

TABLE OF CONTENTS

ITEMS FOR DETERMINATION.....	1
ITEM - 1 APPLICATIONS FOR LEAVE OF ABSENCE	1
ITEM - 2 DECLARATIONS OF INTEREST	1
ITEM - 3 DECLARATIONS FOR POLITICAL DONATIONS.....	1
ITEM - 4 MAYORAL MINUTE - APPOINTMENTS.....	2
ITEM - 5 COMMITTEE OF THE WHOLE	6
ITEM - 6 CONFIRMATION OF THE MINUTES	7
ITEM - 7 FIXING THE DATE AND TIME FOR COUNCIL AND OTHER MEETINGS	7
ITEM - 8 2023 NATIONAL GENERAL ASSEMBLY	7
ITEM - 9 DELEGATES TO OTHER ORGANISATIONS - JOINT REGIONAL PLANNING PANEL FOR THE YEAR 2023/2024.....	8
ITEM - 10 INTEGRATED PLANNING & REPORTING - OPERATIONAL PLAN HALF YEARLY REPORT 2022/2023	8
ITEM - 11 APPOINTMENT OF NSW ELECTORAL COMMISSION	9
ITEM - 12 AUSTRALIA DAY AWARDS COMMITTEE MEETING	9
ITEM - 13 EVENTS ASSISTANCE PROGRAM	9
ITEM - 14 SPONSORSHIP PROGRAM	10
ITEM - 15 REQUEST FOR DONATION	10
ITEM - 16 REQUEST FOR DONATION - CUDAL SHOWGROUND UPGRADE CO-CONTRIBUTION	10
ITEM - 17 CABONNE COMMUNITY CENTRE FEES AND CHARGES & HIRE OF COMMUNITY FACILITIES BUILDINGS POLICY	10
ITEM - 19 PLANNING PROPOSAL TO AMEND CABONNE LOCAL ENVIRONMENTAL PLAN 2012	11
ITEM - 20 DEVELOPMENT APPLICATION 2023/0045 FOR 4 LOT SUBDIVISION AT 20 SHARP STREET, CARGO	11
ITEM - 21 DEVELOPMENT APPLICATION 2023/0031 - 4000 BELUBULA WAY MOORBEL - 4.6 VARIATION AND DWELLING.....	12
ITEM - 22 DEVELOPMENT MODIFICATION APPLICATION 2022/0208/01 - 1953 THE ESCORT WAY BOREBORE.....	13
ITEM - 23 QUESTIONS FOR NEXT MEETING.....	13
ITEM - 24 BUSINESS PAPER ITEMS FOR NOTING	13
ITEMS FOR NOTATION.....	14

ITEM - 1	FLOOD RECOVERY UPDATE.....	14
ITEM - 4	SAFE AND SECURE WATER PROGRAM TRANCHE 3 - MOLONG WATER SECURITY.....	14
ITEM - 5	TRANSPORT INFRASTRUCTURE UPDATE	14
ITEM - 6	INFRASTRUCTURE (OTHER) STRATEGIC ACTIVITIES REPORT	15
ITEM - 7	RESOLUTIONS REGISTER - INFOCOUNCIL - ACTIONS REPORTING.....	15
ITEM - 25	MATTERS OF URGENCY	15
ITEM - 26	COMMITTEE OF THE WHOLE SECTION OF THE MEETING...	15
ITEM - 18	CONFIRMATION OF THE CABONNE FLOODPLAIN ADVISORY COMMITTEE MEETING MINUTES.....	16
ITEM - 27	DEVELOPMENT APPLICATION 2023/0047 - SUBDIVISION - LOT 68 DP 75036575, 494 WILLIAMSONS ROAD, LEWIS PONDS	16
ITEM - 28	CANOBOLAS RURAL FIRE SERVICE REQUEST TO ACCESS S94 BUSHFIRE FUNDS	17
ITEM - 29	PLANNING CONFLICT OF INTEREST.....	17
	CONFIDENTIAL ITEMS	17
ITEM - 1	CARRYING OF COUNCIL RESOLUTION INTO CLOSED COMMITTEE OF THE WHOLE	17
ITEM - 2	ENDORSEMENT OF PROCEEDINGS OF CONFIDENTIAL MATTERS CONSIDERED AT COMMITTEE OF THE WHOLE MEETING	18
ITEM - 3	AUDIT, RISK AND IMPROVEMENT COMMITTEE - MEETING MINUTES.....	18
ITEM - 4	COUNCIL PROPERTY - 68-74 BANK STREET, MOLONG	18
ITEM - 5	DOCTOR FOR CUDAL	18
ITEM - 6	TENDER 1476194 FOR THE SUPPLY OF GOODS, SERVICES AND PLANT HIRE.....	19
ITEM - 7	REQUEST FOR REDUCTION IN WATER CONSUMPTION COSTS ON ACCOUNT 893000000.....	20
	REPORT & RESOLUTIONS OF COMMITTEE OF THE WHOLE.....	20

PRESENT Clr J Jones (in the Chair), Clrs P Batten, M Nash, L Oldham, K O’Ryan, A Pull, A Rawson, J Weaver.

Also present were the General Manager, Deputy General Manager - Cabonne Services, Deputy General Manager - Cabonne Infrastructure, IT Coordinator, Department Leader – Governance & Corporate Performance and Governance Officer.

ITEMS FOR DETERMINATION

ITEM - 1 APPLICATIONS FOR LEAVE OF ABSENCE

Proceedings in Brief

An apology was tendered on behalf of Clr Beatty for his absence from the meeting.

MOTION (Oldham/Nash)

THAT the apology tendered on behalf of Clr Beatty be accepted and the necessary leave of absence be granted.

23/02/01

Carried

ITEM - 2 DECLARATIONS OF INTEREST

Proceedings in Brief

Clr Pull declared an interest (identified as a perceived conflict of interest, significant, non-pecuniary) in item 20 as he has a professional relationship with the applicant.

Clr Batten declared an interest (identified as an actual conflict of interest, significant, non-pecuniary) in item 13 as he is the President of Molong Advancement Group.

Clr O’Ryan declared an interest (identified as a potential conflict of interest, pecuniary interest) in item 21 as her neighbour is the applicant.

Clr O’Ryan declared an interest (identified as a potential conflict of interest, pecuniary interest) in item 5 in confidential as she has business conflicts.

MOTION (Nash/Rawson)

THAT the declarations of interest be noted.

23/02/02

Carried

ITEM - 3 DECLARATIONS FOR POLITICAL DONATIONS

MOTION (O'Ryan/Batten)

THAT it be noted there were nil declarations for political donations.

23/02/03 Carried

It was noted the time being 2.08pm there was a Youth of the Month award presentation to Lleyton Edenborough.

ITEM - 4 MAYORAL MINUTE - APPOINTMENTS

Proceedings in Brief

Clr Pull commended the roads team on the recent works completed.

Clr O'Ryan thanked the Deputy General Manager Infrastructure for the works completed at Nyrang Creek bridge.

Clr Weaver thanked staff for the Australia Day preparations. She noted that she had received feedback from a resident expressing that Cargo Road has improved out of sight and is a credit to staff.

Clr Batten congratulated the members that were recently elected on the Association of Mining and Energy Related Councils Committee.

Clr Beatty

13/12/22 – Attended the councillor workshop. Reviewed the business papers with the Deputy Mayor, General Manager and Deputy General Managers. Attended the ordinary council meeting. Attended the Council staff Christmas party.

14/12/22 – Attended an interview with Neil Gill radio program. Attended the Audit, Risk and Improvement Committee meeting.

15/12/22 – Attended an interview with ABC Sydney regarding flood recovery.

16/12/22 – Attended a meeting with the General Manager.

17/12/22 – Attended Eugowra community meeting.

20/12/22 – Attended a flood community meeting. Attended Molong recreation ground users meeting.

21/12/22 – Attended Molong Office for a meeting with the General Manager. Attended a meeting in Cudal with the General Manager, Deputy Mayor, Deputy General Manager Infrastructure, Jock Hough and Greg Wiltshire regarding flood recovery response. Attended Manildra Carols by Candle Light.

22/12/22 – Attended an interview with Win and Prime TV regarding flood recovery and government funding announcements.

03/01/23 – Attended an interview with 2GB (John Stanley) regarding road funding. Attended the office for a funding announcement with the Hon. Dominic Perrottet NSW Premier, the Hon. Paul Toole NSW Deputy Premier and the Hon. Sam Farraway Minister for Regional Transport and Roads, and regional mayors. Attended a media conference. Attended an interview with ABC Radio regarding road funding. Attended a meeting with the Hon. Dominic

Perrottet NSW Premier, and the Hon. Sam Faraway Minister for Regional Transport and Roads regarding Molong rail bridge flooding.

04/01/23 – Attended an interview with Prime regarding Molong rail bridge flooding.

05/01/23 – Attended an interview with ABC Radio regarding flood recovery.

07/01/23 – 21/01/23 – On Leave.

23/01/23 – Attended an interview with Prime regarding flood damage to Council assets. Attended an interview with B Rock FM regarding Central NSW Joint Organisation (CNSWJO) priorities for 2023. Attended the Molong Office for a meeting regarding Molong recreation ground users.

24/01/23 – Attended an interview with ABC Radio regarding flood recovery.

25/01/23 – Attended a meeting with the Doctor for Cudal Section 355 committee. Attended dinner with the Australia Day Ambassador Cheryl Koenig and her family.

26/01/23 – Attended Australia Day events in Mullion Creek, Cargo and Canowindra with the Official Party.

31/01/23 – Attended an interview with ABC Radio regarding flood recovery.

01/02/23 – Attended an interview with Neil Gill radio program. Attended a meeting with the Canowindra councillors regarding Canowindra Sports Ground change room project. Spoke with Molong Show Society regarding Blaze Aid. Attended a meeting with the General Manager and Clr Rawson regarding flood recovery.

02/02/23 – Attended an interview with ABC Radio regarding flood recovery.

05/02/23 – Attended Bathurst 12 Hour Mayoral lunch.

07/02/23 – Attended Yeoval Progress Association meeting.

08/02/23 – Attended Cabonne flood recovery meeting.

09/02/23 – Attended a meeting with Mr Philip Donato, MP. Attended Eugowra for an update on flood recovery. Attended Molong Advancement Group meeting.

10/02/23 – Attended Molong office for a meeting with the General Manager.

14/02/23 – Attended the councillor workshop. Attended an interview with Prime regarding Little Hartley Tunnel. Attended an interview with ABC Radio regarding flood recovery.

17/02/23 – Attended Orange Ex Services Club for a charity flood fundraiser and spoke on the panel.

19/02/23 – Travelled to Sydney for the LGNSW Rural Summit.

20/02/23 – Attended LGNSW Rural Summit.

21/02/23 – Travelled back from Sydney. Attended a meeting with the Hon. Sam Faraway Minister for Regional Transport and Roads, CEO of Reconstruction NSW and Transport for NSW regarding Molong railway bridge and Canowindra railway flooding issues.

22/02/23 – Attended Orange 360 meeting.

23/02/23 – Attended Forbes for CNSWJO meeting. Attended a meeting regarding CNSWJO Executive Officer appraisal. Attended Yeoval master plan meeting.

24/02/23 – Attended Molong Office for a meeting with Kaylene Philpott and Andy McKenzie regarding flood recovery.

27/02/23 – Attended Molong Office for a meeting with Kim Stojanov and Tania Lampe regarding flood recovery. Attended a meeting with Kate Strahorn regarding Molong flood recovery and go fund me money.

Clr Weaver

January and February – A number of visits to Eugowra talking to residents regarding the flood.

19/12/22 – Attended a Floodplain Management Committee meeting.

26/01/23 – Attended Australia Day Celebrations in Canowindra.

01/02/23 – Attended a meeting with the Mayor and General Manager regarding Canowindra Sports Ground change room project.

09/02/23 – Attended a meeting at the Eugowra Museum, invited by Ray Agustin Chairman.

14/02/23 – Attended the councillor workshop.

Clr Rawson

22/11/22 – Attended the Council Meeting.

15/12/22 – Attended the Central Tablelands Board meeting in Canowindra. Attended Nashdale Public School presentation Night.

19/12/22 – Attended the Floodplain Management Committee meeting in Molong.

26/01/23 – Attended Australia Day celebrations in Mullion Creek and Borenore.

20/02/23 – Attended the Ophir Crown Land Management Board meeting in Mullion Creek.

Clr Jones

13/12/22 – Attended the councillor workshop and meeting.

14/12/22 – Attended the Eugowra Recovery Advisory Committee Meeting and chaired the meeting.

15/12/22 – Attended the Cabonne Recovery Advisory Committee meeting. Attended the St Joseph's Eugowra School presentation evening.

17/12/22 – Attended the Eugowra Community Christmas party sponsored by Cabonne Council.

19/12/22 – Attended the Cabonne Floodplain Committee meeting.

20/12/22 – Attended a meeting with users of the Molong Recreation Ground regarding flood recovery activities.

21/12/22 – Attended a meeting with representatives from Cudal Central regarding flood recovery. Attended Manildra Community Christmas party, Sponsored by Cabonne Council.

22/12/22 – Attended the Cabonne Council staff Christmas party.

17/01/23 – Attended a meeting with the General Manager and Deputy General Manager Services.

20/01/23 – Attended the announcement of new Rural Fire Service Station in Eugowra with the Hon. Steph Cooke Minister for Emergency Services. Attended the opening of Cudal SES Facility.

21/01/23 – Attended Yeoval, Manildra and Cargo with the Hon. Sam Faraway Minister for Regional Transport and Roads to announce Stronger Country Communities funding. Attended Fairbridge Memorial Park for a meeting with members of the Old Fairbridgians Association.

23/01/23 – Attended a meeting with users of the Molong Recreation Ground regarding flood recovery activities.

24/01/23 – Chaired the Eugowra Recovery Advisory Committee meeting.

26/01/23 – Attended the Cumnock, Molong and Eugowra Australia Day celebrations.

06/02/23 – Attended the Eugowra Recovery Advisory Committee meeting and chaired the meeting.

08/02/23 – Attended the Cabonne Recovery Advisory Committee meeting.

09/02/23 – Attended the Molong Advancement Group meeting.

14/02/23 – Attended the councillor workshop and public forum. Attended the Eugowra Progress Association meeting.

28/02/23 – Attended the Eugowra Recovery Advisory Committee meeting and chaired the meeting.

Clr Batten

13/12/22 – Attended the Council Meeting. Attended a Christmas Party at Lake Canobolas.

18/01/23 – Attended the Activation Plan consultation in Yeoval.

26/01/23 – Attended Yeoval, Molong and Manildra Australia Day celebrations.

07/02/23 – Attended Yeoval and District Progress Association meeting.

14/02/23 – Attended the councillor workshop and forum.

22/02/23 – Attended the Association of Mining and Energy Related Councils meeting.

23/02/23 – Attended the Activation plan meeting in Yeoval.

Clr Nash

26/01/23 – Attended the Cargo and Manildra Australia Day Celebrations.

14/02/23 – Attended the councillor workshop and public forum.

15/02/23 – Attended the Central Tablelands Water Board meeting and the Audit, Risk and Improvement Committee meeting.

28/02/23 – Attended the Council Meeting.

Clr Oldham

21/01/23 – Attended the Fairbridge Farm Park regarding the flood damage and funding announcement in Cargo with the Hon. Sam Faraway Minister for Regional Transport and Roads.

26/01/23 – Attended Australia Day celebrations in Cudal.

Clr Pull

17/01/23 – Attended a meeting with Canowindra residents regarding the roads.

25/01/23 – Attended a meeting with the Canowindra Historical Society. Attended a meeting with Canowindra residents regarding damage behind shops.

26/01/23 – Attended Australia Day celebrations at Borenore, Canowindra and Mullion Creek.

27/01/23 – Attended a meeting with the Canowindra Historical Society. Attended a meeting with the Canowindra Business Chamber.

29/01/23 – Attended the Canowindra Business Chamber.

Chaired the meeting of the Canowindra Ballooning Committee.

Attended Canowindra Sports Trust executive meeting.

Attended a meeting with the Mayor and General Manager regarding the Canowindra complex new building.

06/02/23 – Attended Mullion Creek Progress Association meeting.

10/02/23 – Attended a meeting with community members in regards to the Canowindra Business Chamber.

14/02/23 – Attended the councillor workshop.

22/02/23 – Attended Canowindra Business Chamber AGM.

23/02/23 – Attended a meeting with the President from the Canowindra Business Chamber.

28/02/23 – Attended the Council meeting.

MOTION (Jones/-)

THAT the information contained in the Mayoral Minute be noted.

23/02/04

Carried

ITEM - 5 COMMITTEE OF THE WHOLE

Proceedings in Brief

It was noted Clr Rawson called item 18 to be debated in Committee of the Whole.

MOTION (O'Ryan/Pull)

THAT Item 18 be debated in Committee of the Whole.

23/02/05 Carried

ITEM - 6 CONFIRMATION OF THE MINUTES

MOTION (Weaver/Pull)

THAT the minutes of the Ordinary Council meeting held on 13 December 2022 be adopted.

23/02/06 Carried

ITEM - 7 FIXING THE DATE AND TIME FOR COUNCIL AND OTHER MEETINGS

Proceedings in Brief

Clr Batten suggested that the April Council meeting be held on Tuesday the 18 April 2023.

MOTION (Batten/Nash)

THAT the April Council meeting be held on Tuesday 18 April 2023.

23/02/07 Carried

ITEM - 8 2023 NATIONAL GENERAL ASSEMBLY

Proceedings in Brief

Clr Rawson suggested a submission in relation to the Federal Government initiatives on climate change adaptation, specifically focussing on resilience to natural disasters.

Clr Nash suggested a submission regarding Crown Land being utilised for housing. Clr Jones suggested this topic might be more suited for the Local Government NSW Conference.

Clr Jones suggested a submission calling for the Commonwealth Government to investigate an insurance scheme to protect residents in bushfire and flood prone communities.

Clr O'Ryan suggested a submission regarding the current housing shortages. The General Manager noted that staff will review the National Housing Strategy and provide information to assist development of this motion.

MOTION (Nash/Weaver)

THAT Council:

1. Authorise the attendance of the Mayor and General Manager at the 2023 National General Assembly (NGA).
2. Formalise motions, as detailed in the proceedings in brief, at the March Councillor Workshop for submission by 24 March 2023.

23/02/08 Carried

**ITEM - 9 DELEGATES TO OTHER ORGANISATIONS - JOINT
REGIONAL PLANNING PANEL FOR THE YEAR 2023/2024**

Proceedings in Brief

Clr Pull nominated Clr Batten. Clr Batten declined the nomination.

Clr Nash nominated herself. Clr Weaver seconded the nomination.

MOTION (Pull/Weaver)

THAT Council:

1. Endorse the Director Planning and Environmental Services, Blayney Shire Council, Andrew Muir, as its technical delegate to the Western Region Joint Planning Panel (Cabonne panel),
2. Appoint Clr Nash as the second representative to the Western Regional Joint Planning Panel for Cabonne Council;
3. That both delegates be appointed for the balance of the 2023/2024 year; and
4. The Joint Regional Planning Panel secretariat be advised of council's resolution.

23/02/09 Carried

**ITEM - 10 INTEGRATED PLANNING & REPORTING - OPERATIONAL
PLAN HALF YEARLY REPORT 2022/2023**

Proceedings in Brief

Clr Rawson noted that there is no comments within the document that recognises the impacts of the disaster. The General Manager advised that the impacts will be evident in the next six months and the next update report to Council will reflect that.

Clr Pull requested a six monthly report on council staff training be presented to Council.

MOTION (Batten/Nash)

THAT the update of the Operational Plan to 31 December 2022, as presented, be adopted.

23/02/10 Carried

ITEM - 11 APPOINTMENT OF NSW ELECTORAL COMMISSION

MOTION (Rawson/Oldham)

THAT Council resolves:

1. Pursuant to s.296(2) and (3) of the Local Government Act 1993 (NSW) (the Act) that an election arrangement be entered into by contract for the Electoral Commissioner to administer all elections of the council,
2. Pursuant to s.296(2) and (3) of the Act, as applied and modified by s.18, that a council poll arrangement be entered into by contract for the Electoral Commissioner to administer all council polls of the council,
3. Pursuant to s.296(2) and (3) of the Act, as applied and modified by s.18, that a constitutional referendum arrangement be entered into by contract for the Electoral Commissioner to administer all constitutional referenda of the council.

23/02/11 Carried

ITEM - 12 AUSTRALIA DAY AWARDS COMMITTEE MEETING

Proceedings in Brief

Clr Jones congratulated all Australia Day award recipients.

MOTION (Weaver/Oldham)

THAT the report and recommendations of the Australia Day Awards Committee Meeting of Cabonne Council held on 13 December 2022 be adopted.

23/02/12 Carried

It was noted the time being 2.47pm Clr Batten declared an interest in the following item and left the Chamber.

ITEM - 13 EVENTS ASSISTANCE PROGRAM

Proceedings in Brief

The General Manager noted that the Molong Poetry Brawl application is for \$1,000 not \$2,000.

MOTION (Pull/Rawson)

THAT Council approves under its 2022/23 Event Assistance Program:

1. \$2,000 for the Cargo 2 Grenfell (C2G) Fundraiser Walk,
2. \$1,000 for the Molong Poetry Brawl by the Molong Advancement Group (MAG),
3. \$500 for Canowindra Pony Club Showjumping Competition, and
4. \$3,900 for F.O.O.D Week Incorporated.

23/02/13 Carried

It was noted the time being 2.48pm Clr Batten returned to the Chamber.

ITEM - 14 SPONSORSHIP PROGRAM

Proceedings in Brief

The General Manager noted that The Long White Lunch withdrew their events assistance application and proceeded with a sponsorship program application. The Leader of Community and Economy advised that the recommendation should read that Council provides \$5,000.

MOTION (Pull/Nash)

THAT Council provides \$5,000 from the 2022/2023 Sponsorship Program to *The Long White Lunch*.

23/02/14 Carried

ITEM - 15 REQUEST FOR DONATION

MOTION (Rawson/Nash)

THAT Council donate \$450 to NAIDOC Week Initiatives.

23/02/15 Carried

**ITEM - 16 REQUEST FOR DONATION - CUDAL SHOWGROUND
UPGRADE CO-CONTRIBUTION**

Proceedings in Brief

The Deputy General Manager Infrastructure provided background information on the donation application from Cudal Central.

MOTION (Rawson/Weaver)

THAT Council provide a donation of \$9,331.20 to the Cudal Central Committee in lieu of their co-contribution towards the Cudal Showground Upgrade project.

23/02/16 Carried

**ITEM - 17 CABONNE COMMUNITY CENTRE FEES AND CHARGES &
HIRE OF COMMUNITY FACILITIES BUILDINGS POLICY**

MOTION (Batten/Rawson)

THAT Council adopt:

1. The fees and charges for the hire of the Cabonne Community Centre; and
2. The Hire of Community Facilities – Buildings strategic policy.

23/02/17 Carried

It was noted item 18 was moved to Committee of the Whole.

**ITEM - 19 PLANNING PROPOSAL TO AMEND CABONNE LOCAL
ENVIRONMENTAL PLAN 2012**

Proceedings in Brief

Clr Rawson noted that previously Council resolved to receive and note the proposal and forward under the gateway process. Clr Rawson noted his concern that forwarding a proposal under the gateway process will be seen as a tacit approval. The Deputy Mayor noted that staff could take the information on notice.

Clr Rawson queried if an additional point should be included in the recommendation for a final report to be presented to Council. The Deputy General Manager Services provided clarification.

Clr Batten noted that the deadline for the completion of the planning proposal should read 6 March 2023 not 2022.

MOTION (Nash/Weaver)

THAT council:

1. Endorse, as exhibited, the amendment to the Cabonne Local Environmental Plan 2012 (PP-2022-847) applying to Lots D & E DP 33623, known as 1583 Burrendong Way, Mullion Creek, as outlined in this report.
2. In exercising its delegation under Section 3.36 of the Environmental Planning and Assessment Act 1979, as endorsed by NSW Department Planning and Environment, forward the required documentation to Parliamentary Counsel for opinion to amend the Cabonne Local Environmental Plan 2012.
3. Delegate authority to the General Manager to finalise the amendments to Cabonne Local Environmental Plan 2012 with advice from Parliamentary Counsel and the NSW Government on terms that are broadly consistent with the Planning Proposal and this report, including any final feedback from government agencies.

23/02/18 Carried

It was noted the time being 3.08pm Clr Pull declared an interest in the following item and left the Chamber.

ITEM - 20 DEVELOPMENT APPLICATION 2023/0045 FOR 4 LOT

SUBDIVISION AT 20 SHARP STREET, CARGO

MOTION (Nash/O’Ryan)

THAT:

1. Development Application 2023/0045 for a 4 Lot Subdivision upon land described as Lot 1 Sec 40 DP 758226 – 20 Sharp Street, Cargo, be granted consent subject to the conditions attached, and
2. Council support the request submitted under clause 4.6 of the Cabonne LEP 2012, for variation of the minimum lot size from 2,000m² to 1,678m².

23/02/19 Carried

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

For: P Batten, J Jones, M Nash, L Oldham, K O’Ryan, A Rawson and J Weaver.

Against – Nil

It was noted the time being 3.10pm Clr Pull returned to the Chamber.

It was noted the time being 3.11pm Clr O’Ryan declared an interest in the following item and left the Chamber.

**ITEM - 21 DEVELOPMENT APPLICATION 2023/0031 - 4000 BELUBULA
WAY MOORBEL - 4.6 VARIATION AND DWELLING**

MOTION (Pull/Weaver)

THAT:

1. Development Application 2023/0031 for a dwelling house at Lot 2 DP1285910, 4000 Belubula Way, Moorbel, be granted consent subject to the conditions attached, and
2. That the request submitted under s4.6 of the Cabonne LEP 2012 to vary the minimum lot size standard from 100ha to 97.88ha is supported.

23/02/20 Carried

The Chair called for a Division of Council (noting the absence of Clr Beatty - apology and Clr O’Ryan - absent from the Chamber) as required under Section 375A (3) of the Local Government Act which resulted in a vote for the motion as follows:

For: P Batten, J Jones, M Nash, L Oldham, A Pull, A Rawson and J Weaver.

Against – Nil

It was noted the time being 3.11pm Clr O’Ryan returned to the Chamber.

**ITEM - 22 DEVELOPMENT MODIFICATION APPLICATION 2022/0208/01
- 1953 THE ESCORT WAY BOREBORE.**

MOTION (Nash/Pull)

THAT:

1. Modification to Development Application 2022/0208/01 for a detached dual occupancy (transportable dwelling) at Lot 2 DP 204564, known as 1953 The Escort Way, Borenore, be granted consent subject to the conditions attached, and
2. Support a variation to Part 3 of Development Control 15 to permit a variation of the minimum floor area from 60m² to 51m².

23/02/21 Carried

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

For: P Batten, J Jones, M Nash, L Oldham, K O’Ryan, A Pull, A Rawson and J Weaver.

Against – Nil

ITEM - 23 QUESTIONS FOR NEXT MEETING

MOTION (O’Ryan/Nash)

THAT it be noted there were nil questions raised for the next meeting.

23/02/22 Carried

ITEM - 24 BUSINESS PAPER ITEMS FOR NOTING

Proceedings in Brief

It was noted that Clr Pull called items 5, 6 and 7 and Clr Rawson called items 1, 4 and 5 to be further considered.

MOTION (Pull/Batten)

THAT:

1. Items 1, 4, 5, 6 and 7 be further consider; and
2. The remaining notation items be noted.

23/02/23 Carried

ITEMS FOR NOTATION

ITEM - 1 FLOOD RECOVERY UPDATE

Proceedings in Brief

Clr Rawson wished to thank Council staff for the update report.

MOTION (Rawson/Pull)

THAT the information be noted.

23/02/24 Carried

**ITEM - 4 SAFE AND SECURE WATER PROGRAM TRANCHE 3 -
MOLONG WATER SECURITY**

Proceedings in Brief

Clr Rawson requested more information on the program and the funding amount. The Deputy General Manager Infrastructure advised that the information is embargoed.

MOTION (Rawson/Pull)

THAT the information be noted.

23/02/25 Carried

ITEM - 5 TRANSPORT INFRASTRUCTURE UPDATE

Proceedings in Brief

Clr Pull requested clarification from the Deputy General Manager Infrastructure on the stabilising depths of 250mm to 200mm. The Deputy General Manager Infrastructure provided clarification.

Clr Rawson noted that residents have complimented the staff on the roads being quickly brought back to safety. He further noted the Borenore Road upgrade has received praise from the locals.

MOTION (Pull/Rawson)

THAT the information be noted.

23/02/26 Carried

**ITEM - 6 INFRASTRUCTURE (OTHER) STRATEGIC ACTIVITIES
REPORT**

Proceedings in Brief

Clr Pull queried in regards to the Eugowra female change rooms project if the old building would be knocked down. The Deputy General Manager Infrastructure advised that Council staff are looking at options for that building.

MOTION (Pull/Nash)

THAT the information be noted.

23/02/27 Carried

**ITEM - 7 RESOLUTIONS REGISTER - INFOCOUNCIL - ACTIONS
REPORTING**

Proceedings in Brief

Clr Pull queried the actions being taken on Borenore Dam declassification. The Deputy General Manager Services provided clarification.

Clr Rawson noted his concern in removing the dam wall and the importance of considering the value of catchment mitigation.

MOTION (Rawson/Pull)

THAT the information be noted.

23/02/28 Carried

ITEM - 25 MATTERS OF URGENCY

MOTION (Nash/Weaver)

THAT it be noted there were nil matters of urgency.

23/02/29 Carried

ITEM - 26 COMMITTEE OF THE WHOLE SECTION OF THE MEETING

MOTION (Rawson/Pull)

THAT Council hereby resolve itself into Committee of the Whole to discuss matters called earlier in the meeting.

23/02/30 Carried

**ITEM - 18 CONFIRMATION OF THE CABONNE FLOODPLAIN
ADVISORY COMMITTEE MEETING MINUTES**

Proceedings in Brief

Clr Rawson noted the recent changes as a result of the flooding with the removal of Resilience NSW and the creation of NSW Reconstruction Authority. He further noted the need to update the Disaster Control Plans for Molong and Eugowra, with the Reconstruction Authority playing a role with the extended powers to develop a state disaster mitigation plan which will set priorities for the plan, disaster adaption plans and strategic plans under the Environmental Planning and Assessment Act 1979 and that includes giving advice to Council on disaster adaption coordinating development in disaster affected areas, acquiring and subdividing land or rebuilding communities and rebuilding infrastructure.

Clr Jones noted that the Reconstruction Authority has been on the ground under their previous name since day one. They have been working closely with Council staff, the Mayor and himself to ensure the communities have what they need in terms of housing and recovery and ensuring that Council is building back better, and building back more resilient to address the flood mitigation issues.

Clr Jones further noted that the Floodplain Advisory Committee considered the buyback issue and made recommendations in terms of which properties would be put forward. He advised that the Mayor, General Manager, staff and himself have been involved in conversations and added that the Mayor continues to lobby government and has written to the Premier requesting that the buyback scheme be fast-tracked and expanded.

RECOMMENDATION (Weaver/Pull)

THAT the minutes of the Cabonne Floodplain Advisory Committee held 19 December 2022 be adopted.

1. Carried

**ITEM - 27 DEVELOPMENT APPLICATION 2023/0047 - SUBDIVISION -
LOT 68 DP 75036575, 494 WILLIAMSONS ROAD, LEWIS PONDS**

Proceedings in Brief

Clr Rawson noted an error in the summary with the incorrect street name that should read Williamsons Road not Belgravia Road.

RECOMMENDATION (Pull/Nash)

THAT:

1. Development Application 2023/0047 for the subdivision of Lot 68 DP 75036575 and known as 494 Williamsons Road, Lewis Ponds, be granted consent subject to the conditions attached, and

2. That the request submitted under s4.6 of the Cabonne LEP 2012 to vary the minimum lot size standard from 100ha to 96.2ha is supported.

2. Carried

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

For: P Batten, J Jones, M Nash, L Oldham, K O’Ryan, A Pull, A Rawson and J Weaver.

Against – Nil

**ITEM - 28 CANOBOLAS RURAL FIRE SERVICE REQUEST TO ACCESS
\$94 BUSHFIRE FUNDS**

RECOMMENDATION (Batten/Weaver)

THAT council authorise the transfer from reserves, \$164,519.20 of s94 Development Contributions accumulated for the purpose of funding local RFS brigade equipment, in accordance with the provisions of the current s7.12 Development Contribution Plan.

3. Carried

ITEM - 29 PLANNING CONFLICT OF INTEREST

RECOMMENDATION (Rawson/Nash)

THAT the attached draft Council-related Development Applications Conflict-of-interest Policy be placed on public exhibition for 28 working days.

4. Carried

It was noted the time being 3.50pm the Chair announced that the Council would now be resolving into a Closed Committee of the Whole.

CONFIDENTIAL ITEMS

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

RECOMMENDATION (Weaver/Oldham)

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.

5. Carried

**ITEM - 2 ENDORSEMENT OF PROCEEDINGS OF CONFIDENTIAL
MATTERS CONSIDERED AT COMMITTEE OF THE WHOLE
MEETING**

RECOMMENDATION (Weaver/O'Ryan)

THAT the Committee endorse the accuracy of the Report of the Proceedings of Confidential Matters at the Australia Day Committee meeting held on 13 December 2022 are sufficient to state the general effect of the proceeding in Closed Committee.

6. Carried

* **ITEM - 3 AUDIT, RISK AND IMPROVEMENT COMMITTEE - MEETING
MINUTES**

RECOMMENDATION (Nash/Batten)

THAT Council adopt the minutes from the meetings of the Audit, Risk and Improvement Committee held 23 November 2022 and 14 December 2022.

7. Carried

* **ITEM - 4 COUNCIL PROPERTY - 68-74 BANK STREET, MOLONG**

MOTION (Nash/Pull)

THAT Council authorise the Mayor and General Manager to enter into lease negotiations as per the proposal detailed in the report.

8. Carried

It was noted the time being 4.12pm O'Ryan left Chamber.

* **ITEM - 5 DOCTOR FOR CUDAL**

RECOMMENDATION (Nash/Batten)

THAT Council:

1. Enter into a 3-Year Funding Deed Agreement to establish a doctor at Cudal;
2. Authorise funding of \$10,860.48 (excl. GST), to be funded from a transfer from the Office of the General Manager vote to the Doctor for Cudal (Community Services) vote;
3. Make provision for funding the remaining term of the agreement in future budgets;
4. Authorise the affixing of the Common Seal to the Funding Deed Agreement.

AMENDMENT (Oldham/Rawson)

THAT Council:

1. Advertise its intention to alter its Operational Plan 2022/23; and
2. Advertise for expressions of interest to assist in establishing a doctor service in Cudal.

The amendment was put and carried becoming the motion, the motion was put and carried.

RECOMMENDATION (Oldham/Rawson)

THAT Council:

1. Advertise its intention to alter its Operational Plan 2022/23; and
2. Advertise for expressions of interest to assist in establishing a doctor service in Cudal.

9. Carried

It was noted the time being 4.43pm Clr O’Ryan returned to the Chamber.

**ITEM - 6 TENDER 1476194 FOR THE SUPPLY OF GOODS, SERVICES
AND PLANT HIRE**

RECOMMENDATION (Weaver/Rawson)

THAT council:

1. Adopt Submissions to the Tender 1476194 for the Supply of Goods, Services and Plant Hire 2023 – 2026, and
2. Note that this tender does not prohibit council from accepting new tenders for specific projects.

10. Carried

*

**ITEM - 7 REQUEST FOR REDUCTION IN WATER CONSUMPTION
COSTS ON ACCOUNT 893000000**

RECOMMENDATION (Weaver/Nash)

THAT the item be deferred to a future meeting.

11. Carried

It was noted the time being 4.49pm the Mayor resumed the Ordinary Meeting.

REPORT & RESOLUTIONS OF COMMITTEE OF THE WHOLE

MOTION (Oldham/Pull)

THAT the Report and Recommendations of the Committee of the Whole Meeting held on Tuesday 28 February, 2023 be adopted.

23/02/31 Carried

There being no further business, the meeting closed at 4.51pm.

CHAIRMAN.

Chairman of the Ordinary Meeting of Cabonne Council held on the 28 March, 2023 at which meeting the listed minutes were confirmed and the signature hereon was subscribed.