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**PRESENT** Clr K Beatty (in the Chair), Clrs P Batten, J Jones, 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, Department Leader – Innovation & Technology, Department Leader – Governance & Corporate Performance and Senior Executive Assistant – Office of the General Manager.

## **ITEMS FOR DETERMINATION**

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

#### Proceedings in Brief

An apology was tendered on behalf of Clr Nash for her absence from the meeting.

#### **MOTION** (Rawson/Weaver)

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

23/06/01 Carried

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

#### **MOTION** (Oldham/Jones)

THAT it be noted there were nil declarations of interest.

23/06/02 Carried

### **ITEM - 3 DECLARATIONS OF POLITICAL DONATION**

#### **MOTION** (Weaver/O’Ryan)

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

23/06/03 Carried

It was noted the time being 2.06pm students from Canowindra High School, Molong Central School and Yeoval Central School presented to the Council.

It was noted the time being 2.42pm the meeting was adjourned.

It was noted the time being 2.51pm the Ordinary meeting resumed.

### **ITEM - 4 MAYORAL MINUTE - APPOINTMENTS**

## Proceedings in Brief

### Clr Beatty

23/5/23 – Attended Eugowra with councillors for tour of Eugowra Recovery. Attended the Ordinary Council Meeting. Attended meeting with Wellington Street, Molong residents regarding flooding issues.

24/5/23 – Interview with the Neil Gill radio program. Attended the Central NSW Joint Organisation (CNSWJO) Board Meeting in Canberra.

25/5/23 – Attended the Central NSW Joint Organisation (CNSWJO) Board Meeting in Canberra. Travelled from Canberra to Sydney. Attended Parliament House, Sydney for a meeting regarding the Eugowra Community Children's Centre, with Mr Philip Donato, MP and the Deputy Premier, the Hon. Prue Car, MP.

26/5/23 – Attended meeting with mayors from Blayney Council and Orange City Council and the Hon. Courtney Houssos, MLC. Attended Country Mayors Association meeting.

29/5/23 – Interview with B Rock FM radio program to discuss CNSWJO matters.

5/6/23 – Attended the Cabonne Recovery Plan community meeting in Eugowra.

6/6/23 – Interview with the Neil Gill radio program. Interview with B Rock FM radio program to discuss CNSWJO matters. Attended the Cabonne Recovery Plan community meeting in Molong.

7/6/23 – Interview with the Neil Gill radio program. Attended the General Manager's Annual Performance Review.

9/6/23 – Attended the Molong Office for the Sub-Regional Town Water Strategy Steering Committee meeting. Attended meeting with the General Manager.

10/6/23 – Attended Bank Street, Molong. Interview with Nine News regarding fatal accident in Molong.

13/6/23 – Attended the Molong Markets. Interview with Prime 7 regarding Molong Markets.

14/6/23 – Attended the ALGA Conference in Canberra. Attended an official dinner with His Excellency, General the Hon. David Hurley AC DSC (ret'd). Attended Parliament House, Canberra. Met with the Prime Minister's Senior Advisor, Skye Laris. Attended meeting with the Hon. Andrew Gee, MP. Attended meeting with Senator, the Hon. Murray Watt. Attended meeting regarding flood recovery with Brendan Moon, Coordinator-General for Emergency Management.

15/6/23 – Attended the ALGA Conference. Attended Parliament House, Canberra. Attended meeting regarding flood recovery with National Party members including the Hon. David Littleproud, MP, Senator Perin Davey and the Hon. Darren Chester, MP.

19/6/23 – Attended Cabonne Recovery Plan community meeting in Canowindra.

20/6/23 – Attended Cabonne Recovery Plan community meeting in Cudal.

21/6/23 – Interview with the Neil Gill radio program. Attended the Molong Office for the Audit, Risk and Improvement Committee meeting.

23/6/23 – Interview with Triple M regarding the Prime Minister's commitment to flood recovery in Cabonne.

26/6/23 – Attended Parkes Council for meeting regarding regional water issues with the Hon. Rose Jackson, MLC.

#### Clr Jones

23/5/23 – Attended the business paper review and Ordinary Council meeting.

5/6/23 – Attended the Cabonne Recovery Plan community meeting in Eugowra.

6/6/23 – Attended the Cabonne Recovery Plan community meeting in Molong.

7/6/23 – Attended the General Manager's Annual Performance Review.

8/6/23 – Attended the Molong Advancement Group meeting.

12/6/23 – Attended the Councillor Workshop and Public Forum.

12/6/23 – Attended the Eugowra Progress Association meeting.

19/6/23 – Attended the Cabonne Recovery Plan community meeting in Canowindra.

20/6/23 – Attended the Cabonne Recovery Plan community meeting in Cudal.

#### Clr Rawson

23/5/23 – Attended the flood recovery inspection/workshop at Eugowra.

23/5/23 – Attended the Ordinary Council Meeting.

1/6/23 – Attended the Central Tablelands Water (CTW) Workshop 12ML Reservoir, Zoom meeting.

5/6/23 – Attended Roads Congress, Parliament House, Sydney.

6/6/23 – Attended the Cabonne Recovery Plan community meeting in Molong.

7/6/23 – Attended the General Manager's Annual Performance Review.

8/6/23 – Attended site inspection at Nancarrow Lane/Cargo Rd, Nashdale.

13/6/23 – Attended Council Committee meeting and Workshop, Molong.

19/6/23 – Attended the Cabonne Recovery Plan community meeting in Canowindra.

20/6/23 – Attended site inspection at Borenore CWA Hall.

20/6/23 – Attended the Cabonne Recovery Plan community meeting in Cudal.

21/6/23 – Attended the CTW Board Meeting in Canowindra.

22/6/23 – Attended the Ophir Reserve Land Manager Board Meeting.

26/6/23 – 28/6/23 – Attended the LGNSW Water Conference, Parkes.

Following a recommendation from LGNSW, and a selection/vetting process, Clr Rawson was appointed to the NSW Environmental Trust Community and Sustainability Technical Review Committee (TRC), for a period of four (4) years.

### Clr Oldham

23/05/23 – Attended Eugowra with councillors for walk around village.

23/05/23 – Attended the Ordinary Council meeting.

29/05/23 to 31/05/23 – Attended the Local Government NSW Destination and Visitor Economy Conference in Sydney.

25/06/23 – Attended the Arts Out West Annual General Meeting in Cowra.

### Clr Batten

Attended the Yeoval Progress Association meeting.

Attended the Cumnock Progress Association meeting.

### Clr O’Ryan

Attended the Canowindra Progress Association meeting.

Attended the Local Government NSW Destination and Visitor Economy Conference in Sydney.

### Clr Pull

Attended the Cabonne Recovery Plan community meeting in Eugowra.

Attended the Councillor Workshop and Public Forum.

Attended the Molong Markets.

Attended the Cabonne Recovery Plan community meeting in Canowindra.

Attended inspection of the new Canowindra change room facilities.

Attended the Canowindra Progress Association meeting.

Attended the June Ordinary Council meeting.

### **MOTION** (Beatty/-)

THAT the information contained in the Mayoral Minute be noted.

23/06/04

Carried

### **ITEM - 5 COMMITTEE OF THE WHOLE**

### **MOTION** (Weaver/Jones)

THAT it be noted there were nil items called to be debated in Committee of the Whole.

23/06/05

Carried

### **ITEM - 6 CONFIRMATION OF THE MINUTES**

#### Proceedings in Brief

Clr Pull noted, that in Item 4 - Mayoral Minute from the 23 May 2023 Ordinary Council meeting, his attendances were not included, and Clr Rawson’s attendances were recorded under his name, he requested an amendment to the minutes.

### **MOTION** (Rawson/Jones)

THAT the minutes of the following meetings be adopted:

1. Ordinary Council meeting held on 23 May 2023, noting the amendment as per the proceedings in brief;
2. Infrastructure (Transport) Committee meeting held on 13 June 2023.

23/06/06 Carried

**PROCEDURAL MATTER**

**MOTION** (Rawson/Oldham)

THAT Item 7 – Mayoral Minute – General Manager’s Performance Review be moved into the Confidential section of the meeting for consideration.

23/06/07 Carried

**ITEM - 8 2023 LOCAL GOVERNMENT NSW ANNUAL CONFERENCE**

**MOTION** (Oldham/Pull)

THAT:

1. Council be represented at the 2023 Local Government NSW Annual Conference by the Mayor, Cllr Batten, Cllr Rawson, Cllr Jones, Cllr Pull (Cllr O’Ryan as alternate), and the General Manager (or his alternate delegate) in an advisory capacity;
2. Suggested Motions to the conference be submitted to the General Manager; and
3. A further report be presented to the August Ordinary Council meeting for consideration of Motions.

23/06/08 Carried

**ITEM - 9 DELEGATION OF AUTHORITY - GENERAL MANAGER**

**MOTION** (Weaver/O’Ryan)

THAT subject to not receiving direction from the Council as to the consideration of any particular matter by the Council itself, and subject to the requirements of the Local Government Act 1993 and Regulations thereunder and any express policy of the Council or regulations of any public authority other than the Council and pursuant to the powers conferred on Council by s377 of the Local Government Act 1993, the General Manager, *Bradley John Byrnes*, be authorised to exercise or perform on behalf of the Council the powers, authorities, duties and functions as follows:

1. The powers, functions and duties of Council other than those specified in s377(1) of the Local Government Act 1993, as being not permissible to delegate.

23/06/09 Carried

**ITEM - 10 FIRST CHOICE CREDIT UNION - MOLONG AGENCY**

## **AGREEMENT**

### **MOTION** (Pull/Batten)

THAT Council:

1. Endorse the First Choice Credit Union Molong Agency Agreement.
2. Authorise the affixing of the Common Seal to the Agreement document.

23/06/10 Carried

### **ITEM - 11 LOCAL GOVERNMENT WEEK 2023**

#### **MOTION** (Weaver/Jones)

THAT Council participate in Local Government Week 2023 by:

1. Addressing and presenting a book to each of the schools in Cabonne;
2. Hosting "Coffee with a Councillor" sessions across Cabonne; and
3. Highlighting and showcasing the services/facilities operated by Council on Council's social media platforms.

23/06/11 Carried

### **ITEM - 12 FINANCIAL INVESTMENT POLICY**

#### **MOTION** (Rawson/Batten)

THAT Council endorse the Investment Policy.

23/06/12 Carried

### **ITEM - 13 MAKING OF RATES AND CHARGES FOR 2023-2024 & RATE OF INTEREST ON OVERDUE RATES AND CHARGES FOR 2023-2024**

#### **MOTION** (Weaver/Batten)

THAT Council:

1. Adopt the corrected versions of the 2023/24 Operational Plan and the 2023/24 Fees and Charges;
2. Approve the definitions relating to the various Rating Categories in the Statement of Revenues attached to the report;
3. Make the Rates for 2023-2024 included in the table listed in the report in accordance with section 535 of the Local Government Act 1993;
4. Adopt the charges for water, sewer, domestic waste management and the stormwater levy in accordance with s496,496A, 501, 551 and 552 of the Local Government Act 1993 as per pages 11-18 of Council's Fees and Charges for 2023-2024 as referenced in the report; and
5. Adopt in accordance with Section 566(3) of the Local Government Act 1993, accrual of interest on overdue rates and charges, the maximum



rate of interest to apply to outstanding rates and charges for the 2023-2024 rating year, will be 9.0%.

23/06/13 Carried

**ITEM - 14 EVENTS ASSISTANCE PROGRAM**

**MOTION** (Weaver/Pull)

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

1. \$1,000 to Central West Disc Golf for The Central West Cold Snap 2023;
2. \$5,000 to Canowindra find Music Inc. for Baroquefest; and
3. \$5,000 to Cumnock and District Progress Association for the Cumnock Markets and Family Fun Day.

23/06/14 Carried

**ITEM - 15 REQUEST FOR DONATION**

**MOTION** (Jones/Rawson)

THAT Council endorse a donation of \$3,000 to the Country Education Foundation of Australia Ltd.

23/06/15 Carried

**ITEM - 16 LOCAL STUDENTS TO ADDRESS COUNCIL MEETING**

**MOTION** (Weaver/Batten)

THAT Council consider the matters raised by young people at this meeting.

23/06/16 Carried

It was noted the time being 3.11pm Cllr Jones left the Chamber.

**ITEM - 17 DRAFT ROADS MANAGEMENT POLICY**

**MOTION** (Pull/Weaver)

THAT the Council endorse the draft Roads Management Policy for public exhibition for a period of 28 days.

23/06/17 Carried

**ITEM - 18 MODIFICATION TO DEVELOPMENT APPLICATION  
2021/262/1 FOR FOUR DETACHED MEDIUM DENSITY UNITS AT  
LOT 12 DP 730682 - 29 FERGUSON STREET, CANOWINDRA**

**MOTION** (O'Ryan/Pull)

THAT Council approve the modification of Development Application 2021/262/1 for four detached medium density units at Lot 12 DP 730682, 29 Ferguson Street, Canowindra, subject to the conditions of consent attached.

23/06/18

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 (noting Clr Jones was absent from the Chamber) for the motion as follows:

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

Against: Nil

**ITEM - 19 DEVELOPMENT APPLICATION 2023/73 FOR DWELLING HOUSE AT 47 TOOGONG STREET, CUDAL**

**MOTION** (Batten/Rawson)

THAT Council:

1. Not vary the 8m building frontage setback to 3.2m as proposed to Boundary Street, Cudal; and
2. Refuse Development Application 2023/73 for a Dwelling House upon land described as Lot 8 Section 14 DP 758311, and known as 47 Toogong Street, Cudal, for the reasons attached.

23/06/19

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 (noting Clr Jones was absent from the Chamber) for the motion as follows:

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

Against: Nil

It was noted the time being 3.15pm Clr Jones returned to the Chamber.

**ITEM - 20 QUESTIONS FOR NEXT MEETING**

**Proceedings in Brief**

Clr Weaver requested details of the next Age of Fishes Museum Advisory Committee meeting be provided at the next Ordinary Council Meeting.

Clr Rawson requested safety issues and renewed road markings at the intersection of Cargo Road and Nancarrow Lane, Nashdale be referred to the Local Traffic Committee for consideration.

Clr Jones requested options, including available grants, relating to supporting small businesses be provided at the next Ordinary Council Meeting for consideration to enable promotion during Small Business Month in October

**MOTION** (Oldham/Rawson)

THAT:

1. Details of the next Age of Fishes Museum Advisory Committee meeting be provided at the next Ordinary Council Meeting.
2. Safety issues and renewed road markings at the intersection of Cargo Road and Nancarrow Lane, Nashdale be referred to the Local Traffic Committee for consideration.
3. Options, including available grants, relating to supporting small businesses be provided at the next Ordinary Council Meeting for consideration to enable promotion during Small Business Month in October.

23/06/20 Carried

**ITEM - 21 BUSINESS PAPER ITEMS FOR NOTING**

**MOTION** (Weaver/Rawson)

THAT the notation items be noted.

23/06/21 Carried

**ITEM - 22 MATTERS OF URGENCY**

**MOTION** (Weaver/Oldham)

THAT it be noted there were nil matters of urgency.

23/06/22 Carried

**ITEM - 23 COMMITTEE OF THE WHOLE SECTION OF THE MEETING**

**MOTION** (Batten/Rawson)

THAT it be noted that there were nil items called to be debated in Committee of the Whole.

23/06/23 Carried

**ITEM - 24 REVISED LONG TERM FINANCIAL PLAN**

**MOTION** (Weaver/Pull)

THAT Council adopt the draft revised Long Term Financial Plan 2023-2024.

23/06/24 Carried

**ITEM - 25 CABONNE RECOVERY PLAN - 'BUILDING BACK A BETTER CABONNE'**

Proceedings in Brief

The Mayor wished to thank councillors and staff for their involvement in the Cabonne Recovery Plan process.

**MOTION** (Rawson/Jones)

THAT Council:

1. Adopt the Cabonne Recovery Plan 'Building Back A Better Cabonne'; and
2. Endorse the revised Eugowra Town Masterplan.

23/06/25 Carried

**ITEM - 26 DISASTER MANAGEMENT CLAIMS - CASH FLOW IMPLICATIONS FOR INTERNAL RESERVES**

**MOTION** (Weaver/Pull)

THAT Council:

1. Note the extent of outstanding natural disaster and roadwork claims outlined in the report below and the short-term impact on the levels of cash and investments.
2. Adopts the temporary reduction in Internally Restricted Reserve Funds pending the receipt of outstanding natural disaster and roadwork claims.

23/06/26 Carried

It was noted the time being 3.25pm 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** (Pull/Rawson)

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.

1. Carried

\*

**ITEM - 2 SUPREME COURT CASE - EARTH PLANT HIRE**

**RECOMMENDATION** (Weaver/Jones)

THAT the information contained within the report be noted.

2. Carried

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

**RECOMMENDATION** (Jones/Weaver)

THAT Council adopt the minutes from the meeting of the Audit, Risk and Improvement Committee held 21 June 2023.

3. Carried

It was noted that it was resolved to move Item 7 from the Ordinary meeting to the Confidential section of the meeting for consideration.

It was noted the time being 3.33pm staff left the Chamber.

\* **ITEM - 7 MAYORAL MINUTE - GENERAL MANAGER'S PERFORMANCE REVIEW**

**RECOMMENDATION** (Beatty/Batten)

THAT:

1. A discretionary increase of 4.5% to the General Manager's total remuneration package (TRP), in recognition of the high standards and results achieved for the period, be awarded.
2. The increase be applied effective from the contract anniversary date in April 2023.
3. The Mayor, Performance Review Panel Committee members, General Manager and facilitator develop a draft performance agreement for the coming year, which updates and consolidates the number of Section 5 Strategic Targets, for review and adoption by Council.

4. Carried

It was noted the time being 3.40pm staff returned to the Chamber.

It was noted the time being 3.41pm the Chair resumed the Ordinary Meeting.

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

**MOTION** (Oldham/Rawson)

THAT the Report and Recommendations of the Committee of the Whole Meeting held on Tuesday 27 June, 2023 be adopted.

23/06/27 Carried

There being no further business, the meeting closed at 3.42pm

CHAIRMAN.

Chairman of the Ordinary Meeting of Cabonne Council held on the 25 July, 2023 at which meeting the listed minutes were confirmed and the signature hereon was subscribed.