

**MINUTES OF NARRABRI SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE NARRABRI SHIRE COUNCIL CHAMBERS, 46-48 MAITLAND STREET, NARRABRI  
ON TUESDAY, 28 MAY 2019 AT 1.02PM**

**PRESENT:** Cr Catherine Redding (Mayor), Cr Robert Kneale (Deputy Mayor), Cr Maxine Booby, Cr Ron Campbell, Cr Ron Campey, Cr Lloyd Finlay, Cr Ann Loder, Cr Annie McMahon, Cr Cameron Staines.

**IN ATTENDANCE:** Stewart Todd (General Manager), Lindsay Mason (Director Corporate Services), Darren Raeck (Director Infrastructure Delivery), Delece Hartnett (Administration)

Proceedings of the meeting commenced at 1.02pm.

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**1 OPENING PRAYER BY A MEMBER OF THE NARRABRI MINISTER'S FRATERNAL**

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Members and officers were upstanding for the opening prayer by Majors Kelvin & Brenda Stace of the Salvation Army Rural Chaplaincy Narrabri, in association with the Narrabri Ministers Fraternal.

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**2 ACKNOWLEDGEMENT OF COUNTRY**

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The Mayor acknowledged the Traditional Owners of the land on which the Council met, the Kamilaroi people, and paid her respects to Elders past and present.

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**3 APOLOGIES/GRANTING OF LEAVE OF ABSENCES**

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Nil.

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**4 DECLARATION OF PECUNIARY AND NON- PECUNIARY INTERESTS**

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Nil.

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**5 ITEMS TO BE CONSIDERED IN THE CONFIDENTIAL (PUBLIC EXCLUDED) MEETING**

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The following matters will be considered in the Closed (Public Excluded) Meeting:

- 13.1 Industrial and Logistics Hub - Land Purchase and Funding Strategy
- 13.2 Contract 2018-19/18 - Construction of a Concrete Shared Pathway along Narrabri Creek
- 13.3 Mayoral Minute - General Manager Contract Negotiation

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**6 PUBLIC FORUM AND PRESENTATIONS**

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Public Forum requests received to date:

- Nil

Presentation requests received to date:

- Nil

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**7 CONFIRMATION OF MINUTES**

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**MINUTE 091/2019**

Moved: Cr Ann Loder                      Seconded: Cr Maxine Booby

**That the minutes of Ordinary Meeting of the Narrabri Shire Council held on 29 April 2019 comprising Minute Nos 064/2019 to 090/2019 as circularised be confirmed and signed as a correct record by the Mayor.**

In Favour:      Crs Catherine Redding, Robert Kneale, Maxine Booby, Ron Campbell, Ron Campey, Lloyd Finlay, Ann Loder, Annie McMahon and Cameron Staines

Against:        Nil

**CARRIED 9/0**

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**8 MAYORAL MINUTE**

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**8.1 DELEGATES REPORT ON MAYOR REDDING'S ATTENDANCE AT THE CENTRAL NORTHERN REGIONAL LIBRARIES (CNRL) ORDINARY MEETING - WEDNESDAY 1 MAY 2019****MINUTE 092/2019**

Moved: Cr Catherine Redding      Seconded: Cr Robert Kneale

**That Council notes the delegates report on Mayor Redding's attendance at the CNRL Ordinary Meeting held in Tamworth, Wednesday 1 May 2019.**

In Favour:      Crs Catherine Redding, Robert Kneale, Maxine Booby, Ron Campbell, Ron Campey, Lloyd Finlay, Ann Loder, Annie McMahon and Cameron Staines

Against:        Nil

**CARRIED 9/0**

**8.2 MAYORAL MINUTE - MAYORAL APPOINTMENTS FOR APRIL/MAY 2019****MINUTE 093/2019**

Moved: Cr Catherine Redding

**That Council note the Mayoral Appointments for the period April/May 2019.**

In Favour:      Crs Catherine Redding, Robert Kneale, Maxine Booby, Ron Campbell, Ron Campey, Lloyd Finlay, Ann Loder, Annie McMahon and Cameron Staines

Against:        Nil

**CARRIED 9/0**

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**9 OUR SOCIETY**

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**9.1 REQUEST FOR MAYOR REDDING TO ATTEND THE NSW PUBLIC LIBRARIES (NSWPLA) LIBRARY CONFERENCE 19-22 NOVEMBER 2019****MINUTE 094/2019**

Moved: Cr Maxine Booby                      Seconded: Cr Lloyd Finlay

**That Council endorse the attendance of both Mayor Redding and Cr Booby to the NSWPLA Library Conference in November 2019.**

In Favour: Crs Catherine Redding, Maxine Booby, Ron Campbell, Ron Campey, Lloyd Finlay, Ann Loder, Annie McMahon and Cameron Staines

Against: Cr Robert Kneale

**CARRIED 8/1**

**SUSPENSION OF STANDING ORDERS****MINUTE 095/2019**

Moved: Cr Lloyd Finlay                      Seconded: Cr Ron Campey

A motion was moved that Council suspend standing orders at 1.25pm

**CARRIED**

**RESUMPTION OF STANDING ORDERS****MINUTE 096/2019**

Moved: Cr Ann Loder                      Seconded: Cr Maxine Booby

A motion was moved that Council resume standing orders at 1.46pm.

**CARRIED**

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**10 OUR ENVIRONMENT**

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Nil reports.

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**11 OUR ECONOMY**

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**11.1 DELEGATES REPORT - INLAND RAIL SUMMIT 2019****MINUTE 097/2019**

Moved: Cr Cameron Staines      Seconded: Cr Ron Campbell

- 1. That Council note Cr Staines and Campbell's Delegate Report from the Inland Rail Summit held on 30 March and 1 May 2019.**
- 2. That Council considering the advanced stages of planning and development, showcase the Industrial and Logistics Hub at opportunities such as the Inland Rail Summit in 2020 and other like events at which prominent stakeholders and investors will be present.**

In Favour: Crs Catherine Redding, Robert Kneale, Maxine Booby, Ron Campbell, Ron Campey, Lloyd Finlay, Ann Loder, Annie McMahon and Cameron Staines

Against: Nil

**CARRIED 9/0**

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**12 OUR CIVIC LEADERSHIP**

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**12.1 DELEGATES REPORT - NARRABRI MINE COMMUNITY CONSULTATIVE COMMITTEE MEETING - 6 MARCH 2019****MINUTE 098/2019**

Moved: Cr Cameron Staines      Seconded: Cr Maxine Booby

**That Council note Cr Staines' Delegates Report from the Narrabri Mine Community Consultative Committee Meeting held on Wednesday 6 March 2019.**

In Favour: Crs Catherine Redding, Robert Kneale, Maxine Booby, Ron Campbell, Ron Campey, Lloyd Finlay, Ann Loder, Annie McMahon and Cameron Staines

Against: Nil

**CARRIED 9/0**

**12.2 RE-NAMING OF LAGOON BRIDGE, WEE WAA - PROCESS****MINUTE 099/2019**

Moved: Cr Maxine Booby      Seconded: Cr Cameron Staines

**That Council note the information on the proposal to rename 'Wee Waa Lagoon Bridge' to 'Sweetman Bridge' Wee Waa.**

In Favour: Crs Catherine Redding, Robert Kneale, Maxine Booby, Ron Campbell, Ron Campey, Lloyd Finlay, Ann Loder, Annie McMahon and Cameron Staines

<u>Against:</u> Nil	
	<b>CARRIED 9/0</b>
<b>MINUTE 100/2019</b>	
Moved: Cr Maxine Booby	Seconded: Cr Lloyd Finlay
<b>That Council:</b>	
a) <b>advertise the proposal to rename ‘Lagoon Bridge’ to ‘Sweetman Bridge’ Wee Waa; as per Council Policy and allow a period of 28 days for public submission.</b>	
b) <b>make arrangements for obtaining RMS’s approval should there be no objections against this renaming proposal.</b>	
<u>In Favour:</u>	Crs Catherine Redding, Maxine Booby, Ron Campbell, Ron Campey, Lloyd Finlay and Cameron Staines
<u>Against:</u>	Crs Robert Kneale, Ann Loder and Annie McMahon
	<b>CARRIED 6/3</b>

### 12.3 SETTING OF COUNCILLOR FEES 2019/2020

<b>MINUTE 101/2019</b>	
Moved: Cr Cameron Staines	Seconded: Cr Ron Campbell
<b>That Council adopt the maximum fee payable under the Local Government Remuneration Tribunal determination, in accordance with the Local Government Act 1993.</b>	
<u>In Favour:</u>	Crs Catherine Redding, Robert Kneale, Maxine Booby, Ron Campbell, Ron Campey, Lloyd Finlay, Ann Loder, Annie McMahon and Cameron Staines
<u>Against:</u>	Nil
	<b>CARRIED 9/0</b>

### 12.4 INVESTMENT REPORT - APRIL 2019

<b>MINUTE 102/2019</b>	
Moved: Cr Maxine Booby	Seconded: Cr Robert Kneale
<b>That Council note the Investment Report for April 2019.</b>	
<u>In Favour:</u>	Crs Catherine Redding, Robert Kneale, Maxine Booby, Ron Campbell, Ron Campey, Lloyd Finlay, Ann Loder, Annie McMahon and Cameron Staines
<u>Against:</u>	Nil
	<b>CARRIED 9/0</b>

**12.5 ALC/ARA INLAND RAIL CONFERENCE - TOOWOOMBA, AUGUST 2019****MINUTE 103/2019**

Moved: Cr Cameron Staines      Seconded: Cr Lloyd Finlay

That Council move into Committee of the Whole at 2.27pm.

**CARRIED**

**MINUTE 104/2019**

Moved: Cr Maxine Booby      Seconded: Cr Ron Campbell

That Council move out of Committee of the Whole at 2.35pm.

**CARRIED**

**MINUTE 105/2019**

Moved: Cr Cameron Staines      Seconded: Cr Ron Campbell

**That Council:**

- a) **determine Councillor attendance at the Toowoomba 2019 Inland Rail Summit to be held in Toowoomba on 21-22 August 2019.**
- b) **endorse the nominations of Mayor Redding, Cr McMahon, Cr Staines and Cr Campbell to attend the Toowoomba 2019 Inland Rail Summit.**

In Favour:      Crs Catherine Redding, Robert Kneale, Maxine Booby, Ron Campbell, Ron Campey, Lloyd Finlay, Ann Loder, Annie McMahon and Cameron Staines

Against:      Nil

**CARRIED 9/0**

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**13 CONFIDENTIAL (CLOSED COUNCIL) MEETING**

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**MINUTE 106/2019**

Moved: Cr Ron Campbell                      Seconded: Cr Maxine Booby

That at 2.37pm Council move into Closed (Public Excluded) Meeting of Council and that the press and members of the public be asked to leave the room whilst Council considers the following items:

**13.1 Industrial and Logistics Hub - Land Purchase and Funding Strategy**

This matter is considered to be confidential under Section 10A(2) - (d)(i) and (d)(ii) 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 and information that would, if disclosed, confer a commercial advantage on a competitor of the council.

**13.2 Contract 2018-19/18 - Construction of a Concrete Shared Pathway along Narrabri Creek**

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.

**13.3 Mayoral Minute - General Manager Contract Negotiation**

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

**CARRIED**

**MINUTE 107/2019**

Moved: Cr Ron Campbell                      Seconded: Cr Ron Campey

That at 3.45pm Council move out of Closed (Public Excluded) Meeting and that the resolutions from the Closed (Public Excluded) Meeting be read out aloud.

**CARRIED**

**13.1 INDUSTRIAL AND LOGISTICS HUB - LAND PURCHASE AND FUNDING STRATEGY****MINUTE 108/2019**

Moved: Cr Ron Campbell                      Seconded: Cr Ron Campey

1. That Council adopt the loan funding strategy to facilitate the purchase of land for the Industrial and Logistics Hub development.
2. That Council purchase Lot 158, DP 711841 in accordance with the Call Option.
3. That Council undertake the necessary actions to subdivide and purchase Lot 4 (Part), DP 757093 in accordance with the Call Option.
4. That Council make all the necessary arrangements to classify these parcels of land as Operational Land in accordance with section 31 of the Local Government Act, 1993.
5. That Council apply Council's common seal to all necessary documents relating to the purchase of the subject properties.
6. That Council authorise the General Manager to undertake all necessary actions to enter into a 10 year loan for the purchase of the subject properties.

In Favour: Crs Catherine Redding, Robert Kneale, Maxine Booby, Ron Campbell, Ron Campey, Lloyd Finlay, Ann Loder, Annie McMahon and Cameron Staines

Against: Nil

**CARRIED 9/0**

**13.2 CONTRACT 2018-19/18 - CONSTRUCTION OF A CONCRETE SHARED PATHWAY ALONG NARRABRI CREEK****MINUTE 109/2019**

Moved: Cr Lloyd Finlay                      Seconded: Cr Ann Loder

**That Council:**

1. Note that after assessing the tenders submitted (in accordance with the criteria specified in the tender documents) and having regard to all the circumstances, the Tender Panel recommends that Council accept the tender from LAM & AJW Family Investments t/as Global Utility Constructions in the GST exclusive amount of \$840,573.90 for Contract No. 2018-19/18 – Construction of a Concrete Shared Pathway along Narrabri Creek and
2. Approve additional budget from the Buildings and Other Structures Reserve Fund of \$52,160.90 to supplement the \$788,404 received from the Stronger Country Community Funds enabling sufficient funds (Total Budget allocation \$840,573.90) to the award the Contract to LAM & AJW Family Investments t/as Global Utility.
3. Authorise the General Manager to sign the Letter of Acceptance and Formal Instrument of Agreement under Delegation.
4. Note that additional funds will be required for project management and any variations to the project. As the project meets the eligible criteria for Section 94A works it is proposed Council consider allocating funds from the Section 94A fund to allow completion of the



works at the June 2019 Ordinary Council Meeting.

5. **Maintain the confidentiality of the documents and considerations in respect of Contract No. 2018-19/18 – Construction of a Concrete Shared Pathway along Narrabri Creek (approx. 4000m<sup>2</sup>) (“the tender”).**

In Favour: Crs Catherine Redding, Robert Kneale, Maxine Booby, Ron Campbell, Ron Campey, Lloyd Finlay, Ann Loder and Annie McMahon.

Against: Cr Cameron Staines

**CARRIED 8/1**

### 12.3 MAYORAL MINUTE - GENERAL MANAGER CONTRACT NEGOTIATION

#### MINUTE 110/2019

Moved: Cr Maxine Booby      Seconded: Cr Lloyd Finlay

1. **That Council adopt the NSW Remuneration Tribunal Senior Executive Service Total Remuneration Package Range Level 4/5, currently \$268,001 to \$337,100, for the General Manager position at Narrabri Shire Council.**
2. **That Council having regard to Mr Todd’s previous Performance Reviews and successive ‘Better than Satisfactory’ results, offer Mr Stewart Todd a new 5-year Contract of Employment, commencing on 3 August 2019 with a Total Remuneration Package of \$323,584, which includes all of the following; salary, compulsory employer superannuation contributions, private use motor vehicle contributions, housing contributions and other benefits including any fringe benefits tax (FBT) payable on such benefits.**
3. **That the Mayor be authorised to negotiate the benefits that will apply to Mr Todd and which will be included in the Schedules of the Contract. Such benefits may relate to the private use of a motor vehicle, housing and what private use provisions will relate to the use of mobile phones and computers. Such benefits will be included within the Total Remuneration Package.**
4. **That Council continue to encourage high performance by the General Manager and evaluate the General Manager’s performance annually, in line with the best practice guidelines.**
5. **That the Mayor and Performance Appraisal Panel members liaise with Council and the General Manager to identify issues and priorities which will apply to the performance of the organisation and the General Manager in the first year of the new Contract of Employment. Matters identified by the Performance Appraisal Panel will be included in Mr Todd’s Performance Agreement.**

In Favour: Crs Catherine Redding, Robert Kneale, Maxine Booby, Ron Campbell, Ron Campey, Lloyd Finlay, Annie McMahon and Cameron Staines

Against: Cr Ann Loder

**CARRIED 8/1**

**13 MEETING CLOSED**

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The Meeting closed at 3.45pm.

The minutes of this meeting are to be confirmed at the Ordinary Council Meeting held on 25 June 2019.

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**CHAIRPERSON**