

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..... | 1 |
| ITEM - 5 COMMITTEE OF THE WHOLE | 4 |
| ITEM - 6 CONFIRMATION OF THE MINUTES | 4 |
| ITEM - 7 AUSTRALIA DAY AWARDS COMMITTEE MEETING | 4 |
| ITEM - 8 GENERAL MANAGER'S CONTRACT RENEWAL..... | 5 |
| ITEM - 9 REVIEW OF ORGANISATIONAL STRUCTURE | 5 |
| ITEM - 10 CABONNE LOCAL RECOVERY COMMITTEE | 5 |
| ITEM - 11 EVENTS ASSISTANCE PROGRAM | 5 |
| ITEM - 13 POLICY REGISTER - REVIEW BY COUNCIL WITHIN 12 MONTHS OF ELECTION | 6 |
| ITEM - 14 LONGS CORNER ESTATE CANOWINDRA - STAGE TWO..... | 6 |
| ITEM - 15 DA 2022/0076 - SUBDIVISION OF LOT 2 DP 1266298, 75 BELGRAVIA ROAD, MULLION CREEK..... | 6 |
| ITEM - 16 QUESTIONS FOR NEXT MEETING..... | 7 |
| ITEM - 17 BUSINESS PAPER ITEMS FOR NOTING | 7 |
| ITEMS FOR NOTATION..... | 7 |
| ITEM - 3 MILLTHORPE AFTER SCHOOL CARE | 7 |
| ITEM - 2 COMMUNITY & ECONOMY UPDATE - FLOOD RESPONSE..... | 7 |
| ITEM - 18 MATTERS OF URGENCY | 8 |
| ITEM - 19 COMMITTEE OF THE WHOLE SECTION OF THE MEETING..... | 8 |
| ITEM - 12 LOCAL GOVERNMENT BOUNDARIES COMMISSION REVIEW..... | 8 |
| ITEM - 20 PRESENTATION OF 2021/2022 FINANCIAL STATEMENTS..... | 9 |
| CONFIDENTIAL ITEMS | 9 |
| ITEM - 1 CARRYING OF COUNCIL RESOLUTION INTO CLOSED COMMITTEE OF THE WHOLE | 9 |
| ITEM - 2 ENDORSEMENT OF PROCEEDINGS OF CONFIDENTIAL MATTERS CONSIDERED AT COMMITTEE OF THE WHOLE MEETING | 10 |
| ITEM - 3 PLANT REPLACEMENT | 10 |

ITEM - 4 PLANT REPLACEMENT 10

**ITEM - 5 EVALUATION OF SUBMISSIONS TENDER: “NETWASTE
TENDER FOR PROCESSING OF GARDEN ORGANICS,
WOOD AND TIMBER” F2923 / F3928 10**

REPORT & RESOLUTIONS OF COMMITTEE OF THE WHOLE 11

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

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

ITEMS FOR DETERMINATION

ITEM - 1 APPLICATIONS FOR LEAVE OF ABSENCE

Proceedings in Brief

Apologies were tendered on behalf of Clrs Nash and Rawson for their absence from the meeting.

MOTION (Oldham/O’Ryan)

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

22/12/01 Carried

ITEM - 2 DECLARATIONS OF INTEREST

Proceedings in Brief

Clr Batten declared an interest (identified as an actual conflict of interest, non-significant, non-pecuniary) in item 11 as he is a member of the Banjo Paterson Festival Committee

MOTION (Oldham/O’Ryan)

THAT the declaration of interest be noted.

22/12/02 Carried

ITEM - 3 DECLARATIONS FOR POLITICAL DONATIONS

MOTION (Oldham/Batten)

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

22/12/03 Carried

ITEM - 4 MAYORAL MINUTE - APPOINTMENTS

Proceedings in Brief

The Mayor acknowledged the tragedy that took place in Queensland with the loss of two police officers and a civilian, and wished to pass on his condolences to the family.

Clr Beatty

22/11/22 – Attended media interviews regarding flooding. Attended Cudal Depot breakfast and addressed staff. Attended Eugowra to meet with Premier the Hon. Dominic Perrottet and the Hon. Steph Cooke, Minister for Emergency Services and Resilience for a briefing on flooding. Met with the Hon. Anthony Albanese, Prime Minister for a briefing on floods and did a tour of Eugowra. Met with the Hon. Paul Toole, Deputy Premier and The Hon. Steph Cooke, Minister for Emergency Services and Resilience and the Hon. Scott Barrett, MLC. Attended the ordinary council meeting and an interview with media.

23/11/22 – Attended an interview with Sky News. Attended an interview with Neil Gill radio program. Attended the Molong Depot breakfast and addressed staff. Attended Eugowra flood recovery meeting at Eugowra Bowling Club. Attended Eugowra Museum. Met with BlazeAid at Molong Showground. Attended the Molong office for an ARIC meeting. Attended a meeting with the General Manager.

24/11/22 – Attended an interview with B Rock FM on Central NSW Joint Organisation (CNSWJO) matters. Attended the Molong office for a meeting with the General Manager.

25/11/22 – Attended the Cudal Twilight Christmas markets.

27/11/22 – Attended an interview with The Herald newspaper regarding flood recovery. Attended and interview with ABC Radio.

29/11/22 – Attended an interview with ABC Radio regarding flood recovery.

30/11/22 – Attended the Molong office for an interview with the General Manager. Attended a meeting with Dr Williams regarding Health One.

01/12/22 – Attended an interview with 2WS Sydney regarding flood recovery.

02/12/22 – Attended Orange360 CEO interviews. Attended a media conference with the Hon. Sam Farraway, Minister for Regional Transport and Roads regarding additional road recovery assistance.

04/12/22 – Attended an interview with ABC Radio regarding flood recovery.

05/12/22 – Attended the Molong office for a meeting with the General Manager. Attended an interview with Prime and Win News regarding Flood Recovery. Attended an interview with 2SM Sydney regarding flood recovery. Attended an interview with ABC Radio.

06/12/22 – Attended the Molong office for a meeting with the General Manager. Attended an interview with Prime News regarding Canowindra Medical Centre. Attended a meeting with Molong business owners regarding flood recovery.

07/12/22 – Attended an interview with B Rock FM regarding CNSWJO matters. Attended an interview with Neil Gill radio program. Attended a meeting with Christine McIntosh regarding flood recovery.

08/12/22 – Attended the Molong office for a meeting with the General Manager. Attended an interview with ABC regarding flood recovery.

11/12/22 – Attended an interview with ABC Radio regarding flood recovery.

Clr Jones

22/11/22 – Attended the Cudal Depot for breakfast with staff. Attended Eugowra with the Mayor and met with Premier the Hon. Dominic Perrottet and the Hon. Steph Cooke, Minister for Emergency Services and Resilience. Attended the business paper review and council meeting. Attended Bank Street, Molong and met with the Hon. Paul Toole, Deputy Premier and The Hon. Steph Cooke, Minister for Emergency Services and Resilience.

23/11/22 – Attended the Molong Depot for breakfast with staff. Attended Eugowra for a meeting with community leaders regarding flood recovery.

26/11/22 – Attended the Cudal Twilight Christmas Markets.

02/12/22 – Attended Eugowra for a meeting with community leaders about flood recovery. Attended Molong Christmas Shopping Night.

12/12/22 – Attended the Molong Central School Presentation evening.

Clr Weaver

26/11/22 – Attended the Canowindra Uniting Church for the project opening of Canowindra Connection.

01/12/22 – Visited Eugowra and met with Ray Agustin to witness the devastation that the floods caused.

02/12/22 – Spoke with Barry Rue, a local resident who lives close to the flooding issues in Canowindra.

Clr Pull

04/11/22 – Attended the Daroo Business awards.

08/11/22 – Attended the councillor workshop.

08/11/22 to 11/11/22 – Attended Switch NSW Public Libraries annual conference in Albury.

14/11/22 – Inspected flood damage and liaised with residents in Eugowra, Canowindra, Manildra and Molong.

22/11/22 – Attended the ordinary council meeting.

26/11/22 – Met with residents in Canowindra regarding flood clean up.

27/11/22 – Attended flood inspections at Canowindra with residents in need of help with clean-up.

28/11/22 – Attended road inspections at request of residents.

01/12/22 – Attended Nyrang Creek residents meeting.

12/12/22 – Attended Canowindra High School presentation evening. Attended Mullion Creek Progress Association AGM.

13/12/22 – Attended the councillor workshop and ordinary council meeting.

Clr Batten

22/11/22 – Attended the ordinary council meeting.

25/11/22 – Attended Orange360 CEO interviews.

30/11/22 – Attended Cudal Public School presentation.

MOTION (Beatty/-)

THAT the information contained in the Mayoral Minute be noted.

22/12/04 Carried

ITEM - 5 COMMITTEE OF THE WHOLE

Proceedings in Brief

It was noted Clr Batten called item 12 to be debated in Committee of the Whole.

MOTION (Weaver/Pull)

THAT item 12 be debated in Committee of the Whole.

22/12/05 Carried

ITEM - 6 CONFIRMATION OF THE MINUTES

MOTION (Weaver/Batten)

THAT the minutes of the Ordinary Council meeting held on 22 November 2022 be adopted.

22/12/06 Carried

ITEM - 7 AUSTRALIA DAY AWARDS COMMITTEE MEETING

MOTION (Pull/Weaver)

THAT the report and recommendations of the Australia Day Awards Committee Meeting of Cabonne Council held on 27 October 2022 and 22 November 2022 be adopted.

22/12/07 Carried

It was noted the time being 2.21pm the General Manager declared an interest and left the Chamber.

ITEM - 8 GENERAL MANAGER'S CONTRACT RENEWAL

MOTION (Weaver/Jones)

THAT Council authorise the signing and affixing of the Common Seal to the General Manager's Contract for the period 15 April 2023 – 15 April 2028.

22/12/08 Carried

It was noted the time being 2.21pm the General Manager returned to the Chamber.

ITEM - 9 REVIEW OF ORGANISATIONAL STRUCTURE

MOTION (Pull/Batten)

THAT Council's organisational structure consisting of the General Manager, Deputy General Manager Cabonne Services and Deputy General Manager Cabonne Infrastructure be endorsed.

22/12/09 Carried

ITEM - 10 CABONNE LOCAL RECOVERY COMMITTEE

MOTION (Weaver/O'Ryan)

THAT:

1. The Chair of the Local Recovery Committee be the Mayor, and the Deputy Mayor as alternate.
2. The Cabonne Local Recovery Committee include a community representative and alternate from the Eugowra Recovery Advisory Committee and Molong, Cudal, Canowindra community groups.
3. Council adopt the Terms of Reference of the Cabonne Local Recovery Committee
4. Council adopt the Terms of Reference of Eugowra Recovery Advisory Committee.

22/12/10 Carried

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

ITEM - 11 EVENTS ASSISTANCE PROGRAM

MOTION (Oldham/Jones)

THAT council endorse \$2,000 for the Rotary Club of Orange through the 2022/23 Event Assistance Program.

22/12/11 Carried

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

It was noted item 12 was called to be debated in Committee of the Whole.

**ITEM - 13 POLICY REGISTER - REVIEW BY COUNCIL WITHIN 12
MONTHS OF ELECTION**

MOTION (Jones/Weaver)

THAT:

1. The policies listed in the report detailed “minor changes” be re-adopted, and
2. The annexed draft Payment for Expenses and Provision of Facilities for Mayor and Councillors Policy (recommended changes detailed in the report) be adopted.

22/12/12 Carried

ITEM - 14 LONGS CORNER ESTATE CANOWINDRA - STAGE TWO

MOTION (Pull/Weaver)

THAT Council:

1. Endorse the progression of Stage 2 of the Longs Corner Estate within the 2022/23 works program;
2. Receive a further report considering the funding of civil construction works for the estate.

22/12/13 Carried

**ITEM - 15 DA 2022/0076 - SUBDIVISION OF LOT 2 DP 1266298, 75
BELGRAVIA ROAD, MULLION CREEK.**

MOTION (O’Ryan/Jones)

THAT Development Application 2022/0076 for subdivision of Lot 2 DP 1266298, 75 Belgravia Road, Mullion Creek, be granted consent subject to the conditions attached.

22/12/14 Carried

The Chair called for a Division of Council (noting the absence of Clr Nash and Clr Rawson – apology) 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, P Batten, J Jones, L Oldham, K O’Ryan, A Pull and J Weaver.

Against – Nil

ITEM - 16 QUESTIONS FOR NEXT MEETING

Proceedings in Brief

Clr Jones requested a report on the costs and location of the half-court basketball facility for Molong.

MOTION (Jones/Batten)

THAT Council receive a report to a future Council meeting in relation to costs and location of the half-court basketball facility for Molong.

22/12/15 Carried

ITEM - 17 BUSINESS PAPER ITEMS FOR NOTING

Proceedings in Brief

It was noted Pull called item 3 and Clr Jones called item 2.

MOTION (Pull/Batten)

THAT:

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

22/12/16 Carried

ITEMS FOR NOTATION

ITEM - 3 MILLTHORPE AFTER SCHOOL CARE

Proceedings in Brief

Clr Pull queried if there are any budget or staffing implications associated with the service being placed with the provider. The Deputy General Manager Services provided clarification.

MOTION (Pull/Batten)

THAT the information be noted.

22/12/17 Carried

ITEM - 2 COMMUNITY & ECONOMY UPDATE - FLOOD RESPONSE

Proceedings in Brief

Clrs Jones and Batten acknowledged the Community and Economy team in coordinating the Christmas events that Council worked in partnership with NSW Government in delivering. They noted the events have brought the communities together, with great success for the businesses.

MOTION (Pull/Batten)

THAT the information be noted.

22/12/18 Carried

ITEM - 18 MATTERS OF URGENCY

MOTION (Weaver/O'Ryan)

THAT it be noted there were nil matters of urgency.

22/12/19 Carried

ITEM - 19 COMMITTEE OF THE WHOLE SECTION OF THE MEETING

MOTION (Pull/Jones)

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

22/12/20 Carried

ITEM - 12 LOCAL GOVERNMENT BOUNDARIES COMMISSION REVIEW

Proceedings in Brief

Clr Batten requested that Council make a submission in response to the Local Government Boundaries Commission review.

Clr Batten provided an overview of why he believes council should make a submission to the Local Government Boundaries Commission. With recommendations of:

1. That the selection criteria for the position of Chairperson includes demonstration of the capacity to work across the political spectrum and apply a high degree of independence in the role.
2. That the selection criteria for the local government representatives is documented more clearly and advertised accordingly to ensure that the commissioners have the skills and knowledge to perform the role. These selection criteria may include the need for both genders to be represented, have extensive current or recent local government experience as a Councillor.
3. That the NSW Local Government Boundaries Commission is comprised of 5 commissioners comprising:

An Independent Chairperson appointed by the Minister for Local Government using a transparent selection process
Representative of the Deputy Secretary who is a senior current or recent former employee of the Office of Local Government

Three local government representatives comprised of:

1. A current or recent former councillor with extensive experience from a council located in the Murray Darling Basin
2. A current or recent former councillor with extensive experience from a regional coastal council
3. A current or recent former councillor with extensive experience from a metropolitan council
4. That more weighting is placed on the views of ratepayers especially when these views are consistent with the decisions of councils to support or oppose boundary changes and amalgamations when the Boundaries Commission is making decisions about boundary changes or amalgamations. This weighting should be at least equal to the perceived financial benefits of any proposed changes.

RECOMMENDATION (Batten/Pull)

THAT:

1. Council make a submission in response to the Local Government Boundaries Commission review, based on the support of Council and with assistance of staff; and
2. The submission be in line with Clr Batten's comments as detailed in the proceedings in brief.

1. Carried

ITEM - 20 PRESENTATION OF 2021/2022 FINANCIAL STATEMENTS

Proceedings in Brief

The Mayor congratulated and thanked the Finance Team for their efforts in delivering the 2021/2022 Financial Statements.

RECOMMENDATION (Weaver/Jones)

THAT Council note the report.

2. Carried

It was noted the time being 2.52pm 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.

3. Carried

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

RECOMMENDATION (Batten/Weaver)

THAT the Committee endorse the accuracy of the Report of the Proceedings of Confidential Matters at the Ordinary Council meeting held on 22 November 2022 and Australia Day Committee meeting held on 22 November 2022 are sufficient to state the general effect of the proceeding in Closed Committee.

4. Carried

ITEM - 3 PLANT REPLACEMENT

RECOMMENDATION (Jones/Weaver)

THAT Council endorse the purchase from Westrac Pty Ltd, two Caterpillar SC68B smooth drum rollers for a total purchase of \$388,000 excl. GST.

5. Carried

ITEM - 4 PLANT REPLACEMENT

MOTION (Batten/Jones)

THAT Council endorse the purchase from METELE Pty Ltd, Wagga Trucks for a Mack Superliner, for the purchase price of \$337,800 excl. GST

6. Carried

**ITEM - 5 EVALUATION OF SUBMISSIONS TENDER: "NETWASTE
TENDER FOR PROCESSING OF GARDEN ORGANICS, WOOD**

AND TIMBER” F2923 / F3928

RECOMMENDATION (Weaver/O’Ryan)

THAT:

1. Tender F3928 for the Processing of Garden Organics, Wood and Timber be awarded to Davis Earthmoving Pty Ltd for their tendered price as set out in this report for the initial two (2) year term with the option of two (2) x 12-month available extensions.
2. As the existing contract expiry date (14 November 2022) has surpassed, a new contract start date for the two (2) year term will be advised by NetWaste upon endorsement from the NetWaste Steering Committee, and engagement of Davis Earthmoving Pty Ltd.
3. Delegate the authority to execute the contracts for the Processing of Garden Organics, Wood and Timber to the Chief Executive Officer and permission be granted for the use of the Council Seal on any relevant document if required.

7. Carried

It was noted the time being 3.04pm the Mayor resumed the Ordinary Meeting.

REPORT & RESOLUTIONS OF COMMITTEE OF THE WHOLE

MOTION (Batten/Jones)

THAT the Report and Recommendations of the Committee of the Whole Meeting held on Tuesday 13 December, 2022 be adopted.

22/12/21 Carried

There being no further business, the meeting closed at 3.04pm.

CHAIRMAN.

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