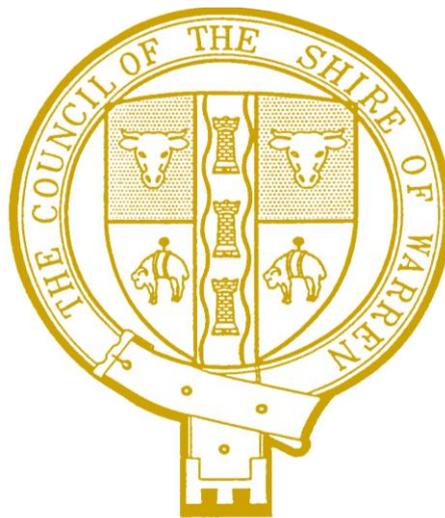


**WARREN SHIRE COUNCIL**

**EXTRA ORDINARY  
MEETING**



**MINUTES**

**THURSDAY, 22ND SEPTEMBER 2016**





**WARREN SHIRE COUNCIL**  
Minutes of the Extra Ordinary Meeting of Council  
Held in the Council Chambers, Warren,  
On Thursday, 22nd September 2016 commencing at 8.50am

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**Item 3                      Meeting Dates, Times and Order of Business                      (C14-2)**

Thursday	27 <sup>th</sup> October 2016	Warren
Thursday	1 <sup>st</sup> December 2016	Warren
*Wednesday	25 <sup>th</sup> January 2017	Warren
Thursday	23 <sup>rd</sup> February 2017	Warren
Thursday	23 <sup>rd</sup> March 2017	Warren
Thursday	27 <sup>th</sup> April 2017	Warren
Thursday	25 <sup>th</sup> May 2017	Warren
**Thursday	29 <sup>th</sup> June 2017	Warren
Thursday	27 <sup>th</sup> July 2017	Warren
Thursday	24 <sup>th</sup> August 2017	Warren
Thursday	28 <sup>th</sup> September 2017	Warren

b) That the Order of Business and Business Paper be as follows:

1. Apologies
2. Confirmation of Minutes of Previous Meeting
3. Reports from Delegates (White)
4. Reports from Committees (White)
5. Policy Reports (Lilac)
6. General Manager's Reports (Blue)
7. Manager Finance and Administration's Reports (Green)
8. Manager Engineering Services' Reports (Yellow)
9. Manager Health and Development's Reports (Pink)
10. Librarian's Reports (Lilac)
11. Mayoral Minutes
12. Questions without Notice
13. Confidential Items (Grey)

**MOVED** Beach/Williamson

That:

1. Council adopt the meeting dates as listed; and
2. the Order of Business and Business Paper remain as is.

**Carried**  
**225.9.16**

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**Item 4 Election of Committees and Delegates**

**(C14-2)**

**MOVED** Serdity/Williamson that the following committees, committee role, membership and delegates be as follows:

**COMMITTEES SUMMARY**

<b>NAME</b>	<b>RESPONSIBLE OFFICER</b>	<b>MEMBERSHIP</b>
<b>Plant Committee</b>	Manager Engineering Services or Nominee	Councillor RJ Higgins Councillor MJ Beach Councillor AJ Brewer
<b>Showground/Racecourse Management Committee</b>	Manager Engineering Services or Nominee	Councillor RJ Higgins Councillor HJ Druce Councillor MJ Beach
<b>Warren Shire Traffic Committee</b>	Manager Engineering Services or Nominee	Councillor KW Taylor
<b>Warren Water and Sewerage Committee</b>	Manager Engineering Services or Nominee	Councillor RJ Higgins Councillor BD Williamson Councillor KL Walker
<b>Warren Town Improvement Committee</b>	General Manager - Planning Manager Engineering Services - Works	Councillor KR Irving Councillor KW Taylor Councillor BD Williamson
<b>Warren Sporting Facilities Committee</b>	Sporting Grounds – Manager Engineering Services Complex – Manager Health & Development	Councillor MJ Quigley Councillor KW Taylor Councillor BD Williamson Councillor KR Irving
<b>Economic Development &amp; Promotions Committee</b>	General Manager or Nominee	Councillor MJ Quigley Councillor AJ Brewer Councillor KL Walker Councillor SJ Derrett
<b>Council Chambers Development Sunset Committee</b>	General Manager or Nominee Manager Health & Development or Nominee	Councillor P Serdity Councillor MJ Quigley Councillor KL Walker
<b>Ewenmar Waste Depot Sunset Committee</b>	Manager Health & Development or Nominee Environmental Health Officer	Councillor KL Walker Councillor P Serdity Councillor HJ Druce

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**Item 4 Election of Committees and Delegates**

**Continued**

**PLANT COMMITTEE**

The Plant Committee is appointed with the following role, responsibilities and delegations under the Local Government Act, 1993.

**Role:**

- (1) To review the 15 Year Plant Replacement Program annually and make recommendations to Council on the Plant Purchase/Replacement.
- (2) To call quotations within budgetary constraints for plant with a value less than that set by the Local Government (General) Regulation, 2005. Plant items with a changeover greater than \$50,000 shall be reported to a committee meeting for consideration/assessment. For plant under \$50,000 changeover, Committee members are notified for comment.
- (3) To call tenders, and to submit recommendations to Council on the purchase of any items of plant with an anticipated value in excess of that set by the Local Government (General) Regulation, 2005.
- (4) To monitor the performance of Council's plant and to make recommendations to Council on the operations of such plant.
- (5) To monitor operations at the Mt Foster Quarry.
- (6) To review the performance of Council's extended flexible working hours agreement and to make recommendations to Council on the operation of such agreement.

**Composition of Committee:**

<b>MEMBERSHIP:</b>	3 Councillors	Councillor MJ Beach Councillor AJ Brewer Councillor RJ Higgins
	Relevant council staff	
<b>QUORUM:</b>	2 Councillors	
<b>MEETING DATES:</b>	As and when called by 2 delegates or Manager Engineering Services or nominee	
<b>REPORTING REQUIREMENTS:</b>	Report to Council following each meeting	
<b>RESPONSIBLE OFFICER:</b>	Manager Engineering Services or nominee	

**NOTE: Councillors only have a vote on all matters.**

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**Item 4                      Election of Committees and Delegates                      Continued**

**SHOWGROUND/RACECOURSE MANAGEMENT**

The Showground/Racecourse Management Committee is appointed under the Local Government Act, 1993 with the following role, responsibilities and delegations.

**Role:**

- (1) To monitor the operations of Warren Showground/Racecourse to ensure it provides for the benefit of users of the facility in an efficient manner.
- (2) To review and recommend to Council a users' fee structure that is equitable and maximises income to Council. (A percentage of operational expenditure may be determined by Council).
- (3) Develop and recommend prioritised improvement program to Council along with potential funding sources.
- (4) To ensure compliance with any regulation/standard relating to the operation of Licenced Racing facility and to report non-compliance to Council.

**Composition of Committee:**

Membership		
3 Councillors	Councillor MJ Beach Councillor HJ Druce Councillor RJ Higgins	
2 representatives of Warren & District Jockey Club		
1 representative of the Warren P & A Association		
1 representative of the Polocrosse		
1 representative of the Warren Pony Club		
1 representative of the Warren Rodeo Committee (Campdraft)		
1 representative from other users		
3 Council Staff	2 Management, 1 Operational	

- QUORUM:** 5 Members
- MEETING DATES:** As and when called by 2 delegates or Manager Engineering Services or nominee
- REPORTING REQUIREMENTS:** Report to Council following each meeting
- RESPONSIBLE OFFICER:** Manager Engineering Services
- NOTE:** All members listed (or their alternate) have a right to vote.

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**Item 4 Election of Committees and Delegates**

**Continued**

**WARREN SHIRE TRAFFIC COMMITTEE**

**ROLE:**

The Warren Shire Traffic Committee is appointed under the Local Government Act, 1993 with the following roles:

The role of the Traffic Committee under the State Environmental Planning Policy No. 11 (SEPP11), Environmental Planning and Assessment Act, 1979, Local Government Act, 1993 and Traffic Act is as follows:

- (1) Review traffic arrangements in the Warren Shire Council area and formulating/recommending proposals for the improvement of such arrangements.
- (2) Establishing general standards and principles in connection with the design and provision of traffic control facilities.
- (3) Establishing priorities for carrying out activities, works or services that are items of approved expenditure.
- (4) Promoting traffic safety.
- (5) Co-ordination of activities of public authorities which are directly involved in matters connected with Roads and Maritime Services (RMS) functions.
- (6) Provide advice on development impact on traffic generation and to provide guidelines on restrictive movements and parking requirements for such developments.
- (7) To notify the RMS of developments known to have significant traffic and safety effects to give the RMS an opportunity to make representations concerning these developments.
- (8) To allow the RMS to concur with Council's approval to operate public car parks and to take into account certain matters in determining whether to approve the operation of a public car park.

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**Item 4 Election of Committees and Delegates**

**Continued**

**Composition of Committee:**

<b>MEMBERSHIP:</b>	1 Councillor	Councillor KW Taylor
	1 member of the local Police Service or nominee	
	1 representative of the RMS or nominee	
	1 member of the public representing the local Member	
	Manager Engineering Services or nominee	
<b>QUORUM:</b>	3 Members	
<b>MEETING DATES:</b>	As and when called by 2 delegates or Engineering Services	
<b>REPORTING REQUIREMENTS:</b>	Report to Council following each meeting	
<b>RESPONSIBLE OFFICER:</b>	Manager Engineering Services or nominee	

**NOTE:** All members listed (or their alternate) have a right to vote.

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**Item 4 Election of Committees and Delegates**

**Continued**

**WARREN WATER AND SEWERAGE COMMITTEE**

The Warren Water and Sewerage Committee is appointed under the Local Government Act, 1993 with the following role, responsibility and delegations:

**ROLE:**

- (1) To investigate and report on the strategic planning and infrastructure improvement of the Water and Sewerage Supply including all related matters.

**Composition of Committee:**

<b>MEMBERSHIP:</b>	3 Councillors Manager Engineering Services or nominee Water & Sewer Manager or nominee General Manager or nominee Manager Finance and Administration or nominee	Councillor BD Williamson Councillor RJ Higgins Councillor KL Walker
<b>QUORUM:</b>	3 Members	
<b>MEETING DATES:</b>	As and when called by 2 delegates or Manager Engineering Services or nominee	
<b>REPORTING REQUIREMENTS:</b>	Report to Council following each meeting	
<b>RESPONSIBLE OFFICER:</b>	Manager Engineering Services or nominee	

**NOTE:** All member listed (or their alternate) have a right to vote.

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**Item 4 Election of Committees and Delegates**

**Continued**

**WARREN TOWN IMPROVEMENT COMMITTEE**

The Warren Town Improvement Committee is appointed with the following role, responsibilities and delegations under the Local Government Act, 1993.

**ROLE:**

- (1) To make recommendations to Council on various proposals in relation to town improvements;
- (2) To make recommendations to Council in relation to the plan of improvement to Warren CBD.

**Composition of Committee:**

<b>MEMBERSHIP:</b>	3 Councillors	Councillor KW Taylor Councillor BD Williamson Councillor KR Irving
	Community members (when required)	
	General Manager or nominee	
	Manager Engineering Services or nominee	
	Manager Health & Development or nominee	
<b>QUORUM:</b>	2 Members	
<b>MEETING DATES:</b>	As and when called by 2 delegates or General Manager or nominee	
<b>REPORTING REQUIREMENTS:</b>	Report to Council following each meeting.	
<b>RESPONSIBLE OFFICER:</b>	General Manager - Planning Manager Engineering Services - Works	

**NOTE:** All members listed (or alternate) have a right to vote.

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**Item 4 Election of Committees and Delegates**

**Continued**

**WARREN SPORTING FACILITIES COMMITTEE**

The Warren Sporting Facilities Committee is appointed with the following role, responsibilities and delegations under the Local Government Act, 1993.

**ROLE:**

- (1) To make recommendations to Council on the general operation of Warren Shire sporting facilities;
- (2) To monitor the operations of the Warren Sporting and Cultural Centre Complex in an efficient manner for the benefit of users of the facility;
- (3) To liaise with users of Council sporting facilities; and
- (4) To develop a long term improvement program for Warren Shire sporting facilities.

**Composition of Committee:**

<b>MEMBERSHIP:</b>	4 Councillors	Councillor MJ Quigley Councillor KW Taylor Councillor BD Williamson Councillor KR Irving
	Community members (when required)	
	Manager Engineering Services or nominee	
	Manager Health & Development or nominee	
<b>QUORUM:</b>	3 Members	
<b>MEETING DATES:</b>	As and when called by 2 delegates or Manager Engineering Services or Manager Health & Development	
<b>REPORTING REQUIREMENTS:</b>	Report to Council following each meeting.	
<b>RESPONSIBLE OFFICER:</b>	Sporting Grounds - Manager Engineering Services Complex - Manager Health and Development	

**NOTE:** All members listed (or alternate) have a right to vote.

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**Item 4 Election of Committees and Delegates**

**Continued**

**WARREN ECONOMIC DEVELOPMENT COMMITTEE**

The Warren Economic Development Committee is appointed with the following role, responsibilities and delegations under the Local Government Act, 1993.

**ROLE:**

(1) To make recommendations to Council on various proposals in relation to Economic Development in the Warren Shire, areas including:

- Attract and retain working families and employed young adults
- Planning for housing needs
- Planning for future demand on services and facilities
- Support education facilities to encourage high standards
- Expand existing economic base through diversification into sustainable industries
- Enhance the experience of visitors to Warren Shire
- Actively pursue grant funding
- Provide training programs that fulfils the needs of the business community
- Attract and promote events
- Promote Warren Shire

(2) Develop and review the Economic Development Strategy

**Composition of Committee:**

<b>MEMBERSHIP:</b>	4 Councillors	Councillor MJ Quigley Councillor SJ Derrett Councillor KL Walker Councillor AJ Brewer
	Community members (when required)	
	General Manager or Nominee	
	Manager Engineering Services or Nominee	
	Manager Health & Development or Nominee	
<b>QUORUM:</b>	3 Members	
<b>MEETING DATES:</b>	As and when called by 2 delegates or General Manager or nominee	
<b>REPORTING REQUIREMENTS:</b>	Report to Council following each meeting.	
<b>RESPONSIBLE OFFICER:</b>	General Manager.	

**NOTE:** All members listed (or alternate) have a right to vote.

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**Item 4 Election of Committees and Delegates**

**Continued**

**COUNCIL CHAMBERS DEVELOPMENT SUNSET COMMITTEE**

The Warren Council Chambers Development Sunset Committee is appointed with the following role, responsibilities and delegations under the Local Government Act, 1993.

**ROLE:**

- (1) Develop concept including indicative costing for Council Chambers, including meeting venue and office accommodation.

**Composition of Committee:**

<b>MEMBERSHIP:</b>	3 Councillors Councillor P Serdity Councillor MJ Quigley Councillor KL Walker
	General Manager or nominee
	Manager Health & Development or nominee
<b>QUORUM:</b>	2 Members
<b>MEETING DATES:</b>	As and when called by 2 delegates or General Manager
<b>REPORTING REQUIREMENTS:</b>	Report to Council following each meeting.
<b>RESPONSIBLE OFFICER:</b>	General Manager

**NOTE:** All members listed (or alternate) have a right to vote.

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**Item 4 Election of Committees and Delegates**

**Continued**

**EWENMAR WASTE DEPOT SUNSET COMMITTEE**

The Warren Ewenmar Waste Depot Sunset Committee is appointed with the following role, responsibilities and delegations under the Local Government Act, 1993.

**ROLE:**

- (1) Review existing operations of Ewenmar Waste Depot (considering all options); and
- (2) Report back to Council on future operations of Ewenmar Waste Depot.

**Composition of Committee:**

<b>MEMBERSHIP:</b>	3 Councillors Councillor P Serdity Councillor HJ Druce Councillor KL Walker
	Manager Health and Development or nominee
	Environmental Health Officer
<b>QUORUM:</b>	2 delegates
<b>MEETING DATES:</b>	As and when called by 2 delegates or Manager Health and Development
<b>REPORTING REQUIREMENTS:</b>	Report to Council following each meeting.
<b>RESPONSIBLE OFFICER:</b>	Manager Health and Development

**NOTE:** All members listed (or alternate) have a right to vote.

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**Item 4 Election of Committees and Delegates**

**(C14-2)**

**DELEGATES**

<b>COMMITTEE</b>	<b>DELEGATE</b>
<b>Castlereagh Macquarie County Council</b>	Councillor AJ Brewer Councillor MJ Beach
<b>Orana Regional Organisation of Councils (OROC)</b>	Mayor (or delegate) General Manager
<b>North Western Library</b>	Councillor KR Irving Councillor P Serdity
<b>Local Emergency Management Committee</b>	General Manager
<b>Work, Health and Safety Committee</b>	Councillor KW Taylor (Observer) Councillor BD Williamson (Observer)
<b>Outback Arts Inc. Board</b>	Councillor P Serdity Alternate Councillor KL Walker
<b>Australia Day Committee</b>	Councillor KW Taylor Manager Finance and Administration
<b>Warren Interagency Group</b>	Councillor P Serdity Councillor SJ Derrett
<b>Murray Darling Association Region 10</b>	Councillor NRF Wilson OAM
<b>Macquarie Flood Mitigation Zone Reference Group</b>	Councillor NRF Wilson OAM General Manager
<b>NSW Police Community Safety Precinct</b>	All Councillors

**Carried  
226.9.16**

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**Item 5          Delegation of Authority to the Mayor**

**MOVED** Quigley/Serdity that in accordance with the provisions of the Local Government Act, 1993 Council hereby delegates to the Mayor, Councillor NRF Wilson OAM delegated authority to exercise or perform on behalf of Council the following powers, authorities, duties and functions:-

1. To carry out any function conferred on and duty imposed on the Mayor under any Act or regulation.
2. To carry out the general supervision, control and direction of the General Manager.
3. To affix the Common Seal of Council in conjunction with the General Manager or another councillor to any necessary document pursuant to or consequent upon any decision of Council.
4. To respond to media publicity on Council matters and to issue media releases and make statements to the media on behalf of Council.
5. To approve attendance by elected members at conferences, seminars and congresses but such must be within budget provisions.
6. To authorise urgent works up to an amount of \$20,000.00.
7. To issues references under Council letterhead.
8. To promote the area of Council through representations, delegations, functions and personal approaches.
9. To provide civic receptions as deemed appropriate.
10. To invite any group or individual to address any committee or Council meeting.
11. To authorise release of Council plant and other resources to assist fire fighting and emergency work.

**Carried**  
**227.9.16**

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**Item 6            Delegation of Authority to the Deputy Mayor**

**MOVED** Beach/Williamson that in accordance with the provisions of the Local Government Act, 1993 Council hereby delegates to the Deputy Mayor, MJ Quigley the authority to exercise or perform on behalf of Council the following powers, authorities, duties and functions:-

1. To carry out the statutory functions of the Mayor and exercise the delegations conferred upon the Mayor whenever the Mayor is absent from the Council area or is otherwise unable to carry out his duties.
2. To affix the Common Seal of Council in conjunction with the General Manager or another councillor to any necessary document pursuant to or consequent upon any decision of Council.
3. To issue references under Council letterhead.

**Carried  
228.9.16**

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**Item 7          Delegation of Authority to the General Manager**

**MOVED** Serdity/Williamson that in accordance with the provisions of Section 377 of the Local Government Act, 1993 Council hereby delegates to the General Manager, Ashley Peter Wielinga delegated authority to exercise or perform on behalf of Council the following powers, authorities, duties and functions:-

**A. Council Meeting and Operations**

1. To determine matters which are included in the Business Papers of Council and its Committees, subject to the inclusion of the following items when they arise, namely:
  - (i) reports on matters which cannot be determined under delegated authority;
  - (ii) reports required to be submitted under any Act or Regulation;
  - (iii) matters requiring a determination of Policy;
  - (iv) reports directed by the Council to be submitted;
  - (v) matters essential for the Council's information;
  - (vi) matters requested by the Mayor.
2. To invite a group or individual to address any Council Committee.
3. To lay information, to make application for search warrants, to make complaints, to initiate and carry on any proceedings and to represent Council in any Court on any matter.
4. To affix the Council's Common Seal to documents provided that an attestation is still provided with each affixation of the Seal by the signatures of at least one (1) member of the Council's staff and the Mayor or Deputy Mayor.
5. To respond to media publicity on Council matters and to issue media releases and make statements to the media on behalf of Council.

**B. General Administration**

1. To approve recommendations of the Joint Consultative Committee.
2. To disclose Council records in line with the Government Information (Public Access) Act 2009 (GIPA Act) Warren Shire Council Publication Guide in consultation with Council's Public Officer.
3. To enter into Pipeline Agreements with the State Rail Authority or its successor.
4. To exercise the power of entry and to authorise other employees of Council to have that power of entry under:

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**Item 7                      Delegation of Authority to the General Manager                      Continued**

- (a) The provisions of the Local Government Act, 1993 Section 191, 191A, 192 and 193.
  - (b) The provisions of Section 119E of the Environmental Planning and Assessment Act, 1979.
  - (c) The provisions of Section 28 of the Swimming Pools Act, 1992.
  - (d) The provisions of Section 66 of the Rural Fires Act, 1997 (in line with Service Level Agreement).
  - (e) The provisions of Section 37 of the Food Act, 2003.
  - (f) The provisions of Sections 47 and 72 of the Public Health Act, 1991.
  - (g) The provisions of Section 164 of the Roads Act, 1993.
  - (h) The provisions of Section 42 of the Impounding Act, 1993.
  - (i) The provisions of Sections 111 and 196 of the Protection of the Environment Operations Act, 1997
  - (j) The provisions of Sections 43, 44 and 50 of the Noxious Weeds Act, 1993.
  - (k) The provisions of the Companion Animals Act, 1998.
5. To exercise the powers of an authorised officer/person and appoint such persons under:
- (a) The Local Government Act, 1993;
  - (b) The Impounding Act, 1993;
  - (c) The Roads Act, 1993;
  - (d) The Food Act, 2003;
  - (e) The provisions of the Protection of the Environment Operations Act, 1997
  - (f) The Swimming Pools Act, 1992;
  - (g) The Public Health Act, 1991;
  - (h) The Rural Fires Act, 1997 (in line with Service Level Agreement);
  - (i) The Noxious Weeds Act, 1993;
  - (j) The Mines Inspection Act, 1901;
  - (k) The provisions of the Companion Animals Act, 1998;
  - (l) The Environmental Planning and Assessment Act 1979.
6. To give approval to "approved forms" as defined by the Local Government Act, 1993.
7. To issue references under Council letterhead.

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**Item 7                    Delegation of Authority to the General Manager                    Continued**

8. To authorise and undertake any necessary arrangements for the attendance of practical, technical and professional staff at any relevant course, seminar, congress meeting and conference but such approved attendance must be within budget limitations.
9. To approve annual, sick, long service, special leave and leave without pay for Council employees.

**C. Finance**

1. To designate an employee of Council as the responsible accounting officer in accordance with Part 9 of the Local Government (General) Regulation, 2005.
2. To declare each parcel of rateable land in the Warren Shire Council area to be within one or other of the following categories:-
  - farm land
  - residential
  - mining
  - business
3. To accept payment of rates and charges due and payable by a person in accordance with an agreement made with the person and to write off or reduce interest accrued on rates or charges if the person complies with the agreement.
4. To write off accrued interest on rates or charges payable by a person if the person is unable to pay the accrued interest for reasons beyond the person's control or where payment of the accrued interest would cause that person extreme hardship.
5. To invest money in accordance with Section 625 of the Local Government Act, 1993.
6. To approve reimbursement for shortages in the Cashier's tray up to \$500 in any one case.
7. To approve the submission of tenders, quotations and estimates for private works.
8. To authorise the refund of fees in total or in part in respect of applications either refused by Council or withdrawn by the applicant.
9. To authorise the release of any bond or bank guarantee where the required works or services have been completed in accordance with approvals granted by Council.
10. To require the lodgement of a cleaning deposit for the hiring of Council's parks, ovals, sporting facilities or buildings.

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**Item 7            Delegation of Authority to the General Manager            Continued**

11. To prepare and lodge applications for the payment of a Library Subsidy in accordance with Section 13 of the Library Act, 1939.
12. To authorise expenditure of Council for works and services required in accordance with the adopted annual budget of Council up to a maximum of \$150,000.
13. To initiate, negotiate and authorise royalty agreements on Council's behalf with local landholders for the acquisition of resources in the performance of Council's works programme.
14. To engage (or dismiss) contractors on an hourly, daily, weekly or monthly basis for works in accordance with Council's Work Programme.
15. To authorise the hire of Council's plant and resources for private works at comprehensive hire rates or at suitably negotiated rates.
16. To write off accrued interest on rates and charges payable by a ratepayer who is paying by instalments in accordance with the provisions relating to the annual rate levy, Council's policy.
17. To destroy Council records in accordance with the provisions of the State Records Act 1998 (NSW).
18. To expend Council's maintenance votes in accordance with, and subject to the limits as adopted by Council in the annual budget.

**D.    Roads**

1. To close roads and bridges temporarily or impose load limits subject to the provisions of the Roads Act, 1993, for repair or construction when necessary.
2. To approve applications for permission to open streets, subject to the proviso that applications received from private individuals (other than from State and Commonwealth authorities) shall not be approved until the cost of reinstatement has been paid in full.
3. To deal with all matters relating to the alteration or deletion of easements or restrictions as to use pursuant to Section 88 (B) of the Conveyancing Act.
4. To issue approvals for structures on footways pursuant to Sections 125 and 126 of the Roads Act, 1993.
5. To give direction to remove obstructions or encroachments on public road pursuant to Section 107 of the Roads Act, 1993.

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**Item 7            Delegation of Authority to the General Manager            Continued**

6. To approve ramp and gate installations in accordance with Council policy.
7. To approve the movement of stock, machinery or any other materials along or across any Council controlled road or through any built up area of the Shire, subject to any provisions of the Roads Act, 1993.

**E. Town Planning/Building Control**

1. To determine the amount of any bond required to be lodged by developers as security for completion of works.
2. To exercise Council's power under Section 54 of the Environmental Planning Assessment Act to commence the preparation of a draft Local Environmental Plan and a Draft Development Control Plan.
3. To issue or serve approvals and orders under the provisions of Chapter 7 of the Local Government Act, 1993 and regulations thereunder including the extension, renewal, modification and revocation of any approval granted.
4. To implement Regulation 157c of the Construction Safety Act relating to Amusement Devices.
5. To implement the provisions of the Environmental Restoration and Rehabilitation Trust Act, 1990 as an authorised delegate under such Act.
6. To consider and determine objections and seek the concurrence of the Director-General of the Division of Local Government in relation to such objections under Section 82 of the Local Government Act, 1993.
7. To approve the re-location and re-positioning of buildings.
8. To approve the classification or re-classification of buildings under the provisions of the Local Government (General) Regulations, 2005 and the issue of appropriate certificates and statements.
9. To approve or refuse the issue of Building Certificates pursuant to Section 149D of the Environmental Planning and Assessment Act, 1979 as amended.
10. To authorise the service of orders on owners, builders or other persons to correct any breach of any approval or defects in buildings and structures.
11. To approve unconditionally or subject to conditions or refuse applications received in respect to the construction of fences, advertising signs and street banners.

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**Item 7            Delegation of Authority to the General Manager            Continued**

12. To approve, subject to the payment of fees fixed by Council from time to time and pursuant to Section 68 of the Local Government Act, 1993 the erection of hoardings on footpaths.
13. To consider the applications and to issue unconditionally or subject to conditions or refuse applications for the occupation of caravans or other temporary accommodation on building sites.
14. To grant or refuse the extension/renewal of building approvals issued by Council.
15. To approve the variation of building lines where such variation is of a minor significance.
16. To accept or reject certifications submitted under Section 93 of the Local Government Act, 1993.
17. To approve Development Applications for Class 1a, 10a and 10b Buildings.
18. To authorise, where appropriate, the determination of Land and Environment Court matters by an Assessor of the Court.
19. To grant a departure from a development standard pursuant to the various Development Control Plans where that provision is available and where such departure is considered to be in accordance with the overall aims and objectives of the relevant plan.
20. To serve any notices or orders or intention of any notice or order under the provisions of the Local Government Act and Regulations, Environmental Offences and Penalties Act and Regulations, Public Health Act and Regulations, Food Act and Regulations, Protection of the Environment Act, 1997 and regulations.
21. Pursuant to any delegation from the Director-General of the Department of Health to issue clean up notices under Section 51 of the Food Act, 1989.
22. Pursuant to any delegation from the Director-General of the Department of Health to serve Orders for Closure under Section 52 of the Food Act, 1989.
23. To approve or refuse applications for the installation of waste treatment devices and human waste storage facilities under Section 68 of the Local Government Act, 1993.
24. To issue Undertaker and Mortuary approvals pursuant to Section 68 of the Local Government Act, 1993.

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**Item 7            Delegation of Authority to the General Manager            Continued**

25. To authorise the carrying out of work by Council pursuant to Section 678 of the Local Government Act, 1993.
26. To reject applications for approval pursuant to Section 85 of the Local Government Act, 1993.

**F. Bushfire/Emergency Services**

- 1 To authorise the release of Council plant and other resources to assist fire fighting and emergency work.
2. To authorise the use of Council resources to support the Warren Local Emergency Management Committee, Warren Local Emergency Operations Controller or Warren State Emergency Service Local Controller.
3. To authorise the use of Council's resources and exercise the powers conferred under Section 36 of the Environmentally Hazardous Chemicals Act, 1985.
4. To make Council appointments to the Warren Local Emergency Management Committee pursuant to the State Emergency Rescue and Management Act, 1989.

**G. Impounding/Stock Control/Saleyards**

1. To appoint Impounding Officers and authorised persons to impound and/or destroy certain animals and articles pursuant to the Impounding Act, 1993.
2. To implement the provisions of the Companion Animals Act 1999 and regulations and serve any notice for breaches of the subject Act and Regulations.
3. To issue any temporary grazing permits for public roads or for any Council controlled lands in accordance with Council's policy on this matter, or any other appropriate State or Federal legislation or any reasonable conditions of approval as determined by the General Manager.

**H. Miscellaneous Operational Matters**

1. To determine applications for use of public roads for walkathons, charitable collections, motorcar trials, bicycle races and the like where the involvement of the Warren Local Traffic Committee is not specifically required.
2. To determine the conditions of use of Council's parks gardens and reserves and other places in accordance with section 632 of the Local Government Act, 1993.

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**Item 7            Delegation of Authority to the General Manager            Continued**

3. To vary the dates of opening and closing of the Warren Pool Complex.
4. To impose and enforce any necessary restrictions to the water supplies of Warren, Nevertire and Collie.
5. To issue pavement concessions for aircraft wishing to use the Warren Aerodrome in accordance with the guidelines issued by the Department of Transport.
6. In consultation with the Mayor the authority to approve or refuse applications for mineral explorations throughout the Shire unconditionally or subject to any appropriate conditions.
7. To approve the free utilisation of Council plant and equipment to charitable, service, voluntary and community organisations within the Shire in accordance with Council's policy.
8. To issue NOTAMS advices to the CASA in accordance with appropriate legislative requirements.

**Carried  
229.9.16**

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**THERE BEING NO FURTHER BUSINESS THE MEETING CONCLUDED AT 9.37AM**

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**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**

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GENERAL MANAGER

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CHAIRMAN