

**MINUTES OF ORDINARY MEETING OF COONAMBLE SHIRE COUNCIL
HELD IN THE SHIRE CHAMBER, COONAMBLE ON WEDNESDAY, 12TH
SEPTEMBER 2018, COMMENCING AT 9.18 A.M.**

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PRESENT: Cr Ahmad Karanouh, Mayor, in the Chair, with Crs. John Walker, Karen Churchill, Robert Thomas, Bill Fisher, Michael Webb and Paul Wheelhouse.

Also present were the General Manager, Mr Warren, the Director of Community Services, Ms Ryan, the Director of Corporate and Urban Services, Mr Quarmby, the Director of Engineering Services, Mrs Atkins, the Manager of Environmental Services, Mr Cock and Mrs Moorhouse.

1.0 ACKNOWLEDGE ORIGINAL OWNERS OF THE LAND

At this juncture, the Mayor acknowledged the original owners of the land – past and present.

2.0 PUBLIC QUESTION TIME

Ms Fiona Ozols, an official of the Orana Mid Western North Branch of the Police Association of NSW, is booked to address the meeting at 10.00 a.m. Ms Ozols will be accompanied by either Inspector David Marr or Superintendent Peter McKenna.

3.0 LEAVE OF ABSENCE

Nil

4.0 DEPUTATIONS/DELEGATIONS

No deputations are booked to attend the meeting.

5.0 DECLARATIONS OF INTEREST

One declaration of interest was declared being Councillor Paul Wheelhouse in relation to Closed Session Item No. 19.3 – as President of the Coonamble Rodeo Association.

6.0 CONFIRMATION OF THE MINUTES

i) Ordinary Meeting of Council on 8 August 2018

4036 RESOLVED on the motion of Crs Webb and Churchill that the minutes of the ordinary meeting of Coonamble Shire Council held on 8 August 2018 be confirmed, with an alteration in *Questions from Council (Page 14/6214) – Rugby League Training Camp – contact was made by Artie Beetson's son.*

7.0 BUSINESS ARISING FROM MINUTES

a) Amenities – Coonamble Showground:

Cr Fisher said he had inspected the two new amenities at the showground and congratulated staff for their installation in such a short time.

b) Joint Organisation

The General Manager informed Council that he has spoken with the Engagement Officer regarding Council's request to join the Far West (North) Joint Organisation – he was advised that there is no new information available at this time.

The Mayor enquired of Councillors that if Council is not permitted to join its preferred Joint Organisation, what were their feelings – the consensus was that Council “stand alone”.

c) Inland Rail:

Cr Wheelhouse asked if arrangements could be made with ARTC to convene another meeting regarding the route of inland rail in Coonamble. The General Manager referred to a meeting in Gilgandra on Thursday 13 September from 10.00 a.m. to 2.00 p.m. saying he had forwarded the information to Councillors, however there was no response.

Cr Fisher referred to a recent meeting held in Baradine, when ARTC indicated it would have a presence in Coonamble – however no further clarification was forthcoming.

d) Storage at Sportsground for Storage of Scoreboard

In response to a question, the Director of Corporate and Urban Services said that a report on this matter will be presented at the October meeting.

Cr. Wheelhouse congratulated Council staff on the presentation of the sportsground for the grand final last weekend. He said it looked in great condition and there were many comments from the big crowd in attendance.

ii) Extraordinary Meeting of Council on 30 August 2018

4037 RESOLVED on the motion of Crs Webb and Thomas that the minutes of the extraordinary meeting of Coonamble Shire Council held on 30 August 2018 be confirmed.

8.0 RESOLUTION BOOK UPDATE

4038 RESOLVED on the motion of Crs Thomas and Wheelhouse that the Resolution Book Update be received and noted.

4039 RESOLVED on the motion of Crs. Walker and Wheelhouse that the information be noted.

9.0 MAYORAL REPORT

4040 RESOLVED on the motion of Crs Webb and Churchill that the former Mayor's Activity Report be received and dealt with.

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Former Mayor Webb detailed his activities on behalf of Council since the August meeting, which included the following:

- Meeting with ARTC regarding inland rail and the information sessions being organised throughout the district.
- Medals and Awards Ceremony – NSW Police Force – at Dubbo.
- Opening of Weetaliba Rural Fire Brigade Station on 28 August
- OROC AGM and Board meeting on Friday 7 September.

4041 RESOLVED on the motion of Crs Webb and Walker that the former Mayor's Activity Report be noted.

10.0 CORRESPONDENCE

4042 RESOLVED on the motion of Crs. Wheelhouse and Thomas that the Correspondence be received and dealt with.

Section A – For Council's Consideration:

10.1 COONAMBLE LANDCARE COORDINATOR D7(52127)

4043 RESOLVED on the motion of Crs Webb and Churchill that Council decline to provide any financial assistance towards a series of workshops called "Accidental Counsellor", advising the writer that funding should be met by the State Government.

10.2 LOCAL GOVERNMENT NSW L10-1

4044 RESOLVED on the motion of Crs. Churchill and Webb that Councillors Karanouh and Thomas be nominated to attend the Local Government NSW Orana Summit being held in Narromine on Thursday 27 September 2018.

10.3 NSW PLANNING & ENVIRONMENT R2(52238)

4045 RESOLVED on the motion of Crs. Webb and Churchill that Council nominate, as its representatives to the Inland Rail Community Consultative Committee – Narromine to Narrabri – Cr Fisher and the Director of Engineering Services.

10.4 COONAMBLE ARTS ALIVE D7(52268)

4046 RESOLVED on the motion of Crs. Webb and Churchill that Council make a contribution of \$1,500 from its Donations Vote towards the cost of repairing the kiln that is used by the Coonamble Ceramics Collective, which is part of Coonamble Arts Alive, noting the total cost of repair is \$4,500.

Section B – Matters for Information Only:

10.5 COONAMBLE LADY GOLFERS L3(52132)

Conveying thanks for Council's support of the Rose Bowl Tournament and Open Day held on 14 & 15 July. Advising the event was successful and all trophies and good required were purchased locally.

10.6 NSW TREASURY R8-25(52133)

Advising the Restart NSW Funding Deed has been executed and in accordance with clause 3.2 of the Deed, the nomination of Infrastructure NSW (INSW) as the Treasurer's representative under the Deed. Saying that the \$262,500 in Restart funding is designed to fund the upgrade of MR383 Pilliga Road floodway (Fixing Country Roads Program).

**10.7 NSW DEPARTMENT OF INDUSTRY – LANDS & WATER DIVISION
A2**

Confirming that Kookie Atkins has completed the approved training – *Introductory Native Title Training delivered by the NSW Crown Solicitor's Office, Dubbo – 21 November 2017* – and is qualified to act as a Native Title Manager for the purposes of Part 8 of the *Crown Land Management Act 2016* which commenced on 1 July 2018.

Councillor Webb congratulated Mrs Atkins on completion of the approved training which qualifies her to act as a Native Title Manager for the purposes of Part 8 of the *Crown Land Management Act 2016*.

10.8 THE HON MARK COULTON MP D9-1

Media release advising local councils in the Parkes Electorate are to receive drought funding, having access to initial grants of up to \$19 million to all 18 local councils. Pointing out that the program will prioritise projects that use local businesses to the greatest degree possible, including employing local contractors to undertake repairs and maintenance; upgrading or building new community facilities; holding events and undertaking drought-relief activities.

10.9 GREAT ARTESIAN BASIN PROTECTION GROUP INC G2-1(52208)

In recognition of generous support and donations to protect the Great Artesian Basin, inviting Councillors and staff to *An Arvo on the Green* – Coonamble Golf Club on Saturday 22 September 2018 – 3.00 p.m.

10.10 INDEPENDENT COMMISSION AGAINST CORRUPTION I2(52239)

Advising it has recently released a corruption prevention publication addressing the risks associated with direct negotiations. Advising a copy of the report is available on the Commission's website at www.icac.nsw.gov.au

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**10.11 FIONA OZOLS, BRANCH OFFICIAL ORANA MID WESTERN NORTH –
POLICE ASSOCIATION OF NSW P5+C8(52255)**

Requesting permission to address Council at its September meeting regarding police staffing and community concerns regarding law and order.

The meeting noted that Ms Ozols will be addressing Council at 10.00 a.m.

10.12 KEVIN HUMPHRIES MP – MEDIA RELEASE D9-2

Advising that farming communities facing pressure in the drought conditions will have access to 20 new “farm gate” counsellors and frontline mental health workers as part of a \$6.3 million commitment from the NSW Government. Saying that the NSW Liberals and Nationals Government’s total commitment to drought is more than \$1 billion.

10.13 THE HON MARK COULTON MP D9-1(52265)

Responding to Council’s letter regarding the need for a Rural Financial Counsellor and saying he has appealed to the Office of the Minister for Agriculture and Water Resources in August to consider the need for a Counsellor in Coonamble. Saying when a response is received he will again contact Council.

PROPOSED by Cr Thomas **SECONDED** by Cr Wheelhouse that Council advertise a three month employment position for a rural counsellor for this area to deal with local issues of financial / mental stress, assist in completion of forms for assistance and fund the position from its own resources.

Councillor Webb said this is a matter not on the agenda and should not be dealt with at this meeting. Cr. Webb said he will vote against it. **THE MOTION WAS WITHDRAWN.**

10.14 COONAMBLE COMMUNITY SAFETY COMMITTEE P5

Advising it has written to The Hon Gladys Berejiklian, Premier of NSW, advising the dire straits Coonamble residents are in with law and order being completely out of control. Pointing out the Committee suggested to the Premier that the only way to bring some sort of normality back is to immediately reclassify Coonamble Police Station to Special Remote status.

4047 RESOLVED on the motion of Crs. Webb and Churchill that the information contained in Item Nos. 10.5 to 10.14 inclusive be noted.

11.0 REPORT BY GENERAL MANAGER

4048 RESOLVED on the motion of Crs. Churchill and Webb that the report by the General Manager be received and dealt with.

11.1 DEVELOPMENT APPLICATIONS DETERMINED UNDER DELEGATED AUTHORITY

4049 RESOLVED on the motion of Crs. Webb and Churchill that Council note Development Application No 023/2018 was approved under delegated authority since the August meeting.

11.2 LOCAL GOVERNMENT NSW CONFERENCE – 21–23 OCTOBER 2018

4050 RESOLVED on the motion of Crs. Churchill and Fisher that Councillors Karanouh, Walker, Webb and the General Manager be Council's representatives to Local Government NSW annual conference to be held at Albury from 21 to 23 October 2018.

11.3 DROUGHT COMMUNITIES FUNDING – EXTENSION

4051 RESOLVED on the motion of Crs Walker and Webb that this matter be received and dealt with.

The General Manager referred to this funding opportunity which has been extended with additional money being made available for eligible projects which can be completed by June 2019. Mr Warren said that no new guidelines have yet been provided and at this stage, Council must work with the guidelines currently available.

Councillors were provided with a list of projects for consideration which complement the economic development and enhancement of infrastructure inroads already made by Council.

4052 RESOLVED on the motion of Crs. Thomas and Wheelhouse that Council advertise, in two issues of the local press, its intention to apply for funding from the additional money under Drought Communities Program and seek guidance and comment from the public as to projects they would like Council to undertake, noting the information would be presented to the October meeting of Council for a determination.

Cr Webb referred to some of the items listed and said that preliminary work has already been carried out and those items should proceed.

11.3a SALEYARDS – MAINTENANCE – DROUGHT FUNDING

4053 RESOLVED on the motion of Crs. Wheelhouse and Fisher that Council submit an application to the Drought Communities Program for funding of \$102,740 for repairs, as listed in the report, to the Coonamble saleyards.

4054 RESOLVED on the motion of Crs Walker and Churchill that Council add the provision and installation of CCTV cameras at the saleyards into the application for funding, at a cost of \$18,000.

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ADDRESS BY NSW POLICE

At this juncture, Council welcomed Ms Fiona Ozols, branch official of the Orana Mid Western North - Police Association of NSW. Ms Ozols was accompanied by other Police Officers, including Superintendent Peter McKenna, Area Commander of Orana Mid Western Regional Command. Ms Ozols informed the meeting that, as a member of the Police Association, she is endeavouring to have more police stationed in Coonamble.

She indicated a shortage of officers in most places where incentives are not great to recruit and retain officers and, unfortunately, Coonamble is included in that category. Ms Ozols suggested that Council may be able to assist in attracting and retaining officers – saying housing is an issue that needs addressing. She said suitable housing in appropriate areas in Coonamble is not available and Council may consider implementing an arrangement offering 50% of housing subsidy or building suitable accommodation and having it available for senior police officers willing to come to the area.

Supt McKenna then spoke and referred to statistics on crime within the area – it was stated that the incidence of crime has, in fact, dropped although the activities are now of a more serious nature. Supt. McKenna encouraged the community to report all incidents of criminal activity – saying this is the way we can argue for more police. He said he is proud of the job the local police are doing – there are just not sufficient numbers, however Supt McKenna assured the meeting that our community would always be adequately policed by officers from Orana Mid Western Regional Command or other neighbouring areas.

He said he supports the “special remote” classification and the incentives it provides. Supt McKenna introduced Sergeant Jack Russell, who will be taking up a sergeant’s position in Coonamble for a period, saying that two sergeant vacancies would be advertised shortly.

Several members of the public, accompanied the President of the Coonamble Community Crime Committee, Don Schieb, to the meeting and took the opportunity to put their individual cases to Supt. McKenna. The Superintendent said he appreciated the openness of members of the forum and would definitely be discussing ways of improving the policing image within the community, especially regarding communication.

The Mayor thanked representatives of the NSW Police Force and members of the community for their attendance and invited them to join Councillors for morning tea – the meeting adjourned at 11.10 a.m. and resumed at 11.35 a.m.

11.5 NOTICES OF MOTION

The General Manager advised that Councillor Churchill has given notice of her intention to move the following two motions at this meeting of Council.

a) ***Security Patrol Service***

PROPOSED by Cr. Churchill that Council support a security patrol service for a six month period on a random basis up to three nights a week, at a total cost of up to \$100,000, **LAPSED FOR WANT OF A SECONDER.**

b) ***Donation to Drought Busters Appeal***

PROPOSED by Cr. Churchill **SECONDED** by Cr Wheelhouse that Council make a donation of \$10,000 to the Drought Busters Appeal being managed by the local charities at Coonamble, **WAS LOST.**

12.0 REPORT BY DIRECTOR OF COMMUNITY SERVICES

4054 RESOLVED on the motion of Crs Fisher and Webb that the report by the Community Services Director be received and dealt with.

12.1 COMMUNITY SERVICES PROGRESS UPDATE

4055 RESOLVED on the motion of Crs Webb and Fisher that the information contained in this item be noted.

4056 RESOLVED on the motion of Crs Thomas and Wheelhouse that Council write to the Premier of NSW stating that no services are available to support youth after 5.00 p.m., pointing out that multiple services operate in the area, are funded by the NSW Government and close at 5.00 p.m.

4057 RESOLVED on the motion of Crs. Webb and Fisher that the information contained in the Community Services progress report be noted.

13.0 REPORT BY DIRECTOR OF CORPORATE & URBAN SERVICES

4058 RESOLVED on the motion of Crs Thomas and Webb that the report by the Director of Corporate and Urban Services be received and dealt with.

13.1 RATE COLLECTIONS

4059 RESOLVED on the motion of Crs Webb and Fisher that the Total Combined Rate Collections to 31 August 2018 be noted.

13.2 LIST OF INVESTMENTS

4060 RESOLVED on the motion of Crs. Webb and Churchill that the list of investments as 31 August 2018 be noted, and it also be noted that Council's investments comply with s625(2) of Local Government Act 1993 and Council's Investment Policy.

13.3 WORKS IN PROGRESS

4061 RESOLVED on the motion of Crs Wheelhouse and Fisher that Council note the information in this item of the Director's report.

14.0 REPORT BY DIRECTOR OF ENGINEERING SERVICES

4062 RESOLVED on the motion of Crs. Webb and Wheelhouse that the report by the Director of Engineering Services be received and dealt with.

14.1 WORKS IN PROGRESS

4063 RESOLVED on the motion of Crs Churchill and Webb that Council note the Director's report on works in progress.

14.2 COONAMBLE LEVEE EASEMENTS – CROWN LAND

The Director referred to the upgrade of Coonamble levee and said that easements need to be created along its length. Attached to the report were details of the areas of land in question and a formal resolution is required to proceed with the acquisitions of easements over Crown Land by the Compulsory Process.

4064 RESOLVED on the motion of Crs. Webb and Fisher :

- 1) that Council acquire the easements by compulsory process under the Land Acquisition (Just Terms Compensation) Act 1991 by authority contained in the Local Government Act 1993 for the purposes of Coonamble Flood Levees, affecting the following lots:
 - Lot 7020 DP1061274
 - Lot 1 DP547529
 - Lot 229 DP754227
 - Lot 1 Section 7 DP758282
 - Lot 701 DP1054308;
- 2) that minerals are to be excluded from this acquisition;
- 3) that these acquisitions are not for the purpose of resale;
- 4) that the necessary applications be made to the Minister for Local Government and the Governor;
- 5) that authority be given to affix the Common Seal of Council to all documents relevant to the acquisitions.

14.3 REVISED PLANT REPLACEMENT PROGRAM

The Director provided a revised plant replacement program for Council's consideration. Council noted that adjustments made to the adopted plant replacement program will not require an increase in the budget. The report outlines the need for a new mobile screen at the quarry, however to achieve the desired product consistencies an increased capacity loader is necessary. The Director said it is planned to bring forward the replacement of the excavator and loader following the purchase of a mobile screen at the quarry.

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4065 RESOLVED on the motion of Crs. Webb and Thomas that Council endorse the amended Plant Replacement Program submitted to the meeting.

15.0 REPORT BY MANAGER OF ENVIRONMENTAL SERVICES

4066 RESOLVED on the motion of Crs Webb and Walker that the report by the Manager of Environmental Services be received and dealt with.

15.1 RANGER'S REPORT – AUGUST 2018

4067 RESOLVED on the motion of Crs Webb and Fisher that the Ranger's report for the month of August 2018 be noted.

16.0 QUARTERLY BUDGET REVIEW – 30 JUNE 2018

At this juncture, the Director of Corporate and Urban Services presented the quarterly budget review to 30 June 2018. Mr Quarmby invited Councillors to ask questions as he proceeded through the budget documents.

4068 RESOLVED on the motion of Crs. Webb and Fisher that Council:

- 1) approve the variations to votes as listed in the budget review documents;
- 2) note that in the opinion of the responsible accounting officer, Council is in a satisfactory financial position;
- 3) note the position of Council's estimated reserve at 30 June 2018.

17.0 REPORTS FROM VARIOUS COMMITTEES Nil

18.0 SALEYARDS REPORT – JULY 2018

4069 RESOLVED on the motion of Crs Wheelhouse and Fisher that the saleyards report for August 2018 be dealt with.

17.2 Saleyards Account

4070 RESOLVED on the motion of Crs. Webb and Fisher that the Saleyards Account to 31 August 2018 showing a reserve balance deficit of \$366,679.85 be noted.

19.0 CLOSED SESSION

4071 RESOLVED on the motion of Crs Webb and Fisher that Council resolve into Closed Session, in accordance with the Local Government Act 1993, Section 10A: "*section 2* :

- (a) *personnel matters concerning particular individuals (other than councillors);*
- (c) *information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business".*

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4072 RESOLVED on the motion of Crs Webb and Fisher that the press and public be excluded from the meeting.

RESUME OPEN MEETING

4073 RESOLVED on the motion of Crs Webb and Thomas that Council resume Open Meeting.

ADOPTION OF RECOMMENDATIONS OF CLOSED SESSION

4074 RESOLVED on the motion of Crs Webb and Thomas that Council adopt the recommendation from Closed Session, being Recommendation Nos. 19.1 to 19.3, as set out hereunder:

19.1 Coonamble Levee Easements – Private Land

Council resolves :

1) *to acquire an easement affecting the lots listed below, by authority contained in the Local Government Act 1993 for the purpose of a flood levee:*

a) *Lot 2 Section 7 in Deposited Plan 758282 shown as “Y – Proposed Easement for flood levee variable width” on Deposited Plan 1238428 owned by the Trustees of the Roman Catholic Church for the Diocese of Bathurst for the sum of \$1,600 excluding GST;*

b) *Lot 13 Section 7 in Deposited Plan 758282 shown as “Y – Proposed Easement for flood levee variable width” on Deposited Plan 1238428 owned by Brian William Whitbread and Cherie Ann Crafar for the sum of \$18,640 excluding GST;*

c) *Lots 162 – 165 in Deposited Plan 754227 shown as “Y – Proposed Easement for flood levee variable width” on Deposited Plan 1228144 and “Z – Proposed Easement for flood levee 25 wide, 28 wide and variable” on Deposited Plan 1236573 owned by Kevin John Buckley & Cheryl Anne Buckley for the sum of \$805 excluding GST;*

2. *that the terms of the easements shall be as shown on Schedule “A” attached to the report;*

3) *to give authority to affix the Common Seal of Council to any documentation and the Mayor and General Manager be delegated to sign any related documents to give effect to this resolution;*

19.2 Bore Baths – Land Purchase

Council resolves to:

- a) *authority the General Manager and Mayor to negotiate with the Racecourse and Recreation Trust Land Manager to gain tenure of the subject Crown Land (Dedication 520089) and take the necessary steps to convert the land to freehold in Council's name;*
- b) *classify any acquisition of land as "operational land";*
- c) *authorise the affixing of the Common Seal to any relevant documents;*

After earlier declaring an interest in the following matter, Councillor Wheelhouse left the room.

19.3 Rodeo Association – ClubGrant

Council resolves to :

- a) *approve in principle the application by Coonamble Rodeo Association to submit a project for a shelter structure on the southern side of the rodeo arena to ClubGrants for a total of \$330,000;*
- b) *that the structure design be brought to the October meeting of Council for determination of its suitability.*

At this juncture, Councillor Wheelhouse returned to the meeting.

20.0 QUESTIONS WITH NOTICE Nil

21.0 QUESTIONS FROM COUNCIL

Cr Webb:

- Informed Council that he ordered three flags and stands to be displayed in the Chamber, noting the flags fixed to the wall should be removed. Cr Webb left the flags / poles in the Council Chamber – the General Manager will arrange for display.

Cr Fisher:

- Reported he has had a complaint regarding the condition of the Bourbah Road towards Quambone – the Director said the road is in much the same state as other unsealed roads in the Shire, however she will continue to monitor the situation. Recently work has been carried out to abutments to the bridge on this road.
- Thanked the Director for work done on the Highway near "Misery Farm" south of Gulargambone.

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LOCAL GOVERNMENT NSW ANNUAL CONFERENCE

4075 RESOLVED on the motion of Crs Webb and Fisher that the Mayor be Council's voting delegate at the Local Government NSW Annual Conference to be held in Albury in October.

This concluded the business and the meeting closed at 12.24 p.m.

These minutes Pages (1/6222 to 13/6234) were confirmed on the **10th** day of **OCTOBER 2018** and are a full and accurate record of proceedings of the Ordinary Meeting of Coonamble Shire Council held on **12th September 2018**.

MAYOR