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

Also present were the General Manager, Deputy General Manager - Cabonne Services, Acting - 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**

**MOTION** (Oldham/O’Ryan)

THAT it be noted there were nil applications for leave of absence.

23/10/01 Carried

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

Proceedings in Brief

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

**MOTION** (Weaver/Nash)

THAT the Declarations of Interest be noted.

23/10/02 Carried

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

**MOTION** (Oldham/Weaver)

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

23/10/03 Carried

It was noted the time being 2.05pm the Mayor adjourned the meeting.

## **ADJOURNMENT OF MEETING**

**MOTION** (Weaver/Nash)

THAT the meeting be adjourned for the purpose of Abby Armstrong receiving a Youth of the Month award and a presentation for the retirement of Margaret Lamberton from Central West Libraries.

23/10/04 Carried

It was noted the time being 2.13pm the Mayor resumed the Ordinary council meeting.

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

##### Proceedings in Brief

##### Clr Beatty

26/09/23 – Interview with Prime 7 News at the Molong Office. Attended pre council meeting with General Manager, Deputy General Manager – Cabonne Services, Deputy General Manager – Cabonne Infrastructure and Deputy Mayor Jamie Jones. Attended Ordinary council meeting.

27/09/23 – Interview with Neil Gill radio program. Attended Canowindra Country Women's Association opening of internet hub.

28/09/23 – Attended Charles Sturt University Campus in Orange for Central NSW Joint Organisation (CNSWJO) Policy Lab.

29/09/23 – Attended CNSWJO Advocacy Sub Committee Meeting. Interview with B Rock FM regarding CNSWJO priorities. Attended the Cudal Office for a meeting with the Manildra Canola Mill regarding extensions.

07/10/23 – Attended Bathurst 1000.

08/10/23 – Attended Bathurst 1000.

10/10/23 – Interview with Prime 7 News. Attended Committee Meetings and Councillor Workshops. Attended Canowindra Small Business workshop.

11/10/23 – Interview with Neil Gill radio program.

12/10/23 – Interview with ABC radio program.

14/10/23 – Attended Nashdale Country Women's Association Meeting opening.

17/10/23 – Interview with ABC News in Eugowra for the 7:30am report.

19/10/23 – Attended Cabonne Local Recovery Meeting.

20/10/23 – Attended meeting with Wendy Pankhurst regarding the Molong Community Centre at the Molong office.

23/10/23 – Interview with ABC radio program.

##### Clr Jones

26/09/23 – Attended Cabonne Business Paper Review and Ordinary council meeting.

27/09/23 – Attended Cabonne Audit, Risk and Improvement Committee Meeting.

02/10/23 – Attended the Molong Markets. Attended the Canola Cup in Eugowra.

10/10/23 – Attended Community, Economy and Culture Committee Meeting. Attended Councillor Workshop. Chaired the Cabonne Pools Advisory Committee Meeting. Attended Eugowra Progress Association Meeting.

11/10/23 – Attended Cabonne Small Business Month event.

12/10/23 – Attended Molong Advancement Group Meeting.  
14/10/23 – Attended Eugowra Rugby League Football Club Debutante Ball.  
16/10/23 – Chaired the Eugowra Recovery Advisory Committee Meeting.  
18/10/23 – Attended the Cabonne Recovery Committee Meeting.

#### Clr Batten

26/09/23 – Attended Ordinary council meeting.  
03/10/23 – Attended Yeoval and District Progress Association Meeting.  
10/10/23 – Attended Cabonne Roads Advisory Committee Meeting. Attended Cabonne Council Forum.  
11/10/23 – Attended Small Business Month event in Molong.  
14/10/23 – Attended March Bush Fire Brigade Medal presentation.  
19/10/23 – Attended Cumnock Progress Association Meeting.

#### Clr Pull

10/10/23 – Attended Councillor Workshop. Attended Cabonne Pools Advisory Committee Meeting.  
16/10/23 – Attended Canowindra Progress Association Meeting.  
24/10/23 – Attended Ordinary council meeting. Attended Councillor Workshop.  
Attended meeting with members of the public regarding Nyrang Creek Bridge.  
Attended meeting with members of the public regarding Settlement Strategy.

#### Clr Rawson

26/09/23 – Attended Ordinary council meeting.  
28/09/23 – Attended Charles Sturt University Campus in Orange for CNSWJO Policy Lab. Attended meeting with the Orange Historical Society regarding Ophir.  
09/10/23 – Attended Mullion Creek District Progress Association Meeting.  
10/10/23 – Attended Councillor Workshop and Committee Meetings.  
16/10/23 – Attended Central Tablelands Water General Manager's Performance Review in Blayney.  
18/10/23 – Attended Central Tablelands Water Board Meeting in Grenfell.

#### Clr Nash

02/10/23 – Attended the Canola Cup in Eugowra.  
04/10/23 – Attended Manildra and District Improvement Association Meeting.  
07/10/23 – Attended the Cargo Quick Shear.  
10/10/23 – Attended Councillor Workshop and Committee Meetings.  
21/10/23 – Attended the Cumnock Markets.  
24/10/23 – Attended Ordinary council meeting.

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

THAT the information contained in the Mayoral Minute be noted.

23/10/05 Carried

**ITEM - 5 COMMITTEE OF THE WHOLE**

**MOTION** (Oldham/Nash)

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

23/10/06 Carried

**ITEM - 6 CONFIRMATION OF THE MINUTES**

**MOTION** (Rawson/Weaver)

THAT the minutes of the following meetings be adopted;

1. Ordinary Council meeting held on 26 September 2023;
2. Infrastructure (Transport) Committee meeting held on 10 October 2023;
3. Community, Economy & Culture Committee meeting held on 10 October 2023.

23/10/07 Carried

**ITEM - 7 DRAFT LOCAL APPROVALS POLICY**

**MOTION** (Nash/Jones)

THAT council endorses the draft Local Approvals Policy for public exhibition of 42 days.

23/10/08 Carried

**ITEM - 8 CHILD SAFE ORGANISATION**

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

THAT council adopt the Child Safe Policy (Strategic).

23/10/09 Carried

**ITEM - 9 DRAFT ROAD VERGES POLICY**

**MOTION** (Nash/Rawson)

THAT council adopt the Road Verges Policy.

23/10/10 Carried

**ITEM - 10 CABONNE HOME SUPPORT AND LIBRARY, CANOWINDRA FUNDING APPLICATIONS**

**MOTION** (Weaver/Pull)

THAT council:

1. Approve expenditure of \$1,069,988 under the Federal Government's Local Roads and Community Infrastructure Fund,
2. Apply for up to \$500,000 in funding through the NSW Government's 2023/24 Public Library Infrastructure Grant when applications sought, and
3. Approve seeking additional grant funding opportunities to support the refurbishment of the Cabonne Home Support area.

23/10/11 Carried

**ITEM - 11 COMMUNITY ASSISTANCE PROGRAM**

**MOTION** (Rawson/Pull)

THAT Council endorse the following:

1. Applications 1 through 13 of the listed projects be approved, and
2. That staff provide a report to council around options to increase funding for round two, and
3. That staff review the Community Assistance Program guidelines to include a funding cap of \$5,000 for future program rounds.

23/10/12 Carried

**ITEM - 12 VILLAGE ENHANCEMENT FUND 2023-24**

**MOTION** (Rawson/Jones)

THAT council approve Mullion Creek and District Progress Association and Nashdale Consultative Committee accessing \$10,585 from the Village Enhancement Fund.

23/10/13 Carried

It was noted the time being 2.24pm Clr Batten declared an interest in item 13 and left the Chamber.

**ITEM - 13 EXEMPTION TO THE ALCOHOL-FREE ZONE IN CANOWINDRA AND THE ALCOHOL PROHIBITED AREA AND ALCOHOL FREE ZONE AT MOLONG FOR CHRISTMAS IN THE VILLAGE EVENTS.**

**MOTION** (Weaver/Oldham)

THAT council:

1. Agrees for the request from the Canowindra Progress Association to suspend the alcohol-free zone for Gaskill Street, Canowindra, including road reserve/footpath for the 2023 Canowindra Christmas Shopping Night,
2. Agrees for the request from the Molong Advancement Group to suspend the alcohol-free zone in Bank Street, Molong, including road reserve/footpath, and the alcohol prohibited zone over the Molong Village Green for the 2023 Molong Christmas Shopping Night, and

3. Advertises these changes in the Molong Express, Central Western Daily, The Canowindra News and Canowindra Phoenix prior to the events.

23/10/14 Carried

It was noted the time being 2.25pm Clr Batten returned to the Chamber.

**ITEM - 14 REQUEST FOR REFUND - MOLONG CAMPDRAFT**

**MOTION** (Nash/Jones)

THAT council endorse a refund of \$1,000 to the Molong Campdraft Committee for the hire of portable toilet blocks.

23/10/15 Carried

**ITEM - 15 ST JOSEPHS SCHOOL MOLONG SPRING FETE**

**MOTION** (Weaver/Jones)

THAT council supports the donation of a family pool voucher to the value of \$263 for the St Jospeh's Catholic School Spring Fete.

23/10/16 Carried

**ITEM - 16 PROPOSED ROAD RESERVE PURCHASE WITHIN LOT 12 DP616527**

**MOTION** (Nash/Jones)

THAT council:

1. Approve the closure of the unused section of road reserve through Lot 12 DP 616527,
2. Authorise lodgement of the road closure application, and
3. Seek a property valuation of the proposed closed road.

23/10/17 Carried

**ITEM - 17 CONFIRMATION OF POOLS ADVISORY COMMITTEE MEETING MINUTES**

**MOTION** (Jones/Weaver)

THAT:

1. The minutes of the Pools Advisory Committee of Cabonne Council held on 10 October 2023 be adopted, and
2. Council advertise Expressions of Interest for the 2 current vacancies in the Cabonne Pools Advisory Committee.

23/10/18 Carried

**ITEM - 18 DEVELOPMENT APPLICATION 2023/93 STORAGE SHED AT LOT 1 SECTION 49 DP 758643 AND LOT 400 DP 133101, 55 KIEWA**



## **STREET, MANILDRA**

### **MOTION** (Nash/Batten)

THAT:

1. Development Application 2023/0093 for a storage shed upon land described as Lot 1 Section 49 DP 758643 and Lot 400 DP 133101 - known as 55 Kiewa Street, Manildra, be refused for insufficient information being submitted to enable assessment by council.
2. The refusal for Development Application 2023/0093 be provided on the attached planning grounds.

23/10/19 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 for the motion as follows:

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

Against – Nil.

## **ITEM - 19 DEVELOPMENT APPLICATION 2023/130 FOR ALTERATIONS AND ADDITIONS TO DWELLING AT LOT 1 DP 560417, 34 MAIN STREET, CUDAL**

### **MOTION** (O’Ryan/Rawson)

THAT:

1. Development Application 2023/0130 for alterations and additions to dwelling upon land described as Lot 1 DP 560417 - known as 34 Main Street, Cudal, be refused for insufficient information being submitted to enable assessment by council.
2. The refusal for Development Application 2023/0130 be provided on the attached planning grounds.

23/10/20 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 as follows:

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

Against: Nil

## **ITEM - 20 DEVELOPMENT APPLICATION 2023/187 - 1554 PEABODY ROAD, MOLONG**

Proceedings in Brief

The Mayor noted that the Conditions of Consent were omitted from the report but have been tabled for the information of the councillors.

**MOTION** (Nash/Jones)

THAT:

1. Development Application 2023/0187 for a transportable dwelling at 1554 Peabody Road, Molong, being land described as Lot 2 DP 1251985, be granted consent subject to the conditions of consent tabled, and
2. Support variation of Part 3 of Development Control Plan 15 – Transportable homes to enable a reduced floor area and building width for this development to promote variety of housing style availability.

23/10/21 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 as follows:

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

Against – Nil

**ITEM - 21 QUESTIONS FOR NEXT MEETING**

**MOTION** (Oldham/Batten)

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

23/10/22 Carried

**ITEM - 22 BUSINESS PAPER ITEMS FOR NOTING**

**MOTION** (Pull/Batten)

THAT the notation items be noted.

23/10/23 Carried

**ITEM - 23 MATTERS OF URGENCY**

**MOTION** (Weaver/Rawson)

THAT it be noted there were nil matters of urgency.

23/10/24 Carried

**ITEM - 24 COMMITTEE OF THE WHOLE SECTION OF THE MEETING**

**MOTION** (Oldham/Rawson)

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

23/10/25 Carried

**ITEM - 25 QUARTERLY BUDGET REVIEW**

**MOTION** (Weaver/Nash)

THAT council note the variances in the report and authorise those changes to be included in the 2023/2024 Council Budget

23/10/26 Carried

**ITEM - 26 TRANSFER FROM COUNCIL RESERVES TO FUND MID SCALE SOLAR PLANT NEXT STEPS**

**MOTION** (Rawson/Batten)

THAT council authorise the transfer of \$50,000 from the Future Innovation reserve to the budget to fund next steps on the Mid Scale Solar project.

23/10/27 Carried

**ITEM - 27 AGE OF FISHES CATERING FEES AND CHARGES**

**MOTION** (Oldham/Pull)

THAT council agree to remove 10.02 – Catering from council's 2023-24 Fees and Charges.

23/10/28 Carried

It was noted the time being 2.41pm 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.

1. Carried

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

**RECOMMENDATION** (Weaver/Rawson)

THAT the Committee endorse the accuracy of the Report of the Proceedings of Confidential Matters at the council meeting held on 26 September 2023 are sufficient to state the general effect of the proceeding in Closed Committee.

2. Carried

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

**RECOMMENDATION** (Jones/Nash)

THAT council adopt the minutes from the meeting of the Audit, Risk and Improvement Committee held 27 September 2023.

3. Carried

**ITEM - 4 REQUEST FOR CONSIDERATION OF WATER CONSUMPTION CHARGES**

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

THAT council:

1. Write off 50% of the water consumption cost of \$350.79 for account 3930600006 for billing period 1 May 2020 – 31 July 2020, write off interest charges of \$195.26 and \$30.00 of legal fees accrued during investigations.
2. Write off 50% of the water consumption cost of \$938.13 for account 4508020007 for billing period 01 May 2023 – 31 July 2023 due to a water leak after all other consumption and access costs have been paid by the owner and all relevant documentation has been provided as per Council's policy.
3. Do not grant the request for reduction in water consumption costs of \$166.50 for account 4464000001 for billing period due to repairs being completed to the properties water meter by Council's water and sewer department at no cost to the ratepayer. Therefore insufficient documentation has been supplied and request does not comply with Council's policy.
4. Do not grant the request for reduction in water consumption costs of \$451.38 for account 4238000006 for billing period 1 May 2023 – 31 July 2023 due to insufficient documentation being supplied therefore not complying with Council's policy.
5. Do not grant the request for reduction in water consumption costs of \$82.23 per quarter for account 3908002003 and 3904000001 as this request not complying with Council's policy.
6. Do not grant the request for reduction in water consumption costs of \$120.77 for account 98199 for billing period 1 February 2023 – 30 April 2023 due to insufficient documentation being supplied therefore not complying with Council's policy.

7. Do not grant the request for reduction in water consumption costs of \$1,523.88 for account 4667200002 for billing period 01 August 2022 – 31 October 2022 due to insufficient documentation being supplied therefore not complying with Council's policy.
8. Write off 50% of the water consumption costs of \$1886.88 for account 994010000002 for billing period 1 May 2023 – 31 July 2023 due to a water leak after all consumption and access costs have been paid by the owner.

4. Carried

**ITEM - 5 S1 2023 SUPPLY AND DELIVERY OF ROAD SIGNS**

**RECOMMENDATION** (Rawson/Weaver)

THAT council accept and sign contracts with Artcraft, Barrier Signs, DeNeefe Signs and Hi-Vis Group for the supply and delivery of road signs.

5. Carried

**ITEM - 6 CABONNE COUNCIL ROAD NETWORK FLOOD DAMAGE RESTORATION PROGRAM**

**RECOMMENDATION** (Rawson/Weaver)

THAT council endorse the engagement of Shepherd Services Pty Ltd under the Local Government Procurement standing offer deed for Professional Services (LGP 2018-4) for project management assistance for the Cabonne Council Road Network Flood Damage Restoration Program

6. Carried

It was noted the time being 2.49pm the Chair resumed the Ordinary council meeting.

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

**MOTION** (Rawson/Jones)

THAT the Report and Recommendations of the Committee of the Whole Meeting held on Tuesday 24 October, 2023 be adopted.

23/10/29 Carried

There being no further business, the meeting closed at 2.50pm

CHAIRMAN.

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