed in Closed Session, (Resolution 2021/80).

CARRIED

15 CONCLUSION OF THE MEETING

The Meeting closed at 2.13pm.

The minutes of this meeting were confirmed at the Council held on 12 May 2021.

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CHAIRPERSON