

**MINUTES OF NARRABRI SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE NARRABRI SHIRE COUNCIL CHAMBERS, 46-48 MAITLAND STREET, NARRABRI
ON TUESDAY, 28 SEPTEMBER 2021 AT 1.04PM**

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

IN ATTENDANCE: Stewart Todd (General Manager), Lindsay Mason (Director Corporate and Community Services), Eloise Chaplain (Acting Director Infrastructure Delivery), Andrew Brown (Director Planning, Strategy and People), Delece Hartnett (Minute Clerk).

At the request of the Mayor Campbell, who was attending the Meeting remotely, Cr Staines assumed chairpersonship of the Meeting.

Proceedings of the meeting commenced at 1.04pm.

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

Members and officers were upstanding for the opening prayer read by Chairperson Cr Staines.

2 ACKNOWLEDGEMENT OF COUNTRY

Chairperson Cr Staines acknowledged the Traditional Owners of the land on which the Council met, the Kamilaroi 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

Nil.

5 DECLARATION OF PECUNIARY AND NON- PECUNIARY INTERESTS

Nil.

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

MINUTE 153/2021

Moved: Cr Maxine Booby Seconded: Cr Robert Kneale

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

- **14.1 Compulsory acquisition of land from Richard and Katriona Penrose - Rangari Road - Barneys Spring Creek Bridge Construction Works**

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

Against: Nil

CARRIED 8/0

7 PRESENTATIONS

Nil.

8 CONFIRMATION OF MINUTES

MINUTE 154/2021

Moved: Cr Lloyd Finlay Seconded: Cr Catherine Redding

That the minutes of Ordinary Meeting of the Narrabri Shire Council held on 24 August 2021 comprising Minute Nos 137/2021 to 152/2021 as circularised be confirmed and signed as a correct record by the Mayor.

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

Against: Nil

CARRIED 8/0

9 MAYORAL MINUTE

9.1 MAYORAL MINUTE - MAYORAL APPOINTMENTS FOR AUGUST/SEPTEMBER 2021**MINUTE 155/2021**

Moved: Mayor Ron Campbell

1. That Council note the Mayoral Appointments for the period August/September 2021.

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

Against: Nil

CARRIED 8/0

MINUTE 156/2021

Moved: Cr Cameron Staines Seconded: Cr Annie McMahon

That Council bring forward Agenda Item 13.1 – Creation of the Office of Deputy Mayor, and that this matter be dealt with the next item on the Agenda.

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

Against: Nil

CARRIED 8/0

13.1 CREATION OF THE OFFICE OF DEPUTY MAYOR**MINUTE 157/2021**

Moved: Cr Lloyd Finlay Seconded: Cr Ron Campbell

- 1. That Council create the Office of Deputy Mayor.**
- 2. That Council set the term of the Office of Deputy Mayor to expire at the termination of this current term of Council.**
- 3. That Council elect the Deputy Mayor by way of open voting, if more than one (1) nomination for Deputy Mayor is received.**

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

Against: Nil

CARRIED 8/0

Cr Staines vacated the Chair.

The General Manager assumed the role of Returning Officer.

The Returning Officer, being the General Manager, received two (2) nominations for the Office of Deputy Mayor, that being for Cr Redding and Cr Staines.

The Returning Officer then conducted the election for Deputy Mayor via open voting. At this time the vote was tied, four (4) votes for Cr Redding and four (4) votes for Cr Staines.

The Returning Officer declared a tie.

The Returning Officer then chose by lot Cr Redding; at this time Cr Redding was declared Deputy Mayor for the remainder of the current term of Council.

Cr Redding assumed chairpersonship of the Meeting.

10 OUR SOCIETY**10.1 SECTION 7.12 CONTRIBUTIONS PLAN - AMENDED SCHEDULE OF WORKS ADOPTION****MINUTE 158/2021**

Moved: Cr Maxine Booby Seconded: Cr Robert Kneale

- 1. That Council adopt the draft amended Schedule of Works to the Narrabri Shire Section 7.12 Development Consent Levies Contributions Plan as attached to this report.**

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

Against: Nil

CARRIED 8/0

11 OUR ENVIRONMENT

11.1 SECTOR-WIDE CAMPAIGN ON INFRASTRUCTURE CONTRIBUTIONS REFORMS**MINUTE 159/2021**

Moved: Cr Robert Kneale Seconded: Cr Maxine Booby

- 1. That Council calls on the NSW Government to withdraw the Environmental Planning and Assessment Amendment (Infrastructure Contributions) Bill 2021 (the Bill) from the NSW Parliament.**
- 2. That Council calls on the NSW Government to undertake further consultation with the local government sector on any proposed reforms to the infrastructure contributions system.**
- 3. That Council calls on the NSW Government to de-couple the Independent Pricing and Regulatory Tribunal led review of the rate peg to include population growth from the infrastructure contributions reforms.**
- 4. That Council writes to the local State Member Mr Roy Butler MP, the Premier the Hon Gladys Berejiklian MP, Treasurer the Hon Dominic Perrottet MP, Minister for Planning and Public Spaces the Hon Rob Stokes MP and Minister for Local Government the Hon Shelley Hancock MP seeking them to withdraw the Bill.**
- 5. That Council affirms its support to LGNSW and requests LGNSW continue advocating on its behalf to protect local government from any amendments to infrastructure contributions which leaves councils and communities exposed to expending ratepayer funds on new infrastructure made necessary by new development, currently the responsibility of developers.**

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

Against: Nil

CARRIED 8/0

12 OUR ECONOMY

Nil reports.

13 OUR CIVIC LEADERSHIP**13.2 DELEGATION OF AUTHORITY - MAYOR AND DEPUTY MAYOR****MINUTE 160/2021**

Moved: Cr Lloyd Finlay Seconded: Cr Maxine Booby

- 1. That the delegations of authority for the Mayor as attached to this report be adopted.**

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

Against: Nil

CARRIED 8/0

13.3 ANNUAL APPOINTMENT TO COUNCIL COMMITTEES**MINUTE 161/2021**

Moved: Cr Maxine Booby Seconded: Cr Lloyd Finlay

- 1. That Council extend current Councillor delegates representation to its various Advisory and Special Purpose Committees until the end of the current Council term.**

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

Against: Nil

CARRIED 8/0

Advisory Committee	2020/2021 Delegates
Access and Inclusion Committee	<i>Member: Clr Redding</i> <i>Member: Clr Staines</i>
Crime Prevention Advisory Committee	<i>Member: Clr Kneale</i> <i>Member: Clr Redding</i> <i>Alternate: Clr Staines</i>
Floodplain Management Advisory Committee	<i>Member: Clr Campey</i> <i>Member: Clr Kneale</i> <i>Member: Clr Booby</i>
Narrabri Airport Advisory Committee	<i>Member: Clr Staines</i> <i>Member: Clr Booby</i> <i>Alternate: Clr McMahon</i>

Advisory Committee	2020/2021 Delegates
Saleyards Advisory Committee	<i>Member: Clr Booby</i> <i>Member: Clr Staines</i> <i>Alternate: Clr Campey</i>
The Crossing Theatre Advisory Committee	<i>Member: Clr Redding</i> <i>Member: Clr Kneale</i> <i>Alternate: Clr Staines</i>

Section 355 Committee	2020/2021 Member(s)
Section 355 Gwabegar Hall Committee	<i>Member: Clr Booby</i>

Special Purpose Committee	2020/2021 Member(s)
Audit, Risk & Improvement Committee	<i>Member: Clr Staines</i>
Local Traffic Committee	<i>Member: Clr Booby</i> <i>Alternate: Clr Campey</i>

13.4 ANNUAL APPOINTMENT OF COUNCIL DELEGATES

MINUTE 162/2021

Moved: Cr Robert Kneale Seconded: Cr Ron Campey

- That Council extend the appointment of delegates to the various external bodies or organisations, requesting or requiring Council representation until the end of the current Council term.**

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

Against: Nil

CARRIED 8/0

Name of Body/Organisation	2020/2021 Delegates
Central Northern Libraries Committee	<i>Delegate: Clr Redding</i> <i>Alternate: Clr Booby</i>
Joint Regional Planning Panel (JRPP)	<i>Delegate: Clr Staines</i> <i>Delegate: Clr Kneale</i> <i>Alternate: Clr Campey</i>
Lillian Hulbert Memorial Prize Committee	<i>Delegate: Mayor</i>
Leards Forest Environmental Trust Committee	<i>Delegate: Cr Finlay</i> <i>Alternate: Cr Kneale</i>

Name of Body/Organisation	2020/2021 Delegates
Myall Creek Memorial Committee	<i>Delegate: Clr Redding Delegate: Clr McMahon Alternate: Clr Booby</i>
Namoi Water	<i>Delegate: Clr Redding Alternate: Clr McMahon</i>
Narrabri Bush Fire Management Committee	<i>Delegate: Clr Staines Alternate: Clr McMahon</i>
Narrabri Hospital Advisory Committee	<i>Delegate: Clr Redding Alternate: Clr McMahon</i>
Wee Waa Hospital Advisory Committee	<i>Delegate: Clr Booby Alternate: Clr McMahon</i>

Community Consultative Committees (CCC)

Name of Body/Organisation	2020/2021 Delegates
Boggabri Coal Community Consultation Committee	<i>Delegate: Clr Kneale Alternate: Clr Finlay</i>
Maules Creek Coal Mine Community Consultative Committee	<i>Delegate: Clr Kneale Alternate: Clr Finlay</i>
Narrabri Coal Mine Community Consultative Committee	<i>Delegate: Clr Redding Alternate: Clr Campey</i>
Narrabri Gas Project Community Consultative Committee	<i>Delegate: Clr Redding Delegate: Clr Kneale Alternate: Clr Campey</i>
Tarrawonga Coal Mine Community Consultative Committee	<i>Delegate: Clr Finlay Alternate: Clr Redding</i>
Vickery Coal Mine Community Consultative Committee	<i>Delegate: Clr Redding Alternate: Clr Finlay</i>
Western Slopes Pipeline Community Consultative Committee	<i>Delegate: Clr Kneale Alternate: Clr Booby</i>
Inland Rail N2N	<i>Delegate: Clr Staines Alternate: Clr McMahon</i>

At 1.26pm the General Manager tabled correspondence from Whitehaven Coal that requested a Council Delegate be appointed to the Whitehaven Coal Sponsorship Committee.

MINUTE 163/2021

Moved: Cr Maxine Booby Seconded: Cr Annie McMahon

- That Council deal with correspondence from Whitehaven Coal and appoint a Delegate to the Whitehaven Coal Sponsorship Committee, as an urgent matter, requiring a decision prior to the next ordinary meeting of Council.**

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

Against: Nil

CARRIED 8/0

Cr Redding as Chairperson, ruled that the Council's appointment to the Whitehaven Coal Sponsorship Committee as business to be considered as a matter of urgency.

The Chairperson then called for nominations by Councillors from the floor as Council delegates to the Committee.

MINUTE 164/2021

Moved: Cr Lloyd Finlay Seconded: Cr Maxine Booby

- 1. That Council appoint as its delegate to the Whitehaven Coal Sponsorship Committee, Cr Staines; with Cr McMahon as alternate delegate.**

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

Against: Nil

CARRIED 8/0

Name of Body/Organisation	2020/2021 Delegates
Whitehaven Coal Sponsorship Committee	<i>Delegate: Cllr Staines</i> <i>Alternate: Cllr McMahon</i>

13.5 ORDINARY COUNCIL MEETING DATES 2021/2022**MINUTE 165/2021**

Moved: Cr Annie McMahon Seconded: Cr Ron Campey

- 1. That Council set the ensuing 12-month schedule for Ordinary Council Meetings, for the 2021/2022 year, being:**
 - a. Tuesday 26 October 2021**
 - b. Tuesday 23 November 2021**
 - c. Tuesday 11 January 2022**
 - d. Tuesday 22 February 2022**
 - e. Tuesday 22 March 2022**
 - f. Tuesday 26 April 2022 (Avoids Easter - 18 April 2022)**
 - g. Tuesday 24 May 2022**
 - h. Tuesday 28 June 2022**
 - i. Tuesday 26 July 2022**
 - j. Tuesday 23 August 2022**
 - k. Tuesday 27 September 2022**

- 2. That Council set the commencement time for Ordinary Council Meetings to be 1:00pm.**

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

Against: Nil

CARRIED 8/0

13.6 DELEGATES REPORT - MEDICAL PROFESSIONALS HOUSING COMMITTEE MEETING, WEE WAA - 6 SEPTEMBER 2021**MINUTE 166/2021**

Moved: Cr Maxine Booby Seconded: Cr Robert Kneale

- 1. That Council note Cr Booby's Delegates Report from the Medical Professionals Housing Committee Meeting held on Monday 6 September 2021.**

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

Against: Nil

CARRIED 8/0

13.7 INVESTMENT REPORT - AUGUST 2021**MINUTE 167/2021**

Moved: Cr Robert Kneale Seconded: Mayor Ron Campbell

1. That Council note the Investment Report for August 2021.

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

Against: Nil

CARRIED 8/0

13.8 DONATION IN LIEU OF ORDINARY RATES**MINUTE 168/2021**

Moved: Cr Cameron Staines Seconded: Cr Robert Kneale

**1. That Council authorise the amount of 3,166.42 to be donated to community organisation
2 MAX FM Community Radio in accordance with the Donations in Lieu of Ordinary Rates
Policy and section 356 of the *Local Government Act 1993*.****2. That Council note the budget allocation for the donations in Lieu of Ordinary Rates is
now exhausted.**

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

Against: Nil

CARRIED 8/0

14 CONFIDENTIAL (CLOSED COUNCIL) MEETING

MINUTE 169/2021

Moved: Cr Maxine Booby Seconded: Cr Lloyd Finlay

That at 1.42pm 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:

14.1 Compulsory acquisition of land from Richard and Katriona Penrose - Rangari Road - Barneys Spring Creek Bridge Construction Works

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.

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

Against: Nil

CARRIED 8/0

14.1 COMPULSORY ACQUISITION OF LAND FROM RICHARD AND KATRIONA PENROSE - RANGARI ROAD - BARNEYS SPRING CREEK BRIDGE CONSTRUCTION WORKS**MINUTE 170/2021**

Moved: Cr Annie McMahon Seconded: Cr Lloyd Finlay

1. That Council proceed with the compulsory acquisition of the land described as Lot 1 in Deposited plan 1244473 being part of Lot 1 in Deposited Plan 1187351; and Lot 2 in Deposited Plan 1244473 being part Lot C in Deposited Plan 431899 being part of Auto Consol 13842-146 for \$18,165 for the purpose of reconstruction of the Barneys Spring Creek Road Construction in accordance with the requirements of the Land Acquisition (Just Terms Compensation) Act 1991.
2. That Council make an application to the Minister and the Governor for the approval to acquire Lot 1 in Deposited plan 1244473 being part of Lot 1 in Deposited Plan 1187351; and Lot 2 in Deposited Plan 1244473 being part Lot C in Deposited Plan 431899 being part of Auto Consol 13842-146 by compulsory process under section 177(2)(b) of the Roads Act 1993.
3. That Council approve the payment of Compensation of \$18,165 to Mr Richard and Mrs Katriona Penrose, already remitted, as agreed under the Deed of Agreement.
4. That Council apply its Common Seal to any necessary documents relating to this acquisition.
5. This resolution is intended to replace and supersede Council's previous resolution 138/2021 on the same matter.

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

Against: Nil

CARRIED 8/0

MINUTE 171/2021

Moved: Cr Maxine Booby Seconded: Cr Annie McMahon

1. That at 1.47pm 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, Cameron Staines, Maxine Booby, Ron Campey, Lloyd Finlay, Robert Kneale, Annie McMahon and Catherine Redding

Against: Nil

CARRIED 8/0

15 MEETING CLOSED

The Meeting closed at 1.48pm.

The minutes of this meeting are scheduled to be confirmed at the Ordinary Council Meeting to be held on 26 October 2021.

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MAYOR