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REPORT & RESOLUTIONS OF COMMITTEE OF THE WHOLE10

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

Also present were the Acting - General Manager, Acting - 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 Oldham for her absence from the meeting.

MOTION (Weaver/Pull)

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

23/07/01 Carried

ITEM - 2 DECLARATIONS OF INTEREST

Proceedings in Brief

Clr Rawson declared an interest (identified as a perceived conflict of interest, non-significant, non-pecuniary) in Item 10 as he is a member of the Australian National Field Committee.

MOTION (Nash/O’Ryan)

THAT the declaration of interest be noted.

23/07/02 Carried

ITEM - 3 DECLARATIONS OF POLITICAL DONATION

MOTION (Weaver/Batten)

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

23/07/03 Carried

ITEM - 4 MAYORAL MINUTE - APPOINTMENTS

Proceedings in Brief

Clr Beatty

27/06/23 – Attended Ordinary Council Meeting.

28/06/23 – Attended the Orange 360 Board Meeting.

29/06/23 – Attended the Molong Office for an Interview with Prime 7 News, ABC News and Triple M regarding the Flood Recovery Plan. Attended Central NSW Joint Organisation (CNSWJO) Chairs Meeting. Attended the Cabonne Floodplain Advisory Committee Meeting.

30/06/23 – Interview with B Rock FM regarding the Flood Recovery Plan.

4/06/23 – Interview with Neil Gill radio program.

5/07/23 – Attended Eugowra for an inspection with National Party member the Hon. David Littleproud.

10/07/23 – Attended Canowindra and Eugowra with Brendan Moon, Coordinator-General for National Emergency Management and Simon Draper, CEO of NSW Reconstruction Authority for an inspection of the Nyrang Creek Bridge and the Eugowra Flood areas.

11/07/23 – Attended Councillor Workshop and Committee Meeting in Molong. Attended Eugowra Flood Recovery Committee Meeting.

13/07/23 – Attended the Cabonne Local Recovery Meeting in Molong.

19/07/23 – Interview with Neil Gill radio program.

20/07/23 – Attended the Acquisitive Art Prize Presentation night at the Molong RSL Club.

21/07/23 – Attended meeting with Dean Brus at the Molong Office regarding the Orange Pistol Club. Attended meeting with the Orange Rail Action Group. Attended meeting with the Acting General Manager.

Clr Oldham

27/06/23 – Attended the Community and Economy Meeting and Ordinary Council Meeting.

28/06/23 – Attended the State Emergency Services meeting at the Molong RSL Club regarding flood events.

29/06/23 – Attended the Cabonne Floodplain Advisory Committee Meeting in Molong.

11/07/23 – Attended the Councillor Workshop.

13/07/23 – Attended the Molong Advancement Group Meeting.

18/07/23 – Attended the Nashdale Consultative Committee Meeting.

20/07/23 – Attended the Acquisitive Art Prize Presentation night at the Molong RSL Club.

Clr Rawson

29/06/23 – Attended meeting with Owen Williams and the Nashdale Hall Committee regarding Nashdale Hall improvements.

29/06/23 – Attended Cabonne Floodplain Advisory Committee Meeting in Molong as an observer.

3/07/23 – Attended Mullion Creek Progress Association Meeting in Mullion Creek.

4/07/23 – Attended meeting with Sally Neaves and the Sisters of Mercy regarding the Eugowra Flood Recovery.

11/07/23 – Attended Councillor Workshop and Committee meetings in Molong.

18/07/23 – Attended Nashdale Consultative Committee Meeting.

20/07/23 – Attended the Acquisitive Art Prize Presentation night at the Molong RSL.

24/07/23 – Attended the Ophir Reserve Crown Land Manager Board Meeting and AGM in Orange.

Clr Batten

4/07/23 – Attended Yeoval and District Progress Association Meeting.

11/07/23 – Attended Councillor Workshop and Committee meetings in Molong.

21/07/23 – Attended meeting with Orange Rail Action Group in Molong.

MOTION (Beatty-)

THAT the information contained in the Mayoral Minute be noted.

23/07/04

Carried

ITEM - 5 COMMITTEE OF THE WHOLE

Proceedings in Brief

It was noted the Mayor called Item 21 to be debated in Committee of the Whole.

MOTION (Weaver/Pull)

THAT Council hereby resolve itself into Committee of the Whole to discuss Item 21.

23/07/05

Carried

ITEM - 21 DA 2023/185 - 21 NOBLE STREET, EUGOWRA - PROPOSED COMMUNITY FACILITY (PRESCHOOL)

Proceedings in Brief

Clr Rawson requested clarification from staff in regards to the objections received. The Deputy General Manager Infrastructure and the Department Leader Development Services provided clarification.

Clr Jones requested clarification on issues regarding electricity/generators for the pre-school. The Department Leader Development Services provided clarification.

MOTION (Jones/Pull)

THAT Development Application 2023/185 for part Lot 71 DP 750182 No. 21 Noble Street, Eugowra, for a community facility (pre-school), be granted consent subject to the conditions annexed to the report.

23/07/06 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 the absence of Cllr Oldham - apology) for the motion as follows:

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

Against: Nil

It was noted the time being 2.25pm the Chair resumed the Ordinary Council meeting.

ITEM - 6 CONFIRMATION OF THE MINUTES

Proceedings in Brief

Cllr Nash noted, that in Item 18 – Modification to Development Application 2021/262/1 for Four Detached Medium Density Units at Lot 12 DP 730682 – 29 Ferguson Street, Canowindra and Item 19 – Development Application 2023/73 for Dwelling House at 47 Toogong Street, Cudal from the 27 June 2023 Ordinary Council meeting, she was an apology from the meeting however was recorded as having voted, she requested an amendment to the minutes.

MOTION (Weaver/O’Ryan)

THAT the minutes of the following meetings be adopted;

1. Ordinary Council meeting held on 27 June 2023, noting the amendment as per the proceedings in brief;
2. Community, Economy and Culture Committee meeting held on 27 June 2023;
3. Environment, Innovation & Energy Committee meeting held on 11 July 2023;
4. Infrastructure (Other) Committee meeting held on 11 July 2023.

23/07/07 Carried

ITEM - 7 REGIONAL DEVELOPMENT AUSTRALIA (RDA) CENTRAL WESTERN - TEN4TEN LEADERSHIP DIALOGUE

MOTION (Jones/Batten)

THAT Council approve sponsorship of the 2023 Ten4Ten Leadership Dialogue to the value of \$1,500 (plus GST) to be funded from the Community Facilitation Fund.

23/07/08 Carried

ITEM - 8 NSW RURAL WOMEN'S GATHERING

MOTION (Nash/O’Ryan)

THAT Ctrs Nash, Oldham and O’Ryan be authorised to attend the 2023 NSW Rural Women’s Gathering.

23/07/09 Carried

ITEM - 9 GROWING REGIONS PROGRAM - ROUND 1

Proceedings in Brief

The Deputy General Manager – Infrastructure provided further information and suggested an alteration to point 2 of the resolution as the co-contribution could potentially change. He suggested that it be amended to “*Agree to provide a 10% co-contribution to a maximum of \$1.5m to be taken from Council’s insurance payout from the November 2022 floods*”, instead of \$1.23m.

MOTION (Jones/Pull)

THAT Council:

1. Apply for funding through round one of the Federal Government’s Growing Regions Program to fund the following projects:
 - a. Molong multipurpose recreation precinct valued at approximately \$5.3m,
 - b. Activation project at Memorial Park, Eugowra valued at approximately \$1.13m,
 - c. Rebuild and restoration of Canowindra and Cudal pedestrian bridges valued at approximately \$2.67m,
 - d. Restoration of lighting at Eugowra Sports Ground valued at approximately \$850,000,
 - e. Refurbishment of sport and recreation facilities at Manildra valued at approximately \$800,000, and
 - f. Activation of Eugowra CBD valued at approximately \$1.55m.
2. Agree to provide a 10% co-contribution to a maximum of \$1.5m to be taken from council’s insurance payout from the November 2022 floods.

23/07/10 Carried

It was noted the time being 2.35pm Clr Rawson declared an interest in Item 10 and left the Chamber.

ITEM - 10 EVENTS ASSISTANCE PROGRAM

MOTION (Weaver/Jones)

THAT Council endorse under its 2023/24 Event Assistance Program \$1,000 to Australian National Field Days for the NSW Rural Women’s Gathering 2023.

23/07/11 Carried

It was noted the time being 2.35pm Clr Rawson returned to the Chamber.

ITEM - 11 UNSPENT EXPENDITURE REVOTED TO 2023/2024 BUDGET

MOTION (O'Ryan/Jones)

THAT the works listed in the report be included in the 2023/2024 budget.

23/07/12 Carried

ITEM - 12 2023 NATIONAL LOCAL ROADS, TRANSPORT & INFRASTRUCTURE CONGRESS

MOTION (Nash/Jones)

THAT Council nominate attendance of the Mayor or his representative at the 2023 National Local Roads, Transport & Infrastructure Congress.

23/07/13 Carried

ITEM - 13 CONFIRMATION OF THE CABONNE FLOODPLAIN ADVISORY COMMITTEE MEETING MINUTES

MOTION (Weaver/Nash)

THAT Council adopt the minutes of the Cabonne Floodplain Advisory Committee meeting held on 29 June 2023.

23/07/14 Carried

ITEM - 14 CONFIRMATION OF THE CABONNE LOCAL TRAFFIC COMMITTEE MEETING MINUTES

MOTION (Batten/Nash)

THAT Council adopt the minutes of the Cabonne Local Traffic Committee held on 6 July 2023, and:

1. Note the submission with regards to horse and livestock safety and refer the submission to the Orange and Cabonne Road Safety Committee;
2. Request Transport for NSW to consider the extension of the Mullion Creek speed zone on Long Point Road;
3. Undertake a speed awareness campaign for the Cumnock urban area to encourage observance of the urban speed zone;
4. Request the NSW Police Force – Highway Patrol to increase patrols of the Cumnock township;
5. Request Transport for NSW to undertake a speed zone review for the Cargo township on Cargo Road;
6. Install a Reduce Speed (ge9-3) sign on the approach to Cargo in the vicinity of the Cargo Urban Speed Zone on Cargo Road (west).

23/07/15 Carried

ITEM - 15 DRAFT ROADS MANAGEMENT POLICY

Proceedings in Brief

Clr Rawson requested a copy of the map be included with the policy for public exhibition.

MOTION (Rawson/Pull)

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

23/07/16 Carried

ITEM - 16 QUESTIONS FOR NEXT MEETING

Proceedings in Brief

Clr Weaver followed up a previous request for details relating to the next Age of Fishes Museum Advisory Committee meeting.

MOTION (Weaver/Batten)

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

23/07/17 Carried

ITEM - 17 BUSINESS PAPER ITEMS FOR NOTING

Proceedings in Brief

It was noted Clr Batten called item 3 to be further considered.

MOTION (Jones/Weaver)

THAT:

1. Item 3 be further considered.
2. The remaining notation items be noted.

23/07/18 Carried

ITEMS FOR NOTATION

ITEM - 3 RESOLUTIONS REGISTER - INFOCOUNCIL - ACTIONS REPORTING

Proceedings in Brief

Clr Batten noted that the donation to the Country Education Foundation of Australia Ltd has been processed but requested Council seek feedback from the organisation on how the donation was utilised.

MOTION (Batten/Weaver)

THAT Council seek feedback from the Country Education Foundation of Australia Ltd on how the donation was utilised.

23/07/19 Carried

ITEM - 18 MATTERS OF URGENCY

MOTION (Weaver/Nash)

THAT it be noted there were nil matters of urgency.

23/07/20 Carried

ITEM - 19 COMMITTEE OF THE WHOLE SECTION OF THE MEETING

MOTION (Nash/Rawson)

THAT:

1. It be noted Council considered Item 21 in Committee of the Whole earlier in the meeting; and
2. There were no further items called to be debated in Committee of the Whole.

23/07/21 Carried

ITEM - 20 INTEGRATED PLANNING & REPORTING - OPERATIONAL PLAN - FINAL HALF YEARLY REPORT

MOTION (Batten/Nash)

THAT the update of the Operational Plan to 30 June 2023, as presented, be adopted.

23/07/22 Carried

It was noted Item 21 was considered following Item 5.

It was noted the time being 2.55pm 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 (Rawson/Jones)

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 ENDORSEMENT OF PROCEEDINGS OF CONFIDENTIAL MATTERS CONSIDERED AT COMMITTEE OF THE WHOLE MEETING

RECOMMENDATION (Nash/Batten)

THAT the Committee endorse the accuracy of the Report of the Proceedings of Confidential Matters at the Ordinary Council meeting held on 27 June 2023 are sufficient to state the general effect of the proceeding in Closed Committee.

2. Carried

ITEM - 3 EUGOWRA SELF CARE UNITS REFURBISHMENT TENDER

RECOMMENDATION (Weaver/Jones)

THAT Council accept the tender from Regional West Constructions Pty Ltd and enter into a contract for the renovation of the Self Care Units in Eugowra, under Contract No 1505351 for the value of \$409,224.45 (ex. GST), and subject to variations.

3. Carried

ITEM - 4 MANILDRA FEMALE CHANGE ROOM TENDER

RECOMMENDATION (Nash/Pull)

THAT Council:

1. Reject all tenders and enter into negotiation with the preferred contractor for the construction of the new female changerooms in Manildra, under Contract No 1552634; and
2. Delegate authority to the General Manager to enter into a contract with the preferred contractor after negotiations have concluded for the construction of the new female changerooms in Manildra, under Contract No 1552634; and
3. Agree to further funding allocation to be provided to ensure delivery of the project, subject to the negotiations with the preferred contract; and
4. Receive a future report on negotiations with the preferred contractor.

4. Carried

ITEM - 5 MID-SCALE SOLAR PLANT UPDATE

RECOMMENDATION (Batten/Nash)

THAT Council continue to investigate the development of the mid-scale solar project.

5. Carried

**ITEM - 6 REQUEST FOR TENDER FOR THE FOUR MILE CREEK ROAD
LANDSLIP REPAIR**

RECOMMENDATION (Nash/Weaver)

THAT Council:

1. Seek endorsement from Transport for NSW to accept council's preferred Tenderer for the Four Mile Creek Road Landslip Repair.
2. Subject to endorsement from Transport for NSW, accept the Tender of Keeden Contracting Pty Ltd for \$887,124.55 (excl GST) for the Four Mile Creek Road Landslip repair.
3. Authorise any variation to the contract for the project provided the variations are contained within the overall approved budget.

6. Carried

It was noted the time being 3.10pm the Chair resumed the Ordinary Meeting.

REPORT & RESOLUTIONS OF COMMITTEE OF THE WHOLE

MOTION (Rawson/Nash)

THAT the Report and Recommendations of the Committee of the Whole Meeting held on Tuesday 25 July, 2023 be adopted.

23/07/23 Carried

There being no further business, the meeting closed at 3.11pm.

CHAIRMAN.

Chairman of the Ordinary Meeting of Cabonne Council held on the 22 August, 2023 at which meeting the listed minutes were confirmed and the signature hereon was subscribed.