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REPORT & RESOLUTIONS OF COMMITTEE OF THE WHOLE8

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

Clr J Jones attended via audio-visual link.

Also present were the General Manager, Deputy General Manager - Cabonne Infrastructure, Department Leader – Development Services, 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 Rawson for his absence from the meeting.

MOTION (Weaver/O’Ryan)

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

25/11/01 Carried

MOTION (Pearson/Weaver)

THAT Clr Jones be authorised to join the meeting via audio-visual link.

25/11/02 Carried

ITEM - 2 DECLARATIONS OF INTEREST

Proceedings in Brief

Clr Batten declared an interest in (identified as a perceived conflict of interest, significant non-pecuniary) in item 11 as he is the President of Molong Advancement Group.

MOTION (Nash/O’Ryan)

THAT the declarations of interest be noted.

25/11/03 Carried

ITEM - 3 DECLARATIONS OF POLITICAL DONATIONS

MOTION (Pearson/O’Ryan)

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

25/11/04 Carried

It was noted the time being 2:03pm there was a presentation on the 2024-25 Annual Financial Statements by Marvic Estocapio Senior Manager, Intentus Chartered Accountants.

ITEM - 4 MAYORAL MINUTE - APPOINTMENTS

Proceedings in Brief

Clr Beatty

28/10/2025 – Business Paper review and Ordinary council meeting, Molong. Cabonne Future Ready Community Consultation meeting, Cargo.

30/10/2025 – Mayoral meeting with Melinda Hewitt, Molong Office. Cabonne Future Ready Community Consultation meeting, Lewis Ponds.

05/11/2025 – Interview with Neil Gill radio program, Orange. Meeting with the General Manager, Molong Office.

06/11/2025 – Fairbridge Park meeting, Molong Office.

07/11/2025 – Community Leaders meeting online, Molong Office. Meeting with the General Manager, Molong Office.

11/11/2025 – Interview with 7 News regarding flood recovery, Orange. Cabonne Future Ready workshop, Orange. Travelled to Sydney.

12/11/2025 – Central NSW Joint Organisation (CNSWJO) board meeting, Sydney.

13/11/2025 – CNSWJO Ministers board meeting, Parliament House, Sydney.

14/11/2025 – Interview with Sky News regarding flood recovery update, Sydney. Country Mayors meeting, Parliament House, Sydney. Travelled to Molong.

17/11/2025 – Meeting with Voice of Cabonne, Molong Office.

Clr Jones

28/10/2025 – Business Paper review and Ordinary council meeting, Molong. Cabonne Future Ready Community Consultation meeting, Cargo.

30/10/2025 – Cabonne Future Ready Community Consultation meeting, Lewis Ponds.

31/10/2025 – Official opening of Spring Molong Arts Festival (SMARTS) exhibition, Molong.

05/11/2025 – Audit, Risk and Improvement Committee meeting, Cudal.

11/11/2025 – Cabonne Future Ready workshop, Orange.

13/11/2025 – Molong Advancement Group, Molong.

Clr Batten

28/10/2025 – Ordinary Council Meeting, Molong

04/11/2025 – Yeoval and District Progress Association, Yeoval.

11/11/2025 – Cabonne Future Ready workshop, Orange.

Clr Pearson

28/10/2025 – Ordinary Council meeting, Molong.

31/10/2025 – SMARTS exhibition, Molong.

10/11/2025 – Cabonne Future Ready workshop, Orange.

13/11/2025 – Molong Advancement Group, Molong.

MOTION (Beatty/-)

THAT the information contained in the Mayoral Minute be noted.

25/11/05 Carried

ITEM - 5 COMMITTEE OF THE WHOLE

Proceedings in Brief

It was noted Cllr Weaver called item 20 to be debated in Committee of the Whole.

MOTION (Weaver/Pull)

THAT item 20 be debated in Committee of the Whole.

25/11/06 Carried

ITEM - 6 CONFIRMATION OF THE MINUTES

MOTION (Pull/Pearson)

THAT the minutes of the following meetings be adopted:

1. Ordinary Council meeting held on 28 October 2025;
2. Australia Day Awards Committee meeting held on 28 October 2025.

25/11/07 Carried

**ITEM - 7 UPDATE ON THE NORTH YEOVAL BOUNDARY
ADJUSTMENT**

MOTION (Weaver/Batten)

THAT council:

1. Proceed under section 218(e) of the Local Government Act 1993 with the proposal to effect a local government boundary adjustment, with the support of Dubbo Regional Council.
2. Authorises making an application to the Minister and the Governor recommending that North Yeoval, currently within the Dubbo local government area, be incorporated by the boundary adjustment into the Cabonne local government area.
3. Note that the standard provision be included in the Proclamation:

Rates and charges

- 1) *Appropriate arrangements are to be made in relation to the payment of any outstanding rates and charges over the rateable land affected by the Proclamation.*
- 2) *The General Manager of Cabonne Council and the General Manager of Dubbo Regional Council are to reach a negotiated agreement on the matter of those arrangements.*
- 3) *In the event that the General Managers of Cabonne Council and Dubbo Regional Council cannot come to a negotiated agreement on the matter of rates and charges, the councils shall request that the Minister for Local Government make a determination on that matter.*

4. Delegates authority to the General Manager to execute the required documentation to complete the boundary adjustment.

25/11/08 Carried

ITEM - 8 PRESENTATION OF 2024/2025 FINANCIAL STATEMENTS

MOTION (Pull/O'Ryan)

That council adopt the 2024/25 Financial Statements and accept the Auditor's Report, as submitted by the NSW Audit Office.

25/11/09 Carried

ITEM - 9 LOCAL GOVERNMENT REMUNERATION TRIBUNAL - REVIEW FOR THE 2026 ANNUAL DETERMINATION

MOTION (Weaver/Pull)

THAT council does not put forward a submission to the Local Government Remuneration Tribunal for the 2026 Annual Determination.

25/11/10 Carried

ITEM - 10 EXEMPTION TO THE ALCOHOL-FREE ZONE IN CANOWINDRA FOR CHRISTMAS SHOPPING AND MARKETS EVENT

MOTION (Pull/Weaver)

THAT council approves the request from the Canowindra Progress Association to suspend the alcohol-free zone for Gaskill Street, Canowindra, including road reserve/footpath between 5pm – 9pm on Saturday, 29 November 2025 for the 2025 Canowindra Christmas Shopping Night.

25/11/11 Carried

It was noted the time being 2:22pm Cllr Batten left the Chamber.

ITEM - 11 EVENT SPONSORSHIP PROGRAM

MOTION (Pull/Weaver)

THAT council:

1. Approve funding under its 2025/26 Event Sponsorship Program \$5,000 to Molong Advancement Group for the 2025 Molong Christmas Shopping Night to be held Friday, 5 December 2025, and
2. Note that this amount is in addition to the existing \$1,450 allocation under the Christmas in the Villages program.

25/11/12 Carried

It was noted the time being 2:23pm Cllr Batten returned to the Chamber.

ITEM - 12 GENERIC CROWN LANDS PLANS OF MANAGEMENT

MOTION (Pull/Nash)

THAT council:

1. Endorses the Crown Reserves Plan of Management to be put on public exhibition for 42 days in accordance with the Crown Lands Management Act, and
2. Adopt the Crown Reserves Plan of Management after the exhibition period if no objections are received.

25/11/13 Carried

ITEM - 13 DRAFT GENERATIVE ARTIFICIAL INTELLIGENCE POLICY

MOTION (Pearson/Pull)

THAT council adopt the draft Generative Artificial Intelligence Policy.

25/11/14 Carried

ITEM - 14 DRAFT ROADS MANAGEMENT POLICY

MOTION (Weaver/Jones)

THAT council adopt the draft Roads Management Policy.

25/11/15 Carried

ITEM - 15 QUESTIONS FOR NEXT MEETING

Proceedings in Brief

Cllr Nash requested a report outlining the actions Council will undertake following the granting of Development Consent, in the event that the conditions of the Development Application (DA) are not adhered to, e.g., 2014/0123. The DA conditions have not been adhered to, what are the consequences.

Clr Weaver requested repairs to all three causeways on Belubula Way, Canowindra, as the transition between the concrete and the asphalt is causing a severe bump that may potentially damage vehicles.

Clr O’Ryan requested an update regarding the trunks of the poplar trees that had died and were cut down, which were reportedly removed but remain in a paddock in Canowindra.

MOTION (Nash/Pull)

THAT:

1. A report be provided outlining the actions taken by Council when Development Consent conditions are not adhered too, in particular DA 2014/0123.
2. Repairs be conducted on the three causeways on Belubula Way, Canowindra.
3. An update be provided regarding the trunks of the poplar trees, which were cut down and still remain in a paddock in Canowindra.

25/11/16 Carried

ITEM - 16 BUSINESS PAPER ITEMS FOR NOTING

MOTION (Pull/O’Ryan)

THAT the notation items be noted.

25/11/17 Carried

ITEM - 17 MATTERS OF URGENCY

MOTION (Weaver/Pull)

THAT it be noted there were nil matters of urgency.

25/11/18 Carried

ITEM - 19 ANNUAL REPORT 2024/25

MOTION (Pull/Weaver)

THAT council endorse the Annual Report 2024/25.

25/11/19 Carried

ITEM - 18 COMMITTEE OF THE WHOLE SECTION OF THE MEETING

MOTION (Pearson/Nash)

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

25/11/20 Carried

**ITEM - 20 DEVELOPMENT APPLICATION 2025/0091 - 1093 MITCHELL
HIGHWAY ORANGE**

Proceedings in Brief

Councillors discussed this item from 2:31pm to 2:39pm

RECOMMENDATION (O’Ryan/Pearson)

THAT Development Application 2025/0091 for subdivision of Lot 3 DP 549987 and Part Lot 403 DP 1083051, 1093 Mitchell Highway, Orange be granted consent subject to the conditions attached.

1. Carried

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

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

Against: Nil

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 (Pull/Pearson)

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

RECOMMENDATION (Weaver/Batten)

THAT the committee endorse the accuracy of the Report of the Proceedings of Confidential Matters at the Australia Day Awards Committee meeting held 28 October 2025 are sufficient to state the general effect of the proceeding in Closed Committee.

3. Carried

**ITEM - 3 KERRS CREEK WINDFARM PROPOSAL - IN PRINCIPLE
VOLUNTARY PLANNING/BENEFIT SHARING AGREEMENT**

RECOMMENDATION (Pull/Nash)

THAT in relation to the Kerr's Creek Windfarm proposal, council authorise the General Manager to negotiate the final Voluntary Planning Agreement and that it be reported back to council for ratification should the Windfarm project receive consent.

4. Carried

It was noted the time being 2:52pm the Chair resumed the Ordinary meeting.

REPORT & RESOLUTIONS OF COMMITTEE OF THE WHOLE

MOTION (Pull/Nash)

THAT the Report and Recommendations of the Committee of the Whole Meeting held on Tuesday 18 November, 2025 be adopted.

25/11/21 Carried

There being no further business, the meeting closed at 2:53 pm.

CHAIRMAN.

Chairman of the Ordinary Meeting of Cabonne Council held on the 16 December, 2025 at which meeting the listed minutes were confirmed and the signature hereon was subscribed.