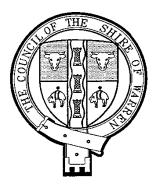
MINUTES

ORDINARY MEETING



WARREN SHIRE COUNCIL

THURSDAY 22ND SEPTEMBER 2016

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 22nd September 2016 commencing at 9.38 am

Present:		
COUNCILLORS	NRF Wilson OAM	Chair
	MJ Quigley	
	KL Walker	
	MJ Beach	
	HJ Druce	
	BD Williamson	
	SJ Derrett	
	RJ Higgins	
	KR Irving	
	AJ Brewer	
	P Serdity	
STAFF MEMBERS	A Wielinga	General Manager
	D Arthur	Manager Finance and Administration
	M Stephens	Manager Health and Development Services
	T Wark	Water and Sewer Manager
	D McCloskey	Operations Manager

APOLOGIES

An apology was tendered on behalf of Councillor KW Taylor who was absent due to external commitments, and it was **MOVED** Serdity/Williamson that a leave of absence for the member concerned be granted.

Carried
230.9.16

CONFIRMATION OF MINUTES

MOVED Beach/Quigley that the Minutes of the Ordinary Meeting of Council held on Thursday 25th August 2016 be adopted as a true and correct record of that Meeting.

Carried 231.9.16

DELEGATES AND COMMITTEES

Manex

MOVED Wilson OAM/Serdity that the Minutes of the Meeting of Manex held on Wednesday, 16th August 2016 be received and noted.

Carried 232.9.16

(C14-3.4)

GENERAL MANAGER'S REPORTS

Item 1	Outstanding Reports Checklist	(C14-7.4)
	Serdity/Williamson that the information be received and noted the an asterisk be deleted.	and that the items
		Carried
		233.9.16
Item 2	Committee/Delegates Meetings	(C14-2)
MOVED	Williamson/Beach that the information be received and noted.	
		Carried
		234.9.16

MORNING TEA

EA-A

At this point in the meeting, the time being 10.20 am, Council adjourned for Morning Tea.

RESUMPTION

The meeting resumed at 10.50 am with all Councillors present.

Item 3 Local Government Amendment (Governance and Planning) Bill – 2016 (L5-10.2/1)

MOVED Serdity/Brewer that the information be received and noted.

		Carried 235.9.16
Item 4 U	nion Picnic Day	(S12-2.1)
MOVED Willian	nson/Derrett that the information be received and noted.	Carried 236.9.16

In recognition of the Warren Healthy Town Challenge and to keep awareness of a healthy lifestyle, Council will be standing while dealing with one (1) item of each business paper. Council stood for the following item.

Item 5 Returns – Disclosing Interest (A7-9)

MOVED Higgins/Druce that Council note the tabling of the returns disclosing interests of Councillors and designated persons for 12 months ending 30th June, 2016.

Carried 237.9.16

• •

GENERAI	L MANAGER'S REPORTS CON	NTINUED
Item 6	Local Government NSW Annual Conference	(S6-4)
MOVED (Quigley/Derrett that the information be received and noted.	Carried 238.9.16
Item 7	2016 Local Government Elections – Hit the Ground Councillor Workshops	Running (C14-5.4)
MOVED E	Beach/Druce that the information be received and noted.	Carried 239.9.16
MANAGE	R FINANCE AND ADMINISTRATION'S REPORTS	
Item 1	Reconciliation Certificate	(B1-10.13)
	Quigley/Serdity that the Statements of Bank Balances and Investment 6 be received and adopted.	s as at 31st
C		Carried 240.9.16
Item 2	Statement of All Outstanding Rates as at 9 th September 2016	(R1-4)
MOVED S	erdity/Williamson that the information be received and noted.	Carried 241.9.16
Item 3	Internally Restricted Funds as at 30 th June 2016	(A1-4.34)
	Serdity/Derrett that the transfer to/from internal restricted funds as a ted and approved.	t 30 th June
		Carried 242.9.16
Item 4	Review of Council's 2015/2016 Operations	(A1-4.34)
	Irving/Williamson that the information on Council's audited	financial
statements	for the period ending 30 th June 2016 be received and noted.	Carried

Carried 243.9.16

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 22nd September 2016 commencing at 9.38 am

MANAGEI	R FINANCE AND ADMINISTRATION'S REPORTS	CONTINUED
Item 5	Financial Assistance Grant 2016/2017	(L5-5.2/37)
MOVED W	/illiamson/Beach that the information be received and noted.	Carried 244.9.16
Item 6 Item 7	Reconciliation of General Rates Levied 2015/16 Reconciliation of General Rates Levied 2016/17	(R1-6.2) (R1-6.2)
MOVED W	Villiamson/Quigley that the information be received and noted	Carried 245.9.16
MANAGEI	R ENGINEERING SERVICES REPORTS	
Item 1	Works Progress Report – Roads Branch	(C14-7.2)
MOVED W	/illiamson/Beach that the information be received and noted.	Carried 246.9.16
Item 2	Works Progress Report – Water & Sewerage	(C14-7.2)
MOVED B	each/Derrett that the information be received and noted	Carried 247.9.16
Item 3	Works Progress Report – Town Services	(C14-7.2)
MOVED B	each/Druce that the information be received and noted.	Carried 248.9.16
Item 4	Works Progress Report – Fleet Branch	(C14-7.2)
MOVED W	Villiamson/Beach that the information be received and noted.	Carried 249.9.16
Item 5	Traffic Information	(T 5-4)
No report th	is month.	

MANAGE	CR ENGINEERING SERVICES REPORTS	CONTINUED
Item 6	Grain Harvest Management Scheme 2014 - 2016	(R4-4)
MOVED	Derrett/Irving that the information be received and noted.	Carried 250.9.16
Item 7	Drinking Water Management System - Implementation	(W1-1)
MOVED S	Serdity/Beach that the information be received and noted.	Carried 251.9.16
MANAGE	CR HEALTH AND DEVELOPMENT'S REPORTS	
Item 1	Development Application Approvals	(B4-9)
MOVED I	Derrett/Higgins that the information be received and noted.	Carried 252.9.16
Item 2	Department of Planning Circular	(P15-10)
MOVED S	Serdity/Walker that the information be received and noted.	Carried 253.9.16
Item 3	Sporting and Cultural Centre Report	(821-2)
MOVED (Quigley/Williamson that the information be received and noted.	Carried 254.9.16

At this point in the meeting, the time being 1.07 pm, Councillor Irving requested and was given a leave of absence and left the meeting room and took no further part in the meeting.

Item 4 Information Centre Record for the Month of August 2016 (T4-6.1)

MOVED Serdity/Beach that the information be received and noted.

Carried 255.9.16

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 22nd September 2016 commencing at 9.38 am

MANAGI	IANAGER HEALTH AND DEVELOPMENT'S REPORTS CONTINUE	
Item 5	Impounding Officer's Report	(P4-4)
MOVED	Serdity/Derrett that the information be received and noted.	Carried 256.9.16
Item 6	Development Application Subdivision of Land Lot 49, DP752569, "Glenrowan" Drungalear Road, Warren	(P16-16.10)

MHD-A MOVED Williamson/Derrett

Chk Lst That:

- 1) the information be received and noted; and
- 2) Development Application P16-16.10 for the subdivision of Lot 49, DP752569, "Glenrowan", Drungalear Road, Warren into Lot 1 of 948.9m² and Lot 2 of 123.8 hectares be approved with the following conditions:-

Conditions imposed by Council

1. The applicant is to obtain a subdivision certificate pursuant to Section 109C of the Environmental Planning and Assessment Act 1979, as amended. The final survey plan and four (4) paper copies are to be submitted to Council along with the application for the subdivision certificate prior to its lodgement with the Department of Lands.

NOTE: Council will only consider issuing a subdivision certificate in relation to this subdivision when it is satisfied that all conditions of development consent have been complied with and the appropriate fee paid.

Reason: Because it is in the public interest that the plan is certified in accordance with the provisions of the Environmental Planning and Assessment Act 1979, as amended. Section 79C(1)(e) of the Environmental Planning and Assessment Act 1979, as amended.

Carried 257.9.16

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 22nd September 2016 commencing at 9.38 am

MANAGER HEALTH AND DEVELOPMENT'S REPORTS

CONTINUED

Continued

Item 6 Development Application Subdivision of Land Lot 49, DP752569, "Glenrowan" Drungalear Road, Warren

ADVISORY NOTE

Dial Before You Dig

Underground assets may exist in the area that is subject to your application. In the interests of health and safety and in order to protect damage to third party assets please contact Dial before you dig at www.1100.com.au or telephone on 1100 before excavating or erecting structures (This is the law in NSW). If alterations are required to the configuration, size, form or design of the development upon contacting the Dial before You Dig service, an amendment to the development consent (or a new development application) may be necessary. Individuals owe asset owners a duty of care that must be observed when working in the vicinity of plant or assets. It is the individual's responsibility to anticipate and request the nominal location of plant or assets on the relevant property via contacting the Dial before you dig service in advance of any construction or planning activities.

Telecommunications Act 1997 (Commonwealth)

Telstra (and its authorised contractors) are the only companies that are permitted to conduct works on Telstra's network and assets. Any person interfering with a facility or installation owned by Telstra is committing an offence under the Criminal Code Act 1995 (Cth) and is liable for prosecution. Furthermore, damage to Telstra's infrastructure may result in interruption to the provision of essential services and significant costs. If you are aware of any works or proposed works which may affect or impact on Telstra's assets in any way, you are required to contact Telstra's Network Integrity Team on Phone Number 1800810443.

For	Against	
Councillor Wilson OAM	Nil	
Councillor Serdity		
Councillor Brewer		
Councillor Higgins		
Councillor Derrett		
Councillor Williamson		
Councillor Druce		
Councillor Beach		
Councillor Walker		
Councillor Quigley		

Under the provisions of the Local Government 1993 as amended Section 375A(3) a division was called.

MANAGER HEALTH AND DEVELOPMENT'S REPORTS

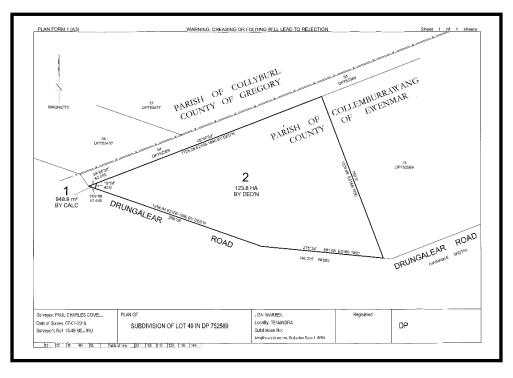
CONTINUED

Continued

Item 6 Development Application Subdivision of Land Lot 49, DP752569, "Glenrowan" Drungalear Road, Warren



Existing Lot



Proposed Lots

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 22nd September 2016 commencing at 9.38 am

MANAGER HEALTH AND DEVELOPMENT'S REPORTS CONTINUED

(P16-16.11)

Item 7 Development Application Temporary Use of Land Lot 12, DP598306, Carinda Road, Warren

MHD-A MOVED Beach/Higgins

Chk Lst That:

- 1) the information be received and noted; and
- 2) Development application for the temporary use of land on Lot 12, DP598306, Carinda Road, Warren is approved with the following conditions;

Conditions prescribed by the Environmental Planning and Assessment Regulation 2000

1. The work must be carried out in accordance with the requirements of the Building Code of Australia.

Reason: Statutory requirement.

2. The temporary use of the subject land is permitted for a maximum of 182 days in any period of twelve (12) months, commencing from the date of the FINAL occupation certificate.

The dates utilising this temporary approval are to be recorded and kept to demonstrate that the approval is being used within its restrictions and not exceeding the maximum number of days.

Reason: To ensure that the temporary approval is being complied with.

3. The development is to be undertaken in accordance with the plans submitted with the application and as modified by these conditions of consent.

Reason: To confirm and clarify the terms of this consent.

4. A separate metered electricity supply is to be connected to Lot 12 DP598306 Carinda Road Warren AND installed to the shower/toilet enclosure, to enable light and ventilation requirements under the National Construction Code, to be complied with. This is at full cost to the owner of the land.

Reason: To ensure that the development is provided with electricity and to ensure that the enclosure is fit for purpose, enables safe movement and maintains air quality.

5. Only one caravan is permitted to be kept onsite for the temporary occupancy use of the site.

Reason: To ensure the temporary use is undertaken in accordance with the approval.

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 22nd September 2016 commencing at 9.38 am

MANAGER HEALTH AND DEVELOPMENT'S REPORTS CONTINUED

Continued

Item 7 Development Application Temporary Use of Land Lot 12, DP598306, Carinda Road, Warren

Conditions imposed by Council

6. The approval period is for a maximum of 12 months only, commencing from the date of the FINAL occupation certificate.

Reason: To ensure the temporary use is suitably time limited, in accordance with the Warren Shire Council Local Environmental Plan 2012.

An aerated effluent disposal system is to be installed on the site. This is at full cost to the owner of the land.
NOTE: This will require approval under Section 68 of the Local Government Act 1993, with Warren Shire Council.

Reason: Due to the allotment size being less than 4 hectares in size, as per Clause 16 of the Warren Shire Council Development Control Plan and to ensure liquid effluent is disposed of in a manner that does not create a public health and/or environmental risk.

8. All plumbing and drainage work must be carried out by a licenced plumber and to the requirements of Australian Standard 3500 and the NSW Code of Practice, Plumbing and Drainage.
NOTE: This will require approval under Section 68 of the Local Government Act 1993, with Warren Shire Council.

Reason: To ensure that all plumbing and drainage work is carried out in accordance with the requirements of the Local Government (General) Regulation, 2005.

9. The installation of the wet area inside the existing shed must fully comply with the National Construction Code and must include the following;

A toilet AND shower located inside a fully enclosed room, constructed in accordance with Part 3.8, AND be waterproofed, as per Section 3.8.1.0 of the National Construction Code.

NOTE: A construction certificate will be required to be applied for, as part of this requirement.

Reason: To ensure that occupants are provided with adequate personal hygiene facilities, and to protect the building from damage caused by the accumulation of internal moisture arising from the use of wet areas in a building.

WARREN SHIRE COUNCIL Minutes of the Ordinary Meeting of Council

Held in Council Chambers, 115 Dubbo Street Warren on Thursday 22nd September 2016 commencing at 9.38 am

MANAGER HEALTH AND DEVELOPMENT'S REPORTS CONTINUED

Continued

Item 7 Development Application Temporary Use of Land Lot 12, DP598306, Carinda Road, Warren

Conditions imposed by Council

10. An all-weather access road is to be installed from Carinda Road to the site of the caravan.

Reason: To ensure emergency vehicles can access the site, in the event of an emergency.

11. A rural addressing (blue) post is to be installed at the Carinda Road access gate. The purchase of the post and the applicable address number is to be arranged with Warren Shire Council's Engineering Department. This is at full cost to the owner of the land.

Reason: To ensure emergency vehicles can locate the site, in the event of an emergency.

12. Prior to the issue of an occupation certificate a "Works as Executed" drainage diagram must be submitted to Council showing the layout of the sewerage drainage and stormwater drainage works.

Reason: To ensure a record of the internal drainage layout is maintained by Council.

13. Prior to the issue of an occupation certificate, a final inspection is to be carried by Warren Shire Council Health & Development Staff, to ensure that the conditions that are required to be complied with, prior to the temporary land use taking place, have been met.

Reason: To ensure that the necessary infrastructure has been installed as required under the legislation and the conditions of approval, suitable for the temporary occupation land use.

14. The existing shed is not to be altered in any other way, shape or form to create a habitable building and remains a Class 10a building under the National Construction Code, as part of this temporary approval.

Reason: To ensure that the shed (Class 10a building) is used appropriately, as approved.

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 22nd September 2016 commencing at 9.38 am

MANAGER HEALTH AND DEVELOPMENT'S REPORTS CONTINUED

Continued

Item 7 Development Application Temporary Use of Land Lot 12, DP598306, Carinda Road, Warren

Conditions imposed by Council

15. Upon this approval expiring, the caravan is to be removed from the site and the temporary use of the caravan as a place of occupancy is to cease.

Reason: To ensure that the temporary use is time limited, as approved.

Carried 258.9.16

ADVISORY NOTE

Dial Before You Dig

Underground assets may exist in the area that is subject to your application. In the interests of health and safety and in order to protect damage to third party assets please contact Dial before you dig at www.1100.com.au or telephone on 1100 before excavating or erecting structures (This is the law in NSW). If alterations are required to the configuration, size, form or design of the development upon contacting the Dial before You Dig service, an amendment to the development consent (or a new development application) may be necessary. Individuals owe asset owners a duty of care that must be observed when working in the vicinity of plant or assets. It is the individual's responsibility to anticipate and request the nominal location of plant or assets on the relevant property via contacting the Dial before you dig service in advance of any construction or planning activities.

Telecommunications Act 1997 (Commonwealth)

Telstra (and its authorised contractors) are the only companies that are permitted to conduct works on Telstra's network and assets. Any person interfering with a facility or installation owned by Telstra is committing an offence under the Criminal Code Act 1995 (Cth) and is liable for prosecution. Furthermore, damage to Telstra's infrastructure may result in interruption to the provision of essential services and significant costs. If you are aware of any works or proposed works which may affect or impact on Telstra's assets in any way, you are required to contact Telstra's Network Integrity Team on Phone Number 1800810443.

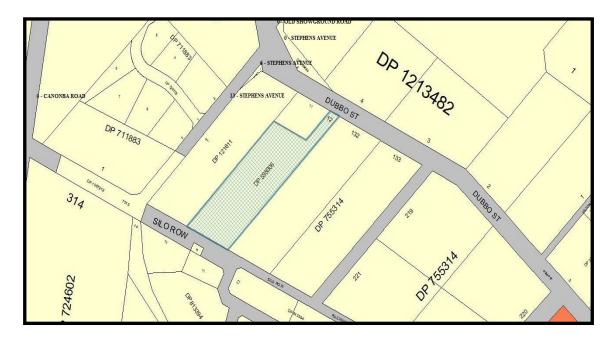
MANAGER HEALTH AND DEVELOPMENT'S REPORTS CONTINUED

Continued

Item 7 Development Application Temporary Use of Land Lot 12, DP598306, Carinda Road, Warren

Under the provisions of the Local Government 1993 as amended Section 375A(3) a division was called.

For	Against
Councillor Wilson OAM	Nil
Councillor Serdity	
Councillor Brewer	
Councillor Higgins	
Councillor Derrett	
Councillor Williamson	
Councillor Druce	
Councillor Beach	
Councillor Walker	
Councillor Quigley	



Existing Lot

LIBRARIAN REPORTS

ITEM 1 REPORT OF WARREN SHIRE LIBRARY SERVICES (L2-2)

MOVED Serdity/Brewer that the information be received and noted.

Carried 259.9.16

MAYORAL MINUTES

The Mayor advised that the following items of general interest and Council business transacted through the period since the last Council Meeting.

- * The Mayor explained the format of the Mayoral Minutes to the new elected Councillors and wished to formally record a warm welcome to both the new and returning Councillors and looked forward to working together with them during this term of Council.
- * The Mayor formally recorded his appreciation to the outgoing Councillors:

COUNCILLOR RICHARD AZAR

SEPTEMBER 1999 TO 2016 - 17 YEARS

Committees/Delegate/Membership.

Showground Racecourse Tourism Rural Addressing Recycling Plant Water and Sewerage Castlereagh Macquarie County Council Audit and Risk Management Committee Saleyards Library Extension

COUNCILLOR TONY VAN LUBECK

SEPTEMBER 2012 TO 2016 - 4 YEARS

Committees/Delegate/Membership.

Showground Racecourse Economic Development and Promotions Ewenmar Waste Depot Castlereagh Macquarie County Council

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 22nd September 2016 commencing at 9.38 am

MAYORAL MINUTES

CONTINUED

COUNCILLOR NICK BRENNAN

SEPTEMBER 2012 TO 2016 - 4 YEARS

Committees/Delegate/Membership.

Showground Racecourse Warren Water and Sewerage Council Chambers Development

- * The Mayor noted the current flood situation and how it puts an additional work load on landholders and Council staff. He paid tribute to Council's Operations Manager, Dirk McCloskey, Roads Overseer, David George and General Manager, Ashley Wielinga.
- * The Mayor acknowledged that at this time of year the various Merino Studs would be holding their annual ram sales.
- * The Mayor advised that there had been criticism regarding him not having a Mayoral Column in the local paper. The Mayor explained that he had followed the requirements of the Local Government Legislation, where 40 days out from an Election it was recommended that the Mayoral Columns etc. that refer to an individual cease.

UP AND COMING EVENTS

- * The Mayor advised that the Welcome to Warren function arranged by the Warren Chamber of Commerce, would be held tonight at the Warren Golf Club. Councillor Quigley would be representing Council.
- * The Mayor advised that tomorrow in Dubbo he would be representing OROC at a meeting with Federal Member for Parkes, Mr Mark Coulton MP and State Member for Dubbo, Mr Troy Grant MP regarding a Hearing Bus.
- * The Mayor advised that on Friday the 30th September 2016, there would be an OROC Board Meeting in Dubbo.

QUESTIONS WITHOUT NOTICE

By Councillor Quigley

1. Councillor Quigley welcomed the six (6) new Councillors and commented that this Term of Council had the opportunity to set Warren Shire up for the long haul. Previous Councils had consolidated Council's position and the opportunity would now arise to precede with significant programs in various areas

By Councillor Walker

1. Councillor Walker advised that she had received comments regarding overgrown lots within the town of Warren. The General Manager advised that Council had already issued a number of notices to owners of overgrown lots to clean them up. He further advised that each year Council liaised with vacant landholders to undertake the mowing of their lots on their behalf for a set fee.

Over the next week or so Council would be mowing the footpaths of lots that were overgrown.

By Councillor Beach

1. Councillor Beach expressed concern of the overzealous use of Highway Patrols in the Warren area and queried if they worked with the Local Police. The General Manager advised Highway Patrol was a separate and independent unit of NSW Police.

By Councillor Druce

1. Councillor Druce thanked everyone for the warm welcome and for the information being received.

By Councillor Williamson

- 1. Councillor Williamson enquired of the status of the Warren Health, Sporting and Cultural Precinct Connections Study 2016. The General Manager advised that the public consultation period had finished and a full report will be presented to the October 2016 Council Meeting.
- 2. Councillor Williamson suggested that in light of the problems associated with the water supply at the Warren Aerodrome, it may be prudent to resurrect the Aerodrome Committee.

QUESTIONS WITHOUT NOTICE

CONTINUED

By Councillor Derrett

- 1. Councillor Derrett enquired on the status of the flooding, dam etc. The General Manager gave the meeting an overview on the current situation and the proposed strategy to increase airspace in the dam.
- 2. Councillor Derrett enquired if Council had received any enquiries regarding shop fronts and industrial land. The General Manager advised none had been received that he was aware of.
- 3. Councillor Derrett gave the meeting an overview of the outcome of the Warren Healthy Town Challenge.

By Councillor Higgins

1. Councillor Higgins enquired on the status of the Skate Park for Warren. The General Manager advised that Council's current position, following consideration at three (3) separate meetings of Council taking into account community feedback was that the preferred location for a Skate Park as resolved by Council is either Bore Flat Saunders Park Precinct or Victoria Park Precinct.

The General Manager also advised the Warren Skate Park Committee had written to Council notifying that the Committee had been disbanded.

By Councillor Brewer

- 1. Councillor Brewer clarified to Council the situation regarding the Warren Skate Park Committee and stated he had not stood for Council or taken on the role of Councillor to progress the Skate Park situation.
- 2. Councillor Brewer relayed to the meeting of the good comments he had received on Council's consultation and willingness to help during the flooding events.

By Councillor Serdity

- 1. Councillor Serdity welcomed all the new Councillors.
- 2. Councillor Serdity expressed concern not only on the unsealed network, but the damage the wet weather had done to the sealed network as well. The General Manager advised it was Council's priority to first restore access and then restoration. The current condition of Council's road network would take a minimum of two (2) years to restore.
- 3. Councillor Serdity requested if a copy of the Council's existing Structure could be circulated.
- 4. Councillor Serdity gave the meeting an update on the Interagency Committee.

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 22nd September 2016 commencing at 9.38 am

There being no further business the meeting closed at 1.50 pm.

THESE MINUTES WERE CONFIRMED AT THE ORDINARY MEETING OF COUNCIL HELD ON THURSDAY 27TH OCTOBER 2016 AS BEING A TRUE AND CORRECT RECORD.

MINUTE NO. 260.10.16

General Manager

CHAIRMAN