

**MINUTES OF NARRABRI SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE NARRABRI SHIRE COUNCIL CHAMBERS, 46-48 MAITLAND STREET, NARRABRI
ON TUESDAY, 28 JUNE 2022 AT 1.00PM**

PRESENT: Cr Ron Campbell, Cr Catherine Redding, Cr John Clements, Cr Brett Dickinson, Cr Greg Lamont, Cr Lisa Richardson, Cr Darrell Tiemens

IN ATTENDANCE: Glenn Inglis (Acting General Manager), Donna Ausling (Director Planning and Strategy), Eloise Chaplain (Director Infrastructure Delivery), Andrew Brown (Director Corporate and Community Services), Jason Townsend (Manager Governance and Risk), Nicole Cooper (Governance Support Officer and Minute Clerk)

Proceedings of the meeting commenced at 1.04 pm.

1 OPENING PRAYER

Members and officers were upstanding for the opening prayer by Ps. Travis Lions of Thrive Church Narrabri, in association with the Narrabri Ministers Fraternal.

2 ACKNOWLEDGEMENT OF COUNTRY

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

3 RECOGNITION OF SERVICE MEN & WOMEN

Council acknowledged the sacrifice made by Australian service men and women, in particular those who gave their lives in defence of the freedom we enjoy today.

4 APOLOGIES/GRANTING OF LEAVE OF ABSENCES

COUNCILLOR	DATE/DURATION	APOLOGY/LEAVE OF ABSENCE	REASON
Cr Robert Browning	28/06/2022	Leave of Absence	Leave to attend a funeral
Cr Rohan Boehm	17/05/2022 to 18/07/2022	Leave of Absence	Travel – previously approved [Minute Number 133/2022]

4.1 LEAVE OF ABSENCE

MINUTE 161/2022

MOVED: CR GREG LAMONT SECONDED: CR DARRELL TIEMENS

- 1. THAT COUNCIL GRANT A LEAVE OF ABSENCE TO CR ROBERT BROWNING FOR 28 JUNE 2022 DUE TO HIS ATTENDANCE AT A FUNERAL**

IN FAVOUR: CRS RON CAMPBELL, CATHERINE REDDING, JOHN CLEMENTS, BRETT DICKINSON, GREG LAMONT, LISA RICHARDSON AND DARRELL TIEMENS

AGAINST: NIL

CARRIED 7/0

5 DECLARATION OF PECUNIARY AND NON- PECUNIARY INTERESTS

COUNCILLOR	ITEM NUMBER	PECUNIARY/ NON-PECUNIARY	REASON
Cr Lisa Richardson	14.4	Non-Pecuniary Non-Significant	Community member and Treasurer of the Boggabri Chamber of Commerce.
Cr Darrell Tiemens	Supp 1.1	Non-Pecuniary Non-Significant	Board Member of Summit.
	14.3	Non-Pecuniary Non-Significant	Private burials plot.
	15.3 and 16.13	Non-Pecuniary Non-Significant	Member of the Narrabri Chamber of Commerce (not on the executive).
Mr. Andrew Brown	17.5	Non-Pecuniary Non-Significant	Previous professional relationship with one of the tendering companies.
Cr Catherine Redding	16.13	Non-Pecuniary Non-Significant	On the Board of the Narrabri Racecourse Trust (of which the Narrabri Polocrosse Club is a lessor of).
	15.3 and 16.13	Non-Pecuniary Non-Significant	Member of the Narrabri Chamber of Commerce (not on the executive).
Cr John Clements	15.3 and 16.13	Non-Pecuniary Non-Significant	Attends the Narrabri Chamber of Commerce meetings on behalf of employer.
Cr Greg Lamont	14.2	Pecuniary	Owner of land in Development Mod DA 2022/0017 Development.
	15.3 and Supp 1.1	Non-Pecuniary Non-Significant	Member of the Narrabri Chamber of Commerce (not on the executive).
Cr Ron Campbell	15.3 and 16.13	Non-Pecuniary Non-Significant	Member of the Narrabri Chamber of Commerce (not on the executive).

6 QUESTIONS WITH NOTICE

Nil

7 MATTERS OF GREAT URGENCY

Nil

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

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

- 17.1 Purchase of Special Lease no 73034 Boggabri Bowling Club
- 17.2 Shannon Estate - Sale of residential land
- 17.3 Recovery of costs in litigation
- 17.4 Contract 2022-2023/06 Bitumen Sealing
- 17.5 Contract 2022-23/09 – Supply and Delivery of 7mm Precoated Aggregate, DGB20, Crusher Dust and Bedding Sand for Road Maintenance Works

9 PRESENTATIONS

Presentations made to Council:

1. Mr. Shane Hatton spoke to Item 16.14 and stressed the need for Council to upgrade the intersection and complete 1.35kmm sealing works on Old Narrabri Road.

10 CONFIRMATION OF MINUTES

MINUTE 162/2022

Moved: Cr John Clements Seconded: Cr Brett Dickinson

- 1. That the minutes of Ordinary Meeting of the Narrabri Shire Council held on 24 May 2022 as circularised be confirmed as true and accurate and signed as a correct record by the Mayor.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

11 QUESTIONS WITH NOTICE

Nil reports.

12 MAYORAL MINUTE

12.1 MAYORAL MINUTE - MAYORAL APPOINTMENTS FOR MAY/JUNE 2022**MINUTE 163/2022**

Moved: Cr Ron Campbell

- 1. That Council note the Mayoral appointments for the period 21 May 2022 to 22 June 2022.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

13 OUR SOCIETY

13.1 STANDARD ACKNOWLEDGEMENT OF COUNTRY FOR NARRABRI SHIRE STRATEGIC DOCUMENTS**MINUTE 164/2022**

Moved: Cr Catherine Redding Seconded: Cr John Clements

- 1. That Council adopt, as its standard, the Acknowledgement of Country contained within this report.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

13.2 SECTION 7.12 CONTRIBUTIONS PLAN UPDATE - AMENDMENT TO SCHEDULE OF WORKS**MINUTE 165/2022**

Moved: Cr John Clements Seconded: Cr Greg Lamont

- 1. That Council endorses the amended "Section 7.12 Fixed Development Consent Levies Contributions Plan 2011" for the purposes of public exhibition.**
- 2. That Council place on public exhibition the "Section 7.12 Fixed Development Consent Levies Contributions Plan 2011" for a period of at least 28 days, and during the exhibition period call for and accept submissions from the public.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

14 OUR ENVIRONMENT**14.1 FUNDING APPLICATION TO THE LEARDS FOREST ENVIRONMENTAL TRUST INC.****MINUTE 166/2022**

Moved: Cr Brett Dickinson Seconded: Cr Greg Lamont

- 1. That Council receive and note the grant funding application received from Boggabri Golf Club for installation of solar panels.**
- 2. That Council note the application has been endorsed by the Leards Forest Environmental Trust Committee at its last meeting (26 May 2022).**
- 3. That Council approve the release of the funds, as detailed in the application and letter as attached to the report, from the Environmental portion of the VPA funding for Maules Creek, Tarrawonga and Boggabri Coal Mines.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

At 1:49 pm, Cr Greg Lamont left the meeting after declaring a pecuniary interest in relation to Item 14.2 (as the owner of the land subject to Development Modification DA2022/0017) and was not present at or in sight of the meeting during the consideration of the Item.

14.2 DEVELOPMENT SERVICES REPORT - MAY 2022**MINUTE 167/2022**

Moved: Cr John Clements Seconded: Cr Lisa Richardson

1. That Council receive and note the Development Services Report - May 2022.

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 6/0

At 1:50 pm, Cr Greg Lamont returned to the meeting.

14.3 DRAFT BURIALS ON PRIVATE LAND POLICY**MINUTE 168/2022**

Moved: Cr Lisa Richardson Seconded: Cr John Clements

1. That Council workshop the draft “Private Burials Policy” at a future Councillor Briefing.

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

At 1:55 pm, Cr Lisa Richardson left the meeting after declaring a non-pecuniary, non-significant interest in relation to Item 14.4 (as community member of and Treasurer for the Boggabri Chamber of Commerce) and was not present at or in sight of the meeting during the consideration of the Item

14.4 ADVICE OF VPA FUND EXPENDITURE FOR BOGGABRI CBD AND BUSINESS ACTIVATION PROJECT**MINUTE 169/2022**

Moved: Cr John Clements Seconded: Cr Greg Lamont

1. That Council receive and note the Report.

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont and Darrell Tiemens

Against: Nil

CARRIED 6/0

At 1:57 pm, Cr Lisa Richardson returned to the meeting.

14.5 2022/2023 ROADS CAPITAL PROGRAMS**MINUTE 170/2022**

Moved: Cr John Clements Seconded: Cr Brett Dickinson

1. That Council receive and note the proposed Roads Capital Programs for the 2022-23 Financial year.

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

14.6 TOWN CLOCKS MAINTENANCE**MINUTE 171/2022**

Moved: Cr John Clements Seconded: Cr Catherine Redding

- 1. That Council Approve the relocation of power supply at a cost of \$2,800.00 to be funded from the 2022-2023 Parks and Open Spaces budget.**
- 2. That Council approaches the Narrabri Old Gaol and Museum in relation to displaying the Narrabri Town Clock mechanism.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

15 OUR ECONOMY**15.1 CROWN LANDS - BOSTON STREET BRIDGE LICENCE****MINUTE 172/2022**

Moved: Cr Greg Lamont Seconded: Cr Lisa Richardson

- 1. That Council make representations to the Minister and to LGNSW as follows:**
 - a. Request the Minister to use the powers under section 12.15 of the *Crown Land Management Act* to waive the rent for the Boston Street bridge and to establish, as a principle, that where local government provides a non-commercial facility on Crown land for the sole purpose of a public benefit that rent be waived or alternatively a nominal rent be payable in perpetuity on demand; and**
 - b. Request LGNSW, on behalf of local government, to support Council's representations to the Minister.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

15.2 ECONOMIC DEVELOPMENT ACTIVITIES UPDATE - JUNE 2022**MINUTE 173/2022**

Moved: Cr John Clements Seconded: Cr Catherine Redding

- 1. That Council receive and note the Economic Development Section activities highlighted in this report.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

15.3 NARRABRI AND DISTRICT CHAMBER OF COMMERCE - 2022 BUSINESS AWARDS SPONSORSHIP PROPOSAL**MOTION**

Moved: Cr Lisa Richardson Seconded: Cr John Clements

1. That Council agree to become a major sponsor, to the value of \$15,000 for the 2022 Narrabri Business Awards.
2. That Council allocate the funding from 2021-2022 Economic Development budget for major sponsorship of 2022 Business Awards.

MOVE INTO COMMITTEE OF THE WHOLE**MINUTE 174/2022**

Moved: Cr Lisa Richardson Seconded: Cr John Clements

- 1. That Council suspend standing orders and move into Committee of the Whole.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

The Council moved into Committee of the Whole, the time being 2.46pm

MOVE OUT OF COMMITTEE OF THE WHOLE**MINUTE 175/2022**

Moved: Cr John Clements Seconded: Cr Darrell Tiemens

- 1. That Council resume standing orders and move out of Committee of the Whole.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

The Council moved out of Committee of the Whole, the time being 2.55pm.

MINUTE 176/2022**AMENDMENT**

Moved: Cr Catherine Redding Seconded: Cr Darrell Tiemens

- 1. That the sponsorship of the Narrabri and District Chamber of Commerce 2022 Business Awards be workshopped at the Councillor Briefing on 5 July 2022.**
- 2. That the Narrabri and District Chamber of Commerce be invited to attend the Councillor Briefing on 5 July 2022 to present on the intended use of the sponsorship funds.**
- 3. That Item 15.3 be brought back before the July 2022 Ordinary Council Meeting for a final decision.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

The Amendment upon being put was carried.

16 OUR CIVIC LEADERSHIP

16.1 INTERNAL LOAN ARRANGEMENT**MINUTE 177/2022**

Moved: Cr John Clements Seconded: Cr Darrell Tiemens

- 1. That Council finance the completed land acquisitions and water licence purchases for the Northern NSW Inland Port by way of an internal loan from Water Fund for \$2 million.**
- 2. That the fixed term loan to be repaid in quarterly instalments over 10 years at 4.45% per annum, subject to Ministerial Approval.**
- 3. That Council endorse the action to seek Ministerial Approval for the above arrangement.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

SUSPENSION OF STANDING ORDERS**MINUTE 178/2022**

Moved: Cr Ron Campbell Seconded: Cr Greg Lamont

- 1. That Council suspend standing orders for a break.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

The Council suspended Standing Orders, the time being 3.12 pm.

RESUMPTION OF STANDING ORDERS

MINUTE 179/2022

Moved: Cr Ron Campbell Seconded: Cr Greg Lamont

1. That Council resume standing orders.

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

The Council resumed Standing Orders, the time being 3.27pm.

16.2 INVESTMENT REPORT - MAY 2022**MINUTE 180/2022**

Moved: Cr Catherine Redding Seconded: Cr Brett Dickinson

1. That Council note the Investment Report for May 2022.

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

16.3 RISK MANAGEMENT POLICY AND PROCEDURE**MINUTE 181/2022**

Moved: Cr Brett Dickinson Seconded: Cr John Clements

1. That Council adopt the Risk Management Policy (Attachment 1) and the Risk Management Procedure (Attachment 2).

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

16.4 REVIEW OF AUDIT, RISK AND IMPROVEMENT COMMITTEE TERMS OF REFERENCE AND MEMBERSHIP**MINUTE 182/2022**

Moved: Cr Greg Lamont Seconded: Cr John Clements

- 1. That Council adopt the reviewed Audit, Risk and Improvement Committee (ARIC) Terms of Reference attached to this report.**
- 2. That Council reappoint the following current members of Council's Audit, Risk and Improvement Committee for a term of two (2) years:**
 - a. Chair – Grahame Marchant.**
 - b. Independent Member – Louise Gett.**
- 3. That the sitting fees for the Audit, Risk and Improvement Committee members be set as follows:**
 - a. Independent Chair \$2,000 per meeting (including travel).**
 - b. Independent member \$800 per meeting (including travel).**
- 4. That Council endorse the recruitment of an additional Independent Audit, Risk and Improvement Committee member through an Expression of Interest process.**
- 5. That Council note the proposed requirements of the draft Office of Local Government 'Risk management and internal audit for local councils in NSW' Guidelines.**
- 6. That Council receive copies of all ARIC Business Papers, Minutes, and other reports in closed Council under Confidential Cover (as per Attachment 1, page 33) and that this requirement be included in the Terms of Reference (Attachment 2).**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

16.5 MINUTES OF THE AUDIT, RISK AND IMPROVEMENT COMMITTEE**MINUTE 183/2022**

Moved: Cr John Clements Seconded: Cr Greg Lamont

- 1. That Council note the Minutes of the Audit, Risk and Improvement Committee meeting held on Monday, 9 May 2022.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

16.6 FUNDING RECEIVED FROM DEPARTMENT OF EDUCATION AND TRAINING**MINUTE 184/2022**

Moved: Cr Brett Dickinson Seconded: Cr Lisa Richardson

- 1. That Council note the funding received from the Department of Education and Training of \$117,640 for upskilling Council's outdoor workforce.**
- 2. That Council thanks the Work Health and Safety Business Partner for their efforts in this matter.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

16.7 2022/2032 COMMUNITY STRATEGIC PLAN**MINUTE 185/2022**

Moved: Cr Lisa Richardson Seconded: Cr Darrell Tiemens

- 1. That Council endorse the 2022/2032 Community Strategic Plan, as attached.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

16.8 2022/2023 OPERATIONAL PLAN AND 2022/2026 DELIVERY PROGRAM**MINUTE 186/2022**

Moved: Cr John Clements Seconded: Cr Darrell Tiemens

- 1. That Council adopt the 2022/2026 Delivery Program and 2022/2023 Operational Plan, as attached.**
- 2. That in relation to the report “2022/2023 Operational Plan and 2022/2026 Delivery Program”, Council make the following determinations:**
 - a. That in relation to ordinary rates, Council adopt the 0.7% annual maximum rate peg, as approved by the Independent Pricing and Regulatory Tribunal and in accordance with Section 494 of the Local Government Act.**
 - b. In addition to a above, Council adopt the full catch up in accordance with section 511 of the Local Government Act. Council make and levy the ordinary rates for the year 1 July 2022 to 30 June 2023, as per the attached Appendix A – 2022/2023 Revenue Policy.**
 - c. That in relation to the special rate, Council adopt the 0.7% annual maximum rate peg, as approved by the Independent Pricing and Regulatory Tribunal, and in accordance with Section 495 of the Local Government Act.**
 - d. In addition to c above, Council adopt the full catch up in accordance with Section 511 of the Local Government Act. Council make and levy the special rate for the year 1 July 2022 to 30 June 2023, as per the attached Appendix A – 2022/2023 Revenue Policy.**
 - e. That is relation to water supply charges; in accordance with section 501 and section 502 of the Local Government Act, Council make and levy the charges as per the attached Appendix A – 2022/2023 Revenue Policy.**
 - f. That is relation to sewerage service charges; in accordance with section 501 and section 502 of the Local Government Act, Council make and levy the charges as per the attached Appendix A - 2022/2023 Revenue Policy.**
 - g. That is relation to waste management charges; in accordance with section 496, section 501 and section 502 of the Local Government Act, Council make and levy the charges as per the attached Appendix A - 2022/2023 Revenue Policy.**
 - h. That in relation to interest on overdue rates and charges, Council make and impose the maximum charge for interest of 6.0% from 1 July 2022 to 30 June 2023 inclusive on overdue rates and charges as determined by the Minister for Local Government, in accordance with section 566(3) of the Local Government Act.**
 - i. That in relation to the exhibited fees and charges as per the attached Appendix B – 2022/2023 Fees and Charges, Council adopt the fees and charges for services provided by Council in accordance with section 502 of the Local Government Act.**
- 3. That Council note the submission(s) received and formally advise the party(ies), who made the written submission(s) on Council’s draft 2022/2026 Delivery Program and draft 2022/2023 Operational Plan, of Council’s decision on the matter.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

16.9 2022/2026 RESOURCING STRATEGY**MINUTE 187/2022**

Moved: Cr Catherine Redding Seconded: Cr Greg Lamont

- 1. That Council adopt the 2022/2026 Resourcing Strategy (and related attachments) as attached.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

16.10 2022/2026 DISABILITY INCLUSION ACTION PLAN**MINUTE 188/2022**

Moved: Cr John Clements Seconded: Cr Lisa Richardson

- 1. That Council adopt the 2022/2026 Disability Inclusion Action Plan, as attached.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

16.11 2022/2023 COUNCILLOR AND MAYORAL FEES**MINUTE 189/2022**

Moved: Cr Catherine Redding Seconded: Cr Brett Dickinson

- 1. That Council sets its Councillor fees for the 2022/2023 financial year at \$12,650, being the maximum fee available under the Local Government Remuneration Tribunal's 2022/2023 determination.**
- 2. That Council sets its Mayoral fee for the 2022/2023 financial year at \$27,600, being the maximum fee available under the Local Government Remuneration Tribunal's 2022/2023 determination.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

16.12 FACILITY MANAGEMENT PLANS

MINUTE 190/2022

Moved: Cr Greg Lamont Seconded: Cr Brett Dickinson

- 1. That Council note the progress on the preparation of Facilities Management Plans.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont,
Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

16.13 2022/2023 COMMUNITY GRANTS FUND**MINUTE 191/2022**

Moved: Cr Lisa Richardson Seconded: Cr Brett Dickinson

- 1. That Council under Section 356 of the Local Government Act 1993 allocate the following funding from the 2022/23 Community Grants Fund:**
 - a. CGF2223-002 - Killarney Classic Committee - Killarney Bike Classic 2022 - event assistance - \$1,000
 - b. CGF2223-005 - Narrabri Polocrosse Club Inc - Slashing of grounds - Australian Test Series Narrabri Junior Challenge and Carnival - \$1,000
 - c. CGF2223-009 - Eulah Creek Recreation Reserve Land Manager - Eulah Creek Machinery Day - BBQ and Canteen - \$1,060
 - d. CGF2223-003 - Narrabri and District Chamber of Commerce - Narrabri Christmas Tree - replacement of decorations - \$1,250
 - e. CGF2223-004 - Narrabri Meals on Wheels - Christmas in July - social event for clients, carers, and volunteers - \$1,425
 - f. CGF2223-008 - Wee Waa Public School P&C - Trivia Night and Auction 2022 - \$3,500
 - g. CGF2223-007 - Wee Waa & District Pony Club Inc - 2023 Zone 5 Pony Club Jamboree Competition - purchase of equipment - \$3,765
- 2. That the unsuccessful applicants be advised in writing of Council's decision.**
- 3. That it be noted that in the Attachments to Item 16.13, that the words "Narrabri Jockey Club" be replaced with "Narrabri Racecourse".**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

At 4:27pm, Cr Darrell Tiemens left the meeting.

At 4:27pm, Cr John Clements left the meeting.

At 4:29pm, Cr Darrell Tiemens returned to the meeting.

At 4:29pm, Cr John Clements returned to the meeting.

16.14 TURRAWAN ROAD SR061 AND OLD NARRABRI ROAD SR017 FUNDING**MINUTE 192/2022**

Moved: Cr Lisa Richardson Seconded: Cr Brett Dickinson

- 1. That Council note that the intersection of Turrawan Road and Old Narrabri Road will be upgraded following the availability of grant funding, as a priority.**
- 2. That Council note that works to upgrade 1.35km from the intersection of Turrawan Road on Old Narrabri Road will be undertaken following the availability of grant funding.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

16.15 ROADS AND PARKS STATUS REPORT**MINUTE 193/2022**

Moved: Cr Lisa Richardson Seconded: Cr Brett Dickinson

- 1. That Council note the Roads and Parks status report – June 2022.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

16.16 LOG OF AUTO-ARCHIVE ACCESS**MINUTE 194/2022**

Moved: Cr John Clements Seconded: Cr Catherine Redding

- 1. That Council note the Log of Auto-Archive report.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

At 4.35pm, Cr Catherine Redding left the meeting.

At 4.36pm, Cr Catherine Redding returned to the meeting.

16.17 RESOLUTIONS REGISTER- MAY TO JUNE 2022**MINUTE 195/2022**

Moved: Cr Greg Lamont Seconded: Cr Darrell Tiemens

- 1. That Council note the Resolutions Register as at 21 June 2022.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

SUPPLEMENTARY 1.1 DONATIONS IN LIEU OF ORDINARY RATES 2022/2023**MINUTE 196/2022**

Moved: Cr Catherine Redding Seconded: Cr Greg Lamont

- 1. That Council authorise the individual amounts totalling \$106,485.05 to be donated to community organisations in this report in accordance with the Donations in Lieu of Ordinary Rates Policy and section 356 of the *Local Government Act 1993*.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

17 CONFIDENTIAL (CLOSED COUNCIL) MEETING

At 4.43pm the Chairperson offered the opportunity to members of the public to make representations as to whether any part of the Council meeting should not be considered in Closed Council.

The Acting General Manager advised the Chairperson that no written public submissions or representation had been received as to whether or not part of the meeting should be closed to the public. The Chairperson asked any members of the Council whether any part of the meeting should not be considered in Closed Council.

MINUTE 197/2022

Moved: Cr John Clements Seconded: Cr Catherine Redding

That 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:

17.1 Purchase of Special Lease no 73034 Boggabri Bowling Club

This matter is considered to be confidential under Section 10A(2) - (d)(iii) 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, reveal a trade secret.

17.2 Shannon Estate - Sale of residential land

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

17.3 Recovery of costs in litigation

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

17.4 Contract 2022-2023/06 Bitumen Sealing

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.

17.5 Contract 2022-23/09 – Supply and Delivery of 7mm Precoated Aggregate, DGB20, Crusher Dust and Bedding Sand for Road Maintenance Works

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.

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

17.1 PURCHASE OF SPECIAL LEASE NO 73034 BOGGABRI BOWLING CLUB**MINUTE CO-198/2022**

Moved: Cr Lisa Richardson Seconded: Cr Greg Lamont

- 1. That Council apply to NSW Crown Lands to purchase the site of the former Boggabri Bowling Club for up to the assessed land value and obtain title in fee simple.**
- 2. That Council delegate authority to the General Manager to execute necessary documentation to make the application and complete the transaction.**
- 3. That Council classify the land as Operational Land in accordance with section 25 of the *Local Government Act 1993*.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

17.2 SHANNON ESTATE - SALE OF RESIDENTIAL LAND**MINUTE CO-199/2022**

Moved: Cr Catherine Redding Seconded: Cr Lisa Richardson

- 1. That Council adopt the Assessed Market Value as outlined in the attached confidential valuations as the minimum sale price for each remaining lot within Shannon Estate.**
- 2. That Council delegate authority to the General Manager and Mayor to accept offers for the purchase of the land at a price at or above the minimum sale price for each remaining lot and execute relevant documentation to complete the sale with Council's seal to be attached if required.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

MOVE INTO COMMITTEE OF THE WHOLE**MINUTE CO-200/2022**

Moved: Cr John Clements Seconded: Cr Catherine Redding

- 1. That Council suspend standing orders and move into Committee of the Whole.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson and Greg

Lamont

Against: Crs Lisa Richardson and Darrell Tiemens

CARRIED 5/2

The Council moved into Committee of the Whole, the time being 5.01pm.

MOVE OUT OF COMMITTEE OF THE WHOLE

MINUTE CO-201/2022

Moved: Cr John Clements Seconded: Cr Brett Dickinson

1. That Council resume standing orders and move out of Committee of the Whole.

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

The Council moved out of Committee of the Whole, the time being 5.10pm.

17.3 RECOVERY OF COSTS IN LITIGATION

MINUTE 202/2022

Moved: Cr John Clements Seconded: Cr Catherine Redding

1. That the General Manager prepare a draft policy for Council's consideration on the management of the recovery of costs in litigation matters as outlined in Option 2 of this report.

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

17.4 CONTRACT 2022-2023/06 BITUMEN SEALING**MINUTE CO-203/2022**

Moved: Cr Catherine Redding Seconded: Cr Brett Dickinson

- 1. That report “Contract 2022-2023/06 Bitumen Sealing” be received and noted and further that Council:**
 - a. Accept the tenders submitted, having regard to all the circumstances, the Tender Panel recommends that the most advantageous tenders for Council to accept for Contract 2022-23/06 for Bitumen Sealing for the period from 1 July 2022 to 30 June 2023 are from All Pavement Solutions Pty Ltd, Bitupave Limited T/A Boral Asphalt, BMR Quarries Pty Ltd, Ferworx Pty Ltd, Colas Australia Group, NSW Spray Seal Pty Ltd and Stabilised Pavements of Australia (SPA) and authorise the General Manager to sign the contract documents;**
 - b. Grant authority to the General Manager to assess and extend the term of the contract for a further one- or two-year period from 1 July 2023 until 30 June 2024 and from 1 July 2024 to 30 June 2025 subject to satisfactory performance.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

17.5 CONTRACT 2022-23/09 – SUPPLY AND DELIVERY OF 7MM PRECOATED AGGREGATE, DGB20, CRUSHER DUST AND BEDDING SAND FOR ROAD MAINTENANCE WORKS**MINUTE CO-204/2022**

Moved: Cr John Clements Seconded: Cr Lisa Richardson

- 1. That report “Contract 2022-23/09 – Supply and Delivery of 7mm Precoated Aggregate, DGB20, Crusher Dust and Bedding Sand for Road Maintenance Works” be received and noted and further to that:**
 - a. Having regard to all the circumstances, the Tender Panel recommends that Council, in accordance with Local Government Regulation 2021 (NSW), section 178, part 1 (b) decline to accept any of the tenders. On the basis that seeking fresh tenders would allow Council a wider selection of companies to ensure Council attains competitive pricing and a wider range of supply options.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

RESOLUTIONS PASSED IN CLOSED COUNCIL

MINUTE CO-205/2022

Moved: Cr Lisa Richardson Seconded: Cr Greg Lamont

- 1. That Council move out of Closed (Public Excluded) Meeting and that the resolutions from the Closed (Public Excluded) Meeting be read out to those present by the Chair of the Meeting or their nominee.**

In Favour: Crs Ron Campbell, Catherine Redding, John Clements, Brett Dickinson, Greg Lamont, Lisa Richardson and Darrell Tiemens

Against: Nil

CARRIED 7/0

The Council moved into open session at 5.14pm and the General Manager read out to those present the resolutions of the Closed (Public Excluded) Meeting.

18 MEETING CLOSED

The Meeting closed at 5.16 pm.

The minutes of this meeting are scheduled to be confirmed at the Ordinary Council Meeting to be held on 26 July 2022.

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CHAIRPERSON