

COONAMBLE

SHIRE COUNCIL

MINUTES

**Ordinary Council Meeting
Wednesday, 11 May 2022**

**MINUTES OF COONAMBLE SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE SHIRE CHAMBER, COONAMBLE
ON WEDNESDAY, 11 MAY 2022 AT 9.00 AM**

PRESENT: Mayor Tim Horan, Cr Adam Cohen, Cr Pat Cullen, Cr Barbara Deans, Cr Bill Fisher, Cr Ahmad Karanouh, Cr Terence Lees, Cr Brian Sommerville

IN ATTENDANCE: Bruce Quarmby (Acting General Manager), Daniel Noble (Executive Leader Infrastructure), Noreen Vu (Executive Leader - Environment, Strategic Planning & Community), Deborah Tatton (Finance & Procurement Manager), David Levick (Acting Economic Development and Growth Manager)

1 OPENING MEETING

The Mayor opened the meeting at 9.05 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

1. Mr David Chadwick

Mr Chadwick spoke on the possibility of expanding the Coonamble Feedlot in the near future. He provided information and approximate costings for the prospect of an expansion to the feedlot. Mr Chadwick extended an invitation to Councillors to visit the Coonamble Feedlot to develop a better understanding of the operations.

4 APOLOGIES/APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

APOLOGY

RESOLUTION 2022/78

Moved: Mayor Tim Horan

Seconded: Cr Bill Fisher

That the apology from Cr Churchill be noted and approved.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

5 DEPUTATION/DELEGATIONS

Nil

6 CONFIRMATION OF MINUTES

RESOLUTION 2022/79

Moved: Cr Brian Sommerville

Seconded: Cr Barbara Deans

That the minutes of the Ordinary Meeting of the Coonamble Shire Council held on Wednesday, 13 April 2022 be confirmed as a correct record of the proceedings of the meeting.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

7 DISCLOSURES OF CONFLICTS OF INTEREST

Cr Barbara Deans declared a conflict of interest with item 10.15 Tooraweenah Road Upgrade – Monthly Status Update, as her property and place of residence is on the Tooraweenah Road. She indicated that she will remain in the room and participate in the discussion on the item.

8 MAYORAL MINUTE

MAYORAL MINUTE

RESOLUTION 2022/80

Moved: Cr Bill Fisher
Seconded: Cr Adam Cohen

That Cr Karanouh and Cr Lees be the nominated members to serve on the Quarry Management Committee, noting the Mayor is a member of all Council Committees.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

RESOLUTION 2022/81

Moved: Cr Terence Lees
Seconded: Cr Pat Cullen

That Council write a letter to Murranmina Health Service regarding the proposed closure of their Coonamble office.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

RESOLUTION 2022/82

Moved: Mayor Tim Horan
Seconded: Cr Terence Lees

That Council makes formal approach to the Minister for Police and the Local State Member to have Coonamble reclassified as a “special remote” location as a matter of urgency.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

RESOLUTION 2022/83

Moved: Mayor Tim Horan

Seconded: Cr Ahmad Karanouh

That a report be brought to a future meeting detailing the requirements of upgrades, extensions and renovations to meet the current demand on the organization, together with sources of funding. The report is also to consider the possibility of relocating the Library and the RMS into the CBD precinct.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0**RESOLUTION 2022/84**

Moved: Cr Barbara Deans

Seconded: Cr Pat Cullen

That Council contacts NSW Ambulance Service to seek assurance that the appropriate measures have been put in place to ensure the continued delivery of services during the upcoming rain event forecast for this area.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0**SECTION A - MATTERS FOR CONSIDERATION BY COUNCIL****SECTION B - MATTERS FOR INFORMATION ONLY****9 COMMITTEE REPORTS**

Nil

10 REPORTS TO COUNCIL**10.1 STATUS REPORT REGARDING COUNCILLOR ENQUIRIES****RESOLUTION 2022/85**

Moved: Cr Ahmad Karanouh

Seconded: Cr Terence Lees

That Council notes the information in this report.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

10.2 COUNCIL RESOLUTIONS UPDATE

RESOLUTION 2022/86

Moved: Cr Ahmad Karanouh

Seconded: Cr Barbara Deans

That Council notes the contents of Annexure 1 attached to the report on the status of Council resolutions.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

10.3 UPDATED COUNCILLORS EXPENSES AND FACILITIES POLICY

RESOLUTION 2022/87

Moved: Cr Ahmad Karanouh

Seconded: Cr Pat Cullen

1. **That Council notes the information in this report.**
2. **That, Council resolves to amend clauses 10.1 and 10.3 of its current adopted Councillor Expenses and Facilities Policy to incorporate the provision of a leaseback agreement of a Council vehicle to the Mayor.**

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

10.4 CORRESPONDENCE

RESOLUTION 2022/88

Moved: Cr Ahmad Karanouh

Seconded: Cr Terence Lees

That the correspondence listed in the body of the report be noted.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

10.5 ECONOMIC DEVELOPMENT & GROWTH - PROGRESS REPORT**RESOLUTION 2022/89**

Moved: Cr Bill Fisher

Seconded: Cr Terence Lees

- 1. That Council note the contents of this report.**
- 2. That Council adopt, in principle, the Coonamble Artesian Bathing Experience: Feasibility, Business Case and Concept Design, as presented.**
- 3. That Council continue to progress with the acquisition of land at the currently identified site (next to the racecourse) for the Coonamble Artesian Bathing Experience. Further that Council does not commit any more funding towards the Artesian Bathing Experience until the Native Title on the land is extinguished and Council has successfully acquired the land.**
- 4. That Council agree, in principle, that development of any Coonamble Artesian Bathing Experience must be of sufficient scale that:**
 - (i) it generates sufficient operational revenue to fund its own ongoing operational costs, and**
 - (ii) it meet the objectives of the Economic Development Strategy 2021.**
- 5. That the Coonamble CBD Precinct Upgrade Concept Design be adopted.**
- 6. That detailed design drawings and costings be prepared for the short-term developments proposed in the Coonamble CBD Precinct Upgrade Concept Design. Further that once the detailed designs and costings are completed, they will be tabled for Council for further consideration and endorsement.**
- 7. That further community consultation be held to develop a short-list of suitable shade tree species for street planting as part of the Coonamble CBD Precinct Upgrade Concept Design.**

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

10.6 COMMUNITY SERVICE PROGRESS REPORT**RESOLUTION 2022/90**

Moved: Cr Ahmad Karanouh

Seconded: Cr Terence Lees

That Council notes the information contained in this report.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

At 10.30am Council paused the meeting for morning tea and to conduct the Naturalisation Ceremony of Mr T Jacobs and Fr Pius. The meeting recommenced at 11.00am.

10.7 ENVIRONMENT AND STRATEGIC PLANNING PROGRESS REPORT**RESOLUTION 2022/91**

Moved: Cr Bill Fisher

Seconded: Cr Pat Cullen

That Council notes the contents of this report.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

10.8 PROPOSED PROCESS TO AMEND THE COONAMBLE LOCAL ENVIRONMENTAL PLAN 2011**RESOLUTION 2022/92**

Moved: Cr Ahmad Karanouh

Seconded: Cr Pat Cullen

- 1. That Council notes the contents of this report.**
- 2. That Council endorses the Planning Proposal as attached at Annexure A that aims to undertake several housekeeping amendments to the Coonamble Local Environmental Plan 2011 to proceed to the next stage.**
- 3. That Council's Planning Staff finalise the Planning Proposal under delegation and forward it to the Department of Planning and Environment for Gateway Determination.**

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

10.9 UPDATE ON PUBLIC CONSULTATION ON COMMUNITY STRATEGIC PLAN**RESOLUTION 2022/93**

Moved: Cr Terence Lees

Seconded: Cr Bill Fisher

That Council notes the information contained in this report.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

10.10 SALEYARDS REPORT- 30 APRIL 2022**RESOLUTION 2022/94**

Moved: Cr Terence Lees

Seconded: Cr Pat Cullen

That Council notes the information provided in this report.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

10.11 ADOPTION OF AUDIT, RISK AND IMPROVEMENT COMMITTEE FRAMEWORK

RESOLUTION 2022/95

Moved: Cr Ahmad Karanouh

Seconded: Cr Barbara Deans

That Council:

1. **Adopt the attached draft Audit, Risk and Improvement Terms of Reference.**
2. **Adopt the attached draft Internal Audit Charter.**
3. **Appoint a Cr Ahmad Karanouh as Non-voting Councillor Member of the Audit, Risk and Improvement Committee for the Council term, concluding at the next ordinary Local Government elections (OPTIONAL).**
4. **Invite Expressions of Interest for one (1) Independent Prequalified Voting Joint Chair for both the Coonamble and Gilgandra Audit, Risk and Improvement Committees.**
5. **Following the conclusion of the Expression of Interest process a report on the preferred Joint Chair will be presented to Council for endorsement.**

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

10.12 QUARTERLY WORKPLACE INJURY MANAGEMENT REPORT

RESOLUTION 2022/96

Moved: Cr Ahmad Karanouh

Seconded: Cr Pat Cullen

That Council notes the contents of the Workplace Injury Management Report.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

10.13 URBAN SERVICES - WORKS IN PROGRESS**RESOLUTION 2022/97**

Moved: Cr Adam Cohen

Seconded: Cr Terence Lees

That Council notes the information in this report.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0**10.14 INFRASTRUCTURE SERVICES - WORKS IN PROGRESS****RESOLUTION 2022/98**

Moved: Cr Terence Lees

Seconded: Cr Barbara Deans

That Council notes the information in this report.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0**10.15 TOORANWEENAH ROAD UPGRADE - MONTHLY STATUS UPDATE****RESOLUTION 2022/99**

Moved: Cr Terence Lees

Seconded: Cr Ahmad Karanouh

That the information be received and noted.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

10.16 NOMINATION TO BE APPOINTED TO THE ROADS COMMITTEE**RESOLUTION 2022/100**

Moved: Cr Barbara Deans

Seconded: Cr Bill Fisher

That Council resolves to approve Mr Cameron Halfpenny, Mr Ken Waterford and Mr Neil Fester nominations to the Roads Committee.**In Favour:** Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville**Against:** Nil**CARRIED 8/0****10.17 COONAMBLE FLOOD LEVY - EASEMENTS****RESOLUTION 2022/101**

Moved: Cr Barbara Deans

Seconded: Cr Bill Fisher

That Council delegates the Acting General Manager and then the General Manager to apply Council's Common Seal to the Transfer Granting Easement documentation for the Coonamble Levee for:**Lot 41 & 42 DP229965****Lot 80 DP114964****Lot 2 DP668047****Lot 4 DP999368****Lot 1 DP918937 & Lot 1 SEC 42 DP758282****Lot 6 SEC 1 DP758282****Then any further transfer granting easements lodged with Council for the finalisation of Stage 4 of the Coonamble Levee upgrade.****In Favour:** Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville**Against:** Nil**CARRIED 8/0**

10.18 RATES AND CHARGES COLLECTIONS - APRIL 2022**RESOLUTION 2022/102**

Moved: Cr Terence Lees

Seconded: Cr Ahmad Karanouh

That Council notes the information provided in the report.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0**10.19 STATUS OF INVESTMENTS - 30 APRIL 2022****RESOLUTION 2022/103**

Moved: Cr Terence Lees

Seconded: Cr Brian Sommerville

That Council notes the list of investments as at 30 April 2022 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.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0**10.20 QUARTERLY BUDGET REVIEW - MARCH 2022****RESOLUTION 2022/104**

Moved: Cr Ahmad Karanouh

Seconded: Cr Barbara Deans

- 1. That Council approves the variations to votes as listed in the budget review documents distributed under separate cover.**
- 2. That Council notes, in the opinion of the Responsible Accounting Officer based on the information as presented in the March Budget review; that Council will be in a satisfactory financial position as at 30 June 2022.**
- 3. That Council notes the position of Council's estimated restricted (reserve) funds as at 31 March 2022.**

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

**11 NOTICES OF MOTIONS/QUESTIONS WITH NOTICE/RESCISSION
MOTIONS**

Nil

12 CONFIDENTIAL MATTERS

RESOLUTION 2022/105

Moved: Cr Terence Lees

Seconded: Cr Pat Cullen

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:

12.1 Closed (Public Excluded) Council Meeting of the Coonamble Shire Council - 13 April 2022

12.2 CONFIDENTIAL: Request for Letter of Support from Council

This matter is considered to be confidential under Section 10A(2) - 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 commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

12.3 Expression of interest to purchase Council-owned land

This matter is considered to be confidential under Section 10A(2) - c 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.

12.4 RFQ02.022 Construction of Coonamble SES Headquarters

This matter is considered to be confidential under Section 10A(2) - 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 commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

12.5 Information Report on Penalty Infringement Issued to 40 Castlereagh Street, Coonamble

This matter is considered to be confidential under Section 10A(2) - a, d(i), e, f, g and 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 personnel matters concerning particular individuals (other than councillors), commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it, information that would, if disclosed, prejudice the maintenance of law, details of systems and/or arrangements that have been implemented to protect council, councillors, staff and Council property, advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege and alleged contraventions of any code of conduct requirements applicable under section 440.

12.6 Information Report on Planning History of Lot 3 DP 854199, 1023 Conimbia Street, Coonamble

This matter is considered to be confidential under Section 10A(2) - a, d(i) and e 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

personnel matters concerning particular individuals (other than councillors), commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and information that would, if disclosed, prejudice the maintenance of law.

CARRIED

12.1 CLOSED (PUBLIC EXCLUDED) COUNCIL MEETING OF THE COONAMBLE SHIRE COUNCIL - 13 APRIL 2022

RESOLUTION 2022/106

Moved: Cr Terence Lees

Seconded: Cr Pat Cullen

That the minutes of the Closed (Public Excluded) Council Meeting of the Coonamble Shire Council held on Wednesday, 13 April 2022 be confirmed as a correct record of the proceedings of the meeting.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

12.2 CONFIDENTIAL: REQUEST FOR LETTER OF SUPPORT FROM COUNCIL

RESOLUTION 2022/107

Moved: Cr Bill Fisher

Seconded: Cr Terence Lees

- 1. That Council notes the information contained within this report.**
- 2. That whilst Council encourages growth and development within its local government area, Council notes that under the current provisions of the adopted LEP (Local Environment Plan) that proposed development is not permitted on lots 119 and 120 of DP754227.**
- 3. The Acting General Manager contacts the proponent and advise that due to the constraints of the current LEP the Council is unable to provide in principle-support letter for the purchase of the land. Further the Acting General Manager is to liaise with the proponent on possible alternate sites for the proposed development to occur.**

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

12.3 EXPRESSION OF INTEREST TO PURCHASE COUNCIL-OWNED LAND**RESOLUTION 2022/108**

Moved: Cr Adam Cohen

Seconded: Cr Terence Lees

- 1. That Council notes the information contained within this report.**
- 2. That whilst Council encourages growth and development within its local government area, Council notes that under the current provisions of the adopted LEP (Local Environment Plan) that proposed development is not permitted on lots 119 and 120 of DP754227.**
- 3. The Acting General Manager contacts the proponent and advise of that under the constraints of the current LEP the Council is unable to provide in principle-support letter for the purchase of the land. Further the Acting General Manager is to liaise with the proponent on possible alternate sites.**

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

12.4 RFQ02.022 CONSTRUCTION OF COONAMBLE SES HEADQUARTERS**RESOLUTION 2022/109**

Moved: Cr Ahmad Karanouh

Seconded: Cr Adam Cohen

That Council awards the tender for the engagement of the head contractor for the construction of the new SES facility to Willis Brandt for an amount of value of \$839,721 (inclusive of GST), in accordance with the detailed tender documentation received from this tenderer addressing the project briefing and specifications and assessment criteria.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

The Mayor requested report 12.5 in the Business Papter (Information Report on Penalty Infringement Issued to 40 Castlereagh Street, Coonamble) be moved to last topic of discussion.

12.5 INFORMATION REPORT ON PLANNING HISTORY OF LOT 3 DP 854199, 1023 CONIMBIA STREET, COONAMBLE**RESOLUTION 2022/110**

Moved: Cr Terence Lees
Seconded: Cr Brian Sommerville

That Council notes the contents of this report.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

12.6 INFORMATION REPORT ON PENALTY INFRINGEMENT ISSUED TO 40 CASTLEREAGH STREET, COONAMBLE

At this point Cr Sommerville declared an interest and in accordance with the adopted Code of Meeting Practice he leaves the room and did not participate in discussion or decision.

RESOLUTION 2022/111

Moved: Cr Ahmad Karanouh
Seconded: Cr Pat Cullen

- 1. That Council notes the contents of this report.**
- 2. That the Acting General Manager based on legal advice received that Council proposes that owner of 40 Castlereagh Street be given the opportunity to enter a commercial agreement as he was the Individual 'controlling mind' of the unlawful works as opposed to a Corporation fine. Should the owner refuse this offer, then the penalty infringement notice will remain in place.**

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

RESOLUTION 2022/112

Moved: Cr Bill Fisher
Seconded: Cr Terence Lees

That Council moves out of Closed Council into Open Council.

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

RESOLUTION 2022/113

Moved: Cr Bill Fisher
Seconded: Cr Terence Lees

That Council adopts in Open Council the Resolutions passed in Closed Council (Resolutions 2022/106 to 2022/112).

In Favour: Crs Tim Horan, Adam Cohen, Pat Cullen, Barbara Deans, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 8/0

13 CONCLUSION OF THE MEETING

The Meeting closed at 2pm.

The minutes of this meeting were confirmed at the Council held on 15 June 2022.

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CHAIRPERSON