



MINUTES

**Ordinary Council Meeting
Wednesday, 13 December 2023**

**MINUTES OF COONAMBLE SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE SHIRE CHAMBER, COONAMBLE
ON WEDNESDAY, 13 DECEMBER 2023 AT 3.00 PM**

PRESENT: Mayor Tim Horan, Deputy Mayor Bill Fisher, Cr Pat Cullen, Cr Barbara Deans – Via video link, Cr Terence Lees, Cr Brian Sommerville

IN ATTENDANCE: Paul Gallagher (General Manager), Kerrie Murphy (Director Infrastructure), Marina Colwell (Executive Support Officer), Phillip Peram (Acting Director Community Services), Lesley Duncan (Manager Planning, Regulatory & Compliance), Mick Bell (Manager Parks & Urban Services), Deborah Tatton (Acting Manager Finance), Kylie Kerr (Manager Roads), David Levick (Manager Economic Development & Growth), Sergei Iagunkov (Manager Water & Sewage)

1 OPENING MEETING

The Mayor opened the meeting at 3.12 pm, 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

Nil

4 APOLOGIES/APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS**APOLOGY****RESOLUTION 2023/137**

Moved: Deputy Mayor Bill Fisher

Seconded: Cr Terence Lees

That the apology from Cr Adam Cohen be noted and approved.In Favour: Crs Tim Horan, Bill Fisher, Pat Cullen, Barbara Deans, Terence Lees and Brian SommervilleAgainst: Nil**CARRIED 6/0****5 DEPUTATION/DELEGATIONS****6 CONFIRMATION OF MINUTES****RESOLUTION 2023/138**

Moved: Cr Pat Cullen

Seconded: Cr Terence Lees

That the minutes of the Ordinary Meeting of the Coonamble Shire Council held on Wednesday, 8 November 2023 be confirmed as a correct record of the proceedings of the meeting.In Favour: Crs Tim Horan, Bill Fisher, Pat Cullen, Barbara Deans, Terence Lees and Brian SommervilleAgainst: Nil**CARRIED 6/0****7 DISCLOSURES OF CONFLICTS OF INTEREST**

Cr Terence Lees declared a non-pecuniary conflict of interest with:

Item 10.17 Applications for Assistance under Councils Donations Policy as he is a committee member on the MTM radio station. He indicated he would leave the room and not partake in the discussion or voting on this item.

Cr Barbara Deans declared a non-pecuniary conflict of interest with:

Item 10.19 Tooraweenah Road Upgrade – Monthly Status Update, as her property and place of residence is on that road. She indicated that she would remain in the room and participate in the discussion on the item.

8 MAYORAL MINUTE

MAYORAL MINUTE

RESOLUTION 2023/139

Moved: Mayor Tim Horan

Seconded: Cr Pat Cullen

1. That the report be received and noted.
2. That Council allocate \$3000 towards the erection of a new fence around Pioneer Park.
3. That Council write to the appropriate Minister advocating for change in the law for the handling of minors and in particular young offenders.

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

Against: Nil

CARRIED 6/0

SECTION A - MATTERS FOR CONSIDERATION BY COUNCIL

SECTION B - MATTERS FOR INFORMATION ONLY

9 COMMITTEE REPORTS

Nil

10 REPORTS TO COUNCIL

10.1 CORRESPONDENCE

RESOLUTION 2023/140

Moved: Cr Terence Lees

Seconded: Cr Pat Cullen

That the report be received and noted.

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

Against: Nil

CARRIED 6/0

10.2 COUNCIL RESOLUTIONS UPDATE

RESOLUTION 2023/141

Moved: Cr Brian Sommerville

Seconded: Cr Terence Lees

That Council notes the Council Resolution status (Annexure 1).

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

Against: Nil

CARRIED 6/0

10.3 REGIONAL DROUGHT RESILIENCE PLANS

RESOLUTION 2023/142

Moved: Cr Terence Lees

Seconded: Cr Brian Sommerville

That;

- 1. Council receive and note the information in report as information.**
- 2. Council nominate two representatives to participate in the RDRP process on behalf of Council being Councillor's Horan and Deans.**
- 3. Note that the General Manager will appoint a Council staff member as the contact as a local information conduit to work with the FNWJOC Drought Project Officer.**
- 4. Council will supply local plans relevant to Coonamble Shire Council to the Drought Project Officer for review.**
- 5. Council to undertake local media promotion of the RDRP process to promote the launch of the consultation process in 2024.**
- 6. Council to adopt the RDRP Project Plan for (RDRP 004 or RDRP 016) for implementation by the FNWJO as attached.**

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

Against: Nil

CARRIED 6/0

10.4 COMMUNITY SERVICE PROGRESS REPORT

RESOLUTION 2023/143

Moved: Deputy Mayor Bill Fisher

Seconded: Cr Brian Sommerville

That Council notes the information contained in this report.

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

Against: Nil

CARRIED 6/0

10.5 ECONOMIC DEVELOPMENT & GROWTH - PROGRESS REPORT

RESOLUTION 2023/144

Moved: Deputy Mayor Bill Fisher

Seconded: Cr Pat Cullen

- 1. That Council note the information in the report.**
- 2. That Council write to Mr Scott Richardson regarding the 'Meat Me In Coonamble' proposal, suggesting he lead an initiative to incorporate such an event in an already established and successful event in the Shire.**
- 3. Council receive a report on the installation and cost to erect a shade cover over the skate park.**

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

Against: Nil

CARRIED 6/0

10.6 ENVIRONMENT AND STRATEGIC PLANNING PROGRESS REPORT

RESOLUTION 2023/145

Moved: Cr Terence Lees

Seconded: Cr Brian Sommerville

That the Environment and Strategic Planning Progress Report be received and noted.

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

Against: Nil

CARRIED 6/0

10.7 DRAFT 'REAL COUNTRY' TOURISM DESTINATION STRATEGIC PLAN AND SUITE OF BUSINESS CASES**RESOLUTION 2023/146**

Moved: Deputy Mayor Bill Fisher

Seconded: Cr Brian Sommerville

That Council:

- 1. Make available copies of the Real Country Community Engagement Report for the information of the public.**
- 2. Place the draft Real Country Destination Strategic Plan and draft suite of Business Cases on public exhibition for a period of 28 days for the purpose of eliciting submissions from the community.**
- 3. Note that the Manager Economic Development and Growth will present a further report to Council at the end of the public exhibition period, together with all submissions received across the three collaborating Shires, for Council's further consideration and adoption of the Real Country Destination Strategic Plan and suite of Business Cases (with or without changes) at an Ordinary Meeting in early 2024.**
- 4. Formally adopt, in the event of it not receiving any submissions during the public exhibition period, the Real Country Destination Strategic Plan and suite of Business Cases.**

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

Against: Nil

CARRIED 6/0

10.8 SALEYARDS REPORT- OCTOBER AND NOVEMBER 2023**RESOLUTION 2023/147**

Moved: Cr Terence Lees

Seconded: Cr Pat Cullen

That the report is received and noted.

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

Against: Nil

CARRIED 6/0

10.9 WASTE, RECYCLING AND EMPLOYMENT OPPORTUNITIES**RESOLUTION 2023/148**

Moved: Cr Pat Cullen

Seconded: Cr Terence Lees

That Council note the November waste, recycling and employment opportunities report.In Favour: Crs Tim Horan, Bill Fisher, Pat Cullen, Barbara Deans, Terence Lees and Brian SommervilleAgainst: Nil**CARRIED 6/0****10.10 AUDIT, RISK & IMPROVEMENT COMMITTEE****RESOLUTION 2023/149**

Moved: Deputy Mayor Bill Fisher

Seconded: Cr Brian Sommerville

That the ARIC training report be noted.In Favour: Crs Tim Horan, Bill Fisher, Pat Cullen, Barbara Deans, Terence Lees and Brian SommervilleAgainst: Nil**CARRIED 6/0**

10.11 SOCIAL MEDIA POLICY**RESOLUTION 2023/150**

Moved: Cr Terence Lees

Seconded: Deputy Mayor Bill Fisher

- 1. That Council place the draft Social Media Policy on public exhibition for a period of 28 days for the purpose of inviting submissions from the community.**
- 2. That a further report be presented to Council, with all submissions received, for Council's further consideration and adoption of the Social Media Policy (with or without changes).**
- 3. That, in the event of no submissions being received within the exhibition period, Council formally adopt the Social Media Policy, without any changes, as a policy of Council.**

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

Against: Nil

CARRIED 6/0

10.12 ONSITE SEWAGE MANAGEMENT POLICY**RESOLUTION 2023/151**

Moved: Cr Terence Lees

Seconded: Cr Brian Sommerville

- 1. That the draft Onsite Sewage Management Policy be placed on public exhibition for a period of 28 days.**
- 2. That Council receives a further report, together with all submissions received at the conclusion of the public exhibition period for Council's further consideration and adoption of the Onsite Sewage Management Policy.**
- 3. That, in the event of no submissions being received within the prescribed number of days, Council formally adopts the Onsite Sewage Management Policy without any changes as a policy of Council.**

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

Against: Nil

CARRIED 6/0

10.13 STATUS OF INVESTMENTS - NOVEMBER 2023**RESOLUTION 2023/152**

Moved: Cr Pat Cullen

Seconded: Cr Brian Sommerville

That Council notes the list of investments from 1 November 2023 to 30 November 2023 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, Bill Fisher, Pat Cullen, Barbara Deans, Terence Lees and Brian Sommerville

Against: Nil

CARRIED 6/0**10.14 RATES AND CHARGES COLLECTIONS - NOVEMBER 2023****RESOLUTION 2023/153**

Moved: Cr Terence Lees

Seconded: Cr Brian Sommerville

That Council notes the information provided in the report.

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

Against: Nil

CARRIED 6/0**10.15 PRESENTATION OF FINANCIAL STATEMENTS AND AUDIT REPORTS FOR THE YEAR ENDED 30 JUNE 2023****RESOLUTION 2023/154**

Moved: Deputy Mayor Bill Fisher

Seconded: Cr Pat Cullen

That Council note the tabling of the presentation and tabling of its Auditors Report and Financial Reports for the year ended 30 June 2023.

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

Against: Nil

CARRIED 6/0

10.16 CODE OF CONDUCT COMPLAINTS - ANNUAL STATISTICS 2023**RESOLUTION 2023/155**

Moved: Cr Brian Sommerville

Seconded: Cr Terence Lees

That Council note the annual statistics in relation to Code of Conduct Complaints received relating to a Councillor or the General Manager for the reporting period 1 September 2022 to 31 August 2023 contained in this report.

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

Against: Nil

CARRIED 6/0

Cr Lees leaves the room 3.54 pm for the discussion and voting on Item 10.17 Applications for Financial Assistance.

10.17 APPLICATIONS FOR FINANCIAL ASSISTANCE UNDER COUNCIL'S DONATIONS POLICY**RESOLUTION 2023/156**

Moved: Deputy Mayor Bill Fisher

Seconded: Cr Pat Cullen

- 1. That Council notes the information contained within this report.**
- 2. That Council provides the following financial assistance.**
 - a. Coonamble Community Radio \$1,330.00**
 - b. St Barnabas Anglican Church \$4,000.00**
 - c. Coonamble Swimming Club \$4,790.00**
 - d. Coonamble Clontarf \$1,485.00**
- 3. That Council resolves to endorse managements actions in the purchase of the following items of equipment from its operational budgets.**
 - a. Starter and timing system for the Coonamble Pool.**
 - b. Outdoor Movie Theatre.**

In Favour: Crs Tim Horan, Bill Fisher, Pat Cullen, Barbara Deans, and Brian Sommerville

Against: Nil

CARRIED 5/0

Cr Lees returns to the meeting at 3.58pm.

10.18 INFRASTRUCTURE SERVICES - WORKS IN PROGRESS**RESOLUTION 2023/157**

Moved: Deputy Mayor Bill Fisher

Seconded: Cr Brian Sommerville

That the information be received and noted.

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

Against: Nil

CARRIED 6/0

10.19 TOORAWEEAH ROAD UPGRADE - MONTHLY STATUS UPDATE**RESOLUTION 2023/158**

Moved: Cr Terence Lees

Seconded: Deputy Mayor Bill Fisher

- 1. That the report be received and noted.**
- 2. That Council write to the Federal Minister for Transport regarding additional funding to complete the Tooraweenah Road project and to discuss issues surrounding the Inland Rail project.**

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

Against: Nil

CARRIED 6/0

10.20 STATUS OF COONAMBLE TOWN WATER SUPPLY**RESOLUTION 2023/159**

Moved: Cr Pat Cullen

Seconded: Cr Terence Lees

- 1. That the information be received and noted.**
- 2. Council note that a brief is being developed to apply for grant funding to assist with the capital cost for a rising main.**

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

Against: Nil

CARRIED 6/0

10.21 MACDONALD PARK MASTERPLAN**RESOLUTION 2023/160**

Moved: Deputy Mayor Bill Fisher

Seconded: Cr Pat Cullen

- 1. That Council receive and note the information in this report.**
- 2. That Council endorse the overarching report as a working document to assist Council in the allocation of funds for the improvement and upgrading of facilities within McDonald Park.**
- 3. That Council endorse the use of the technical reports to provide a basis for the upgrades and improvements to the Coonamble Pool Complex and apply for any grants that become available for that purpose.**

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

Against: Nil

CARRIED 6/0

10.22 LOCAL ROADS AND COMMUNITY INFRASTRUCTURE (LRCI) PROGRAM - PHASE 4 - PART A PROJECTS**RESOLUTION 2023/161**

Moved: Cr Brian Sommerville

Seconded: Cr Terence Lees

That the information be received and noted.

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

Against: Nil

CARRIED 6/0

11 NOTICES OF MOTIONS/QUESTIONS WITH NOTICE/RESCISSION MOTIONS

Nil

12 CONFIDENTIAL MATTERS**RESOLUTION 2023/162**

Moved: Deputy Mayor Bill Fisher

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 RFT231206TW - Tender for the refurbishment of changerooms and amenities at Coonamble Sportsground

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.

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

Against: Nil

CARRIED 6/0

12.1 SUPPLEMENTARY BUSINESS - RFT231206TW - TENDER FOR THE REFURBISHMENT OF CHANGEROOMS AND AMENITIES AT COONAMBLE SPORTSGROUND

RESOLUTION 2023/163

Moved: Deputy Mayor Bill Fisher

Seconded: Cr Pat Cullen

That Council:

- 1. Accept the tender for \$528,000 from Wheelhouse Concrete and Construction Pty Ltd for the refurbishment of the changerooms under the grandstand and of the amenities and other works in the canteen building at Coonamble Sportsground, and**
- 2. Allocate a further \$75,000 from the Building and Premises Reserve to the project to cover expenses associated with advertising, detailed design and contingency.**

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

Against: Nil

CARRIED 6/0

RESOLUTION 2023/164

Moved: Deputy Mayor Bill Fisher
Seconded: Cr Pat Cullen

That Council moves out of Closed Council into Open Council.

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

Against: Nil

CARRIED 6/0

13 CONCLUSION OF THE MEETING

The Meeting closed at 4.43pm.

The minutes of this meeting were confirmed at the Council held on 14 February 2024.

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CHAIRPERSON