

TABLE OF CONTENTS

ITEMS FOR DETERMINATION.....	1
ITEM - 1 APPLICATIONS FOR LEAVE OF ABSENCE	1
ITEM - 2 DECLARATIONS OF INTEREST	1
ITEM - 3 DECLARATIONS FOR POLITICAL DONATIONS.....	1
ITEM - 4 MAYORAL MINUTE - APPOINTMENTS.....	2
ITEM - 5 COMMITTEE OF THE WHOLE	3
ITEM - 6 GROUPING OF REPORT ADOPTION	3
ITEM - 7 CONFIRMATION OF THE MINUTES	4
ITEM - 8 POLICY REGISTER - DRAFT EQUAL EMPLOYMENT OPPORTUNITY POLICY	4
ITEM - 9 DRAFT STATEMENT OF BUSINESS ETHICS.....	4
ITEM - 10 POLICY REGISTER - DRAFT COMMUNITY ENGAGEMENT POLICY.....	4
ITEM - 11 RURAL FIRE SERVICE CONTRIBUTIONS	4
ITEM - 12 2021 NATIONAL GENERAL ASSEMBLY	4
ITEM - 13 2021 AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION (NSW) ANNUAL CONFERENCE	5
ITEM - 14 REGIONAL DEVELOPMENT AUSTRALIA (RDA) CENTRAL WEST - TEN4TEN LEADERSHIP DIALOGUE	5
ITEM - 15 QUARTERLY BUDGET REVIEW.....	5
ITEM - 16 INTEGRATED PLANNING & REPORTING - OPERATIONAL PLAN FINAL HALF YEARLY REPORT	5
ITEM - 17 BUILDING BETTER REGIONS FUND ROUND 5.....	6
ITEM - 18 EVENTS ASSISTANCE PROGRAM	6
ITEM - 19 CHLORINE GAS LEAK DETECTION UNITS FOR CABONNE POOLS	6
ITEM - 20 DECOMMISSION FOOTBRIDGE HONANS RESERVE, MANILDRA.....	7
ITEM - 21 CLEANING OF BANJO PATERSON PARK YEOVAL TOILET FACILITIES.....	7
ITEM - 22 POLICY REGISTER - DRAFT SEWER POLICY.....	7
ITEM - 24 DRAFT REVIEW OF CABONNE SETTLEMENT STRATEGY	7
ITEM - 25 DA2016/0153/1 INTENSIVE AGRICULTURE (GREENHOUSES) LOT 496 DP 1095508, 621 CANOBOLAS ROAD, CANOBOLAS ROAD	7

ITEM - 26 DEVELOPMENT APPLICATION 2021/0049 DEPOT & RAINWATER TANK (ABOVEGROUND) LOT 10 SECTION 9 DP 758643 AND LOT 1 DP 722107, WHITTON STREET, MANILDRA.....	8
ITEM - 27 LOCAL HERITAGE FUND APPLICATION - POLICE STATION (FORMER) - 18 BELMORE STREET, CARGO.....	8
ITEM - 28 QUESTIONS FOR NEXT MEETING.....	9
ITEM - 29 BUSINESS PAPER ITEMS FOR NOTING.....	9
ITEM - 30 MATTERS OF URGENCY.....	9
ITEM - 31 COMMITTEE OF THE WHOLE SECTION OF THE MEETING.....	9
ITEM - 23 MODIFICATION APPLICATION - DA 2014/114/5 - EXTRACTIVE INDUSTRY - LOT 775 DP 813587, BEING 1654 THE ESCORT WAY, BORENORE.....	10
CONFIDENTIAL ITEMS.....	10
ITEM - 1 CARRYING OF COMMITTEE RESOLUTION INTO CLOSED COMMITTEE OF THE WHOLE MEETING.....	10
ITEM - 2 ENDORSEMENT OF PROCEEDINGS OF CONFIDENTIAL MATTERS CONSIDERED AT COMMITTEE OF THE WHOLE MEETING.....	11
ITEM - 3 REQUEST FOR CONSIDERATION OF WATER CONSUMPTION COSTS - 2 RIDDELL STREET, MOLONG.....	11
ITEM - 4 REPURPOSING THE FORMER CANOWINDRA COURT HOUSE BUILDING.....	11
ITEM - 5 SUPPLY AND INSTALLATION OF CULVERTS, FOOTPATHS, KERB AND GUTTERING IN THE CABONNE COUNCIL LGA.....	12
ITEM - 6 PLANT REPLACEMENT - HYDRAULIC EXCAVATOR.....	12
ITEM - 7 TENDER FOR CUMNOCK & YEOVAL WATER MAINS DISINFECTION.....	12
REPORT & RESOLUTIONS OF COMMITTEE OF THE WHOLE.....	12

PRESENT Clrs K Beatty (in the Chair), J Jones, M Nash, G Treavors, C Newsom, A Durkin, L Oldham, P Batten, K Walker and J Weaver.

Also present were the General Manager, Deputy General Manager - Cabonne Services, Deputy General Manager - Cabonne Infrastructure, Department Leader - Governance & Corporate Performance and Governance Officer.

ITEMS FOR DETERMINATION

It was noted the time being 2.02pm the Mayor called for a minute silence to acknowledge and honour the passing of long term Cobar Councillor Lilliane Brady.

ITEM - 1 APPLICATIONS FOR LEAVE OF ABSENCE

Proceedings in Brief

Apologies were tendered on behalf of Clrs Davison and Mullins for their absence from the meeting.

MOTION (Durkin/Newsom)

THAT the apologies tendered on behalf of Clrs Davison and Mullins be accepted and the necessary leave of absence be granted.

21/02/01 Carried

ITEM - 2 DECLARATIONS OF INTEREST

Proceedings in Brief

Clr Nash declared an interest (identified as an actual conflict of interest, significant non-pecuniary) in item 26 as her nephew is the proponent.

Clr Weaver declared an interest (identified as an actual conflict of interest, significant non-pecuniary) in item 18 as she is involved in the organising of the event at the Canowindra Golf Club.

MOTION (Nash/Treavors)

THAT the declarations of interest be noted.

21/02/02 Carried

ITEM - 3 DECLARATIONS FOR POLITICAL DONATIONS

MOTION (Newsom/Oldham)

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

21/02/03

Carried

ITEM - 4 MAYORAL MINUTE - APPOINTMENTS

Proceedings in Brief

Clr Beatty

15/12/20 – Attended the business paper review with the Deputy Mayor, General Manager and Deputy General Managers. Ordinary Council Meeting and Councillors and staff Christmas Party in Cudal.

18/12/20 – Attended Council staff Christmas Lunch at the Molong Bowling Club.

22/12/20 – Attended Bangaroo Bridge opening in Canowindra. Meeting with the General Manager, Katherine O’Ryan and David Bullock regarding the Canowindra Medical Practice. Interview with 2BS Bathurst.

07/01/21 – Attended a meeting with the General Manager for an update on the Christmas break.

09/01/21 – On leave until 23/01/21.

25/01/21 – Attended Molong with the General Manager to meet with the Australia Day Ambassador Susie Elelman which concluded with a dinner.

26/01/21 – Attended Australia Day Celebrations with the Official Party and Ambassador at Borenore, Cudal, Manildra and Yeoval.

28/01/21 – Attended an interview with B Rock FM.

03/02/21 – Attended the office for a meeting with the Hon. Matthew Kean MP regarding the Canobolas Mountain Bike Track. Interview with Neil Gill radio program.

05/02/21 – Attended an interview with Neil Gill radio program.

09/02/21 – Attended the office for a meeting with the General Manager and Councillor Workshop.

10/02/21 – Attended Washpen Bridge Yeoval with the General Manager for the bridge funding announcement by the Hon. Andrew Gee MP.

13/02/21 – Attended Banjo Poetry Brawl in Molong.

17/02/21 – Attended an interview with B Rock FM and Neil Gill Radio program. Attended the Banjo Paterson Sculpture unveiling in Yeoval.

19/02/21 – Attended Molong Railway to view a demo of the flood barriers. Meeting with John Brunner from Manildra Flour Mill and the General Manager to discuss the Flour Mill future growth plans.

Clr Nash

26/01/21 – Attended Cargo, Cudal and Manildra Australia Day.

Attended two meetings with the Manildra Sports Council, Cargo Inn information day and Yeoval Banjo Paterson Sculpture.

Clr Weaver

Clr Weaver wished to thank Clr Jones for attending the Canowindra Australia Day celebrations and for being the ambassador. She also thanked Noah Jones for his help on the day setting up.

Clr Weaver wished to compliment the Yeoval community for the celebration of the Banjo Paterson Sculpture.

Clr Oldham

03/2/21 – Attended Nashdale Consultative Committee meeting.

09/2/21 – Attended the Councillor Workshop.

11/2/21 – Attending Molong Advancement Group Meeting.

17/2/21 – Attended the Banjo Paterson Sculpture unveiling. Clergate School presentation of leader badges.

20/2/21 – Attended Australian Local Government Women’s Forum at Forbes.

23/2/21 – Attended a meeting regarding Cabonne Acquisitive Art Prize at the Council Chambers with Council’s Tourism Culture and Events Coordinator. Ordinary Council Meeting.

Clr Newsom

26/02/21 – Canowindra Australia Day Celebrations.

MOTION (Beatty/-)

THAT the information contained in the Mayoral Minute be noted.

21/02/04 Carried

ITEM - 5 COMMITTEE OF THE WHOLE

Proceedings in Brief

It was noted Clr Batten called item 23 to be debated in Committee of the Whole.

MOTION (Oldham/Treavors)

THAT item 23 be debated in Committee of the Whole.

21/02/05 Carried

ITEM - 6 GROUPING OF REPORT ADOPTION

MOTION (Durkin/Jones)

THAT Items 7 to 10 be moved and seconded.

21/02/06 Carried

ITEM - 7 CONFIRMATION OF THE MINUTES

MOTION (Durkin/Jones)

THAT the minutes of the Ordinary meeting held 15 December 2020 be adopted.

21/02/07 Carried

**ITEM - 8 POLICY REGISTER - DRAFT EQUAL EMPLOYMENT
OPPORTUNITY POLICY**

MOTION (Durkin/Jones)

THAT Council adopt the draft Equal Employment Opportunity Policy.

21/02/08 Carried

ITEM - 9 DRAFT STATEMENT OF BUSINESS ETHICS

MOTION (Durkin/Jones)

THAT Council adopt the draft Statement of Business Ethics.

21/02/09 Carried

**ITEM - 10 POLICY REGISTER - DRAFT COMMUNITY ENGAGEMENT
POLICY**

MOTION (Durkin/Jones)

THAT Council adopt the Community Engagement Policy

21/02/10 Carried

ITEM - 11 RURAL FIRE SERVICE CONTRIBUTIONS

MOTION (Treavors/Durkin)

THAT Council make representations to the Member for Orange, Minister for Local Government and Minister for Emergency Services, seeking a more sustainable funding model for increases in RFS contributions.

21/02/11 Carried

ITEM - 12 2021 NATIONAL GENERAL ASSEMBLY

MOTION (Weaver/Treavors)

THAT:

1. Council authorise the Mayor and General Manager to attend the 2021 National General Assembly.
2. The General Manager prepare a motion for submission to the NGA in consultation with the councillors.

21/02/12 Carried

**ITEM - 13 2021 AUSTRALIAN LOCAL GOVERNMENT WOMEN'S
ASSOCIATION (NSW) ANNUAL CONFERENCE**

Proceedings in Brief

Cllrs Oldham and Nash advised they would like to attend the conference.

MOTION (Oldham/Nash)

THAT Cllrs Oldham and Nash be authorised to attend the 2021 ALGWA (NSW) Conference.

21/02/13 Carried

**ITEM - 14 REGIONAL DEVELOPMENT AUSTRALIA (RDA) CENTRAL
WEST - TEN4TEN LEADERSHIP DIALOGUE**

MOTION (Weaver/Newsom)

THAT Council approve sponsorship of the 2021 Ten4Ten Leadership Dialogue to the value of \$1,500 (plus GST) to be funded from the Community Facilitation Fund.

21/02/14 Carried

ITEM - 15 QUARTERLY BUDGET REVIEW

MOTION (Durkin/Treavors)

THAT Council note the variances in the report and authorise those changes to be included in the 2020/2021 Council Budget.

21/02/15 Carried

**ITEM - 16 INTEGRATED PLANNING & REPORTING - OPERATIONAL
PLAN FINAL HALF YEARLY REPORT**

MOTION (Batten/Nash)

THAT the update of the Operational Plan to 31 December 2020, as presented be adopted.

21/02/16 Carried

ITEM - 17 BUILDING BETTER REGIONS FUND ROUND 5

Proceedings in Brief

Clr Newsom noted that it is a substantial amount of money that is being asked to be contributed from the Canowindra Town Improvement Fund.

The General Manager advised the grant, business case and project brief are currently being prepared.

Clr Newsom asked if this item can be deferred until Council have seen the business case. The General Manager advised the grant needs to be submitted by mid-March, however he would take direction from Council as to whether the application be lodged.

MOTION (Treavors/Nash)

THAT Council:

1. Prepares to submit an additional application under Round 5 of the Building Better Regions Fund for the upgrade of the Age of Fishes Museum.
2. Provides approximately \$500,000 as a co-contribution towards the cost of the project, should the application be successful, with the contribution potentially being funded by the Canowindra Town Improvement Fund Reserve in accordance with the adopted policy.

21/02/17 Carried

It was noted the time being 2.28pm Clr Weaver declared an interest in point two of the report in the following item and left the Chamber.

ITEM - 18 EVENTS ASSISTANCE PROGRAM

MOTION (Newsom/Nash)

THAT Council approve the Event Assistance Program (EAP) funding for the application as detailed in the report.

21/02/18 Carried

It was noted the time being 2.29pm Clr Weaver returned to the Chamber.

**ITEM - 19 CHLORINE GAS LEAK DETECTION UNITS FOR CABONNE
POOLS**

MOTION (Jones/Treavors)

THAT Council supports the budget variation request for the installation of chlorine gas leak detection units at Yeoval, Molong and Cumnock public swimming pools.

21/02/19 Carried

**ITEM - 20 DECOMMISSION FOOTBRIDGE HONANS RESERVE,
MANILDRA**

MOTION (Durkin/Nash)

THAT the footbridge located in Honan's Reserve, Manildra, is decommissioned, and the item removed from the council's Asset Register.

21/02/20 Carried

**ITEM - 21 CLEANING OF BANJO PATERSON PARK YEOVAL TOILET
FACILITIES**

MOTION (Weaver/Batten)

THAT Council provides a donation of \$2,600 to assist the provision of a public toilet facility in Banjo Paterson Park, Yeoval.

21/02/21 Carried

ITEM - 22 POLICY REGISTER - DRAFT SEWER POLICY

MOTION (Treavors/Durkin)

THAT Council:

1. Adopt the draft Sewer Policy and advertise the policy for 28 days for consideration at a future council meeting
2. Advertise the amended fees and charges for 28 days for consideration at a future council meeting.

21/02/22 Carried

It was noted item 23 was moved to Committee of the Whole.

ITEM - 24 DRAFT REVIEW OF CABONNE SETTLEMENT STRATEGY

MOTION (Oldham/Nash)

THAT Council places the Draft Cabonne Settlement Strategy on public exhibition for 28 days in accordance with Council's Community Participation Plan.

21/02/23 Carried

**ITEM - 25 DA2016/0153/1 INTENSIVE AGRICULTURE (GREENHOUSES)
LOT 496 DP 1095508, 621 CANOBOLAS ROAD, CANOBOLAS
ROAD**

MOTION (Batten/Nash)

THAT Development Application 2016/0153/1 Modification of Intensive Agriculture, Lot 496 DP 10995508, 621 Canobolas Road, Canobolas be approved subject to the modified development consent attached to the report.

21/02/24 Carried

The Chair called for a Division of Council (noting the absence of Clrs Davison and Mullins – apologies) as required under Section 375A (3) of the Local Government Act which resulted in a vote for the motion as follows:

For: Clrs K Beatty, J Jones, M Nash, G Treavors, C Newsom, D Durkin, L Oldham, P Batten, K Walker and J Weaver.

Against - Nil

It was noted the time being 2.32pm Clr Nash declared an interest in the following item and left the Chamber.

**ITEM - 26 DEVELOPMENT APPLICATION 2021/0049 DEPOT &
RAINWATER TANK (ABOVEGROUND) LOT 10 SECTION 9 DP
758643 AND LOT 1 DP 722107, WHITTON STREET, MANILDRA**

MOTION (Treavors/Newsom)

THAT Development Application 2021/0049 for a *depot* and *rainwater tank (aboveground)* at Lot 10 Section 9 DP 758643 and Lot 1 DP 722107, Whitton Street, Manildra be granted consent subject to the attached draft conditions of consent.

21/02/25 Carried

The Chair called for a Division of Council (noting the absence of Clrs Davison and Mullins – apologies, and Clr Nash – declared interest) as required under Section 375A (3) of the Local Government Act which resulted in a vote for the motion as follows:

For: Clrs K Beatty, J Jones, G Treavors, C Newsom, D Durkin, L Oldham, P Batten, K Walker and J Weaver.

Against - Nil

It was noted the time being 2.33pm Clr Nash returned to the Chamber.

**ITEM - 27 LOCAL HERITAGE FUND APPLICATION - POLICE STATION
(FORMER) - 18 BELMORE STREET, CARGO**

MOTION (Oldham/Newsom)

THAT Council allocates \$1,500 of the 2020/2021 Local Heritage fund to Michelle Blowes for the repainting of the Police Station (Former), 18 Belmore Street, Cargo.

21/02/26 Carried

ITEM - 28 QUESTIONS FOR NEXT MEETING

Proceedings in Brief

Clr Treavors requested a report be prepared regarding Council assisting the Cudal Rural Fire Services with installation of a fire hydrant at the Cudal Rural Fire Services shed.

Clr Nash queried if Manildra Swimming Pool has been allocated a disabled ladder.

Clr Jones requested a report be provided detailing the condition of the Molong Caravan Park amenities including where it sits on the asset register and a recommendation on the way to move forward.

MOTION (Treavors/Nash)

THAT Council receive a report in relation to the following matters:

1. Council assisting the Cudal Rural Fire Services with installation of a fire hydrant at the Cudal Rural Fire Services shed.
2. Manildra Swimming Pool allocation of a disabled ladder.
3. Molong Caravan Park condition of amenities.

21/02/27 Carried

ITEM - 29 BUSINESS PAPER ITEMS FOR NOTING

MOTION (Jones/Durkin)

THAT the notation items be noted.

21/02/28 Carried

ITEM - 30 MATTERS OF URGENCY

MOTION (Oldham/Weaver)

THAT it be noted there were nil matters of urgency.

21/02/29 Carried

ITEM - 31 COMMITTEE OF THE WHOLE SECTION OF THE MEETING

MOTION (Oldham/Jones)

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

21/02/30 Carried

**ITEM - 23 MODIFICATION APPLICATION - DA 2014/114/5 -
EXTRACTIVE INDUSTRY - LOT 775 DP 813587, BEING 1654 THE
ESCORT WAY, BORENORE.**

Proceedings in Brief

Clr Batten advised that Council should recommend to the proponent that they consider planting an equivalent area of vegetation in the property itself with an appropriate mix of species both trees and understory species.

Clr Weaver queried the difference in access requirements applied to Westlime when that development application was determined.

The Deputy General Manager Services advised assessment relates to site specifics and the scale of the development. The quarry is capped at the 150,000 tonnes a year extraction, which means there will be concentrate times where traffic may reach those standards and other times when the site will be inoperative.

RECOMMENDATION (Batten/Weaver)

THAT modification of Development Application 2014/114/5 for an extractive industry upon land described as Lot 775 DP 813587, being 1654 The Escort Way, Borenore, be granted consent subject to the conditions attached in the report on this matter.

1. Carried

The Chair called for a Division of Council (noting the absence of Clr Davison and Mullins – apologies) as required under Section 375A (3) of the Local Government Act which resulted in a vote for the motion as follows:

For: Clrs K Beatty, J Jones, M Nash, G Treavors, C Newsom, D Durkin, L Oldham, P Batten, K Walker and J Weaver.

Against - Nil

It was noted the time being 2.43pm the Chair announced that the Council would now be resolving into a Closed Committee of the Whole.

CONFIDENTIAL ITEMS

**ITEM - 1 CARRYING OF COMMITTEE RESOLUTION INTO CLOSED
COMMITTEE OF THE WHOLE MEETING**

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.

2. Carried

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

RECOMMENDATION (Durkin/Batten)

THAT the Committee endorse the accuracy of the Report of the Proceedings of Confidential Matters at the Australia Day Committee meeting held on 15 December 2020 are sufficient to state the general effect of the proceeding in Closed Committee.

3. Carried

* **ITEM - 3 REQUEST FOR CONSIDERATION OF WATER
CONSUMPTION COSTS - 2 RIDDELL STREET, MOLONG**

RECOMMENDATION (Nash/Batten)

THAT fifty percent (50%) of water consumption costs and 50% of sewer charges (totalling \$1,907.07) for account 4521000002 be written off, and allow a further three (3) months to finalise payment of the residual account, with accrued interest to be written off after payment of fifty percent of the water consumption costs and access charges.

4. Carried

**ITEM - 4 REPURPOSING THE FORMER CANOWINDRA COURT
HOUSE BUILDING**

RECOMMENDATION (Oldham/Durkin)

THAT Council:

1. Progress the project to a concept design phase and
2. Continue with negotiations with NSW Health regarding possible collaboration on the project.

5. Carried

**ITEM - 5 SUPPLY AND INSTALLATION OF CULVERTS, FOOTPATHS,
KERB AND GUTTERING IN THE CABONNE COUNCIL LGA**

RECOMMENDATION (Nash/Durkin)

THAT Council:

1. Include all three tenderers as selective contractors for the installation of culverts and supply & install footpaths, kerb & guttering in the Cabonne Council LGA for 2020-21 fiscal year.
2. Authorise any variation to the contract for the project provided the variations are contained within the overall approved budget.

6. Carried

ITEM - 6 PLANT REPLACEMENT - HYDRAULIC EXCAVATOR

RECOMMENDATION (Weaver/Batten)

THAT council purchase from CJD Equipment, a Volvo EC220ELD, for a purchase price of \$273,500 exc GST.

7. Carried

**ITEM - 7 TENDER FOR CUMNOCK & YEOVAL WATER MAINS
DISINFECTION**

RECOMMENDATION (Durkin/Batten)

THAT Council:

1. Resolve to accept the tender of UTILSTRA Pty Ltd for \$542,326.40 (Inc GST) for the Cumnock and Yeoval Mains Disinfection utilising the Ozone Process
2. Authorise the General Manager to enter into a contract with UTILSTRA Pty Ltd for the Cumnock and Yeoval Mains Disinfection
3. Authorise any variation to the contract for the project provided the variations are contained within the overall approved budget.

8. Carried

It was noted the time being 3.05pm the Mayor resumed the Ordinary Meeting.

REPORT & RESOLUTIONS OF COMMITTEE OF THE WHOLE

MOTION (Oldham/Newsom)

THAT the Report and Recommendations of the Committee of the Whole Meeting held on Tuesday 23 February, 2021 be adopted.

21/02/31 Carried

There being no further business, the meeting closed at 3.05pm.

CHAIRMAN.

Chairman of the Ordinary Meeting of Cabonne Council held on the 23 March, 2021 at which meeting the listed minutes were confirmed and the signature hereon was subscribed.