

**COONAMBLE**  
SHIRE COUNCIL

**MINUTES**

**Ordinary Council Meeting  
Wednesday, 12 April 2023**

**MINUTES OF COONAMBLE SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE SHIRE CHAMBER, COONAMBLE  
ON WEDNESDAY, 12 APRIL 2023 AT 4.30 PM**

**PRESENT:** Mayor Tim Horan, Deputy Mayor Ahmad Karanouh, Cr Karen Churchill, Cr Pat Cullen, Cr Bill Fisher, Cr, Cr Terence Lees, Cr Brian Sommerville

Cr Adam Cohen attended via Video Link

**IN ATTENDANCE:** Paul Gallagher (General Manager), Bruce Quarmby (Director Corporate Services), Dirk Jol (Acting Manager Infrastructure), David Levick (Acting Manager Economic Development & Growth), Marina Colwell (Executive Support Officer)

## **1 OPENING MEETING**

The Mayor opened the meeting at 4.34 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 2023/47

Moved: Cr Fisher

Seconded: Cr Churchill

**That the apology from Cr Barbara Deans be noted and approved.**

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0**

#### 5 DEPUTATION/DELEGATIONS

#### 6 CONFIRMATION OF MINUTES

##### RESOLUTION 2023/48

Moved: Deputy Mayor Ahmad Karanouh

Seconded: Cr Terence Lees

**That the minutes of the Ordinary Meeting of the Coonamble Shire Council held on Wednesday, 8 March 2023 be confirmed as a correct record of the proceedings of the meeting.**

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0**

#### 7 DISCLOSURES OF CONFLICTS OF INTEREST

Cr Horan declared a pecuniary interest in item 12.5 Coonamble Shire Council Waste Collection Contract as his sister has an interest in the current Waste Collection contract, and he advised he would leave the room and not partake Item 1 of the recommendation and he would return for item 2.

**8 MAYORAL MINUTE****MAYORAL MINUTE****RESOLUTION 2023/49**

Moved: Mayor Tim Horan

Seconded: Deputy Mayor Ahmad Karanouh

**That the Mayoral Minute be received as a Verbal Report.**

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, 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 CORRESPONDENCE****RESOLUTION 2023/50**

Moved: Cr Terence Lees

Seconded: Cr Bill Fisher

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

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0**

## 10.2 COUNCIL RESOLUTIONS UPDATE

### RESOLUTION 2023/51

Moved: Cr Karen Churchill

Seconded: Cr Bill Fisher

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

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0**

## 10.3 COMMUNITY SERVICES REPORT

### RESOLUTION 2023/52

Moved: Cr Terence Lees

Seconded: Cr Brian Sommerville

**That Council note the information contained in the Community Services Progress Report.**

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0**

## 10.4 STATUS OF INVESTMENTS - MARCH 2023

### RESOLUTION 2023/53

Moved: Cr Bill Fisher

Seconded: Deputy Mayor Ahmad Karanouh

**That Council notes the list of investments from 01 March 2023 to 31 March 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, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0**

**10.5 RATES AND CHARGES COLLECTIONS - MARCH 2023****RESOLUTION 2023/54**

Moved: Cr Pat Cullen

Seconded: Cr Terence Lees

**That Council notes the information provided in the report.**

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0****10.6 ECONOMIC DEVELOPMENT & GROWTH - PROGRESS REPORT****RESOLUTION 2023/55**

Moved: Deputy Mayor Ahmad Karanouh

Seconded: Cr Bill Fisher

**That the contents of this report be noted.**

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0****10.7 SALEYARDS REPORT- 31 MARCH 2023****RESOLUTION 2023/56**

Moved: Cr Karen Churchill

Seconded: Cr Pat Cullen

**That Council note the information provided in this report.**

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0**

**10.8 ENVIRONMENT AND STRATEGIC PLANNING PROGRESS REPORT****RESOLUTION 2023/57**

Moved: Cr Terence Lees

Seconded: Cr Brian Sommerville

**That Council note the information contained within the Environmental and Strategic Planning Progress Report.**

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0**

**10.9 APPLICATIONS FOR FINANCIAL ASSISTANCE UNDER COUNCIL'S DONATIONS POLICY****RESOLUTION 2023/58**

Moved: Deputy Mayor Ahmad Karanouh

Seconded: Cr Karen Churchill

**That Council resolves to provide financial assistance to the Coonamble Golf Club in the amount of \$5,000.00.**

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0**

**10.10 DRAFT OPERATIONAL PLAN ACTION ITEMS****RESOLUTION 2023/59**

Moved: Cr Karen Churchill

Seconded: Cr Terence Lees

- 1. That Council notes the information contained in this report.**
- 2. That Council adopt 'in principle' the draft Operational Plan 2023 / 2024's action items.**
- 3. That these action items along with the remaining components of the entire Operational Plan 2023 / 2024 be placed on public exhibition for 28 days prior to its final adoption by Council no later than 30 June 2023.**

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0**

**10.11 INFRASTRUCTURE SERVICES - WORKS IN PROGRESS****RESOLUTION 2023/60**

Moved: Deputy Mayor Ahmad Karanouh

Seconded: Cr Karen Churchill

**That Council note the information in this report.**

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0**

**10.12 TOORAWEEAH ROAD UPGRADE - MONTHLY STATUS UPDATE****RESOLUTION 2023/61**

Moved: Cr Bill Fisher

Seconded: Cr Karen Churchill

**That the information be received and noted.**

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0**



### 10.13 POOL OPERATIONS

#### RESOLUTION 2023/62

Moved: Cr Bill Fisher

Seconded: Cr Terence Lees

#### That Council

1. Resolves not to pursue unsupervised access to Coonamble and Gulargambone aquatic facilities.
2. Seek tenders for contractors to manage both facilities.
3. Review the operation of the Quambone facility including particularly remote camera security and alarms linked to on call staff.

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0**

### 10.14 STREET TREES

#### RESOLUTION 2023/63

Moved: Cr Karen Churchill

Seconded: Cr Bill Fisher

#### That Council

1. Receive and note the draft Coonamble Street Tree Transition Plan 2033.
2. Council place the Coonamble Street Tree Transition Plan 2033 on public exhibition and workshop the plan concept with the community and local Chamber of Commerce, with a further report to be provided to Council following the consultation.
3. Note the proposal to draft a Quambone and Gulargambone Street Tree Transition Plans 2033 in the near future.
4. Note that the bougainvillea's will be planted on a "T" shaped trellis adjacent to the footpath at 67 Aberford Street, Coonamble.
5. That the budget for street trees be considered for an increase in the draft budget and the time frame for the program be reduced by five (5) years.
6. That tree planting be considered in the main street where there are no awnings.

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0**

**10.15 COONAMBLE CEMETERY****RESOLUTION 2023/64**

Moved: Cr Pat Cullen

Seconded: Cr Bill Fisher

**That Mrs Rogan's donation and the beautification works be noted.**

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0****10.16 WHEEL STOPS - CASTLEREAGH STREET, COONAMBLE****RESOLUTION 2023/65**

Moved: Deputy Mayor Ahmad Karanouh

Seconded: Cr Pat Cullen

**That Council:**

- 1. Receive and note the results of the Wheel Stop Survey.**
- 2. Seek quotations to undertake the replacement of the wheel stops with concrete wheel stops potentially painted white or the Ochre Orange in line with Councils branding to improve visibility.**
- 3. Line mark the parking bays in conjunction with the replacement of the wheel stops.**
- 4. Note that the cost for these works are estimated to be \$50 000.00 and to be funded from the sealed urban roads capital renewal budget for 2022 – 2023.**
- 5. That Councillors view a sample of the proposed wheel stop prior to purchasing.**

In Favour: Crs Tim Horan, Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees, Brian Sommerville

Against: Nil

**CARRIED 8/0****11 NOTICES OF MOTIONS/QUESTIONS WITH NOTICE/RESCISSION MOTIONS**

Nil

At 5.47 pm Council breaks for tea.

Council resumes the meeting at 6.15 pm in closed session.

**12 CONFIDENTIAL MATTERS****RESOLUTION 2023/66**

Moved: Deputy Mayor Ahmad Karanouh

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 Gulargambone Pool**

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.

**12.2 Master Inland Rail Development Agreement (MIRDA)**

This matter is considered to be confidential under Section 10A(2) - 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 information that would, if disclosed, prejudice the maintenance of law.

**12.3 Site considerations for the Coonamble Artesian Bathing Experience - and potential alternatives**

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 Coonamble and Gulargambone Waste Facility**

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).

**12.5 Coonamble Shire Council Waste Collection Contract.**

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**

## 12.1 GULARGAMBONE POOL

### RESOLUTION 2023/67

Moved: Cr Bill Fisher

Seconded: Cr Terence Lees

**That Council note the response in respect of the addresses to Council and Coonamble Times article.**

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

Against: Nil

**CARRIED 8/0**

**12.2 MASTER INLAND RAIL DEVELOPMENT AGREEMENT (MIRDA)****RESOLUTION 2023/68**

Moved: Cr Bill Fisher

Seconded: Cr Terence Lees

**That Council endorse the draft Master Inland Rail Development Agreement (MIRDA) between Coonamble Shire Council and the Australian Rail Track Corporation (ARTC), save and except clause 5.3 Contamination, for execution by the General Manager.**

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

Against: Nil

**CARRIED 8/0**

**12.3 SITE CONSIDERATIONS FOR THE COONAMBLE ARTESIAN BATHING EXPERIENCE - AND POTENTIAL ALTERNATIVES****RESOLUTION 2023/69**

Moved: Cr Karen Churchill

Seconded: Deputy Mayor Ahmad Karanouh

**That Council resolve to:**

- 1. Continue with Option A ( the Golf Club site) as the preferred site until all land tenure issues are exhausted.**
- 2. Continue with investigations of other potential sites in the event that Option A ( the Golf Club site) does not come to fruition.**

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

Against: Nil

**CARRIED 8/0**

Council staff – Bruce Quarmby, Dirk Jol, David Levick and Marina Colwell left the meeting at 7.30pm and did not return.

**12.4 COONAMBLE AND GULARGAMBONE WASTE FACILITY****RECOMMENDATION**

**That Council resolve to:**

- 1. Extend the Castlereagh Hire contract for a period of three (3) months from 1 July 2023 and then offer a month by month contract up to and no later than 30 December 2023.**
- 2. Develop a plan for Council to run and operate the waste facilities in-house with its own day labour and plant, with a report to be presented back to Council within the next quarter.**

Mayor Horan declared an interest in item one (1) and left the room whilst the matter was discussed. The Mayor vacated the chair and the Deputy Mayor Karanouh to the chair for discussions on the item.

At 7.55 pm, Mayor Tim Horan left the meeting.

**12.5 COONAMBLE SHIRE COUNCIL WASTE COLLECTION CONTRACT.****RESOLUTION 2023/70**

Moved: Cr Karen Churchill

Seconded: Cr Bill Fisher

**That Council resolve:**

- 1. To call for quotations for waste collection to 30 June 2024.**

In Favour: Crs Karen Churchill, Adam Cohen, Pat Cullen, Bill Fisher, Ahmad Karanouh, Terence Lees and Brian Sommerville

Against: Nil

**CARRIED 7/0**

Mayor Horan returned to the meeting and took the chair for discussions on item two (2).

**RESOLUTION 2023/71**

Moved: Cr Karen Churchill  
Seconded: Cr Bill Fisher

**2. That staff investigate the options for council to run and operate the waste collection in-house, with a report to be presented back to council within the next quarter.**

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

Against: Nil

**CARRIED 8/0**

**RESOLUTION 2023/72**

Moved: Cr Karen Churchill  
Seconded: Cr Brian Sommerville

**That Council moves out of Closed Council into Open Council at 8.25pm.**

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

Against: Nil

**CARRIED 8/0**

Cr Fisher and Cr Lees left the room after returning from closed section to attend a bushfire.

**13 CONCLUSION OF THE MEETING**

**The Meeting closed at 8.32pm.**

**The minutes of this meeting were confirmed at the Council held on 10 May 2023.**

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**CHAIRPERSON**