

ORDINARY MEETING

MINUTES

THURSDAY 6TH DECEMBER 2018

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

Present:

COUNCILLORS MJ Quigley Chair

KL Walker MJ Beach HJ Druce KW Taylor SJ Derrett RJ Higgins KR Irving AJ Brewer P Serdity

STAFF MEMBERS G Wilcox General Manager (GM)

D Arthur Divisional Manager Finance and Administration (DMFA)

M Stephens Manager Health and Development Services (MHD)
R Lawford Divisional Manager Engineering Services (DMES)

J Burtenshaw Executive Assistant (EA)

APOLOGIES

An apology was tendered on behalf of Councillor Williamson who was absent due to external commitments. Councillor Wilson OAM has formally requested a leave of absence for the December 2018, January and February 2019 meetings. **MOVED** Serdity/Druce that the apology be accepted and a leave of absence for the members concerned be granted.

Carried 262.12.18

CONFIRMATION OF MINUTES

MOVED Beach/Higgins that the Minutes of the Ordinary Meeting of Council held on Thursday, 25th October 2018 be adopted as a true and correct record of that Meeting.

Carried 263.12.18

DELEGATES AND COMMITTEES

Item 1 Association of Mining and Energy Related Councils (C14-6.3)

MOVED Irving/Druce that the information be received and noted.

Carried 264.12.18

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

DELEGATES AND COMMITTEES

CONTINUED

Item 2 Outback Arts Annual General Meeting and General board Meeting (C17-2)

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

Carried 265.12.18

Ewenmar Waste Depot Sunset Committee

(C14-3.23)

MOVED Serdity/Druce that the Minutes of the Meeting of the Ewenmar Waste Depot Sunset Committee held on Thursday, 25th October 2018 be received and noted and the following recommendations be adopted:

1. That Council proceed with the introduction of the new opening hours as of 1st July 2019 of:

Sunday; 9am – 5pm Monday; Closed Tuesday; 1pm – 5pm Wednesday; Closed Thursday 1pm – 5pm Friday; Closed Saturday; 9am – 5pm

and that these opening hours be advertised intensively within the community.

- 2. Council seek funding for all grants associated with Recycling and the development of the Waste Management Facility;
- 3. Council adopt the Ewenmar Waste Facility Operations Improvement Plan provided by Robert Bailey Consulting and Council will approve rehabilitation of the Ewenmar Waste Facility with an initial three (3) month plan including:
 - a. Clean up of the site;
 - b. Upgrade of fencing; and
 - c. Upgrade of facility.
- 4. Council to purchase appropriate fencing to improve litter blown off the site;
- 5. Develop a contract for the new position of gate keeper; and
- 6. Circulate the minutes of the Netwaste Meetings to all committee members and advise of any upcoming meetings.

Carried 266.12.18

Warren Sporting Facilities Committee

(C14-3.18)

MOVED Taylor/Brewer that the Minutes of the Meeting of the Warren Sporting Facilities Committee held on Wednesday, 7th November 2018 be received and noted and the following recommendations be adopted:

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

DELEGATES AND COMMITTEES

CONTINUED

Item 7 WSCC Gym Asset Replacement Five Year Plan

(S21-2)

- 1. The information be received and noted; and
- 2. The Gym Membership fees be increased to \$200 for 12 months and \$120 for 6 months for the 2019/2020 financial year
- 3. \$9,500.00 be placed in reserve and added to the 2019/2020 budget for the purchased of gym equipment.

Item 8 WSCC Gym Aerobic Equipment Four Year Lease Plan (S21-2)

- 1. The information be received and noted; and
- 2. \$4,500.00 + GST be placed in reserve and added to the 2019/2020 budget for the lease of aerobic equipment subject to budgetary constraints.

Item 10 Riversmart Australia Request for Donations

(S21-2)

- 1. The information be received and noted; and
- 2. That the hire fees for the Warraan Festival community event be partially waived with a reduction in hire fees from \$470 to \$162.

Carried 267.12.18

Showground/Racecourse Committee

MOVED Beach/Druce that the Minutes of the Meeting of the Showground/Racecourse Committee held on Thursday 8th November 2018 be received and noted and the following recommendations be adopted:

Item 3 Grant Workshop Sub Committee Report

(G4-1.7)

- 1. That the Showground Committee, the Race Club Committee and each Equestrian user group named under the Grant Project supply the name and contact details to the General Manager, of one (1) person to form a Project Working Subcommittee; and
- 2. That the first meeting of the Working Group Sub Committee shall meet on Tuesday 11th December 2018.

Item 4 Warren Showground/Racecourse Annual User Chargers & Warren Polocrosse Club Request for Donation (S7-1)

- 1. The current fees and charges and method of formatting future year fees and charges remain "as is" for all user groups;
- 2. That the Warren Polocrosse Club be required to commit to the 2018/19 annual charge that has been issued; and
- 3. All annual user groups to report back to the Committee on recommendations for user chargers for their respective club for the next financial years consideration.

Carried 268.12.18

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

DELEGATES AND COMMITTEES

CONTINUED

Council Chambers Development Sunset Committee

(C14-3.25)

MOVED Serdity/Irving that the Minutes of the Meeting of the Council Chambers Development Sunset Committee held on Wednesday 14th November 2018 be received and noted and the following recommendations be adopted:

Item 3.1 Update Concept Design

(C14-3.25)

That:

- 1. The Committee accepted the revised cost estimates tabled at this meeting; and
- 2. Council endorse Belinda Dimarzio-Bryan from B Creative Photography and Architecture to proceed to full tender documentation once final investigations on conventional piers versus screw piles and cable in slab floor heating are undertaken.

Carried 269.12.18

Airport Operations Committee

(C14-3.12)

MOVED Brewer/Taylor that the Minutes of the Meeting of the Airport Operations Committee held on Wednesday 14th November 2018 be received and noted and the following recommendations be adopted:

Item 4.1 Proposed Subdivision – Warren Airport

(C14-2.12)

- 1. That the proposed subdivision costs be approved for referral to Council.
- 2. Stage 1 of this development will only be for Blocks 1 to 4.
- 3. The sale of Block 5 will be the trigger for Stage 2 (the sale of Blocks 5 to 8) but only after the sale of Blocks 1 to 4 is complete.
- 4. The purchase price of Blocks 5 to 8 is to be reviewed if they do not sell within 12 months of the purchase of the first Block in Stage 1.
- 5. That Covenants be placed on the title and sales documents as described:-
 - That all buildings on this subdivision shall have a maximum height above ground level of 4.5m to the highest point to comply with the airport OLS,
 - That the building is to be constructed only within the identified building envelope as shown in the Subdivision Plan,
 - That the purchaser note that Council has not provided services to the proposed lots and any service provision shall be at the owners cost,
 - That a hangar building must be constructed on the allotment within 18 months of the date of contract finalisation or the land will be returned to Council at the purchase price less 10% to cover legal costs unless the owner can show substantial commencement of a building,
 - The resale of land by a purchaser within 18 month construction period shall allow for a right of first refusal by Council at the price of the initial (first) sale from Council,

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

DELEGATES AND COMMITTEES

CONTINUED

Airport Operations Committee

Continued

Item 4.1 Proposed Subdivision – Warren Airport

Continued

• A second or subsequent purchaser shall be required to comply with the conditions to construct a hangar building, however they shall be permitted an additional 12 months only from the date of initial (first) contract finalisation to the initial purchaser, to construct such building before the land is returned to Council at the initial (first) purchase price less 10% to cover legal costs.

Carried 270.12.18

Town Improvement Committee

(C14-3.17)

MOVED Taylor/Irving that the minutes of the meeting of the Town Improvement Committee held on Wednesday, 20th November 2018 be received and noted, and the following recommendation be adopted:

Item 4.1 Warren Town Centre Upgrade

(C14-3.17)

That the AC (asphalt) be deferred for consideration at a later date and the process of applying emulsion seal to the shoulder of the main street be trialed between now and the 6th December 2018 and that further consideration be given by the Divisional Manager Engineering Services.

Carried **271.12.18**

MORNING TEA

At this point in the meeting, the time being 9.55 am, Council inspected the trialed seal on the main street and adjourned for Morning Tea.

RESUMPTION

The meeting resumed at 10.30 am.

Manex (C14-3.4)

MOVED Serdity/Beach that the Minutes of the Meeting of Manex held on Monday, 3rd December 2018 be received and noted and the following recommendations be adopted:

Item 5.1 Work Health and Safety Performance Summary (S12-14.1)

That the Work Health and Safety Performance Summary information be reviewed and monitored.

Item 5.2 Work Health and Safety Risks and Priority Issues (S12-14.1)

That the Work Health and Safety Risks and Priority Issues be reviewed and monitored.

Item 5.3 Statecover Work Health and Safety Annual Self – Audit (I2-3.1) That Council update the existing Work Health and Safety Action Plan, utilising information received in the StateCover Self-Audit Report.

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

DELEGATES AND COMMITTEES

CONTINUED

Item 5.4 Work Health and Safety Action Plan

(S12-14.1)

- 1. The updated Health and Safety Plan be adopted by Council; and
- 2. The Warren Shire Council Work Health and Safety Action Plan actions are reviewed and their status monitored and a report be prepared for the Work Health and Safety Committee each quarter to review the status and compliance.

Item 5.5 Emergency Preparedness and Emergency Procedure (P13-1)

That the Manex team are to review the Emergency Preparedness and Management Procedure and that a further report be presented to the 15th January 2019 Manex meeting with any changes.

Item 7 Work Force Vacancies

(S12-1)

That Manex note the report and commence recruitment of vacant positions being:

- Patching Crew No. 2 Light Truck Driver;
- Water and Sewer Foreman;
- Manager Roads Infrastructure;
- Workshop Co-ordinator;
- Workshop Mechanic;
- Trainee Plant Operator; and
- Ganger CMC.

Item 8 Warren Shire Council Initial Process and Control Audit January 2018 That: (A1-3)

- 1. the information be received and noted that the Workshop RTA Inspection process remains outstanding.
- 2. the Divisional Manager Engineering Services to approach local businesses who may want to take up RMS Inspections.

Item 13 Operational Procedures

(A2-1)

That:

- 1. the information be received and noted; and
- 2. the procedures: Arranging Vacation Care, Checking Oxi Sok at Pool, Contamination of water at swimming pool (e.g. bird/animals), Cryptosporidium Notification Response, Daily Routine for Pool Kiosk, Drowning or Rescue, Equipment failure at pool: Plant room/pump, Euthanasia of Injured Wildlife, Faecal incident loose stool response, Faecal incident solid stool response, Heart Attack or Medical Emergency, Inducting New Gym Members Sporting and Cultural Centre, Maintenance of AED Sporting and Cultural Centre, Maintenance of AED Swimming Pool, Major chemical spill/gas leak, Morning Routine for Pool and Grounds, Natural Disaster: Lightning/hail/storm, Refunding FOB Deposit Fee for Gym Members, Running off till and balancing remittance at Swimming Pool, Spinal Injury or Death, Testing of chemical levels at pool, Use of Automatic Pool Vacuum Cleaner, Use of Manual Pool Vacuum Cleaner; Warren War Memorial Swimming Pool User Agreement and Maintenance of AED Racecourse/Showground be adopted.

Carried 272.12.18

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

POLICY

Item 1 Loss of Licence Policy

(P13-1, S12-29)

GM-A Chk Lst

MOVED Irving/Derrett that:

- 1. The Warren Shire Council Loss of Licence Policy be placed on public display as required by the Local Government Act 1993; and
- 2. Subject to no significant public responses requiring a change to the policy that the policy be adopted.

Carried 273.12.18

Item 2 Policies and Governance

(P13-1)

GM-A Chk Lst **MOVED** Druce/Higgins that Council adopt the following policies in accordance with the Local Government Act 1993 and display all Policies on Council's website:

- 1. Draft Discharge of Liquid Trade Waste into Council's Sewer Policy
- 2. Draft Liquid Trade Waste Code of Practice
- 3. Draft Drinking Water Quality Policy
- 4. Draft Community Awareness Development Policy
- 5. Draft Local Approvals Policy
- 6. Draft Keeping of Horses Policy
- 7. Draft Keeping of Stock in Residential Areas Policy
- 8. Draft Companion and Feral Animal Policy

Carried 274.12.18

GENERAL MANAGER'S REPORTS

Item 1 Outstanding Reports Checklist

(C14-7.4)

MOVED Irving/Serdity that the information be received and noted and that the items marked with an asterisk be deleted.

Carried 275.12.18

Item 2 Committee/Delegates Meetings

(C14-2)

Councillor Irving gave an overview of the Interagency Meeting.

Councillor Quigley also gave an update on the OJO Strategic Workshop held on 30th November which will be followed up at the OJO Board Meeting in Mudgee on the 17th December 2018.

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

Item 2 Committee/Delegates Meetings

Continued

Councillor Derrett went to the last Sub Interagency Committee meeting held on the 29th November and gave an update on their activities.

Councillor Serdity updated Council on the North Western Library and advised that she is again Chairperson.

Councillor Brewer gave an update on the Castlereagh Macquarie Country Council meeting held on the 3rd December 2018. Councillor Brewer questioned on how effective is the weeds management process and requested if an invitation could be extended to the Castlereagh Macquarie Country Council to attend a future Council Meeting.

GM-A Chk Lst **MOVED** Serdity/Irving that the information be received and noted and that the General Manager write to the Castlereagh Macquarie County Council to invite them to present at a Council Meeting.

Carried 276.12.18

Item 3 Relax Alcohol Free Zone in Dubbo Street for the Warren Street Christmas Party (L7-1.2)

MOVED Taylor/Druce that:

- 1. Council relax the Alcohol-Free Zone in Dubbo Street between Burton and Hale Streets between 6.00 pm to 9.30 pm, Friday 7th December 2018.
- 2. That Council advise licenced premises that they are subject to licencing laws.

Carried 277.12.18

Item 4 Macquarie River Trails Sign Oxley Park

(P1-7.9, T4-2.6, T4-8)

GM-A Chk Lst **MOVED** Irving/Derrett that Council install the Macquarie River Trails sign on the southern side of the Oxley Park Toilets to support tourism.

Carried 278.12.18

Item 5 2019 Western Division Annual Conference

(C14-1)

GM-A Chk Lst **MOVED** Taylor/Druce that Council formally resolve to accept the invitation to the 2019 Western Division of Councils Annual conference and advise Bourke Shire Council of Council's decision.

Carried 279.12.18

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

GENERAL MANAGER'S REPORTS

CONTINUED

Item 6 Drought Funding Projects

(F2-2)

At this point in the meeting, the time being 11.40 am Councillor Irving declared an interest and left the meeting and was not in sight of the meeting room.

GM-A Chk Lst **MOVED** Brewer/Derrett that Council amend the Infrastructure funding at halls project to include the Warren CWA Hall and Endeavour Hall with a program cost of \$60,000.00 from the Commonwealth Drought Funding Program.

Carried 280.12.18

At this point in the meeting the time being 11.42 am, Councillor Irving entered the meeting room.

DIVISIONAL MANAGER FINANCE AND ADMINISTRATION'S REPORTS

Item 1 Reconciliation Certificate - October 2018

(B1-10.65)

MOVED Walker/Brewer that the Statements of Bank Balances and Investments as at 31st October 2018 be received and noted.

Carried 281.12.18

Item 2 Statement of Rates and Annual Charges

(R1-4)

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

Carried 282.12.18

DIVISIONAL MANAGER ENGINEERING SERVICES REPORTS

Item 1 Warren Town Centre Upgrade

(C14-3.17)

DMES-A Chk Lst

MOVED Taylor/Serdity that

- 1. An additional meeting be held during the latter part of January 2019 to consider the total cost of the Warren Town Centre Upgrade works completed as at the 31st December 2018:
- 2. That the emulsion seal coat be finalised in the main street as a matter of priority, limiting any disruption to businesses;
- 3. The works be reviewed with the Roads and Maritime Services upgrades to the
- 4. The drainage works on Cobb Lane be allowed for.

Carried 283.12.18

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

DIVISIONAL MANAGER ENGINEERING SERVICES REPORTS

CONTINUED

Item 2 Property Adjustment – Wambianna Street Collie

DMES-A Chk Lst **MOVED** Druce/Irving that amendments to the boundaries of Lot 79 and Lot 80 of Deposited Plan (DP) No.724585 located with frontages to both Wambianna and Coonamble Street Collie be formally altered so as to provide for the existing Collie Hotel accommodation units encroachment onto the land parcel serving as the Collie Rural Fire Service block be implemented.

Carried 284.12.18

Item 3 Tender – Raw Water Pump Station Upgrade Macquarie River – Oxley Park, Warren (W2-1)

Chk Lst

MOVED Taylor/Higgins that:

- 1. the tender submitted by Darling Irrigation of 113 Dandaloo Street Narromine in the amount of \$54,612 inclusive of GST be accepted and a formal contract be negotiated to provide for commencement of works as soon as possible;
- 2. the monies required to provide for the establishment of this asset replacement be absorbed from within the 2018/19 Water Supply Fund Capital allocation listed as providing for water main and valve renewals allocation which has an allocation of \$130,000; and
- 3. the next quarterly budget will provide for the above water fund budget adjustments.

Carried 285.12.18

Item 4 Mount Foster Quarry Usage Proposal

(Q1-1.1)

MOVED Brewer/Beach for discussion.

Carried 286.12.18

DMES-A Chk Lst

MOVED Brewer/Beach that:

- 1. A tender for the production of approximately 40,000 tonne of 20mm road base at the Mount Foster Quarry and a multi-year contract providing for ongoing 20mm road base production be advertised.
- 2. This item is to be reported back to the Plant Committee.

Carried 287.12.18

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

MANAGER HEALTH AND DEVELOPMENT'S REPORTS

Item 1 Development Application Approvals

(D4-9)

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

Carried 288.12.18

Item 2 Gifting of Land, Lot 6 Section 4 DP758264 Bundemar Street Collie, Collie Community Shed Incorporated (C21-1)

MHD- A Chk Lst

MOVED Serdity/Higgins that:

- 1. Council proceed with the transfer of land Lot 6 Section 4 DP758264 Bundemar Street Collie, to the Collie Community Shed Incorporated, and
- 2. Authority be given to the General Manager and Mayor to sign under seal of Council all associated documents, with the transfer of land Lot 6 Section 4 DP758264 Bundemar Street Collie, to the Collie Community Shed Incorporated.

Carried 289.12.18

Item 3 Development Application: Lot 53 DP872884, 19 Deacon Drive, Warren (P16-18.23)

MHD- A Chk Lst **MOVED** Taylor/Brewer that Development Application P16-18.23 for the erection of a single storey dwelling, shed and installation of a swimming pool located at Lot 53 DP 872884, 19 Deacon Drive, 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. A contract of insurance (i.e.: Home Warranty Insurance) must be in place before any building work authorised to be carried out by this consent commences unless the works are covered under an Owner Builder Permit.

Reason: Statutory requirement.

- 3. A sign must be erected in a prominent position on the site:
 - showing the name, address and telephone number of the principal certifying authority for the work; and
 - showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours; and
 - stating that unauthorised entry to the work site is prohibited.

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

MANAGER HEALTH AND DEVELOPMENT'S REPORTS

CONTINUED

Item 3 Development Application: Lot 53 DP872884, 19 Deacon Drive, Warren Continued

Any such sign is to be maintained while the building work is being carried out, but must be removed when the work has been completed.

Reason: Statutory requirement.

Conditions imposed by Council-Dwelling

4. The development is to be undertaken in accordance with the plans submitted with the application.

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

5. Construction, demolition and associated work shall be carried out only between the times

Stated as follows:-

Mondays to Fridays 7.00am to 6.00pm. Saturdays 8.00am to 5.00pm

Sundays & public holidays no construction work to take place.

Reason: To ensure the amenity of the area is not compromised.

6. The applicant shall ensure that all builders refuse and trade waste, whilst on site, is stored in a manner that does not cause any nuisance. All waste is to be removed from the site at the completion of the construction works.

Reason: To ensure the applicant removes all waste from the site, which could reduce the amenity of the area.

7. All building materials, plant and equipment are to be placed on the building site. Building materials, plant and equipment (including water closets), are not to be placed on footpaths, roadways, public reserves etc.

Reason: To ensure pedestrian and vehicular access is not restricted in public places.

8. Filling shall not be placed in such a manner that natural drainage from adjoining land will be obstructed.

Reason: To ensure that filling placed on land does not affect natural drainage.

9. Fill shall not be placed on land in such a manner that surface water will be diverted to adjoining land.

Reason: To ensure that the works do not result in water being diverted onto adjoining land.

10. Any excavation/fill is to be suitably retained.

Reason: To ensure the stability of the site and adjoining properties.

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

MANAGER HEALTH AND DEVELOPMENT'S REPORTS

CONTINUED

Item 3 Development Application: Lot 53 DP872884, 19 Deacon Drive, Warren Continued

11. Suitable measures are to be in place at all times to ensure buildings on adjoining land are protected from damage as a result of the carrying out of the development.

Reason: To ensure adjoining property is adequately protected.

12. Prior to installing any vehicular access and driveway crossover, details of the proposed works are to be submitted to Council for approval. The vehicular access must comply with the requirements Warren Shire Council's Urban Vehicular Access Policy and Warren Shire Council standard drawings (Plan No.s 812 & 869) entitled "Warren Shire Council –Urban Vehicular Access".

Reason: Implementation of Council Policy.

13. Where roofwater/stormwater is to be drained to the street gutter, a minimum 90mm diameter pipe is to be used. The stormwater pipe is to be terminated at the street kerb using a reducer, a kerb adapter and a kerb stormwater outlet and is to be installed in accordance with Warren Shire Council standard drawing (Plan No. 1130) entitled "Warren Shire Council – Upright/Roll Kerb and Gutter Roof Water Connection". Prior to installing the kerb stormwater outlet the kerb is to be cut using a concrete saw and after installation the kerb is to be made good to match existing.

Reason: To protect the integrity of the kerb and gutter.

14. The dwelling must fully comply with Warren Shire Council's Sewer Junction Connection Policy.

Reason: To ensure that all connections to Council's Sewerage System conform to Council's requirements and that the property owner's responsibilities in relation to the connection are met.

15. Suitable measures are to be put into place on site to prevent the tracking of any mud, soil, gravel or other such materials onto the road by vehicles travelling onto and off the site.

Reason: To ensure traffic safety is not compromised.

16. Damage done to any footpath, kerb and gutter, driveway crossing, drain or the like caused by the applicant during the course of construction works shall be made good **prior to occupation or use of the development.**

Reason: To ensure public safety is not compromised.

17. 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.

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

MANAGER HEALTH AND DEVELOPMENT'S REPORTS

CONTINUED

Item 3 Development Application: Lot 53 DP872884, 19 Deacon Drive, Warren Continued

18. A temporary toilet shall be provided on site from the commencement of building work.

The temporary toilet shall be:-

- A water closet connected to the sewerage system or approved septic tank:
- A chemical closet supplied by a licensed contractor approved by Council

Conditions imposed by Council-Shed

19. The shed is to fitted with guttering and downpipes to properly manage and dispose of stormwater. Stormwater is to be drained a minimum of 5 metres from the foundations of the shed.

Reason: To ensure the foundations of the shed are not inundated by stormwater.

20. 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.

21. The applicant shall ensure that all builders refuse and trade waste, whilst on site, is stored in a manner that does not cause any nuisance. All waste is to be removed from the site at the completion of the construction works.

Reason: To ensure the applicant removes all waste from the site, which could reduce the amenity of the area.

22. All building materials, plant and equipment are to be placed on the building site. Building materials, plant and equipment (including water closets), are not to be placed on footpaths, roadways, public reserves etc.

Reason: To ensure pedestrian and vehicular access is not restricted in public places.

23. Filling shall not be placed in such a manner that natural drainage from adjoining land will be obstructed.

Reason: To ensure that filling placed on land does not affect natural drainage.

24. Fill shall not be placed on land in such a manner that surface water will be diverted to adjoining land.

Reason: To ensure that the works do not result in water being diverted onto adjoining land.

25. Any excavation/fill is to be suitably retained.

Reason: To ensure the stability of the site and adjoining properties.

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

MANAGER HEALTH AND DEVELOPMENT'S REPORTS

CONTINUED

Item 3 Development Application: Lot 53 DP872884, 19 Deacon Drive, Warren Continued

26. Suitable measures are to be in place at all times to ensure buildings on adjoining land are protected from damage as a result of the carrying out of the development.

Reason: To ensure adjoining property is adequately protected.

27. Suitable measures are to be put into place on site to prevent the tracking of any mud, soil, gravel or other such materials onto the road by vehicles travelling onto and off the site.

Reason: To ensure traffic safety is not compromised.

28. Damage done to any footpath, kerb and gutter, driveway crossing, drain or the like caused by the applicant during the course of construction works shall be made good **prior to occupation or use of the development.**

Reason: To ensure public safety is not compromised.

Conditions imposed by Council-Swimming Pool

29. 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.

30. Construction, demolition and associated work shall be carried out only between the following times:-

Mondays to Fridays 7.00am to 6.00pm. Saturdays 8.00am to 5.00pm

Sundays & public holidays no construction work to take place.

Reason: To ensure the amenity of the area is not compromised.

31. The applicant shall ensure that all builders refuse and trade waste, whilst on site, is stored in a manner that does not cause any nuisance. All waste is to be removed from the site at the completion of the construction works.

Reason: To ensure the applicant removes all waste from the site, which could reduce the amenity of the area.

32. All building materials, plant and equipment are to be placed on the building site. Building materials, plant and equipment (including water closets), are not to be placed on footpaths, roadways, public reserves etc.

Reason: To ensure pedestrian and vehicular access is not restricted in public places.

33. Filling shall not be placed in such a manner that natural drainage from adjoining land will be obstructed.

Reason: To ensure that filling placed on land does not affect natural drainage.

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

MANAGER HEALTH AND DEVELOPMENT'S REPORTS

CONTINUED

Item 3 Development Application: Lot 53 DP872884, 19 Deacon Drive, Warren Continued

34. Fill shall not be placed on land in such a manner that surface water will be diverted to adjoining land.

Reason: To ensure that the works do not result in water being diverted onto adjoining land.

35. Any excavation/fill is to be suitably retained.

Reason: To ensure the stability of the site and adjoining properties.

36. Suitable measures are to be in place at all times to ensure buildings on adjoining land are protected from damage as a result of the carrying out of the development.

Reason: To ensure adjoining property is adequately protected.

37. Suitable measures are to be put into place on site to prevent the tracking of any mud, soil, gravel or other such materials onto the road by vehicles travelling onto and off the site.

Reason: To ensure traffic safety is not compromised.

38. Damage done to any footpath, kerb and gutter, driveway crossing, drain or the like caused by the applicant during the course of construction works shall be made good **prior to occupation or use of the development.**

Reason: To ensure public safety is not compromised.

39. The swimming pool and safety fences and gates shall be installed in accordance with the approved plans and specifications and the Swimming Pools Act 1992 and Swimming Pools Amendment Act 2012 and Swimming Pools Regulation 2008.

Reason: To restrict access to the Swimming Pool by unsupervised young children.

- 40. The swimming pool shall at all times be surrounded by a child resistant barrier:-
 - (a) that separates the swimming pool from any residential building situated on the premises and from any place (whether public or private) adjoining the premises; and
 - (b) that is designed, constructed, installed and maintained in accordance with the standards prescribed by the Swimming Pools Regulation and AS1926.1-2012, Fencing for Swimming Pools.

Reason: To restrict access to the Swimming Pool by unsupervised young children

41. Gates and doors that allow access to the swimming pool are to be self closing and self latching and shall open outwards from the pool area. The occupier of any premises in or on which a swimming pool is situated must ensure that all doors and gates providing access to the swimming pool are kept securely closed at all times when they are not in actual use.

Reason: To restrict access to the pool by unsupervised children.

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

MANAGER HEALTH AND DEVELOPMENT'S REPORTS

CONTINUED

Item 3 Development Application: Lot 53 DP872884, 19 Deacon Drive, Warren Continued

42. The swimming pool shall not be used for commercial or professional purposes.

Reason: To ensure compliance with Town Planning Policy.

43. Waste water from the pool shall be disposed of so as not to create a nuisance and shall be drained or pumped to the Warren Shire Council sewer where available.

Reason: To ensure that water from the swimming pool is disposed of in a manner which does not create a nuisance.

44. Swimming pool surrounds and/or paving shall be constructed so as to ensure water from the pool overflow or surge does not discharge onto neighbouring property.

Reason: To ensure pool overflow does not affect neighbouring properties.

45. The swimming pool shall not be filled with water until such time as the safety fencing and gates have been completed in accordance with the approved plans and specifications.

Note: It is the applicant's responsibility to ensure that all excavations and incomplete pools have appropriate safety fencing or are otherwise protected.

Reason: To protect the health and safety of inhabitants of the area.

46. Pool plant (i.e. filter) is to be sited so as not to cause a nuisance to adjoining neighbours by way of noise levels or vibration.

Reason: To ensure pool owners are aware of the potential for pool equipment to cause noise problems.

47. The occupier of any premises in or on which a swimming pool is situated must ensure that there is at all times a sign prominently displayed and permanently fixed in the vicinity of the swimming pool, which contains the "details of resuscitation techniques, in accordance with the provisions of Section 17 of the Swimming Pools Act 1992 and Swimming Pools Amendment Act 2012 and Swimming Pools Regulation 2008.

Reason: To provide safety advice and readily available details of resuscitation techniques

Carried 290.12.18

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

MANAGER HEALTH AND DEVELOPMENT'S REPORTS

CONTINUED

Item 3 Development Application: Lot 53 DP872884, 19 Deacon Drive, Warren Continued

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.

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

For	AGAINST
Councillor Quigley	Nil
Councillor Serdity	
Councillor Beach	
Councillor Brewer	
Councillor Irving	
Councillor Derrett	
Councillor Higgins	
Councillor Taylor	
Councillor Walker	
Councillor Druce	

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

MANAGER HEALTH AND DEVELOPMENT'S REPORTS

CONTINUED

Item 4 Council Chambers Development Project

(C14-3.25)

MOVED Serdity/Walker for discussion.

Carried 291.12.18

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

Carried 292.12.18

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 advised that he had attended the Remembrance Day Service held in Warren on the 11th November 2018.
- The Mayor advised that he along with Council's Divisional Manager Finance and Administration attended the Orana Joint Organisation Strategic Planning Workshop that was held in Warren. This Workshop was focused on developing a draft Strategic Plan.
- The Mayor emphasised the importance of Council Committee meetings and that they are to held quarterly or as set.
- The Mayor requested that all projects go to its Council Committee before being presented to Council.

UPCOMING EVENTS

- The Mayor reminded the meeting of the upcoming Councillor and Staff Christmas Party at the Twilight Races on Friday, 14th December 2018.
- The Mayor commented on the Street Christmas Party being held Friday, 6th December 2018.
- The Mayor advised that both the Deputy Mayor, Councillor Williamson and the General Manager, Glenn Wilcox will be travelling to Gilgandra on Tuesday, 11th December 2018 to meet with the Member for Barwon, Kevin Humphries MP.

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

QUESTIONS WITHOUT NOTICE

By Councillor Irving

- 1. Councillor Irving requested an update on the scheduled 7th December 2018 Christmas Street Party.
 - The General Manager advised that all arrangements were in hand and local businesses are involved. Good support from the Lions Club and Warren Macquarie Local Aboriginal Lands Council. The band has been organised and are coming from the Central Coast. Dwyers Transport is providing a trailer for the stage.
- 2. Councillor Irving advised that Frances Evans is co-ordinating Carols by Candlelight this year in Macquarie Park on Saturday, 22nd December 2018.

By Councillor Beach

- 1. Councillor Beach advised that the Plant Committee were to have a quick catch up after this Council Meeting.
- 2. Councillor Beach advised that the rules seem to have been changed around irrigation water resulting in a loss in changeover and pulled back figures.
- 3. Councillor Beach noted that fixed charges are changing for individual irrigators, but not to schemes.

By Councillor Druce

- 1. Councillor Druce commented on the widespread media coverage for "Warren" the Reindeer and the Warren Street Party.
- 2. Councillor Druce advised that Nevertire Hall had been successful in receiving a grant for \$5,000 from the Cotton Growers Grant.

MHD- A Chk Lst 3. Councillor Druce requested if the owners of the corner shed in Nevertire could be contacted in regard to the loose corrugated iron on the roof.

By Councillor Taylor

1. Councillor Taylor advised that Council has received no nominations as yet for Australia Day 2019 and asked that any nominations be directed to Council's Divisional Manager Finance and Administration.

By Councillor Derrett

 Councillor Derrett conveyed her congratulations to staff for the main street works and the Christmas Street party event and advised that she has received lots of feedback.

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

QUESTIONS WITHOUT NOTICE

CONTINUED

By Councillor Higgins

MHD- A Chk Lst

1. Councillor Higgins advised that he had received complaints regarding dogs knocking over bins in Thornton Avenue.

By Councillor Walker

1. Councillor Walker commented on the recent email to Councillors advising of the success with grants.

By Councillor Brewer

- 1. Councillor Brewer noted the recent public member donation to Lions Park. The Warren Lion's Club have some suggestions for this including a wheelchair access unisex toilet block. Councillor Brewer requested the Warren Lion's Club to write to Council with a list of priorities.
- 2. Councillor Brewer gave an update on the GPS aerial and repeater station on Nevertire tower. Councillor Brewer requested clarification on third party infrastructure on Council property.

GM-A Chk Lst

- Council to review the lease arrangements and how to relocate electrical equipment to ground level (Green Star/John Deere). A report to be presented to the January Council meeting on Council's agreement on use of Council infrastructure and legality of Nevertire GPS.
- 3. Council Brewer commented on Minister Upton's new requirement for Council Meetings to be televised and if we can delay this until the new building is built?

The General Manager advised that this requirement is part of the new Code of Conduct to be presented to Council in January 2019. Meetings can either be televised or recorded and put on Council's website and the time frame will be looked at.

By Councillor Serdity

DMES-A Chk Lst Councillor Serdity advised that one of the road signs outside of Nevertire on the Mitchell Highway heading towards Nyngan had one of its panels flapping and requested if it could be repaired.

Minutes of the Ordinary Meeting of Council Held in Council Chambers, 115 Dubbo Street Warren on Thursday 6th December 2018 commencing at 8:34 am

There being no further business the meeting closed at 12.50 pm.

THESE MINUTES WERE CONFIRMED AT THE ORDINARY MEETING OF COUNCIL HELD ON THURSDAY 24TH JANUARY 2019 AS BEING A TRUE AND CORRECT RECORD.

MINUTE No. 2.01.19

GENERAL MANAGER	MAYOR	