



DRAFT

**MINUTES
ORDINARY MEETING OF COUNCIL**

held on

WEDNESDAY, 9 AUGUST 2023

PRESENT

Councillors Craig Davies (Mayor and Chair), Dawn Collins (Deputy Mayor), Les Lambert, Adine Hoey (via Audio-Visual link), Casey Forrester, Ewen Jones, Diane Beaumont, Lachlan Roberts and Mrs Jane Redden (General Manager), Mr Phil Johnston (Director Community & Economic Development), Mr Barry Bonthuys (Director Finance & Corporate Strategy), Mrs Marion Truscott (Director Governance) and Mrs Sally McDonnell (Minute Taker).

IN ATTENDANCE

David Crofts (Strategy Hunter Consultants)

WELCOME

The Chair advised that Cr Hoey was attending the meeting via Audio Visual Link due to a medical condition.

The Chair welcomed those present and declared the meeting open at 5.30pm.

PRAYER

The Lord's Prayer was taken by those present.

ACKNOWLEDGEMENT OF COUNTRY

The Acknowledgement of Country was made by the Mayor.

STATEMENT OF ETHICAL OBLIGATIONS

The Statement of Ethical Obligations was made by the Mayor.

APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS

Nil

CONFIRMATION OF MINUTES

RESOLVED Crs Lambert/Jones that the Minutes of the Ordinary Meeting held on 12 July 2023 be adopted.

2023/128

DISCLOSURES OF INTERESTS

Cr Lachlan Roberts declared a Non- Pecuniary, Not Significant Interest in item 4 – Reports to Council Community and Economic Development – Development Application 2022/58 Proposed Recreation Facility (Outdoor) – Motorbike Track at 151 Old Backwater Road, Narromine, as he is an acquaintance of the applicant Mr Luke Harding.

Cr Dawn Collins declared a Pecuniary Interest in item 4 – Reports to Council Community and Economic Development – Development Application 2022/58 Proposed Recreation Facility (Outdoor) – Motorbike Track at 151 Old Backwater Road, Narromine, as she is an owner of land opposite the property on Backwater Road.

RESOLVED Crs Lambert/Beaumont that item 4 of the Community and Economic Development Report – Development Application 2022/58 Proposed Recreation Facility (Outdoor) – Motorbike Track at 151 Old Backwater Road, Narromine be brought forward.

2023/129

REPORTS TO COUNCIL – COMMUNITY AND ECONOMIC DEVELOPMENT

4. DEVELOPMENT APPLICATION 2022/58 PROPOSED RECREATION FACILITY (OUTDOOR) – MOTORBIKE TRACK AT 151 OLD BACKWATER ROAD, NARROMINE

Cr Lachlan Roberts declared a Non- Pecuniary, Not Significant Interest in item 4 - Reports to Council Community and Economic Development – Development Application 2022/58 Proposed Recreation Facility (Outdoor) – Motorbike Track at 151 Old Backwater Road, Narromine, as he is an acquaintance of the applicant Mr Luke Harding. Cr Roberts remained in the meeting.

Cr Dawn Collins declared a Pecuniary Interest in item 4 – Reports to Council Community and Economic Development – Development Application 2022/58 Proposed Recreation Facility (Outdoor) – Motorbike Track at 151 Old Backwater Road, Narromine, as she is an owner of land opposite the property on Backwater Road.

Cr Collins left the meeting at 5.34pm

RESOLVED Crs Roberts/Lambert that Council grant consent to the development application subject to a further report being presented to Council with conditions set.

2023/130

The Chair called for a division on the planning matter.

In favour of the motion was Cr Roberts, Cr Forrester, Cr Beaumont, Cr Lambert

Against the motion was Cr Davies, Cr Jones, and Cr Hoey

Cr Collins returned to the meeting room at 5.41pm

David Crofts left the meeting at 5.42pm

MAYORAL MINUTE

1. MAYORAL DIARY

RESOLVED Crs Lambert/Roberts that the information be noted.

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MAYORAL MINUTE (Cont'd)

2. DEPUTY MAYORAL DIARY

RESOLVED Crs Collins/Jones that the information be noted.

2023/132

3. DELEGATE REPORT – NARROMINE AVIATION MUSEUM COMMITTEE MEETING

RESOLVED Crs Beaumont/Roberts that the information be noted.

2023/133

REPORTS OF COMMITTEES

1. REPORT OF THE NARROMINE AERODROME COMMITTEE

RESOLVED Crs Jones/Beaumont that the recommendations from the minutes of the Narromine Aerodrome Committee Meeting held on 11 July 2023 be adopted.

2023/134

REPORTS TO COUNCIL - GENERAL MANAGER

1. DELIVERY PROGRAM PROGRESS REPORT

RESOLVED Crs Lambert/Forrester that the Delivery Program Progress Report from 1 January 2023 to 30 June 2023 be noted.

2023/135

2. AUDIT RISK AND IMPROVEMENT COMMITTEE INDEPENDENT MEMBER FEES

RESOLVED Crs Collins/Beaumont;

1. That the fees to be paid to Council's Audit Risk and Improvement Committee Independent Members be \$1,500 per meeting excluding GST, and \$2,000 per meeting excluding GST to the Chair. Further, that the fee is inclusive of travel expenses.
2. That the annual CPI be applied from 1 July each year.

2023/136

3. WORKS REPORT

RESOLVED Crs Collins/Lambert that the information be noted.

2023/137

REPORTS TO COUNCIL – FINANCE AND CORPORATE STRATEGY

1. INVESTMENT REPORT AS AT 31 JULY 2023

RESOLVED Crs Lambert/Forrester;

1. That the report regarding Council's Investment Portfolio be received and noted;
2. That the certification of the Responsible Accounting Officer is noted and the report adopted.

2023/138

2. CARRY FORWARD CAPITAL WORKS AND RE-VOTES FROM 2022/23

RESOLVED Crs Lambert/Beaumont;

1. That the list of carry forward works which were commenced in 2022/2023 but not completed (as shown in Attachment No 2 of the report) be noted.
2. That the list of carry forward works which did not fall within clause 211 of Local Government (General) Regulation 2021 (as shown in Attachment No 3 of the report), be adopted as part of the 2023/24 budget.

2023/139

REPORTS TO COUNCIL – COMMUNITY AND ECONOMIC DEVELOPMENT

1. DEVELOPMENT APPROVALS

RESOLVED Crs Forrester/Lambert that the information be noted.

2023/140

2. LEASE OF PART LOT 1 DP 109556 FOR NBN FIXED WIRELESS TOWER

RESOLVED Crs Lambert/Jones;

1. That Council lease approximately 120m² of part lot 1 DP 109556 to NBN Co or its representative for the purposes of a communication tower for a 20 year period.
2. That NBN Co or its representative pay all development costs and outgoings.
3. That the commencement lease fee be \$10,000 (ex GST) per annum.
4. That the lease fee be increased by CPI annually.
5. That the General Manager be delegated to complete all lease documents associated with the leasing of part Lot 1 DP 109556.

2023/141

3. DEVELOPMENT OF AERODROME AVIATION BUSINESS PARK

RESOLVED Crs Collins/Lambert that Council confirm the following pricing for the lease and/or sale of Lot 19 DP 1278134, Powell Place:

- Year 1 of lease, Lot 19 DP 1278134 \$20,500 (Incl GST)
- Year 2 of lease, Lot 19 DP 1278134 \$21,115 (Incl GST)
- Purchase price of Lot 19 DP 1278134 if purchase contracted during year 1 or 2 of lease period \$530,000 (Incl GST).

2023/142

CONFIDENTIAL MATTERS REPORT

1. NARROMINE INDUSTRIAL PRECINCT AND FREIGHT EXCHANGE

RESOLVED Crs Lambert/Jones that Council consider the matter of Narromine Industrial Precinct and Freight Exchange Business Paper in Closed Meeting in accordance with Section 10A(2)(d)(i) of the Local Government Act 1993 as the matter contains commercial information that would, if disclosed, prejudice the commercial position of the person who supplied it. Early disclosure would prevent Council from achieving best value for money.

2023/143

OPEN COUNCIL

The Chair advised the following motion was adopted in Closed Meeting.

Item from Director Community and Economic Development

1. NARROMINE INDUSTRIAL PRECINCT AND FREIGHT EXCHANGE

RESOLVED Crs Lambert/Jones;

1. That an option agreement with Asia Pacific Waste Solutions (or entity as directed) for the sale of 230 HA (approx.) of land adjacent to Craigie Lea Lane described as Part lot 16 and 17 DP 755131 be developed.
2. That the option be entered into for the sale of the property by the later of:
Within 3 months of the Council resolution OR
Within 28 days of the transaction between Narromine Shire Council and ARTC being completed.
3. That a sale price of \$8,870 per HA (EX GST) be adopted.
4. That the conditions as outlined in the report be included in the options agreement.
5. That the General Manager be delegated to finalise and sign the option to purchase and Contract for Sale documents

2023/144

There being no further business the meeting closed at 6.02pm.

The Minutes (pages 1 to 7) were confirmed at a meeting held on the day of _____ 2023, and are a full and accurate record of proceedings of the meeting held on 9 August 2023.

Chair