

## CASTLEREAGH MACQUARIE COUNTY COUNCIL MINUTES

### DRAFT MINUTES OF THE MEETING OF THE CASTLEREAGH MACQUARIE COUNTY COUNCIL HELD AT THE COONAMBLE SHIRE COUNCIL CHAMBER COONAMBLE ON WEDNESDAY 17 DECEMBER, 2014 COMMENCING AT 10:07AM

1. PRESENT: R. Greenaway (Deputy Chairman), M. Coe
- 2.
- 3.
4. P. Shinton, I. Woodcock, A. Van Lubeck, D. Batten, D Schieb and M. Webb,

**Staff Members:** Don Ramsland and Ian Kelly.

**Visitor:** Nil.

5. **APOLOGIES:** N. Kinsey and G. Peart

**12/14/1 Resolved:**

That apologies from Clrs N. Kinsey and G. Peart be accepted and leave of absence be granted.

**Moved:** Clr Webb

**Seconded:** Clr Woodcock

**Carried**

### 6. CONFIRMATION OF MINUTES

**12/14/2 Resolved:**

That the minutes of the Castlereagh Macquarie County Council meeting held at Warren on Wednesday 15 October, 2014, having been circulated, be confirmed as a true and accurate record of that meeting.

**Moved:** Clr Shinton

**Seconded:** Clr Webb

**Carried**

### 7. DECLARATIONS OF INTEREST

Clr D Schieb declared an interest in the sale of the Coonamble Depot, surplus plant and equipment because of his business as an auctioneer.

### 8. CHAIRMAN'S REPORT

In Councillor Kinsey's absence, no Chairperson's report was presented.

9. **MATTERS ARISING**

Notice of Motion – Clr M. Coe

**Notice of Motion:**

**Clr M Coe** – That meetings be held on the third Monday of every second month

**12/14/3      Resolved:**

That the Meetings of the Castlereagh Macquarie County Council meeting be held on the third Monday of every second month – February, April, June, August, October and December rotating between constituent council offices.

**Moved:**      Clr Coe  
**Seconded:**      Clr Shinton

**Carried**

10. **GENERAL MANAGER’S REPORT**

**Item 7.1      Bank Reconciliations as at 31 October and 30 November 2014**

**Recommendation:** That the Statement of Bank Balances as 31 October and 30 November, 2014 be received and noted.

**12/14/4      Resolved:**

That the Bank Reconciliations as at 31 October and 30 November, 2014 be received and noted.

**Moved:**      Clr Van Lubeck  
**Seconded:**      Clr Coe

**Carried**

**Item 7.2      Supplementary Report - Quarterly Budget Review Statement to 30 November, 2014**

**Recommendation:** That the Quarterly Budget Review Statement for the period ended 30 November 2014 be received and noted and the recommended variations to the revised budget as detailed in the attached statement adopted

**012/14/5 Resolved:**

That the Quarterly Budget Review Statement for the period ended 30 November, 2014, be received and noted and the recommended variations to the revised budget as detailed in the attached statement adopted.

**Moved:** Clr Batten  
**Seconded:** Clr Shinton

**Carried**

**Item 7.3 Organisational Restructure Update**

Held over until Confidential Section of the Meeting.

**Item 7.4 Local Government Reform Process – “Fit For The Future”.**

**Recommendation:** That Council receive and note the General Manager’s Report.

**12/14/5 Resolved:**

That Council receive and note the General Manager’s Report in respect of the Local Government Reform Process Reconciliations – “Fit For The Future”.

**Moved:** Clr Woodcock  
**Seconded:** Clr Batten

**Carried**

**Item 7.5 Sale of Coonamble Depot and Surplus Plant and Equipment.**

**Recommendation:** That Council formalise action for the sale of its Coonamble Depot at 3 Buckley Street Coonamble by:

Determining whether or not to sell by auction

Setting an auction date

Appointing a firm to handle the auction

Appointing solicitors to act for Council during the sale process

Determining the extent of advertising

Incorporating the sale of surplus plant and equipment with the sale

Arrange for an independent valuation of the premises as a basis for setting a price for pre-auction negotiations

Other issues incidental to the sale process.

**12/14/5 Resolved:** That Council formalise action for the sale of its Coonamble Depot at 3 Buckley Street Coonamble by:  
Offering the property for sale by auction on site on Tuesday 17 February, 2015  
That Ray White and Co. (Coonamble) be appointed to handle the auction on Council's behalf.  
That ??? solicitors of Coonamble act for Council during the sale process  
The General Manager determine the extent of advertising in conjunction with the agents.  
The sale of surplus plant and equipment take place by auction immediately following the auction of the property  
The General Manager arrange for an independent valuation of the premises as a basis for setting a price for pre-auction negotiations.  
The Chairperson and General Manager determine the price for any pre-auction negotiations and also for reserve prices for the auction itself.  
Any pre-auction bids be referred to Council through the General Manager  
The General Manager be delegated authority pursuant to section 377 LGA to determine any other issues incidental to the sale process.

**Moved:** Clr Batten  
**Seconded:** Clr Shinton

**Carried**

## **11. CHIEF WEEDS OFFICER'S REPORT**

### **7.1 Noxious Plant Reports**

#### **Gilgandra Noxious Plant Report**

**Recommendation:** That Council receive and note the Noxious Plant report for Gilgandra

**03/14/6 Resolved:**

That Council receive and confirm Noxious Plant report for Gilgandra.

**Moved:** Clr Peart  
**Seconded:** Clr Woodcock

**Carried**

**Warrumbungle Noxious Plant Report**

**Recommendation:** That Council receive and note the Noxious Plant report for Warrumbungle

**03/14/7      Resolved:**

That Council receive and confirm Noxious Plant report for Warrumbungle.

**Moved:**      Clr Peart

**Seconded:**      Clr Woodcock

**Carried**

**Coonamble Noxious Plant Report**

**Recommendation:** That Council receive and note the Noxious Plant report for Coonamble

**03/14/8      Resolved:**

That Council receive and confirm Noxious Plant report for Coonamble

**Moved:**      Clr Peart

**Seconded:**      Clr Woodcock

**Carried**

**Walgett Noxious Plant Report**

**Recommendation:** That Council receive and note the Noxious Plant report for Walgett

**03/14/9      Resolved:**

That Council receive and confirm Noxious Plant report for Walgett

**Moved:**      Clr Peart

**Seconded:**      Clr Woodcock

**Carried**

**Warren Noxious Plant Report**

**Recommendation:** That Council receive and note the Noxious Plant report for Warren

**03/14/10      Resolved:**

That Council receive and confirm Noxious Plant report for Warren

**Moved:** Clr Peart  
**Seconded:** Clr Woodcock

**Carried**

**CONFIDENTIAL SESSION**

**1. Motion to move in to Confidential Session**

**03/14/11 Resolved:**

That at 10.55 am Council move into Confidential session and that the public be excluded from the meeting pursuant to Section 10A (2) (a) and (c) of the Local Government Act 1993 on the basis that the matters being considered are in relation to staff and/or commercial in confidence.

**Moved:** Clr Peart  
**Seconded:** Clr Schieb

**Carried**

**2. Property Inspections Report**

**Recommendation:** That the Property Inspections Report be received and noted as a whole

**03/14/12 Resolved:**

That Council receive and note all confidential Property Inspections report matters as a whole and further note that a submission is to be prepared for an additional \$20K for Hudson Pear control through the local member for Barwon Hon Kevin Humphries MP.

**Moved:** Clr Batten  
**Seconded:** Clr Schieb

**Carried**

At 11.05 am Mr Ian Kelly left the meeting.

**3. Implementation of Organisational Restructure**

**CASTLEREAGH MACQUARIE COUNTY COUNCIL MINUTES**

**Recommendation:** For Council's consideration

**03/14/13 Resolved:**

**That:**

1. Council re-determine its organisation structure pursuant to section 333 of the Local Government Act 1993, by reducing staffing levels to five (5) full time weeds officers plus a full time supervisor, with such change to take effect on or before 30 May 2014.
2. Council authorise the General Manager to take all necessary action to give effect to resolution 1 above and to comply with the Council's obligations under the Local Government (State) Award 2010. Such action includes but is not limited to, notifying the employee(s) who may be affected by the change and the union(s) to which they belong, and discussing measures to avert or mitigate the adverse effects on those employees.
3. Without limiting the above, the General Manager is directed to take appropriate action to eliminate or reduce the Council's obligation to pay severance pay to employees who may be affected by the change in resolution 1 above. Such action may include, but is not limited to, facilitating the redeployment of displaced employees within constituent councils or Local Land Services and applying to the Industrial Relations Commission of New South Wales pursuant to clause 35(xv) of the Local Government (State) Award 2010 for an order authorising the Council to pay a lesser amount or no amount of severance pay if the Council obtains acceptable alternate employment for an employee.
4. Council establish a moratorium of twelve months in respect of the re-employment any staff made redundant by Council or any constituent council.
5. Council advise the Division of Local Government and Council's Auditor of the course of action being taken to restore Council's financial viability.
6. Council explore the possibility of short term interest free loans/advances of up to three years from constituent councils to fund the cost of the restructure pending the realisation of Council's surplus built assets.
7. Council approach its bankers to establish an overdraft of up to \$300,000
8. Council invite expressions of interest from constituent councils to provide Council's administrative/accounting function
9. Council continue negotiations for the disposal of the Coonamble Freight Agency
10. Council immediately commence action for the sale/auction of surplus depot facilities at Coonamble and Coonabarabran.
11. Council, as part of the restructure process, transfer an appropriate sum to a cash backed employees leave entitlements reserve by 30 June 2104.
12. Council prepare a mini-budget which reflects the above actions for consideration at its April, 2014 meeting.

**Moved:** Clr Batten

**Seconded:** Clr Shinton

**Carried**

**Motion to move out of Confidential**

**4. Motion to move out of Confidential Session**

**03/14/14 Resolved:**

That at 12.35 pm Council move out of Confidential Session.

**Moved:** Clr Shinton

**Seconded:** Clr Coe

**Carried**

**5. Adoption of Committee Recommendations**

**03/14/15 Resolved:**

That the following recommendations for the Confidential Committee be adopted;

1. Council re-determine its organisation structure pursuant to section 333 of the Local Government Act 1993, by reducing staffing levels to five (5) full time weeds officers plus a full time supervisor, with such change to take effect on or before 30 May 2014.
2. Council authorise the General Manager to take all necessary action to give effect to resolution 1 above and to comply with the Council's obligations under the Local Government (State) Award 2010. Such action includes but is not limited to, notifying the employee(s) who may be affected by the change and the union(s) to which they belong, and discussing measures to avert or mitigate the adverse effects on those employees.
3. Without limiting the above, the General Manager is directed to take appropriate action to eliminate or reduce the Council's obligation to pay severance pay to employees who may be affected by the change in resolution 1 above. Such action may include, but is not limited to, facilitating the redeployment of displaced employees within constituent councils or Local Land Services and applying to the Industrial Relations Commission of New South Wales pursuant to clause 35(xv) of the Local Government (State) Award 2010 for an order authorising the Council to pay a lesser amount or no amount of severance pay if the Council obtains acceptable alternate employment for an employee.
4. Council establish a moratorium of twelve months in respect of the re-employment any staff made redundant by Council or any constituent council.
5. Council advise the Division of Local Government and Council's Auditor of the course of action being taken to restore Council's financial viability.
6. Council explore the possibility of short term interest free loans/advances of up to three years from constituent councils to fund the cost of the restructure pending the realisation of Council's surplus built assets.
7. Council approach its bankers to establish an overdraft of up to \$300,000
8. Council invite expressions of interest from constituent councils to provide Council's administrative/accounting function
9. Council continue negotiations for the disposal of the Coonamble Freight Agency
10. Council immediately commence action for the sale/auction of surplus depot facilities at Coonamble and Coonabarabran.
11. Council, as part of the restructure process, transfer an appropriate sum to a cash backed employees leave entitlements reserve by 30 June 2014.
12. Council prepare a mini-budget which reflects the above actions for consideration at its April, 2014 meeting.

**Moved:** Clr Shinton

**Seconded:** Clr Coe

**Carried**



**General Business**

1. **Weeds Management Review Report Seminars.**

It was agreed that a reminder would be sent to all Councillors in respect of the seminar to consider the NSW Weeds Management Review to be held at the Dubbo RSL on Friday 21 March commencing at 9 am

**NEXT MEETING**

The next meeting is scheduled for Wednesday, 16 April, 2014 at Walgett.

**THERE BEING NO FURTHER BUSINESS THE MEETING CONCLUDED AT 12.40 PM**

**To be confirmed as a true and accurate record at the Council Meeting held on 7 May, 2014.**

**CHAIRMAN**

**GENERAL MANAGER**