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

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

## **ITEMS FOR DETERMINATION**

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

#### **MOTION** (Pull/Weaver)

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

24/11/01 Carried

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

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

THAT it be noted there were nil declarations of interest.

24/11/02 Carried

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

#### **MOTION** (Nash/O’Ryan)

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

24/11/03 Carried

It was noted the time being 2.06pm there was a Youth of the Month presentation for Philip Jackson and Isla Allcorn.

It was noted the time being 2.11pm the Chair adjourned the Ordinary Council meeting.

## **ADJOURNMENT OF MEETING**

THAT council adjourn the Ordinary Council meeting for a presentation from Intentus Chartered Accountants.

It was noted the time being 2.29pm the Chair resumed the Ordinary Council meeting.

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

## Proceedings in Brief

### Clr Beatty

22/10/2024 – Council Induction, Molong. Draft Flood Risk Management briefing. Ordinary Council meeting, Molong.

25/10/2024 – Community Leaders Forum.

26/10/2024 – NSW Government announcement for the Resilience Homes package in Eugowra.

29/10/2024 – Pools Advisory Committee meeting, Cudal.

30/10/2024 – Citizenship Ceremony, Molong. Central West Regional Transport Plan, Orange. Meeting with the Hon. Jennifer Aitchison, MP regarding Canowindra rail clean up.

31/10/24 to 1/11/2024 – Cabonne Strategic Leadership Forum, Dubbo.

04/11/2024 – Meeting with the General Manager, Molong Office.

05/11/2024 – Meeting with the General Manager, Molong Office.

06/11/2024 – Interview with Neil Gill radio program. Meeting with Ms Stephanie Cooke, MP and the Hon. Mark Speakman, MP regarding water security issues, Cowra. Interview with ABC radio regarding unsupervised pool hours.

12/11/2024 – Site inspection, Windera. Councillor workshop and committee meetings, Molong. Travelled to Sydney.

13/11/2024 – Meeting with Ms Janelle Saffin, MP and meeting with the Hon. Scott Barrett MLC, Parliament House Sydney. Central NSW Joint Organisations board meeting, Sydney. Board dinner, Parliament House Sydney.

14/11/2024 – Central NSW Joint Organisation (CNSWJO) meeting with Ministers, Parliament House Sydney. Meeting with the Hon. Jennifer Aitchison, MP. NSW Joint Organisations Chairs meeting.

15/11/2024 – Country Mayors meeting, Parliament House Sydney.

17/11/2024 to 19/11/2024 – Local Government NSW Conference, Tamworth.

20/11/2024 – Interview with 2BS Bathurst regarding Joint Organisation matters. Interview with Neil Gill radio program.

21/11/2024 – Molong Floodplain drop-in session, Council Chambers. Opening of Molong Disc Golf Australian Championships, Molong.

22/11/2024 – Community Leaders forum.

25/11/2024 – Meeting with Deputy General Manager Services regarding planning matters, Molong.

### Clr Jones

22/10/2024 – Induction session and Ordinary Council meeting, Molong.

23/10/2024 – Audit, Risk and Improvement Committee meeting.

26/10/2024 – NSW Government announcement for the Resilience Homes package in Eugowra. Presentation of a new inflatable rescue boat, Eugowra SES.

31/10/24 to 1/11/2024 – Cabonne Strategic Leadership Forum, Dubbo.

09/11/2024 – The launch of the Eugowra Catchment Landcare group.  
11/11/ 2024 – Molong Remembrance Day service, Molong.  
12/11/2024 – Public forum and councillor workshop, Molong. Eugowra Progress and Promotions Association meeting, Eugowra.  
13/11/2024 – Orange360 AGM.  
15/11/2024 – Eugowra Christmas Shopping night, Eugowra.  
16/11/2024 – Cudal Beats and Eats event, Cudal.  
19/11/2024 – Interview with Prime7 Central West on the Regional Transport and Resilience Fund, Cudal.  
21/11/2024 – Molong Flood Risk Management Study and Plan public information session. Molong Advancement Group meeting, Molong.  
25/11/2024 – Meeting with the Eugowra Events and Tourism Association, Eugowra.

#### Clr Nash

29/10/2024 – Visited Future Mobility test facility and research centre, Cudal.  
Central Tablelands Water meeting.  
Healthy Community Meeting, Manildra.  
Manildra and District Improvement Association meeting, Manildra.  
31/10/24 to 1/11/2024 – Cabonne Strategic Leadership Forum, Dubbo.  
12/11/2024 – Site inspection, Windera. Councillor workshop and committee meetings, Molong.  
17/11/2024 to 19/11/2024 – Local Government NSW Conference, Tamworth.

#### Clr Weaver

31/10/24 to 1/11/2024 – Cabonne Strategic Leadership Forum, Dubbo.  
18/11/2024 – Canowindra Progress Association meeting, Canowindra.  
12/11/2024 – Councillor workshop and committee meetings, Molong.  
26/11/2024 – Ordinary Council meeting, Molong.

#### Clr Batten

22/10/2024 – Council Induction and Ordinary Council meeting, Molong.  
29/10/2024 – Visited Future Mobility test facility, Cudal.  
31/10/24 to 1/11/2024 – Cabonne Strategic Leadership Forum, Dubbo.  
12/11/2024 – Sit Inspection at Windera, councillor workshop and committee meeting.  
17/11/2024 to 18/11/2024 – Local Government NSW Conference, Tamworth.

#### Clr Rawson

22/10/2024 – Council Induction and Ordinary Council meeting, Molong.  
25/10/2024 – Represented the Mayor at Australian National Field Days opening function, Borenore.  
29/10/2024 – Visited Future Mobility test facility, Cudal. Borenore District Progress Association meeting, Borenore.

31/10/24 to 1/11/2024 – Cabonne Strategic Leadership Forum, Dubbo.

03/11/2024 – Ophir Crown Land Management Board working bee, Ophir.

04/11/2024 – Mullion Creek Progress Association meeting, Mullion Creek.

06/11/2024 – Roundtable with Ms Stephanie Cooke, MP and the Hon. Mark Speakman MP, Cowra.

12/11/2024 – Site Inspection at Windera, councillor workshop and committee meeting.

13/11/2024 – CNSWJO Board meeting, Sydney.

14/11/2024 – Ministerial meetings, State Parliament Sydney.

**MOTION** (Beatty/Batten)

THAT the information contained in the Mayoral Minute be noted.

24/11/04 Carried

**ITEM - 5 COMMITTEE OF THE WHOLE**

Proceedings in Brief

It was noted Cllr Rawson called item 19 to be debated in Committee of the whole

**MOTION** (Batten/Rawson)

THAT item 19 be debated in Committee of the Whole.

24/11/05 Carried

**ITEM - 6 CONFIRMATION OF THE MINUTES**

Proceedings in Brief

The Mayor noted in the Environment, Innovation and Energy Committee minutes it should read that Cllr Nash is Deputy Chairperson, not Cllr Rawson.

**RECOMMENDATION** (Pearson/Rawson)

THAT the minutes of the following meetings be adopted;

1. Ordinary Council meeting held on 22 October 2024;
2. Environment, Innovation & Energy Committee held on 12 November 2024, noting the amendment as detailed in the proceedings in brief;
3. Infrastructure (Community) Committee held on 12 November 2024.

24/11/06 Carried

**ITEM - 7 CONFIRMATION OF POOLS ADVISORY COMMITTEE MEETING MINUTES**

**MOTION** (Nash/Pull)

THAT the minutes of the Pools Advisory Committee of Cabonne Council held on 29 October 2024 be adopted.

24/11/07 Carried

**ITEM - 8 COUNCIL'S MEETING SCHEDULE FOR DECEMBER 2024 AND JANUARY 2025**

**MOTION** (Weaver/Jones)

THAT council:

1. Not conduct councillor workshops and committee meetings on Tuesday 10 December 2024,
2. Hold its ordinary meeting for December 2024 on Tuesday 17 December 2024,
3. Not conduct an ordinary meeting in January 2025, and
4. Hold an extraordinary meeting in either January, or February 2025, if necessary.

24/11/08 Carried

**ITEM - 9 ANNUAL REPORT 2023/24 AND STATE OF THE SHIRE REPORT 2021/24**

**MOTION** (Pull/Nash)

THAT council:

1. Endorse the Annual Report 2023/24, incorporating the Audited Financial Statements 2023/24, and the State of the Shire Report 2021/24, and
2. Make the Annual Report 2023/24, Audited Financial Statements 2023/24 and the State of the Shire Report 2021/24 available to the public on council's website, and notify the Minister of Local Government of the availability of these documents.

24/11/09 Carried

**ITEM - 10 YEOVAL ANNUAL SHOW 2025 & 2026**

**MOTION** (Nash/Weaver)

THAT council lodge a formal biennial application for the proclamation of part-day public holidays from 8:30am to 7:00pm, for that portion of the township of Yeoval, which is in the Cabonne Council area, on Tuesday 20 May 2025 and Tuesday 12 May 2026 for the Yeoval Annual Show.

24/11/10 Carried

**ITEM - 11 ANNUAL SCHOOL PRESENTATION AWARDS EVENTS**

## **DONATION REQUEST**

### **MOTION** (Nash/Jones)

THAT:

1. Council endorse the donation of 19 x \$50 book vouchers for Cabonne schools annual presentation award events, and that
2. Councillors be endorsed to attend the school award presentations throughout the LGA.

24/11/11 Carried

## **ITEM - 12 YEOVAL PRESCHOOL DONATION REQUEST**

### **MOTION** (Pull/Nash)

THAT council supports the donation of a family pool voucher to the value of \$263 for the Yeoval Preschool Christmas raffle.

24/11/12 Carried

## **ITEM - 13 REQUEST FOR DONATION - COUNTRY EDUCATION FUND AUSTRALIA**

### **MOTION** (Pull/Rawson)

THAT council endorse a donation of \$1,500 to the Country Education Foundation of Australia Ltd.

24/11/13 Carried

## **ITEM - 14 PROPOSED LEASE OF A PORTION OF DAVIMAC LANE MOLONG**

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

THAT council accept the request for leasing of part Davimac Lane (between Edward and Phillip Streets), Molong, for a five-year period, with a five year extension at the discretion of council and; authorise the Mayor and General Manager to execute necessary documentation to facilitate the lease.

24/11/14 Carried

## **ITEM - 15 WASHPEN BRIDGE CONSTRUCTION COMPLETION**

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

THAT council note the report on the completion of construction of Washpen Bridge, and fund the additional \$258,020 of expenditure for the project for the roadworks reserve.

24/11/15 Carried



**ITEM - 16 CANOWINDRA AND EUGOWRA FLOOD STUDY REVIEW FUNDING**

**MOTION** (Jones/Pull)

THAT council note the report on the Eugowra and Canowindra flood studies, and fund the necessary council contribution for the project, to the amount of \$324,400, from the Urban Infrastructure reserve.

24/11/16 Carried

**ITEM - 17 NORTH YEOVAL BOUNDARY ADJUSTMENT**

**MOTION** (Batten/Nash)

THAT Cabonne Council endorse the proposal to submit a joint application with Dubbo Regional Council to the Office of Local Government to realign the boundary between Cabonne and Dubbo local government areas.

24/11/17 Carried

**ITEM - 18 PLANNING PROPOSAL - 11 STRATHNOOK LANE, CLIFTON GROVE**

**MOTION** (Pull/Nash)

THAT council:

1. Endorse the planning proposal to amend the *Cabonne Local Environmental Plan 2012* to rezone Lot 551 and part Lot 553 DP 1176133 from RU1 Primary Production to R5 Large Lot Residential and amend the minimum lot size (MLS) from 100 hectares to 2ha;
2. Forward the planning proposal and proposed timeframe in this report to the Department of Planning and Environment for Gateway determination in accordance with Section 3.33 of the *Environmental Planning and Assessment Act 1979*; and
3. If no submissions are received during its public exhibition, endorse finalisation of the planning proposal. However, if any submissions are received, a further report will be forwarded to council for its consideration.

24/11/18 Carried

It was noted item 19 was moved to committee of the whole.

**ITEM - 20 DEVELOPMENT APPLICATION 2025/0020 - PROPOSED DWELLING UPON LOT 104 DP 1058124, 1179 PEABODY ROAD, MOLONG**

**MOTION** (Jones/Nash)

THAT:

(1) Development Application 2025/0020 for a dwelling upon Lot 104 DP 1058124, being 1179 Peabody Road, Molong be granted consent subject to the conditions attached, and

(2) That in accordance with s4.6 of the Cabonne Local Environmental Plan 2012, council support the request to vary the 100ha Minimum Lot Size standard to permit a dwelling upon a rural allotment having an area of 94ha.

24/11/19 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: Clrs P Batten, K Beatty, J Jones, M Nash, K O’Ryan, A Pearson, A Pull, A Rawson and J Weaver.

Against: Nil

### **ITEM - 21 QUESTIONS FOR NEXT MEETING**

#### **MOTION** (Pull/Weaver)

THAT:

1. A report be presented to the Local Traffic Committee to investigate reducing the speed limit on Banjo Paterson Way, Molong (between Starrlea Road and Bloomfield Road) to 50kmph.
2. Council investigates the cost of reskinning the tourist boards in Cargo and Borenore.
3. Council investigates the possibility of installing a walkway between Bluebell Estate and the CBD in Canowindra.
4. Council investigates fixing the irrigation system, at the Canowindra Golf Course.
5. A report on the proposed additional water extraction by Orange City Council from Summer Hill Creek.
6. All of the above matters be subject to a report back to council.

24/11/20 Carried

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

#### **MOTION** (Jones/Batten)

THAT the notation items be noted.

24/11/21 Carried

### **ITEM - 23 MATTERS OF URGENCY**

#### **MOTION** (Jones/Pearson)

THAT it be noted there were nil matters of urgency.

24/11/22 Carried

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

**MOTION** (Jones/Nash)

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

24/11/23 Carried

**ITEM - 19 DEVELOPMENT APPLICATION 2021/0220 - 3472 MITCHELL HIGHWAY, GUYONG - TEMPORARY USE OF MOBILE ASPHALT PLANT**

Proceedings in Brief

It was noted, the time being 3.00pm until 3.35pm, this item was debated by councillors.

**RECOMMENDATION** (Nash/Jones)

THAT Development Application 2021/0220 for a temporary use of land for a mobile asphalt plant upon land described as Lots 3, 4 and 5 in DP 854608 & Lots 110, 111 DP 852503, being land known as 3472 Mitchell Highway, Guyong, be granted consent subject to the conditions attached.

**AMENDMENT** (Rawson/Pearson)

THAT the matter be deferred to request additional information from staff and/or a site inspection.

The amendment was put and lost. The motion was put and 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 against the amendment as follows:

For: Ctrs M Nash, K O’Ryan, A Rawson.

Against: Ctrs P Batten, K Beatty, J Jones, A Pearson, A Pull and J Weaver.

**RECOMMENDATION** (Nash/Jones)

THAT Development Application 2021/0220 for a temporary use of land for a mobile asphalt plant upon land described as Lots 3, 4 and 5 in DP 854608 & Lots 110, 111 DP 852503, being land known as 3472 Mitchell Highway, Guyong, be granted consent subject to the conditions attached.

1. 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: Clrs P Batten, K Beatty, J Jones, A Pull, and J Weaver.

Against: Clr K O’Ryan, A Rawson, M Nash, A Pearson.

It was noted the time being 3.36pm 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/Batten)

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.

2. Carried

#### **ITEM - 2 REQUEST FOR CONSIDERATION OF WATER CONSUMPTION CHARGES**

##### **RECOMMENDATION** (Rawson/Jones)

THAT council write off 50% of water consumption costs of \$1,132.31 for account 4360000006 for the period 1 May – 31 July 2024, and waive interest accrued during investigations.

3. Carried

It was noted the time being 3.38pm the Mayor resumed the Ordinary Meeting.

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

##### **MOTION** (Rawson/Pull)

THAT the Report and Recommendations of the Committee of the Whole Meeting held on Tuesday 26 November, 2024 be adopted.

24/11/24 Carried

There being no further business, the meeting closed at 3.38pm.

CHAIRMAN.

Chairman of the Ordinary Meeting of Cabonne Council held on the 17 December, 2024 at which meeting the listed minutes were confirmed and the signature hereon was subscribed.