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**PRESENT** Clr I Gosper (in the Chair), Clrs G Dean, M Nash, L MacSmith, M Hayes, S Wilcox, A Durkin, G Treavors, K Walker, I Davison and J Culverson.

Also present were the General Manager, Director of Finance & Corporate Services, Director of Engineering & Technical Services (arriving 2:07pm), Director of Environmental Services and Administration Manager.

## **ITEMS FOR DETERMINATION**

### **ITEM - 1 APPLICATIONS FOR LEAVE OF ABSENCE**

#### Proceedings in Brief

An apology was tendered on behalf of Clr G Smith for his unavoidable absence from the meeting. It was noted Clrs Durkin and Hayes sought leave for the August Council and Committee meetings.

#### **MOTION** (Treavors/Davison)

THAT the apology tendered by Clr G Smith be accepted and the necessary leave of absence be granted to him and Clrs Durkin and Hayes.

Carried

13/07/04

### **ITEM - 2 DECLARATIONS OF INTEREST**

#### Proceedings in Brief

Clr Culverson declared an interest (identified as a significant non-pecuniary conflict of interest) in Item 24 of Determination due to her father-in-law being the land owner.

Clr MacSmith declared an interest (identified as a perceived non significant non-pecuniary conflict of interest) in Item 24 of Determination due to having previous associations with the landowner.

### **ITEM - 3 DECLARATIONS FOR POLITICAL DONATIONS**

#### Proceedings in Brief

There were nil declarations of political donations.

It was noted the time being 2:06pm a presentation was made to Tegan Nicholls – Youth of the Month for July.

It was noted the time being 2:07pm the Director of Engineering & Technical Services joined the meeting.

### **ITEM - 27 MAYORAL MINUTE - REGIONAL DEVELOPMENT**

**AUSTRALIA FUNDING (RDAF) PROGRAM.**

**MOTION** (Gosper/-)

THAT projects for Round 5 of the Regional Development Australia Funding be prioritised as listed in the report from items 2 to 7, being the Yeoval project through to the Cudal project and that Council continue to support funding opportunities for the Age Of Fishes project.

13/07/05

Carried

It was noted the time being 2:37pm Troy Grant MP, Member for Dubbo addressed Council until 3:00pm, following which Item 4 was addressed.

**ITEM - 4 MAYORAL MINUTE - APPOINTMENTS**

Proceedings in Brief

**Clr Gosper**

- Attended the VPA signing with Cadia Valley
- Attended the Yeoval Central School visit and funding announcement by the State Minister for Education and Local M.P. Troy Grant
- Council meeting
- Traffic committee meeting – Cudal
- Along with General Manager attended the new Animals on Bikes sculpture unveiling
- Committee meeting and Extra Ordinary meeting
- Attended various meetings at Office
- Attended an afternoon tea at the invitation of Federal M.P. John Cobb and Shadow Minister for Seniors Bronwyn Bishop, along with a delegation from Canowindra re their Aged Care Units proposal.
- Molong Advancement Group monthly meeting with Clr Hayes
- Clr Walker attended on behalf of the Mayor to the Canobolas Community Safety Precinct meeting
- Attended various meetings

**Clr Dean**

- Traffic committee meeting – Cudal
- Inspection on remote control car track
- Committee meeting and workshop
- Cudal Progress Association meeting
- Council meeting

**Clr Treavors**

- Committee meeting
- Cudal Progress Association meeting
- Radio control track inspection – Agritechnology tour/inspection
- Council meeting

**Clr Walker**

- Lions Club Changeover
- Committee meetings
- Meeting at Bryton Wool re retirement village status
- Eugowra Progress Association meeting
- Delegation to meet with Bronwyn Bishop (Shadow Minister for Seniors and Ageing) re retirement village
- PACT meeting – Cowra Council
- Council meeting

**MOTION** (Gosper/-)

THAT the information contained in the Mayoral Minute be noted.

13/07/06 Carried

**ITEM - 5 GROUPING OF REPORT ADOPTION**

**MOTION** (Wilcox/Durkin)

THAT Items 6 to 14 be moved and seconded.

13/07/07 Carried

**ITEM - 6 CONFIRMATION OF THE MINUTES**

**MOTION** (Wilcox/Durkin)

THAT the minutes of the Ordinary Meeting held 25 June 2013 and Extraordinary Meeting held 2 July 2013 be adopted.

13/07/08 Carried

**ITEM - 7 COMMUNITY SERVICES COMMITTEE MEETING**

**MOTION** (Wilcox/Durkin)

THAT the report and recommendations of the Community Services Committee Meeting of Cabonne Council held on 2 July, 2013 be adopted.

13/07/09 Carried

**ITEM - 8 ECONOMIC DEVELOPMENT & TOURISM COMMITTEE  
MEETING**

**MOTION** (Wilcox/Durkin)

THAT the report and recommendations of the Economic Development and Tourism Committee Meeting of Cabonne Council held on 2 July, 2013 be adopted.

13/07/10 Carried

**ITEM - 9 WORKS COMMITTEE MEETING**

**MOTION** (Wilcox/Durkin)

THAT the report and recommendations of the Works Committee Meeting of Cabonne Council held 2 July, 2013 be adopted.

13/07/11 Carried

**ITEM - 10 LOCAL GOVERNMENT WEEK COMMITTEE MEETING**

**MOTION** (Wilcox/Durkin)

THAT the report and recommendations of the Local Government Week Committee Meeting of Cabonne Council held on 2 July, 2013 be adopted.

13/07/12 Carried

**ITEM - 11 STATE EMERGENCY SERVICES (SES) CONTROLLERS FOR  
CABONNE**

**MOTION** (Wilcox/Durkin)

THAT Council support the recommendation of the Regional Controller in the appointment of:

- (a) Ms Sue Condon – Local Controller for Cabonne
- (b) Mr Greg Ruming – Unit Controller for Canowindra
- (c) Mr Greg Agustin – Unit Controller for Eugowra
- (d) Mr Mark Tiernan – Unit Controller for Molong

13/07/13 Carried

**ITEM - 12 ORANGE COLOUR CITY RUNNING FESTIVAL**

**MOTION** (Wilcox/Durkin)

THAT a permit be given to the Orange Runners Club (the Event Organiser) to conduct a Road Event under s144 of the Roads Act being the Orange Colour City Running Festival (the Event) within the Cabonne LGA as set out

in the Event Organiser's application and the approval be given to the Event Organiser to regulate traffic for the purpose of the Event subject to the following conditions:

1. Council is to be provided with the Event Organiser's Certificate of Currency of \$20M public liability insurance policy, noting Cabonne Council's interests and the date and time of the Event.
2. The supplied Traffic Control Plan (TCP) has been accepted and is to be fully implemented by the Event Organiser:
  - a. The TCP shall be set up under the supervision of a current RMS accredited "Apply TCPs" (RMS Yellow Ticket) person.
3. The Event Organiser shall obtain written Police Approval from the Canobolas LAC.
4. The Event Organiser shall fully implement its Traffic Management Plan, including:
  - a. Risk management plan
  - b. Notifying all emergency services
  - c. Notifying all affected residents regarding the road closures
5. The Event Organiser shall reimburse Council for the cost of advertising the road closure.
6. The Event Organiser shall be responsible for the cost of repairing any damage to Council infrastructure as a result of the Event.

13/07/14

Carried

**ITEM - 13 ALPINE CLASSIC RALLY 2013**

**MOTION** (Wilcox/Durkin)

THAT approval be given to the Classic Rally Club (the Event Organiser) to conduct the 2013 Alpine Classic (the Event) within the Cabonne LGA as set out in the Event Organiser's request subject to the following conditions:

1. Council is to be provided with a Certificate of Currency of \$20M public liability insurance policy noting Cabonne Council's interests.
2. The Event Organiser is to develop and implement a Traffic Management Plan, as per the 'Guide to Traffic and Transport Management for Special Events' (RTA v3.4 2006) for a 'Class 2' event, including a risk management plan.
3. NSW Road Rules are to be observed by participants at all times.
4. The Event Organiser is to obtain written approval from NSW Police and all directions and conditions are to be promptly obeyed.
5. The Event Organiser is to obtain written approval from other Road Authorities affected by the event, including the RMS and other Councils.
6. The Event Organiser is to notify all Emergency Services of the Event.

7. The Event Organiser is not to control traffic under any circumstances.

13/07/15 Carried

**ITEM - 14 INFILTRATION INVESTIGATION FOR CABONNE GRAVITY  
SEWER SYSTEMS IN MOLONG, CANOWINDRA AND EUGOWRA**

**MOTION** (Wilcox/Durkin)

THAT Council engage ADS Environmental Services Pty Ltd to conduct the surface water infiltration studies for the Molong, Canowindra and Eugowra Sewage Schemes based on the following reasons:

1. Timing of the study is good, during a period where rainfall is expected;
2. Best value for money, possessing required technical expertise and good methodology, ISO9001 and ISO9002 accreditation.

13/07/16 Carried

**ITEM - 15 INTEGRATED PLANNING & REPORTING - OPERATIONAL  
PLAN 4TH QUARTER REVIEW**

**MOTION** (Durkin/Dean)

THAT the update of the Operational Plan to the 30 June 2013, as presented be adopted.

13/07/17 Carried

**ITEM - 16 MOLONG PLAYERS - DONATION REQUEST**

**MOTION** (Durkin/Hayes)

THAT Council contribute \$30,000 to the Molong Players from the Future Capital Works – Hall Upgrade Reserve.

13/07/18 Carried

**ITEM - 17 POLICY DATABASE - REVIEW BY COUNCIL FOLLOWING  
ELECTION**

Proceedings in Brief

The Director of Finance & Corporate Services drew Council's attention to the need to review all policies at the August Council meeting and reiterated that as noted in the report councillors could access a full list and copies of all policies through their iPads.

**MOTION** (Hayes/Wilcox)



THAT:

1. The policies listed in the report with a recommendation of "Delete" be deleted from Council's policy database.
2. The annexed draft Committees under s355 and Dog Control policies be adopted.

13/07/19

Carried

**ITEM - 18 CLIMATE CHANGE ADAPTATION REPORT**

**MOTION** (Durkin/MacSmith)

THAT Council adopt the Climate Change Risk Assessment Adaptation Report – Cabonne Council.

13/07/20

Carried

**ITEM - 19 CANOWINDRA POOL UP-DATE AND VARIATION REPORT**

**MOTION** (Durkin/Hayes)

THAT Council:

1. Note the progress report for the reconstruction of the Canowindra Pool.
2. Accept variations required due to unsuitable sub-grade found under proposed ramp and plant/store rooms.
3. Decline variations submitted for accessories including solar pool cover and rollers.

13/07/21

Carried

**ITEM - 20 SMOKE FREE REQUIREMENTS FOR PUBLIC AREAS**

Proceedings in Brief

The Director of Engineering & Technical Services requested that the Item be deferred as he had concerns relating to the unsuitability of the signs provided by NSW Health.

**MOTION** (Durkin/Davison)

THAT the matter be deferred until the October Council meeting.

13/07/22

Carried

**ITEM - 21 LOCAL GOVERNMENT NSW WATER MANAGEMENT  
CONFERENCE**

**MOTION** (Wilcox/Dean)

THAT Council:

1. Approve attendance by the Director of Engineering and Technical Services and Urban Services and Utilities Manager at the Water

Management Conference; and

2. Authorise Clr MacSmith to attend the Conference.

13/07/23

Carried

**ITEM - 22 REQUEST FOR SUBSIDY FOR EXTENSION OF SEWER  
MAINS**

**MOTION** (Culverson/Dean)

THAT Council approve the 50/50 subsidy to Don Rollinson for the sewer mains extension that will enable him to connect his property 11 Waddell Street, Canowindra to Council's sewer network.

13/07/24

Carried

**ITEM - 23 ENVIRONMENTAL SERVICES & SUSTAINABILITY  
COMMITTEE MEETING**

**MOTION** (Durkin/Culverson)

THAT the report and recommendations of the Environmental Services and Sustainability Committee Meeting of Cabonne Council held on 2 July, 2013 be adopted and carried motions be noted.

13/07/25

Carried

The Chair called for a Division of Council as required under Section 375A (3) of the Local Government Act which resulted in a vote for the motion (noting the absence of Clr Smith - apology) as follows:

For: Clrs Gosper, Dean, Nash, MacSmith, Hayes, Wilcox, Durkin, Treavors, Walker, Davison and Culverson.

Against: Nil.

It was noted the time being 3:30pm Clr Culverson declared an interest (identified as an actual significant non-pecuniary conflict of interest) in the following Item due to her father-in-law being the land owner and left the Chambers.

At this time Clr MacSmith also declared an interest (identified as a perceived non significant non-pecuniary conflict of interest) in the following Item due to having previous associations with the landowner and left the Chambers.

It was noted at this time the Director of Engineering & Technical Services left the meeting.

**ITEM - 24 DEVELOPMENT APPLICATION 2013/117 - REMOTE  
CONTROL CAR TRACK - PART OF LOT 3 DP 866377 SMITH  
ROAD, CLERGATE**

**MOTION** (Hayes/Durkin)

THAT Development Application 2013/117 for a recreation area (remote control car club) upon part of Lot 3 DP 866377, Smith Road, Clergate be granted consent subject to the conditions attached.

13/07/26 Carried

The Chair called for a Division of Council as required under Section 375A (3) of the Local Government Act which resulted in a vote for the motion (noting the absence of Clr Smith – apology; Clrs Culverson and MacSmith – declared interest) as follows:

For: Clrs Gosper, Dean, Nash, Hayes, Durkin, Treavors, Walker and Davison.

Against: Wilcox.

It was noted the time being 3:36am Clrs Culverson and MacSmith rejoined the meeting.

**ITEM - 25 BUSINESS PAPER ITEMS FOR NOTING**

**MOTION** (Wilcox/Durkin)

THAT:

1. Council further consider Item 3 called by Clr Culverson.
2. The balance of the items be noted.

13/07/27 Carried

**ITEMS FOR NOTATION**

**ITEM 3 - GENERAL STOCKTAKE**

Proceedings in Brief

Clr Culverson requested that congratulations be passed on to the relevant staff involved in the stocktake.

**ITEM - 26 QUESTIONS FOR NEXT MEETING**

Proceedings in Brief

It was noted there were no reports requested for next meeting.

**MATTERS OF URGENCY**

There were nil matters of urgency.

**CONFIDENTIAL ITEMS**

**ITEM - 1 CARRYING OF COUNCIL RESOLUTION INTO CLOSED  
COMMITTEE OF THE WHOLE MEETING**

**MOTION** (Wilcox/Davison)

THAT the committee now hereby resolve into Closed Committee of the Whole for the purpose of discussing matters of a confidential nature relating to personnel or industrial matters, personal finances and matters which the publicity of which the Committee considers would be prejudicial to the Council or the individual concerned and that the press and the public be excluded from the meeting in accordance with the conditions of Council's Confidentiality Policy AND FURTHER that as reports to the Closed Committee of the Whole are likely to be confidential and their release prejudicial to the public interest and the provisions of Council's confidentiality policy, that copies of these reports not be made available to the press and public.

13/07/28 Carried

**ITEM - 2 OUTSTANDING PUBLIC LIABILITY INSURANCE CLAIMS**

**RECOMMENDATION** (Wilcox/Dean)

THAT the information be noted.

1. Carried

**ITEM - 3 REQUEST FOR QUOTATION - CLEANING SERVICES -  
COUNCIL'S MOLONG OFFICES**

**RECOMMENDATION** (Wilcox/Dean)

THAT Council accept the quotation from Radiant Services Pty Limited for the cleaning Contract of Council's Molong offices at a quoted price of \$1790.00 (including GST) per month for a two year period with review provisions as detailed in the report.

2. Carried

**ITEM - 4 CENTROC PRE EMPLOYMENT TENDER**

**RECOMMENDATION** (Wilcox/MacSmith)

THAT Council:

1. Endorse Independent Injury Solutions as the preferred provider for pre-employment services.
2. Advise Centroc of its decision.

3. Carried

It was noted the time being 3:53pm Cllr Culverson declared an interest (identified as a perceived significant non-pecuniary conflict of interest) in the following Item due to one of the ratepayers listed being a distant cousin of her husband and an employee of her business and left the Chambers.

\* **ITEM - 5 DEBT RECOVERY REPORT OF OUTSTANDING RATES  
DEBTS**

**RECOMMENDATION** (Wilcox/Durkin)

THAT the ratepayers in the annexure attached be advised in writing that if payment of their account is not made, or a satisfactory arrangement for payment is not made within seven days of this correspondence that Council intends to issue a Statement of Claim for the recovery of all monies owed to Council.

4. Carried

It was noted the time being 3:54pm Cllr Culverson rejoined the meeting.

It was noted the time being 3:55pm the Chair resumed the ordinary meeting.

**REPORT & RESOLUTIONS OF CLOSED COMMITTEE OF THE WHOLE**

**MOTION** (Culverson/Wilcox)

THAT the Report and Recommendations of the Closed Committee of the Whole Meeting held on Tuesday 16 July, 2013 be adopted.

13/07/29 Carried

There being no further business, the meeting closed at 3:56pm.

CHAIRMAN.

Chairman of the Ordinary Meeting of Cabonne Council held on the 20 August 2013 at which meeting the listed minutes were confirmed and the signature hereon was subscribed.