22 March 2023

NOTICE OF ORDINARY COUNCIL MEETING

Your attendance is respectfully requested at the Ordinary Meeting of Cabonne Council convened for **Tuesday 28 March, 2023** commencing at **2:00PM**, at the Cabonne Council Chambers, Bank Street, Molong to consider the undermentioned business.

Yours faithfully

BJ Byrnes
GENERAL MANAGER

ORDER OF BUSINESS

1) Open Ordinary Meeting
2) Consideration of Mayoral Minute
3) Consideration of General Manager's Report
4) Resolve into Committee of the Whole
    a) Consideration of Called Items
    b) Consideration of Closed Items
5) Adoption of Committee of the Whole Report

Please be advised that this Council meeting is being recorded and live streamed. By speaking at this meeting, you agree to being recorded and live streamed. Please ensure that if and when you speak you are respectful to others and use appropriate language at all times. Cabonne Council accepts no liability for any defamatory or offensive remarks or gestures made during the course of this meeting. The recording of this meeting will be made publicly available on Council's website.

ATTENDEES – MARCH 2023 COUNCIL MEETING

2:00PM	Youth of the Month – Charlie Wenham

Australia's Food Basket

CABONNE COUNCIL

COUNCIL'S MISSION

"To be a progressive and innovative Council which maintains relevance through local governance to its community and diverse rural area by facilitating the provision of services to satisfy identified current and future needs."

COUNCIL'S VISION

Cabonne Council is committed to providing sustainable local government to our rural communities through consultation and sound financial management which will ensure equitable resource allocation.

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CONFIDENTIAL ITEMS

Clause 240(4) of the Local Government (General) Regulation 2005 requires Council to refer any business to be considered when the meeting is closed to the public in the Ordinary Business Paper prepared for the same meeting. Council will discuss the following items under the terms of the Local Government Act 1993 Section 10A(2), as follows:

ITEM 1 CARRYING OF COUNCIL RESOLUTION INTO CLOSED COMMITTEE OF THE WHOLE

Procedural

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

Procedural

ITEM 3 ENDORSEMENT OF PROCEEDINGS OF CONFIDENTIAL MATTERS CONSIDERED AT COMMITTEE MEETINGS

Procedural

ITEM 4 PLANT REPLACEMENT

(d) (i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it; AND (d) (ii) commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the council

ITEM 5 TENDER 1476194 FOR THE SUPPLY OF GOODS, SERVICES AND PLANT HIRE

(d) (iii) commercial information of a confidential nature that would, if disclosed, reveal a trade secret

ITEM 6 ENERGY UPDATE

(d) (i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it

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ITEM 1 - APPLICATIONS FOR LEAVE OF ABSENCE

REPORT IN BRIEF

Reason For Report	To allow tendering of apologies for councillors not present.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	1.2.2.1a - Facilitate Council and standing committee meeting processes.
Annexures	Nil
File Number	\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\COUNCIL - COUNCILLORS LEAVE OF ABSENCE - 1501041

RECOMMENDATION

THAT any apologies tendered be accepted and the necessary leave of absence be granted.

GENERAL MANAGER'S REPORT

A call for apologies is to be made.

ITEM 2 - DECLARATIONS OF INTEREST

REPORT IN BRIEF

Reason For Report	To allow an opportunity for Councillors to declare an interest in any items to be determined at this meeting.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	1.2.2.1a - Facilitate Council and standing committee meeting processes.
Annexures	Nil
File Number	\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\COUNCIL - COUNCILLORS AND STAFF DECLARATION OF INTEREST - 2023 - 1501042

RECOMMENDATION

THAT the Declarations of Interest be noted.

DEPARTMENT LEADER - GOVERNANCE & CORPORATE PERFORMANCE'S REPORT

A call for Declarations of Interest.

ITEM 3 - DECLARATIONS FOR POLITICAL DONATIONS

REPORT IN BRIEF

Reason For Report	To allow an opportunity for councillors to declare any political donations received.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	1.2.2.1a - Facilitate Council and standing committee meeting processes.
Annexures	Nil
File Number	\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\COUNCIL - COUNCILLORS DECLARATION OF POLITICAL DONATIONS - 1501043

RECOMMENDATION

THAT any political donations be noted.

GENERAL MANAGER'S REPORT

A call for declarations of any political donations.

ITEM 4 - MAYORAL MINUTE - APPOINTMENTS

REPORT IN BRIEF

Reason For Report	To allow noting of the Mayoral appointments plus other Councillors' activities reports.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	1.2.2.1a - Facilitate Council and standing committee meeting processes.
Annexures	Nil
File Number	\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\MAYORAL MINUTES - 1501044

RECOMMENDATION

THAT the information contained in the Mayoral Minute be noted.

GENERAL MANAGER'S REPORT

A call for the Mayoral appointments and attendances as well as other Councillors' activities reports to be tabled/read out.

ITEM 5 - COMMITTEE OF THE WHOLE

REPORT IN BRIEF

Reason For Report	Enabling reports to be considered in Committee of the Whole to be called.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	1.2.2.1a - Facilitate Council and standing committee meeting processes.
Annexures	Nil
File Number	\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\GROUPING OF REPORT ADOPTION and BUSINESS PAPER ITEMS FOR NOTING REPORTS - 1501048

RECOMMENDATION

THAT Councillors call any items that they wish to be debated in Committee of the Whole.

GENERAL MANAGER'S REPORT

Council's Code of Meeting Practice allows for the Council to resolve itself into "committee of the whole" to avoid the necessity of limiting the number and duration of speeches as required by Clause 250 of the Local Government (General) Regulation 2005.

This item enables councillors to call any item they wish to be debated in "committee of the whole" at the conclusion of normal business.

The debate process during a 'normal' Council meeting limits the number and duration of speeches as required by Clause 250 of the Local Government (General) Regulation 2005.

Items should only be called at this time if it is expected that discussion beyond the normal debate process is likely to be needed.

ITEM 6 - CONFIRMATION OF THE MINUTES

REPORT IN BRIEF

Reason For Report	Adoption of minutes.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	1.2.2.1a - Facilitate Council and standing committee meeting processes.
Annexures	1. February 28 2023 Ordinary Council Meeting Minutes⇩ 2. 14 March 2023 Environment, Innovation and Energy Commiittee Meeting Minutes⇩ 3. 14 March 2023 Infrastructure Other Committee Meeting Minutes⇩
File Number	\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\COUNCIL - MINUTES - 2023 - 1501052

RECOMMENDATION

THAT:

1. The minutes of the Ordinary Council meeting held on 28 February 2023 be adopted;
2. The minutes of the Ordinary Environment, Innovation & Energy Committee meeting held on 14 March 2023 be adopted
3. The minutes of the Infrastructure (Other) Committee meeting held on 14 March 2023 be adopted.

GENERAL MANAGER'S REPORT

The following minutes are attached for adoption:

1. Minutes of the Ordinary Council meeting held on 28 February 2023;
2. Minutes of the Ordinary Environment, Innovation & Energy Committee meeting held on 14 March 2023;
3. Minutes of the Infrastructure (Other) Committee meeting held on 14 March 2023.

ITEM 7 - 2023 AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION (NSW) ANNUAL CONFERENCE

REPORT IN BRIEF

Reason For Report	Authorising councillor attendance at the ALGWA NSW Annual Conference in Forbes 27-29 April 2023.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.e Provide adequate training & professional development opportunities for Councillors.
Annexures	1. 2023algwaprogram-1⇩
File Number	\OFFICIAL RECORDS LIBRARY\GOVERNMENT RELATIONS\LOCAL AND REGIONAL LIAISON\LOCAL GOVERNMENT WOMENS ASSOCIATION - 1498364

RECOMMENDATION

THAT interested councillors be authorised to attend the 2023 ALGWA (NSW) Conference.

GENERAL MANAGER'S REPORT

The 2023 ALGWA (NSW) Conference will be hosted by Forbes Shire Council from 27-29 April 2023.

The Australian Local Government Women's Association NSW Branch (ALGWA) supports and promotes women in local government through advocacy, advice and action. The Annual Conference is an opportunity to come together and engage in learning and networking that will assist in personal and professional development.

The theme for this year's conference is "Disaster Resilience – building stronger and resilient communities in the wake of disaster". The draft program is attached and any councillor interested in attending should nominate to be authorised to attend.

ITEM 8 - 2023 NATIONAL GENERAL ASSEMBLY MOTIONS

REPORT IN BRIEF

Reason For Report	Formal endorsement of the motions submitted to the 2023 National General Assembly (NGA).
Policy Implications	nil
Budget Implications	nil
IPR Linkage	4.1.4.1b - Meet with other regional local governments for planning purposes.
Annexures	Nil

File Number	\OFFICIAL RECORDS LIBRARY\GOVERNMENT RELATIONS\LOCAL AND REGIONAL LIAISON\AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION - 1501475

RECOMMENDATION

THAT Council endorse the three Motions, as outlined in the report, to be submitted to the 2023 National General Assembly.

GENERAL MANAGER'S REPORT

Council requested motions be submitted to the 2023 NGA under the following themes:

- Initiatives on climate change adaptation, specifically focussing on resilience to natural disaster.
- Investigation of an insurance scheme to protect residents in the bushfire and flood prone communities.
- Initiatives to relieve housing shortages.

The following motion, based on the criteria required to submit motions to the National General Assembly, were developed by councillors at the March workshop.

1. This National General Assembly calls on the Australian Government to urgently implement the objectives of the National Climate Resilience and Adaptation Strategy.

2. This National General Assembly calls on the Australian Government to fast-track initiatives from the Hazards Insurance Partnership and Strategic Insurance Project, and also urgently investigate a federally funded national disaster insurance scheme to enable residents and businesses in areas impacted by climate change.

3. This National General Assembly calls on the Australian Government to fast-track the delivery of its initiatives under its housing reform agenda, including funding to support councils to invest in essential engineering and community infrastructure to support construction.

Formal endorsement of the motions by Council is required.

ITEM 9 - QUARTERLY BUDGET REVIEW

REPORT IN BRIEF

Reason For Report	To advise council of the present position of the 2022/2023 Budget as at the December Quarter and

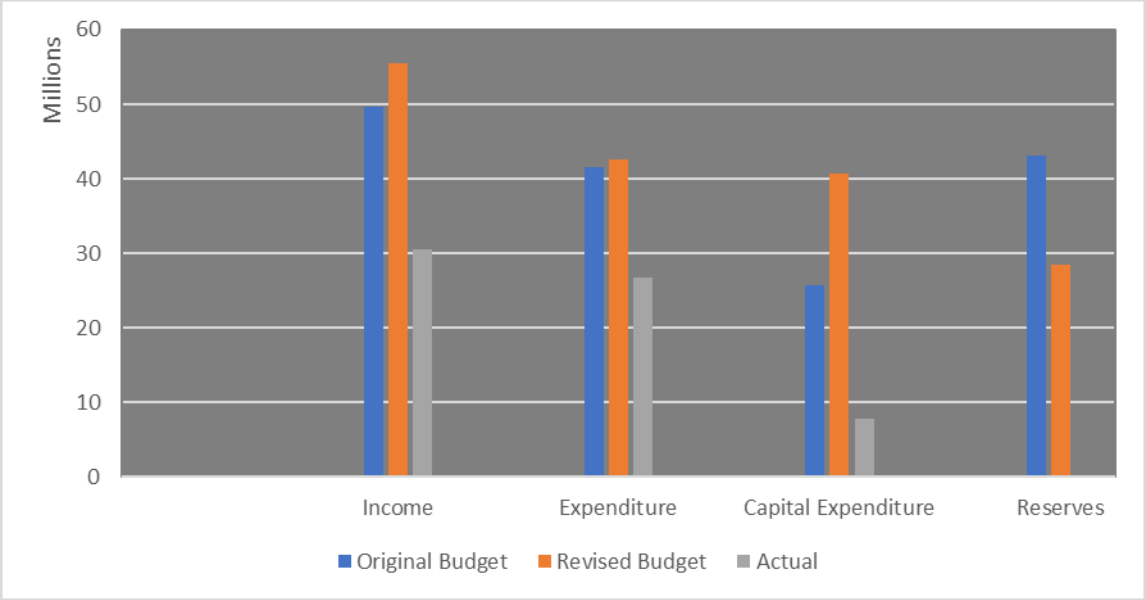
	to submit changes to the budget for approval and inclusion.
Policy Implications	Nil
Budget Implications	Yes - $95,945 cash budget decrease
IPR Linkage	1.1.2.1c - Undertake review of Council's budget on a quarterly basis.
Annexures	1. December 2022 Quarterly Budget Review 20⇩
File Number	\OFFICIAL RECORDS LIBRARY\FINANCIAL MANAGEMENT\FINANCIAL REPORTING\QUARTERLY FINANCIAL STATEMENTS - QBR - 1498100

RECOMMENDATION

THAT council note the variances in the report and authorise those changes to be included in the 2022/2023 Council Budget.

DEPARTMENT LEADER - FINANCE'S REPORT

The purpose of the Quarterly Budget Review is to adjust the budget in response to changes in the financial landscape and decisions made since the setting of the original budget. The report is presented to provide fair and reasonable information to Councilors, regarding the current state of the 2022/2023 budget, considering all known factors up to 31 December 2022.



The overall impact on the original budget due to the changes listed in the Quarterly Budget Review Statement are detailed below. The December adjustments include the carry forward items from the 2021/22 budget which mainly comprise incomplete capital projects and plant purchases.

Consolidated Results

	Original Budget	Revised Budget
Operating result	$8,172,631 surplus	$12,939,798 surplus
Cash result	$95,607 surplus	$39,620 Deficit
Capital Expenditure	$25,736,849	$40,700,511
Reserve balances	$43,182,678 opening	$28,083,346 Projected

Fund Results

The overall impact on council funds from the original budget due to the changes listed in the Quarterly Budget Review Statement are detailed below.

	Original Budget	Revised Budget
Operating Result		
General Fund	$9,734,983 surplus	$19,817,680 surplus
Sewer Fund	($906,697) deficit	($1,317,249)) deficit
Water Fund	($655,655) deficit	($875,905) deficit

Income

The December quarter budget variations increase income by $22.4m.
Income adjustments for the quarter includes flood recovery assistance, insurance claim recovery and capital grants for capital projects including swimming pools, Eugowra Evacuation Centre and Longs Corner road. Additional NSW funding for fixing local roads is also included in the December quarter variations. Revenue adjustments also include a budget correction of $316,834 for the Age of Fishes operating result. The full list is detailed in the attachment.

Operating Expenditure

The December quarter budget variations increase operating expenditure by $17.7M.
Expenditure adjustments for the quarter include disaster recovery cleanup costs and additionally funded road repairs. An adjustment (partially offset by fees) is required for the swimming pools budget of $450,000 principally resulting from the omission of budget amounts for wages after the removal of contracts from the budget. The full list of variations is detailed in the attachment.

Capital Expenditure

The December quarter budget variations increase capital expenditure by $5.28m.
This includes the activation of Cabonne Swimming Pools ($2.88m), Eugowra Community Centre project ($0.75m) and Fixing Local Roads – Longs Corner Road ($1.05m). A variation of $500,000 is required to fund additional costs for the Molong Community Centre which relates to two lots of unexpected finds within the earthworks of the project. The full list is in the attachment.

Reserve Movements

The December budget variations include funding the additional $500,000 for the Molong Community Centre from the Capital Works Reserve and the Infrastructure Reserve. A full detailed list of council reserves are in the attachment.
The attached Quarterly Budget Review details the impact of the December budget changes to the Operating Result, Cash Budget, Capital Budget and Restrictions.

ITEM 10 - DRAFT INVESTMENT POLICY

REPORT IN BRIEF

Reason For Report	Seek Council endorsement of the Investment Policy to public exhibition.
Policy Implications	Reaffirms Cabonne Council's commitment to provide responsible and sustainable investment principles
Budget Implications	Nil
IPR Linkage	1.1.1.2b - Maximise income sources through investments.
Annexures	1. Draft - Investment Policy - Operational⇩
File Number	\OFFICIAL RECORDS LIBRARY\CORPORATE MANAGEMENT\POLICY\POLICY CORRESPONDENCE - 1500907

RECOMMENDATION

THAT Council:

1. Endorse the draft Investment policy;
2. Place the draft Investment Policy on public exhibition for 28 days, with a further report following conclusion of the exhibition phase.

DEPARTMENT LEADER - FINANCE

Council is proposing to amend the existing investment policy which will set the parameters for investment of surplus funds (including cash backed reserves). The policy objectives are:

- To undertake investment of surplus funds in line with council's current investment strategy.
- To ensure all investments comply with the forms of investment allowable under the Local Government Act Investment Order.

- To set boundaries for exposure to market risk, credit risk and interest rate risk within the investment portfolio and the 'counterparty' exposure of the portfolio to individual institutions or investment products.
- To establish a framework for monitoring investments including investment performance.
- To confirm delegations and other relevant governance matters in relation to council's investments.

Council has undertaken a comprehensive review of the investment policy and the proposed amendments are informed by the Investment Policy Guidelines published by the Office of Local Government, updates to the Ministers Order on investments, contemporary practice (including reference to the investment policies adopted by other Councils in NSW), and the impacts of a rising interest rate environment.

The key changes proposed in the policy are:

- Inclusion of definitions in the policy to help explain the financial terminology.
- Reference to Prudent Person Standard and the obligation of delegated staff to manage investments with care, diligence, and skill.
- Broaden the definition of Authorised Investments whilst still maintaining compliance with the Ministers Order.
- Includes types for Prohibited Investments (consistent with Ministers Order);
- Establish performance benchmarks for each category of investments.
- Includes the option for council to utilise an independent investment advisor (see further comments below)
- Added section on Safe Custody Arrangements.

The changes will enable council (within the defined limits) to gain greater advantage from a rising interest rate market by allocating a portion of the investment portfolio to longer dated deposits and investments with a floating interest rate. The policy will also permit direct investments in the NSW Treasury Corporation medium- and longer-term portfolios.

The option to engage an investment advisor will enable council to gain specialist advice and assistance with developing the investment strategy for the next 12-month period. The policy requires that the investment advisor must be independent, hold an Australian Financial Services license (AFSL) issued by the Australian Securities and Investment Commission (ASIC) and must confirm in writing that they have no actual or potential conflict of interest in relation investment products being recommended. This includes receiving no commissions or other benefits in relation to the investments being recommended or reviewed, except if any commissions are fully rebated to Council.

The Investment Advisor will be required to:

- Provide advice in relation to new investments and developing an overall investment strategy – short, medium, long term.
- Quarterly portfolio monitoring with recommendations and performance reporting.
- Advice on safe custody arrangements where applicable; and
- Presentations to Council/ARIC from time to time.

ITEM 11 - FINANCIAL RESERVES POLICY

REPORT IN BRIEF

Reason For Report	That council adopt the Financial Reserve Policy
Policy Implications	To manage reserves as per the policy
Budget Implications	Nil
IPR Linkage	1.1.1.2d - Council's internal reserves are monitored and reported.
Annexures	1. Financial Reserves Policy - Strategic⇩
File Number	\OFFICIAL RECORDS LIBRARY\CORPORATE MANAGEMENT\POLICY\POLICY CORRESPONDENCE - 1501176

RECOMMENDATION

THAT c*ouncil adopt the Reserves Policy*

DEPARTMENT LEADER – FINANCE

The Draft Financial Reserves Policy has been on public exhibition from 7 November 2022 to 1 December 2022 with no comments being received. This policy has been transferred onto the new strategic policy template and is annexed.

Given there has been no objection to the policy contents, it is recommended that council adopt the Financial Reserves Policy.

ITEM 12 - ANZAC DAY 2023

REPORT IN BRIEF

Reason For Report	For council to nominate Councillors to attend ANZAC Day celebrations throughout Cabonne
Policy Implications	Nil
Budget Implications	Nil

IPR Linkage	4.4.1.a - Facilitate council's administrative aspects of ANZAC Day events and citizenship ceremonies
Annexures	1. ANZAC DAY 2023⇩
File Number	\OFFICIAL RECORDS LIBRARY\RECREATION AND CULTURAL SERVICES\EVENTS MANAGEMENT\ANZAC DAY 2023 - 1500743

RECOMMENDATION

THAT Council:

1. Nominate and authorise Councillors to represent Council at ANZAC Day services throughout Cabonne; and

2. Advise the Police that Council offers no objection to the temporary closure of streets involved, subject to compliance with local police regulations, in any of the towns and villages which are to conduct ANZAC Day marches in the Cabonne LGA.

DEPARTMENT LEADER - GOVERNANCE & CORPORATE PERFORMANCE'S REPORT

Each year ANZAC Day services are held in the Cabonne Local Government Area (LGA). The services for 2023 are listed in the attached timetable (not all listed services are confirmed as yet, although services tend to remain the same each year).

It is customary for council to grant approval to the various towns and villages for such marches, subject to the organisers of the march complying with the requirements of the local police concerning traffic barricades and police participation, if necessary.

A wreath will be provided for each ANZAC commemoration service event.

ITEM 13 - EVENTS ASSISTANCE PROGRAM

REPORT IN BRIEF

Reason For Report	For council to consider applications for funding under the 2022/2023 Events Assistance Program.
Policy Implications	Nil
Budget Implications	$2,500 to be funded from the 2022/2023 Events Assistance Program.
IPR Linkage	4.4.1.b - Implement funding opportunities through the Events Assistance Program
Annexures	1. 2023 Cudal Black Tie Ball EAP submission⇩

File Number	\OFFICIAL RECORDS LIBRARY\GRANTS AND SUBSIDIES\PROGRAMS\EVENTS ASSISTANCE PROGRAM 2022 - 2023 - 1500756

RECOMMENDATION

THAT council approves under its 2022/23 Event Assistance Program:

1. $2,500 to Cudal Community Children's Centre for the Black-Tie Ball.

LEADER - COMMUNITY AND ECONOMY'S REPORT

Council has received one application under the 2022/2023 Events Assistance Program (EAP).

1. Applications under the Event Assistance Program

Cudal Community Children's Centre
Black-Tie Ball
Request: $4,620
Recommendation: $2,500

This Cudal Community Children's Centre is a not-for-profit organisation which provides care and education for children up to five years of age. They have applied for funding for a formal event, which will consist of a black-tie ball for some 200 ticketholders. The event aims to raise funds for the centre in Cudal including upgrading childcare facilities, and to support local businesses and individuals.

This formal event will utilise local businesses including the Cudal Bowling Club, use ice from Cudal business, Snooze Ezy Ice, a local caterer for meals, and wine from various local wineries. They will also hire local individuals for staffing, including bar staff and young adults for work experience.

Organisers hope the event will boost the profile of Cabonne through showcasing local produce, promoting local businesses, and return a financial benefit to the region.

The funding request includes funds for gifted wine glasses for ticketholders, the cost of venue hire (Cudal Hall via Council), and cost of catering.

Under the guidelines, this event fits the criteria for Council's 2022/2023 Event Assistance Program, thus the recommendation.

Previous approved events under the 2022/23 Event Assistance Program:

Association	Event	Amount
Orange Region Vignerons Association (ORVA)	Orange Wine Festival	$2,000
Central West Disk Golf	NSW Open Disc Golf Championships	$1,000
Canowindra Branch CWA	CWA Centenary High Tea	$1,000
Eugowra Golden Eagles	Eugowra Masters of the Mandagery	$3,000
Eugowra Harness Racing Club	Eugowra Harness Racing Club Canola Cup Family Picnic Day	$5,000
Manildra and District Improvement Association	Children's Christmas Matinee at the Amusu	$1,000
Amusu Theatre and Movie Museum Manildra	Manildra Ukulele Weekend- The Wild Women of Anywhere Beach	$500
Eugowra Community Children's Centre	Paint and Sip	$800
Lions Club of Orange	Banjo Paterson Festival	$2,000
Cargo 2 Grenfell (C2G) Walk Incorporated	Cargo 2 Grenfell Fundraiser Walk	$2,000
Molong Advancement Group (MAG)	Banjo Paterson Festival event - Molong Poetry Brawl	$1,000
Canowindra Pony Club	Canowindra Pony Club Showjumping Competition	$500
F.O.O.D Week Incorporated	F.O.O.D Week events	$3,900
Total currently approved		**$23,700**

There remains $22,714 in the Event Assistance Program budget for 2022/2023.

This report and recommendations have not been able to be put before the Cabonne Community, Economy, and Culture Committee due to the timing.

ITEM 14 - SPONSORSHIP PROGRAM

REPORT IN BRIEF

Reason For Report	For Council to consider applications for funding under the 2022/2023 Sponsorship Program
Policy Implications	Nil
Budget Implications	$20,000 from 2022/2023 Sponsorship Program
IPR Linkage	4.4.1.c - Provide assistance to community groups

Annexures	1. 2023 Canowindra Balloon Sponsorship Application⇩
File Number	\OFFICIAL RECORDS LIBRARY\GRANTS AND SUBSIDIES\PROGRAMS\SPONSORSHIP PROGRAM 2022-2023 - 1500787

RECOMMENDATION

THAT Council provides $20,000 from the 2022/2023 Sponsorship Program to the Canowindra Challenge Incorporated for naming rights and sponsorship of the Cabonne Community Glow.

LEADER - COMMUNITY AND ECONOMY'S REPORT

Council has received one application for funds under the 2022/2023 Sponsorship Program.

Council's Tourism, Culture & Events Coordinator has provided the following assessment.

The aim of the program is to deliver benefit to the Cabonne community and economy through a range of strong and engaging events. The events must establish a mutually beneficial partnership between council and the community, whilst being able to identify economic, social, and cultural benefits to the Cabonne area.

1. **Canowindra Challenge Incorporated**
   Canowindra International Balloon Challenge 2023
   Request: $20,000
   Recommendation: $20,000

Canowindra International Balloon Challenge is one of Australia's largest gathering of hot air balloons and primary training events for Australia's competitive balloon pilots. The event is held over five days and is free for spectators on all but one event. It is one of the largest free community events in NSW.

The event has one key objective – to drive tourism and tourist spend in the region and local community.

The signature event is the Cabonne Community Glow even, a community event incorporating market stalls, live music, food and beverage vendors, local community groups and the signature attraction: hot air balloons which light up choreographed to music. In 2022 the event attracted more than 7000 people (into a town of 2300). Organiser estimations show the event injected at least $1.5M into the local economy. This number is based on the number of visitors, length of stay, and average spend.

The event involved a number of community groups including the Canowindra Showground Trust and Services Club and promotes the Cabonne region through their online media including day-trip ideas to drive visitors to the greater region.

Cabonne Sponsorship will be recognised through the following:

- Branding on all promotional material (printed and digital)
- Signage at the events
- Acknowledgement of support through all media
- Images from the event for council marketing use.
- Data provided to council.
- Naming rights of the event (Cabonne Community Glow)

This event was sponsored by Cabonne Council last year.

Under the guidelines this does fit the criteria for Council's 2022/2023 Sponsorship Program, thus the recommendation.

Previous approved events under the 2022/23 Sponsorship Program:

Association	Event	Amount
Long White Lunch Incorporated	Long White Lunch, Cumnock	$2,500
Total currently approved		**$2,500**

There remains $68,039 in the Sponsorship Program budget for 2022/2023.

This report and recommendations have not been able to be put before the Cabonne Community, Economy, and Culture Committee due to the timing.

ITEM 15 - CUMNOCK VILLAGE PRESCHOOL- LICENCE AGREEMENT

REPORT IN BRIEF

Reason For Report	For council consideration of Licence Agreement with Cumnock Village Preschool.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	1.2.1.1f - Administration and/or preparation of leases, licences, contracts and tender documents.
Annexures	1. Draft - Cumnock Preschool licence⇩ 2. Letter to cabonne re lease⇩
File Number	\OFFICIAL RECORDS LIBRARY\COUNCIL PROPERTIES\USAGE\COUNCIL OWNED LAND - 1501416

RECOMMENDATION

THAT:

1. Council enters into a Licence Agreement with Cumnock Village Pre-School for the use of part of Lot 6/1/DP5907 and Lot 5/1/DP5907 for a Pre-School;
2. Council donate $27,825.00 (equivalent to market rent) for a period of 12 months as per the Licence Agreement, to Cumnock Village Pre-School for the use of 44 Obley Street, Cumnock NSW 2867 (Cumnock War Memorial Hall);
3. Authorise the General Manager to sign and execute the Licence Agreement.

DEPARTMENT LEADER - URBAN INFRASTRUCTURE'S REPORT

The lease for the property at 44 Obley Street, Cumnock has come up for renewal. Since January 2007, the Cumnock Village Preschool has occupied this building.

Considering the ongoing use, and the community benefit of the Cumnock Village Preschool, it is recommended that a lease extension be offered to the preschool for a further 12 month period.

The rental value for the use is based on a market equivalent rate.

Council has received a letter from the director of the Preschool requesting the lease amount be donated back as has been the agreement in the past. Given the not-for-profit nature of the preschool, this is recommended to be supported.

ITEM 16 - PROPOSED ROAD RESERVE PURCHASE ADJACENT TO LOT 1184 DP1179438

REPORT IN BRIEF

Reason For Report	To seek Council approval to initiate the process of closure of councils unnamed road in the vicinity of Nashdale Road
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.2.c. Engage with community to determine future needs & objectives
Annexures	Nil
File Number	\OFFICIAL RECORDS LIBRARY\ROADS and BRIDGES\ROAD CLOSURES\PERMANENT - 1501197

RECOMMENDATION

THAT Council:

1. Approve the public exhibition of the proposal for purchase of road reserve adjacent to Lot 1184 DP 1179438, and
2. Receive a report following the public exhibition to determine the proposed purchase of road reserve.

DEPARTMENT LEADER - TRANSPORT INFRASTRUCTURE'S REPORT

Council has received an application for the purchase of a portion of road reserve adjacent to property 624 Cargo Road (Lot 1184 DP 1179438). The area proposed for purchase is marked in blue on the following figure.

The application made has indicated that the property owner wishes to install a new property access off of Nashdale Lane, thus abandoning the current arrangement off of Cargo Road.

There are nil council owned assets on the subject land. It is unlikely that Council will have any future strategic or operational use for the road reserve.

Should Council agree that the land is superfluous to its strategic and operational requirements, the proposal will be advertised publicly seeking objections to the proposal. Notifications will be posted to neighbouring properties provided notification of the proposal.

At this stage only public exhibition of the proposal will be undertaken, with a report to be brought forward to Council at a later date summarising any submissions to be made.

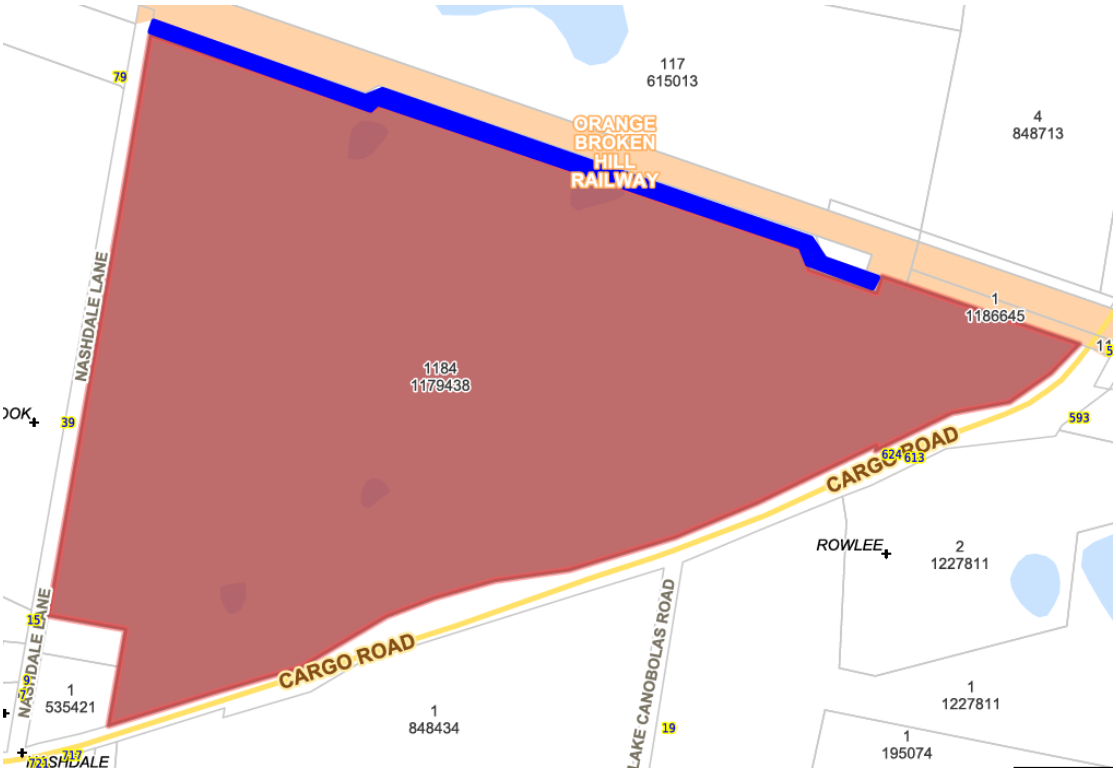


Figure 1 – Location of Proposed Road Reserve Purchase

ITEM 17 - PROPOSED ROAD RESERVE PURCHASE WITHIN LOT 12 DP616527

REPORT IN BRIEF

Reason For Report	To seek Council approval to initiate the process of closure of councils unnamed road, in the vicinity of Borenore Road.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.2.c. Engage with community to determine future needs & objectives
Annexures	1. Road Closure Enquiry - Borenore Road.pdf⇩ 2. Letter to Cabonne Council - Borenore Road.pdf⇩
File Number	\OFFICIAL RECORDS LIBRARY\ROADS and BRIDGES\ROAD CLOSURES\PERMANENT - 1501216

RECOMMENDATION

THAT Council:

1. Approve the public exhibition of the proposal for purchase of partial road reserve through Lot 12 DP 616527, and

2. Receive a report following the public exhibition to determine the proposed purchase of road reserve.

DEPARTMENT LEADER - TRANSPORT INFRASTRUCTURE'S REPORT

Council has received an application for the purchase of a portion of road reserve adjacent to property 189 Borenore Road (Lot 12 DP 616527). The area proposed for purchase is marked in blue on the following figure.

In the letter to council, its noted that the parcel of interest have been fenced into his client's property for over 38 years and is not accessed by public.

There are nil council owned assets on the subject land. It is unlikely that Council will have any future strategic or operational use for the road reserve.

Should Council agree that the land is superfluous to its strategic and operational requirements, the proposal will be advertised publicly seeking objections to the proposal. Notifications will be posted to neighbouring properties provided notification of the proposal.

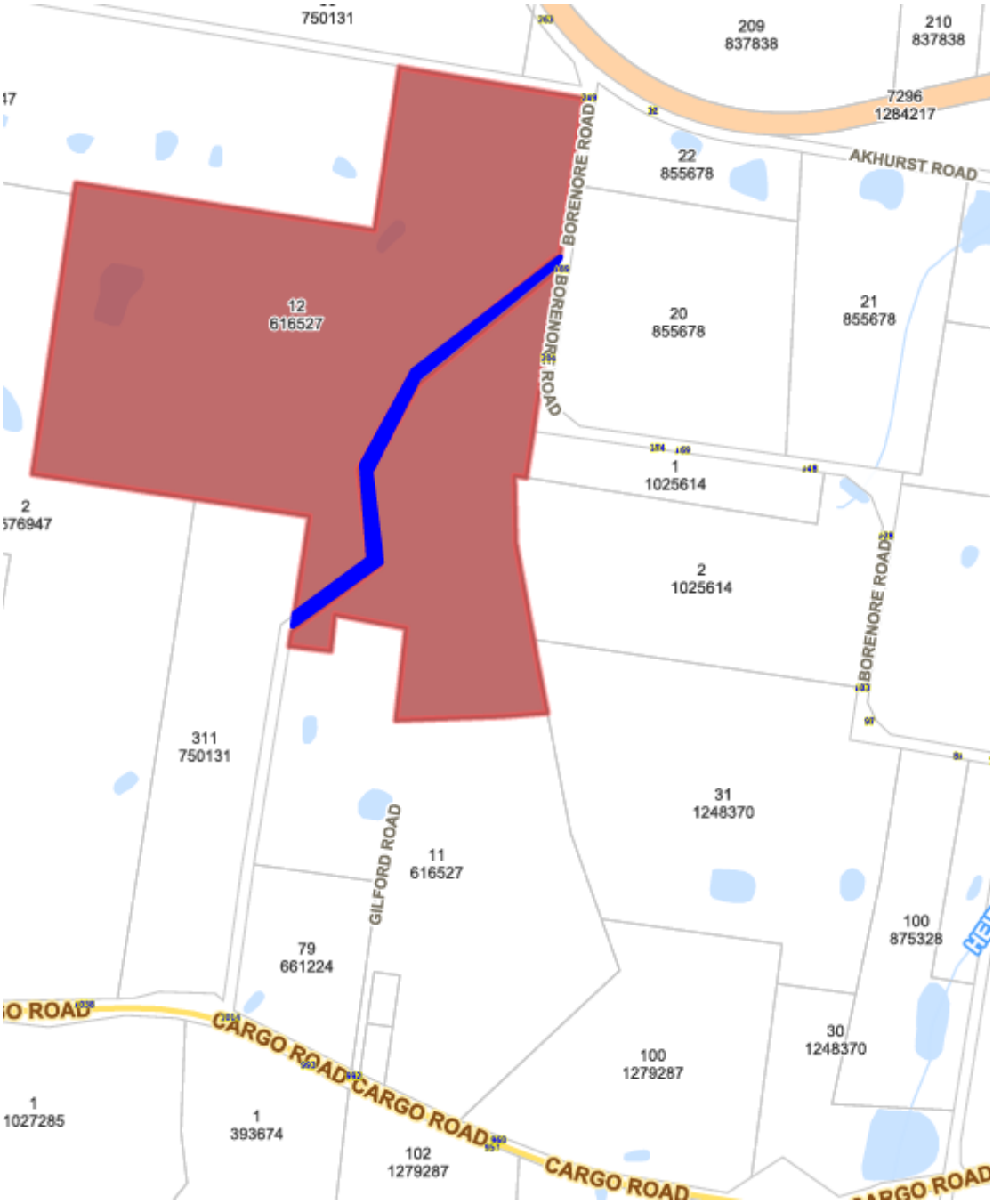


Figure 1 – Location of Proposed Road Reserve Purchase

ITEM 18 - PROPOSED ROAD RESERVE PURCHASE ADJACENT TO LOT 255 DP702687

REPORT IN BRIEF

Reason For Report	To seek Council approval to initiate the process to sell a portion of counicl's road reserve in the vincinity of 597 Canobolas Rd
Policy Implications	NIL

Budget Implications	NIL
IPR Linkage	4.5.2.d. Provide effective communications and information systems for residents
Annexures	1. Anna Derham - Letter inquiring about purchasing Lot 255 DP 702687 Canobolas RD.pdf⇩
File Number	\OFFICIAL RECORDS LIBRARY\ROADS and BRIDGES\ROAD CLOSURES\PERMANENT - 1501257

RECOMMENDATION

THAT Council:

1. Approve the public exhibition of the proposal for purchase of road reserve adjacent to Lot 255 DP 702687, and
2. Receive a report following the public exhibition to determine the proposed purchase of road reserve.

DEPARTMENT LEADER - TRANSPORT INFRASTRUCTURE'S REPORT

Council has received an application for the purchase of a portion of road reserve adjacent to property 597 Canobolas Road (Lot 255 DP 702687). The area proposed for purchase is marked in blue on the following figure.

There are nil council owned assets on the subject land, being populated with mature pine trees. It is unlikely that Council will have any future strategic or operational use for the road reserve.

Should Council agree that the land is superfluous to its strategic and operational requirements, the proposal will be advertised publicly seeking objections to the proposal. Notifications will be posted to neighbouring properties provided notification of the proposal.

At this stage only public exhibition of the proposal will be undertaken, with a report to be brought forward to Council at a later date summarising any submissions to be made.

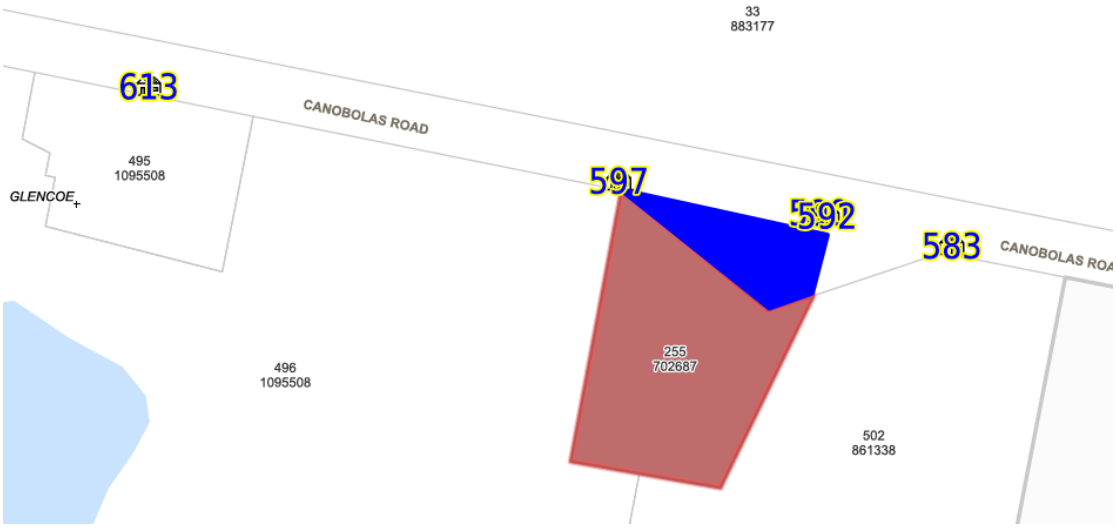


Figure 1 – Location of Proposed Road Reserve Purchase

ITEM 19 - WATER MANAGEMENT CONFERENCE 2023

REPORT IN BRIEF

Reason For Report	Provide notice and seek Council interest in attendance at the Water Management Conference 2023
Policy Implications	Nil
Budget Implications	Cost of expenditure will be inline with budgets for Councillor Congress Attendance
IPR Linkage	2.4.2.1a - Participation in water resource management activities, Central NSW Councils JO water utility alliance.
Annexures	1. 17032023 - Event Details _ Water Conference June 2023⇩
File Number	\OFFICIAL RECORDS LIBRARY\WATER SUPPLY\CONFERENCES\WATER MANAGEMENT CONFERENCE - 1501519

RECOMMENDATION

THAT Council nominate attendance of the Mayor or his representative at the Water Management Conference 2023.

DEPUTY GENERAL MANAGER - CABONNE INFRASTRUCTURE'S REPORT

Council has received a letter from Local Government NSW calling for Council's interest for attendance at the Water Management Conference 2023 on 26 June 2023 to 28 June 2023.

Water Management Conference 2023.

The Conference will be held in regional NSW with the destination host, Parkes Shire Council, to bring together key industry stakeholders to explore practical solutions to water and sewerage management.

The program will feature leading researchers, practitioners and industry experts who will explore the issues and challenges facing local water utilities today and into the future.

There will be the opportunity to:

- Learn about the latest water policy initiatives and government priorities.
- Discover ways to address the critical skills shortage and training opportunities
- Learn how to mitigate climate volatility.
- Discuss emerging technical issues, and
- Explore innovation and technology in sector.

A conference dinner is to be held in the evening of Tuesday 27 June 2023.

Cost of attendance at the conference for members is $675 each (plus accommodation and travel).

ITEM 20 - CONFIRMATION OF THE CABONNE LOCAL TRAFFIC COMMITTEE MEETING MINUTES

REPORT IN BRIEF

Reason For Report	Adoption of the Cabonne Local Traffic Committee meeting minutes.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	2.2.1.4b - Facilitate the Local Traffic Committee.
Annexures	1. Cabonne Council Local Traffic Committee Meeting Minutes 6-3-23⇩
File Number	\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\COMMITTEES - REPORTS OF 2022 - 1501690

RECOMMENDATION

THAT the minutes of the Cabonne Local Traffic Committee held 06 March 2023 be adopted.

DEPUTY GENERAL MANAGER - CABONNE INFRASTRUCTURE'S REPORT

The Cabonne Local Traffic Committee Meeting was held on 06 March 2023.

At the meeting the following items were considered with recommendations to Council for consideration.

Community Events
A report was considered by the committee seeking endorsement of community event approvals which had been considered through e-mail. Some matters are considered by the committee through e-mail if the event is raised between scheduled meetings.

The committee recommendation to Council was to ratify the approval of these events.

Canowindra International Balloon Challenge
The Local Traffic Committee endorsed the approval of road closures for the 'Canowindra International Balloon Challenge' being held in Canowindra on 15 April 2023.

Following Council acceptance of the minutes of the meeting, approval and associated conditions will be forwarded to the event organisers.

Lonely Mountain Ultra – 2023
The Local Traffic Committee endorse the approval to conduct the Lonely Mountain Ultra trail running event to be held on 14-15 October 2023.

Following Council acceptance of the minutes of the meeting, approval and associated conditions will be forwarded to the event organisers.

Bank Street Molong – Main Street Upgrade
A report was presented to the Committee detailing the proposed works in Bank Street. Consideration was given to traffic management concerns, and any regulatory concerns that would arise from the proposed works.

On consideration of the report, the Committee agreed that the proposed design plan was appropriate and did not require amendment.

Furthermore, Transport for New South Wales raised that Council may wish to consider developing the area as a High Pedestrian Zone, which would lower the posted speed limit to 40km/hr. This option is not part of current works plan.

Road Safety – Yeoval Intersection
A report was presented to the Committee regarding concerns at the intersection of Renshaw McGirr and Banjo Paterson Way/Obley Road. The report suggested, following assessment, that vehicles were not obeying the give way signage on the Banjo Paterson/Obley approaches. Enhanced warning was the suggested solution to raise motorist awareness of the change in conditions.

The committee has suggested to Council that improvements to the intersection of Renshaw McGirr and Banjo Paterson/Obley Road be made with the following treatments:

1. Removal of vegetation to increase sight distance to intersection and associated signage indicating the regulatory provisions of the intersection.
2. Installation of pavement markings indicating "Give Way Ahead"
3. Investigation of the installation of rumble markings on approach to intersection warning motorists of approaching changed conditions, once points 1 & 2 have been completed.

ITEM 21 - CONFIRMATION OF THE POOLS ADVISORY COMMITTEE MEETING MINUTES

REPORT IN BRIEF

Reason For Report	Adoption of the Cabonne Pools Advisory Committee meeting minutes.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	2.1.1.1e - Support and engage with the Cabonne Pools Advisory Committee.
Annexures	1. Cabonne Pools Advisory Committee - Minutes 2023-03-14⇩ 2. Pool Advisory Committee - Presentation - March 14th⇩ 3. Letter - PAC - Melanie Stanbury⇩
File Number	\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\COMMITTEES - REPORTS OF 2022 - 1502615

RECOMMENDATION

THAT the minutes of the Pools Advisory Committee of Cabonne Council held on 14 March 2023 be adopted.

DEPUTY GENERAL MANAGER - CABONNE INFRASTRUCTURE'S REPORT

The Cabonne Pools Advisory Committee Meeting was held on 14 March 2023.

At the meeting the following items were considered.

2022/23 Pool Season Presentation
A copy of the presentation is provided for reference.

The internal management model has been run for the full season, and whilst there has been minor issues, in all the season can be considered a success.

Improvements for future seasons includes earlier recruitment of lifeguards to allow for extended training periods. Earlier recruitment will assist with spreading the word out further to communities for lifeguards to nominate for work during the season. Targeted recruitment for senior lifeguards will provide a greater presence and enable improved services to the pools.

The lifeguard survey undertaken indicates a feeling that the majority of lifeguards will be putting their hands up to work again next season.

Customer survey suggested some areas of improvement, with the survey suggesting improving the kiosk options for food as being the highest priority. In all, the feedback from the pool users participating in the survey is quite positive to the management of the pools for the season.

A summary of proposed works under the Activate Cabonne Pools was provided to the committee, with it being explained during the meeting that works would be undertaken during the pool off-season, and would be completed by December 2025.

Discussion on pool fees for the upcoming season was had, with the fees proposed considered reasonable. Particular discussion was held with regards to the lane hire fee. The collection of this fee was supported by the committee.

ITEM 22 - DEVELOPMENT APPLICATION 2021/269 PROPOSED MEDIUM DENSITY DEVELOPMENT FOR 10 KITE STREET MOLONG BEING LOT 16 SECTION 17 DP 758693

REPORT IN BRIEF

Reason For Report	To obtain council determination to refuse the application based upon lack of sufficient information provided to enable a comprehensive assessment of the application
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	3.1.1.1a - Receive and assess Development Applications.
Annexures	Nil

File Number	\Development Applications\DEVELOPMENT APPLICATION\2021\03-2021-0269 - 1484715

RECOMMENDATION

THAT Development Application 2021/269 for multi dwelling housing, being five 3-bedroom units upon land describes as Lot 16 Section 17 DP 758693 at 10 Kite Street, Molong, be refused as insufficient information has been provided with the application to enable assessment of the proposal.

DEPUTY GENERAL MANAGER - CABONNE SERVICES REPORT

ADVISORY NOTES

Record of voting
In accordance with s375A of the Local Government Act 1993, a division is required to be called when a motion for a planning decision is put at a meeting of Council or a Council Committee. A division under s375A of the Act is required when determining this planning application.

Political Disclosures
In accordance with s10(4) of the Environmental Planning and Assessment Act 1979, a person making a planning application to Council is required to disclose political donations and gifts made within 2 years prior to the submission of the application and concluding when the application is determined.

In accordance with s10(4) of the Environmental Planning and Assessment Act 1979, a person making a public submission to Council in relation to a planning application made to Council is required to disclose political donations and gifts made within 2 years prior to the submission being made and concluding when the application is determined.

Political donations and gifts (if any) to be disclosed include:

- All reportable political donations made to any local councillor or council,
- All gifts made to any local councillor or employee of the council.

Nil planning application disclosures have been received. Nil public submission disclosures have been received.

SUMMARY

Development application 2021/269 was submitted on 17 June 2021 for multi dwelling housing, being five 3-bedroom units upon land describes as Lot 16 Section 17 DP 758693 at 10 Kite Street, Molong.

The proposed was neighbourhood notified and submissions received objecting to the proposed development. A preliminary planning assessment of the

submitted proposal indicated it was deficient in information, and that a merit-based assessment of the development could not be undertaken until additional information was provided by the applicant.

To date the applicant has neither submitted the requested additional information, nor withdrawn the application. It is recommended that the application be refused.

Applicant: Design at M
Owner: FPR Aubert
Proposal: Multi dwelling housing (five x 3-bedroom units)
Location: Lot 16 Sect 17 DP 758693, 10 Kite Street, Molong
Zone: R1 General Residential

THE PROPOSAL

The proponent submitted a development application for multipurpose housing upon Lot 16 Sect 17 DP 758693, being 10 Kite Street, Molong. A preliminary assessment of the submitted proposal indicated that insufficient information had been provided to enable a merit-based assessment of the development and the following correspondence was issued to the applicant:

> *'Council refers to the abovementioned development application and following a preliminary assessment and the exhibition of the application, the following issues have been identified by Council:*
>
> - ***Compliance with council's Medium Density Housing Policy***
> *The proposed development does not comply with council's Medium Density Housing Policy as follows:*
> - *The development exceeds the maximum density for the subject site as set out under the policy.*
> - *The private open space of the units does not meet the minimum requirements with respect to the width, with the private open space of all units not meeting the minimum width of 5m. Council considers that the area proposed is not usable private open space.*
> - *No communal open space has been provided.*
> - *No landscaping plan has been provided.*
>
> *The above highlights that the proposal represents an over development of the subject site, and it is recommended that the proposal be reconsidered so that it can comply with the requirements of the policy.*
>
> - ***Flooding***
> *The application as proposed has not considered the impacts of the development on the flood affectation of other properties. Council is requiring an assessment by a suitably qualified person of the potential flooding impacts on other allotments that may*

arise from the development in accordance with Development Control Plan No. 10: Flood Prone Land in Molong.

- ***Waste Management***
  Given the limited width of Kite Street, council has concerns about how waste would be collected from the proposed dwellings given the limited road reserve width and the ability for the waste receptacles to be suitably positioned within the road reserve. Council is requiring details of how waste from the site will be suitably managed in accordance with council's waste management services.

- ***Stormwater***
  The development proposes a significant amount of impervious area, with the application as submitted providing little information as to how stormwater would be captured and diverted to a legal point of disposal. Council is requiring a preliminary stormwater design that outlines how stormwater will be lawfully dealt with on site.

- ***Traffic and Carparking***
  Kite Street in the vicinity of the subject site is narrow, with a width less than 4m wide for the majority of the street. In addition, the road reserve itself is narrow in width (being 6m wide) limiting opportunities for widening of the road to accommodate the development. Council considers that the road would not allow for two vehicles to safely pass with the proposed development likely to exacerbate the problem with limited parking provided on site (1 space per 3-bedroom dwelling). It should be noted that it is unlikely that vehicles could lawfully park within the road reserve resulting in a reliance on onsite parking. Given this, it appears that the proposed 1 space per dwelling is inadequate in this instance.

  In addition, the development would generate traffic from the additional 4 dwellings (or approx. 29.6 vehicle movements per day) within the narrow road reserve, with no substantiation as to how the development would be compatible within the road network.

  Council is requiring an assessment prepared by a suitably qualified person to address the traffic impacts arising from the development. The assessment should address:
    - *The sufficiency of the proposed parking (including the parking requirements for the existing dwelling prior to demolition).*
    - *Traffic movements generated by the development,*

- *Sweep paths for ingress and egress for the largest vehicle to utilise the subject site (based on before and after the existing dwelling is demolished).*
- *The adequacy of Kite Street to accommodate the development.*

- ***Electricity Infrastructure***
  The development application was referred to Essential Energy pursuant to clause 45 of the State Environmental Planning Policy (Infrastructure) 2007. Essential Energy has safety concerns with the proposal's close proximity to the existing electricity infrastructure. Any development in proximity to Essential Energy's infrastructure should comply with the latest industry guideline currently known as ISSC 20 Guideline for the Management of Activities within Electricity Easements and Close to Infrastructure. A copy of this guideline can be located at https://energy.nsw.gov.au/sites/default/files/2018-09/ISSC-20-Electricity-Easements.pdf

  If you believe that the development complies with ISSC20 then please provide plans (showing distances from the proposed development to Essential Energy's infrastructure) together with any other relevant information for further consideration. Alternatively, the proposal should be redesigned to comply with ISSC 20 Guideline for the Management of Activities within Electricity Easements and Close to Infrastructure.

  Your attention is also drawn to Section 49 of the Electricity Supply Act 1995 (NSW). Relevantly, Essential Energy may require structures or things that could destroy, damage or interfere with electricity works, or could make those works become a potential cause of bush fire or a risk to public safety, to be modified or removed.

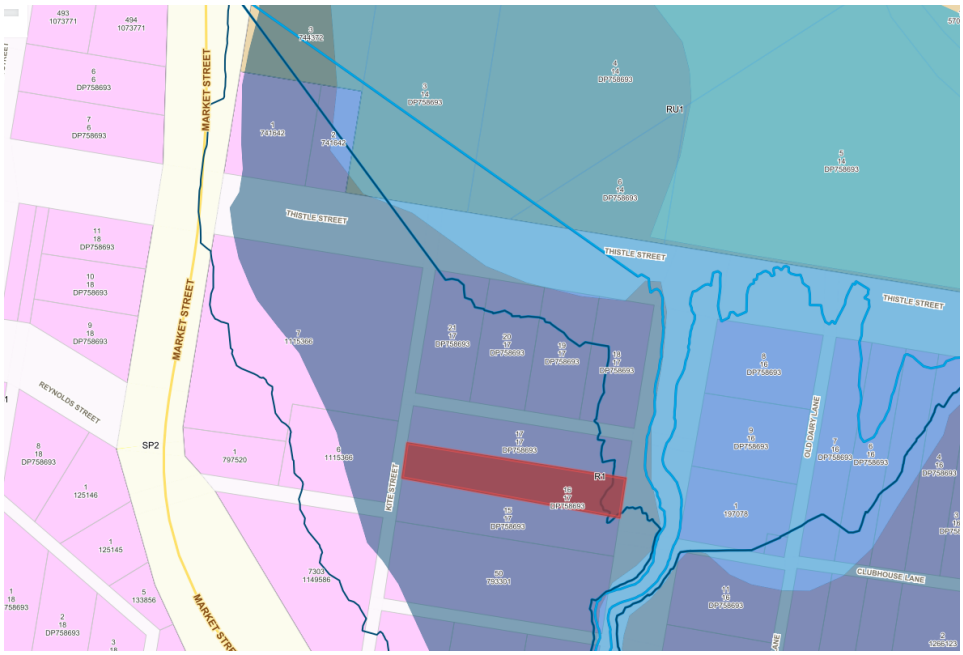
Council does not support the development as presented and it is recommended that the proposal be withdrawn. Alternatively, the proposal could be reconsidered or redesigned to address the abovementioned concerns. Pursuant to Clause 54 of the Environmental Planning and Assessment Regulations 2000, the assessment time for the application has stopped. The assessment of the application cannot resume until such time that you provide the information requested, or you notify Council, in writing, that the information will not be provided.'

Follow up requests were made to the applicant up until November 2022 seeking submission of the additional information or the withdrawal of the application. No response has been received by council from the applicant.

Site Map

THISTLE STREET
THISTLE STREET
MARKET STREET
MARKET STREET
KITE STREET
BOREE HOLLOW
OLD DAIRY LANE
OLD DAIRY LANE
HILL STREET
HILL STREET
HILL STREET

EXISTING RESIDENCE TO BE DEMOLISHED AFTER THE CONSTRUCTION OF UNITS 3, 4, & 5
8. THE LOCATION OF TREES SHOWN ARE INDICATIVE ONLY AND SHOULD BE VERIFIED ACCURATELY BY ADDITIONAL DETAILED SURVEY WHERE CRITICAL.
METAL SHED
KITE STREET
PHILLIP STREET
FGL530.10
DWELLING 1
FFL530.20
DWELLING 2
FFL529.10
DWELLING 3
FFL528.20
DWELLING 4
FFL527.50
DWELLING 5
FFL527.50
VISITOR PARKING
No 10-LOT 6/SEC 17-DP758693-(1973**)
BM NAIL IN BITUMEN RL 530.772
BM DUMPY RL 527.515
POST
WIRE
FENCE
METAL SHED



Extract from Molong flood impact mapping

Conclusion
Insufficient information has been provided in support of the application to enable an adequate merit-based assessment of the proposed development. It is therefore recommended that the application in its current form be refused by council as it is does not comply with council's Medium Density Housing policy and has not satisfactorily addressed environmental considerations affecting the subject land and the proposed development.

ITEM 23 - DEVELOPMENT APPLICATION 2023/0077 FOR EUGOWRA SOLAR FARM AT 255 CASUARINA DRIVE, EUGOWRA

REPORT IN BRIEF

Reason For Report	To obtain council's determination of the development application
Policy Implications	Nil - in relation to determining the development application. From wider council policy perspective this proposal forms part of council's strategy to reduce its carbon footprint and will contribute to council's financial stability, demonstrate leadership and position council for economic growth in the renewable energy sector.
Budget Implications	Nil - in relation to determining the development application.
IPR Linkage	4.5.3.a - Assess and determine planning and development applications to foster community growth within the shire
Annexures	1. Draft Conditions DA2023_0077⇩

File Number	\Development Applications\DEVELOPMENT APPLICATION\2023\03-2023-0077 - 1501439

RECOMMENDATION

THAT Development Application 2023/0077 for Eugowra Solar Farm on Lot 85 DP 870963 – 255 Casuarina Drive, Eugowra, be granted consent subject to the conditions attached.

DEPARTMENT LEADER - DEVELOPMENT SERVICES' REPORT

ADVISORY NOTES

Record of voting
In accordance with s375A of the Local Government Act 1993, a division is required to be called when a motion for a planning decision is put at a meeting of Council or a Council Committee. A division under s375A of the Act is required when determining this planning application.

Political Disclosures
In accordance with s10.4 of the Environmental Planning and Assessment Act 1979, a person making a planning application to Council is required to disclose political donations and gifts made within 2 years prior to the submission of the application and concluding when the application is determined.

In accordance with s10.4 of the Environmental Planning and Assessment Act 1979, a person making a public submission to Council in relation to a planning application made to Council is required to disclose political donations and gifts made within 2 years prior to the submission being made and concluding when the application is determined.

Political donations and gifts (if any) to be disclosed include:

- All reportable political donations made to any local councillor or Council,
- All gifts made to any local councillor or employee of the Council.

Nil planning application disclosures have been received.

Nil public submission disclosures have been received.

EXECUTIVE SUMMARY

The following report has been prepared by Council's contract town planner and provides an independent assessment of the development application submitted for the development of a 4MW Solar Farm on Lot 85 DP 870963, 255 Casuarina Drive, Eugowra.

The proposal involves the construction of a 4MW solar farm approximately 2 km from Eugowra. The 18 ha lot accommodates the Eugowra sewerage

treatment ponds, but otherwise is largely cleared of vegetation. The land slopes gently to the west, with road frontage to Casuarina Drive.

The development is approximately 2.4 ha in size, located within the central portion of the site.

The application has been referred to council for determination as it is an application on Council owned land and made on behalf of Council.

The application is *local development,* permissible under the State Environmental Planning Policy (Transport and Infrastructure) 2021 [Infrastructure SEPP].

The application was notified from 23 January 2023 until 10 February 2023. Only one submission was received from Crown Lands (as an adjoining land owner) who raised no objection to the proposal.

It is recommended that the application be approved subject to conditions of consent.

Applicant:	Cabonne Council C/o SMK Consultants
Owner:	Cabonne Council
Proposal:	Solar Farm 4MW
Location:	Lot 85 DP 870963 - 255 Casuarina Drive, Eugowra
Zone:	SP2 Infrastructure

PROPOSED DEVELOPMENT

Council's consent is sought for the approval of a 4MW Solar Farm project 2km south of Eugowra. The development forms part of council's strategy to reduce the organisations carbon footprint, and will contribute to increasing council's financial stability, demonstrate leadership and position Cabonne Council for economic growth in the renewable energy sector.

This application includes a proposal for a 2nd phase of the development involving an Energy Storage Unit. The storage unit system would provide an option to store power for electricity use at night.

The development encompasses the construction and operation of a solar farm with a maximum transfer capacity of 4MW AC. The development will consist of:

- PEG EW structures (high-density, lightweight, highly robust ground mount design substructures that enable rapid installation). Each structure is comprised of 20 PV modules east/west by 12 PV modules north/south. The PV module will be sourced from a Global Tier 1 supplier.
- 1 combined inverter/transformer station, sourced from a Global Tier 1 supplier (Sungrow);
- Cabling and switchgear;
- Power connection into electricity mains;
- Surrounding chain link fence with 2 x 6m double leaf gate; and
- Second stage being two (2) energy storage units.

Access to the site will be via an upgrade of the existing entrance to meet the Austroad standard for a rural intersection.

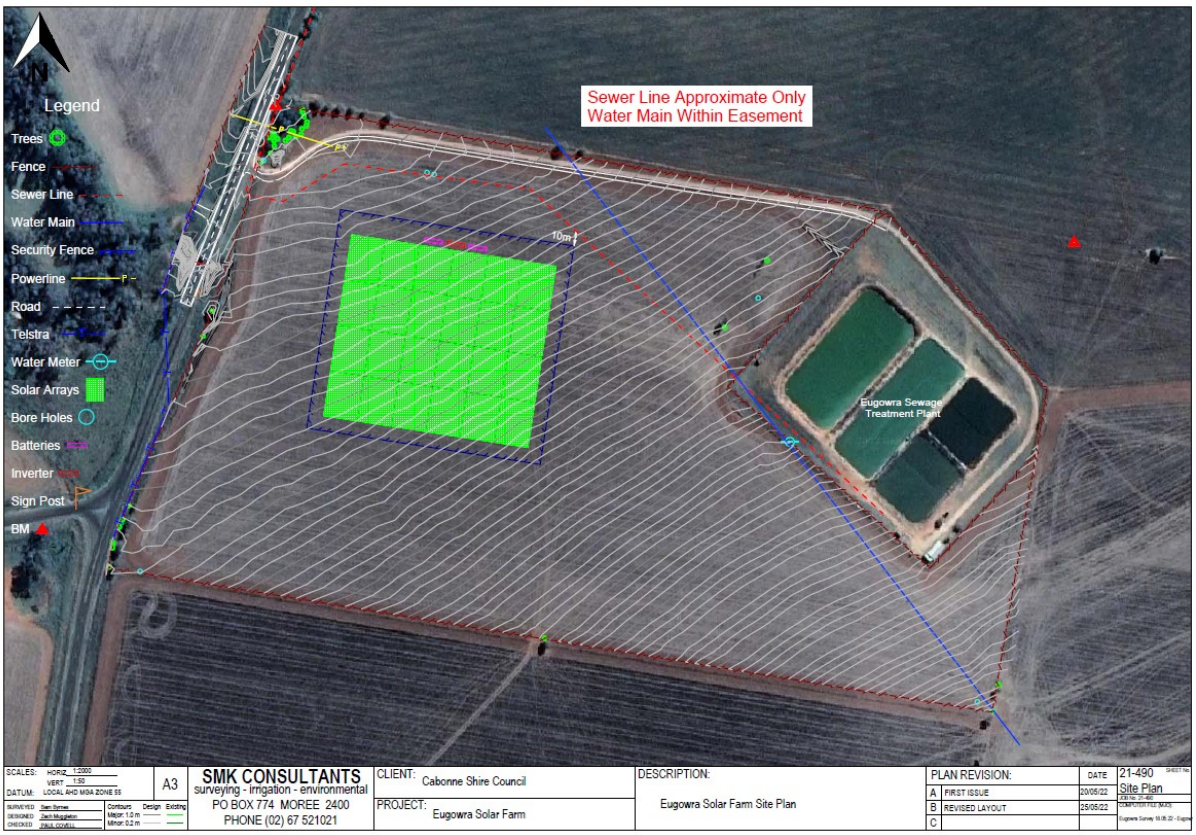


Figure 1 General Arrangement (Source: SEE, SMK Consultants, 2022)

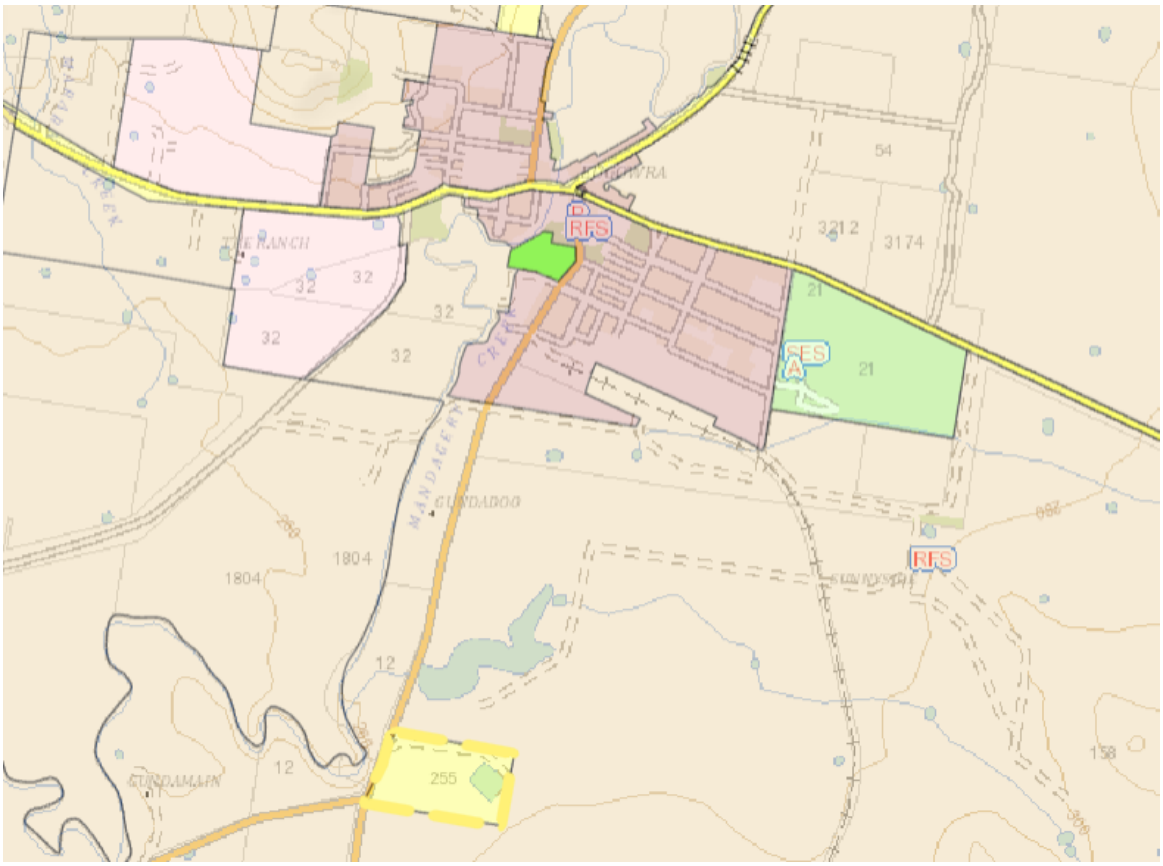


Figure 2: Site Location (Source: ePlanning Spatial Viewer, 2023)

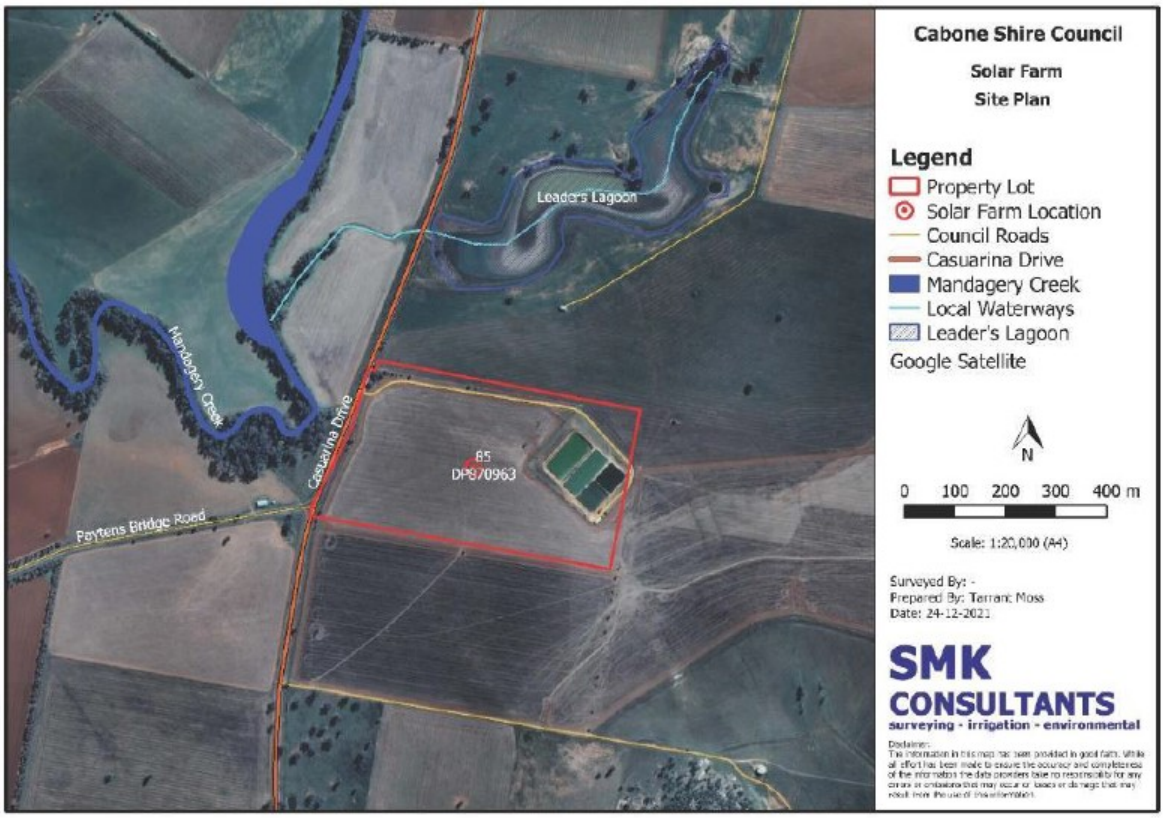


Figure 3: Development Site (Source: SEE, SMK Consultants, 2022)

Construction

The construction of the solar farm is estimated to take 10 weeks. The workforce will include separate framing, assembly and electrical teams for the panel installation and a civil team to undertaken the cabling and connection work, with a total of 18 people onsite at its peak. It is proposed that the workforce be drawn locally where possible.

Traffic

The construction traffic will consist of both light vehicles, such as 4WD (to transport construction workers to and from the site), as well as standard semi-trailers to deliver bulk materials in shipping containers. They would be self-unloaded or a small crane will be brought to the site. No over-mass or over-dimensional vehicle delivery will be required. Deliveries will generate approximately 20-trucks to the site.

Site works and installation

Minor earthworks will be required. The footprint of the subject site is gently sloping overall and is suitable for the installation of solar without the requirement for levelling works.

Additional preparation work proposed for the site includes placement of a geotextile strip beneath the PEGs on the lower side of the panels. There is a gap between panels and therefore water running off the panels will drop between the arrays. The geotextile strip will stabilise the soil where this water runs off.

Once site preparation is completed, the PEG system will be installed to the required depths. The frames for the solar panels will be fitted and then the solar panels can be attached to the frame. During this process, the wiring will be installed to carry the power from the panels to the inverter station.

The inverter will be installed on a mound of soil with a gravel cap. This will ensure that it is not affected by surface runoff and remains stable.

The connection to the existing 11kV line west of the site will be via a below ground cable to be installed in accordance with Australian Standards.

SITE

The subject site has a regular rectangular shape with an area of approximately 18 hectares and a single road frontage to Casuarina Drive on the western boundary of the lot. The solar farm is to be located on a northwest sloping paddock. The topography is almost flat with slopes of between 1.7% to 2.5% falling to the north west. The steepest sloping ground is on the eastern section of the lot. The land is largely cleared except for a few trees in the north western corner of the site near the entrance.

Access is via the existing gates in the north western portion of the site. The access is proposed to be upgraded as part of the future operations of the solar farm as well as to accommodate construction traffic.

The site currently accommodates the Eugowra sewerage treatment ponds which will remain undisturbed by the proposal.

The site is unconstrained by biodiversity and bush fire and is free of any riparian zone.

Site conditions, coupled with the high daily solar exposure and proximity to the Essential Energy 11kV network, contribute to the suitability of the site for the development.

Once constructed and operational, the solar farm will be monitored remotely. Site inspections will occur once or twice per year. The panels are not cleaned as it has been determined that the slope of the panels is sufficient to allow rainfall to wash any accumulated dust off the panels. Mowing and maintenance of ground cover and drains will occur on an as required basis.

MATTERS FOR CONSIDERATION

Section 1.7 - Application of Part 7 of the *Biodiversity Conservation Act 2016* and Part 7A of the *Fisheries Management Act 1994*

Section 1.7 of the EP&A Act identifies that Part 7 of the *Biodiversity Conservation Act 2016* (BC Act) and Part 7A of the *Fisheries Management Act 1994* have effect in connection with terrestrial and aquatic environments.

With the site being 145m east of Mandagery Creek and 270m south of Leaders Lagoon, the proposal does not involve an aquatic environment. As such, only the Biodiversity Conservation Act, 2016 requires consideration.

There are four triggers known to insert a development into the Biodiversity Offset Scheme (i.e. the need for a Biodiversity Development Assessment Report (BDAR) to be submitted with a DA):

- Trigger 1: development occurs in land mapped on the Biodiversity Values Map (OEH) (clause 7.1 of BC Regulation 2017);
- Trigger 2: development involves clearing/disturbance of native vegetation above a certain area threshold (clauses 7.1 and 7.2 of BC Regulation 2017);
- Trigger 3: development is otherwise likely to significantly affect threatened species (clauses 7.2 and 7.3 of BC Act 2016);
- Trigger 4: development proposed to occur in an Area of Outstanding Biodiversity Value (clause 7.2 of BC Act 2016). No areas are known to occur in the LGA, and as such no further comments will be made in relation to this trigger.

The fourth trigger (development proposed to occur in an Area of Outstanding Biodiversity Value (clause 7.2 of BC Act 2016) is generally not applicable to the Cabonne LGA; as no such areas are known to occur in the LGA. No further comments will be made against the fourth trigger.

Comment: the development does not trigger the need for a Biodiversity Development Assessment Report under the Biodiversity Conservation Act 2016 as the land is not mapped under Trigger 1, does not require clearing of

vegetation (Trigger 2) and as no clearing is proposed it is unlikely to otherwise significantly affect threatened species (Trigger 3).

Section 4.15

When determining a development application the consent authority must take into account the matters outlined in section 4.15(1) of the *Environmental Planning and Assessment Act 1979* (EP&A Act). These matters as are of relevance to the development application include the following:

(a) *the provisions of any environmental planning instrument, proposed instrument, development control plan, planning agreement and the regulations*

(b) *the likely impacts of that development, including environmental impacts on both the natural and built environments, and social and economic impacts in the locality,*

(c) *the suitability of the site for the development,*

(d) *any submissions made in accordance with this Act or the regulations,*

(e) *the public interest.*

These matters are considered below.

PROVISIONS OF ANY ENVIRONMENTAL PLANNING INSTRUMENT s4.15(1)(a)(i)

Cabonne Local Environmental Plan 2012 (CLEP)

Part 1 - Preliminary

Clause 1.2 - Aims of Plan

The broad aims of the LEP are set out under subclause 2 as follows:

(a) *to encourage development that complements and enhances the unique character and amenity of Cabonne, including its settlements, localities, and rural areas,*

(b) *to provide for a range of development opportunities that contribute to the social, economic and environmental resources of Cabonne in a manner that allows present and future generations to meet their needs by implementing the principles of ecologically sustainable development,*

(c) *to facilitate and encourage sustainable growth and development that achieves the following—*

  (i) *contributes to continued economic productivity, including agriculture, business, tourism, industry and other employment opportunities,*

  (ii) *allows for the orderly growth of land uses while minimising conflict between land uses within the relevant zone and land uses within adjoining zones,*

  (iii) *encourages a range of housing choices and densities in planned urban and rural locations that is compatible with the residential and rural environment and meets the diverse needs of the community,*

(iv) promotes the integration of land uses and transport to improve access and reduce dependence on private vehicles and travel demand,
(v) protects, enhances and conserves agricultural land and the contributions that agriculture makes to the regional economy,
(vi) avoids or minimises adverse impacts on drinking water catchments to protect and enhance water availability and safety for human consumption,
(vii) protects and enhances places and buildings of environmental, archaeological, cultural or heritage significance, including Aboriginal relics and places,
(viii) protects and enhances environmentally sensitive areas, ecological systems, and areas that have the potential to contribute to improved environmental, scenic or landscape outcomes.

The proposed development is consistent with the broad aims of the CLEP2012 as discussed further in this report.

Clause 1.6 - Consent Authority

This clause establishes that, subject to the Act, Council is the consent authority for applications made under the LEP.

Clause 1.7 - Mapping

The subject site is identified on the LEP maps in the following manner:

Land zoning map	Land zoned SP2 Infrastructure
Lot size map	N/A
Heritage map	Not a heritage item or conservation area
Terrestrial biodiversity map	Has no mapped biodiversity sensitivity on the subject land
Flood planning map	Not within a flood zone
Natural resource – karst map	Not within a karst area
Drinking water catchment map	Not within a drinking water catchment area
Riparian land, watercourse, and groundwater vulnerability maps	Part groundwater vulnerable, but not affected by mapped watercourses
Land reservation acquisition map	Not Applicable

Those matters that are of relevance are addressed in detail in the body of this report.

Clause 1.9A - Suspension of Covenants, Agreements and Instruments

This clause provides that covenants, agreements and other instruments which seek to restrict the carrying out of development do not apply with the following exceptions.

- covenants imposed or required by council

- prescribed instruments under Section 183A of the *Crown Lands Act 1989*
- any conservation agreement under the *National Parks and Wildlife Act 1974*
- any trust agreement under the *Nature Conservation Trust Act 2001*
- any property vegetation plan under the *Native Vegetation Act 2003*
- any biobanking agreement under Part 7A of the *Threatened Species Conservation Act 1995*
- any planning agreement under Division 6 of Part 4 of the *Environmental Planning and Assessment Act 1979.*

Council staff are not aware of the title of the subject property being affected by any of the above. It is noted that a water easement and sewer main runs through part of the site, and the proposal has been located clear of this easement.

Part 2 - Permitted or Prohibited Development

Clause 2.1 - Land Use Zones and Land Use Table

The land is zoned SP2 Infrastructure (Sewerage Treatment Plant). Ordinarily, the zone permits uses that are for "*The purpose shown on the Land Zoning Map, including any development that is ordinarily incidental or ancillary to development for that purpose*".

A 'Solar Farm' is defined as:

> ***electricity generating works*** *means a building or place used for the following purposes, but does not include a solar energy system—*
>
> *(a) making or generating electricity,*
>
> *(b) electricity storage.*

The permissibility in this instance is from Chapter 2, Clause 2.36(1) of the Infrastructure SEPP which permits electricity generating works associated with solar energy on any non-residential land with consent. Thus 'electricity generating works' are permissible with development consent in the SP2 zone through the application of the Infrastructure SEPP.

It is noted that under Chapter 2, Clause 2.42 of the Infrastructure SEPP that this development is neither State significant nor regional significant development (not located on the Regional Cities map – Orange) and hence does not trigger determination assessment criteria under the SEPP.

Clause 2.3 - Zone Objectives

The zone objectives are broad. The consistency of the proposal with the applicable objectives is summarised as follows:

SP2 Infrastructure - Objectives	Comment
To provide for infrastructure and related uses.	Consistent

To prevent development that is not compatible with or that may detract from the provision of infrastructure.	Consistent

Part 3 - Exempt and Complying Development

The application is not exempt or complying development.

Part 4 - Principal Development Standards

Not applicable to the proposal.

Part 5 - Miscellaneous Provisions

Not applicable to the proposal.

Part 6 - Additional Local Provisions

6.4 - Groundwater Vulnerability

This clause seeks to protect hydrological functions of groundwater systems and protect resources from both depletion and contamination. Large areas of the LGA, including the subject site, are identified with "Groundwater Vulnerability" on the Groundwater Vulnerability Map. This requires that Council consider:

(a) whether or not the development (including any onsite storage or disposal of solid or liquid waste and chemicals) is likely to cause any groundwater contamination or have any adverse effect on groundwater dependent ecosystems, and

(b) the cumulative impact (including the impact on nearby groundwater extraction for potable water supply or stock water supply) of the development and any other existing development on groundwater.

Furthermore, consent may not be granted unless Council is satisfied that:

(a) the development is designed, sited and will be managed to avoid any significant adverse environmental impact, or

(b) if that impact cannot be reasonably avoided - the development is designed, sited and will be managed to minimise that impact,

(c) if that impact cannot be minimised - the development will be managed to mitigate that impact.

The proposal is not anticipated to involve the discharge of toxic or noxious substances and is therefore unlikely to contaminate the groundwater or related ecosystems. The proposal does not involve extraction of groundwater and will therefore not contribute to groundwater depletion. The design and siting of the proposal avoids impacts on groundwater and is therefore considered acceptable.

Clause 6.8 - Essential Services

Clause 6.8 applies and states:

Development consent must not be granted to development unless the consent authority is satisfied that any of the following services that are essential for the

proposed development are available or that adequate arrangements have been made to make them available when required:

(a) the supply of water,
(b) the supply of electricity,
(c) the disposal and management of sewage,
(d) storm water drainage or on-site conservation,
(e) suitable road access.

The proposal is consistent with this clause. Vehicular access is provided directly from Casuarina Drive. This access is proposed to be upgraded to accommodate the construction traffic associated with the development. There is an 11kV line running along Casuarina Drive which will provide connection to the grid.

STATE ENVIRONMENTAL PLANNING POLICIES

State Environmental Planning Policy (Resilience and Hazards) 2021

Chapter 4 - Remediation of Land

Pursuant to Clause 4.6 *Contamination and remediation to be considered in determining development application*:

(1) A consent authority must not consent to the carrying out of any development on land unless:

(a) it has considered whether the land is contaminated, and

(b) if the land is contaminated, it is satisfied that the land is suitable in its contaminated state (or will be suitable, after remediation) for the purpose for which the development is proposed to be carried out, and

(c) if the land requires remediation to be made suitable for the purpose for which the development is proposed to be carried out, it is satisfied that the land will be remediated before the land is used for that purpose.

The site is potentially contaminated under the Management Contaminated Land Guidelines Section 3.2, Table 1, having been historically used for agriculture.

The applicant's submitted Statement of Environmental Effects (SEE) addresses this as follows:

> *"The subject property is not listed as a contaminated site on the NSW EPA Contaminated Lands Record for the Cabonne Shire. The proposed development site is not considered as contaminated land as it has not historically been subjected to any contaminating activities. A preliminary site contamination assessment was nevertheless undertaken at the site. The assessment concludes that the site is considered suitable for the proposed development of a solar farm".*

The SEE has adequately addressed this issue.

State Environmental Planning Policy (Biodiversity and Conservation) 2021

Chapters 3 and 4 Koala Habitat Protection 2020 and 2021

Chapter 4 of *State Environmental Planning Policy (Biodiversity and Conservation) 2021* relates to koala habitat protection. Cabonne LGA is listed in Schedule 2 and the site has an area greater than 1ha, therefore the SEPP needs to be considered.

The applicant's submitted SEE addresses the SEPP and includes the following comment:

> *"The proposed development footprint is dominated by cropland, with a small number of planted White Cedar and Kurrajong trees along the northern and western boundaries of the lot. None of the feed tree species listed in Schedule 3 of the Biodiversity and Conservation SEPP are present within the proposed development footprint. Riparian vegetation west of the lot consists of River Red Gum woodland, a Koala feed tree species. This woodland therefore constitutes potential Koala habitat; however this woodland is over 100m west of the proposal site and will not be altered or disturbed by the proposed development. No mature trees will be cleared or modified in association with the proposed development".*

The assessment concludes that the site is unlikely to any significant impact on koala populations or koala habitat. As such the proposal is considered to satisfy the requirements of the SEPP and a Koala Plan of Management is not required in this instance.

State Environmental Planning Policy (Planning Systems) 2021

The proposal is not 'Regionally Significant Development' in that is has a capital investment value of $4.83 million, which is under the $5 million threshold for consideration of the proposal by the Western Regional Planning Panel (WRPP) under Schedule 6 of *State Environmental Planning Policy (Planning Systems) 2021.*

State Environmental Planning Policy (Transport and Infrastructure) 2021

The following provisions of the Infrastructure SEPP have been considered.

Development is permitted with consent under the provision of Section 2.36(1), as the proposal is for '*electricity generating works'* in the SP2 Infrastructure zone, being a prescribed zone.

PROVISIONS OF ANY DRAFT ENVIRONMENTAL PLANNING INSTRUMENT THAT HAS BEEN PLACED ON EXHIBITION 4.15(1)(a)(ii)

Review of clause 4.6 of the Standard Instrument LEP

The department exhibited an Explanation of Intended Effect (EIE) on the proposed amendments to clause 4.6 of the Standard Instrument LEP from the 31 March until 12 May 2021. The proposed revised clause 4.6 will ensure that applications to vary development standards have a greater focus on the planning outcomes of the proposed development and are consistent with the strategic context of the site, gives weight to the relevant planning objectives that

have been developed by councils in consultation with communities, and ensures variations are considered in that context, via revised tests.

Comment: this application does not seek a clause 4.6 variation and hence is not impacted upon by the draft instrument.

DESIGNATED DEVELOPMENT

The proposed development is not designated development.

INTEGRATED DEVELOPMENT

The application is not integrated development.

PROVISIONS OF ANY DEVELOPMENT CONTROL PLAN s4.15(1)(a)(iii)

There are no Development Control Plans applicable to the development.

PROVISIONS OF ANY PLANNING AGREEMENT S4.15(1)(A)(IIIA)

Not Applicable.

PROVISIONS PRESCRIBED BY THE REGULATIONS s4.15(1)(a)(iv)

The *Environmental Planning and Assessment Regulation 2021* provides no specific requirements. The process for the assessment and determination of the application are consistent with the Regulations.

THE LIKELY IMPACTS OF THE DEVELOPMENT s4.15(1)(b)

The consideration of impacts on the natural and built environments includes the following:

Context and setting – The proposal is considered to be generally consistent with the context of the site. The solar array will be accommodated on 2.4ha of the 18 ha site which also includes the sewerage treatment ponds. The site is generally flat and will not be visually obtrusive from the public road or surrounding properties.

Access and traffic – The proposed solar farm will be provided access from the existing access to Casuarina Drive. Conditions of consent will require the access to the site to be upgraded, detail maximum size vehicles to access the site, require all vehicles to enter and exit the site in a forward direction, require all loading and unloading be undertaken within the confides of the subject land. Further, a condition of consent will require a Traffic Management Report be submitted prior to any construction works commencing.

Heritage –The site does not contain any known heritage significance. A condition in relation to unexpected finds has been included in the conditions of consent.

Other land resources – The site does not contain any other known land resources.

Water/air/soils impacts – As detailed above, under Chapter 4, State Environmental Planning Policy (Resilience and Hazards) 2021 no concerns are raised in relation to contamination.

Flora and fauna impacts – The proposed development will not require the clearing of vegetation. No concerns are raised.

Natural environment – The proposed development will not result in any significant changes to the contours of the land.

Noise and vibration – Conditions of consent will limit construction work hours to ensure minimal impact is caused to adjoining and surrounding properties. Operational noise is negligible.

Natural hazards – The site is identified as bushfire prone, however, the proposal satisfactorily addresses the Planning for Bushfire Protection Guidelines. The inclusion of an APZ of 10m and an inner protection area between the perimeter fence and vegetation have been included in conditions of consent.

Social impact – Due to the location of the site and the nature of the development there will be little interaction between the development and the public. Positive social impacts in relation to the additional renewable energy source is expected.

Economic impact – The proposed development is likely to employ approximately 18 workers some of which will be sourced locally and have direct and indirect positive impact on the local economy during the 10 week construction phase. No negative economic impact is expected.

Site design and internal design – The proposed development has been designed to minimise native vegetation clearing, to utilise the existing access and internal driveway location (subject to upgrade requirements).

Construction – Construction hours are to be conditioned. The infrastructure associated with the solar farm and any structures associated with the construction compound (i.e. site office) are considered to be temporary. As such a Construction Certificate is not required. A condition of consent requiring the applicant to submit a certificate from an appropriately qualified person which demonstrates that any temporary structures have been provided with a footing and anchorage system suitable to withstand the site's wind design loading and proposed use has been included. Standard conditions in relation to principle certifying appointment and National Construction Code compliance are included.

Visual impacts – The proposal considers the potential visual impact of the development from the two closest residents, public road and adjoining properties. The solar farm accommodated only a small portion of the site. No concerns are raised as the visual impact.

Cumulative impacts – due to the nature, scale and location of the development and the adjoining and surrounding uses no concerns are raised in relation to cumulative impacts.

THE SUITABILITY OF THE SITE s4.15(1)(c)

The land is zoned SP2 and the proposal is consistent with the objectives of the zone and the intended use of the site. The site is cleared of vegetation and currently accommodates the Eugowra Sewerage treatment Ponds. The solar farm represents an efficient use of the land.

ANY SUBMISSIONS MADE IN ACCORDANCE WITH THE ACT s4.15(1)(d)

The proposed development is defined as "advertised development" under the provisions of the *Cabonne Council Community Participation Plan 2019* (CPP). The application was advertised for the prescribed period, and at the end of that period one (1) submission was received. This submission was from Crown Lands (as adjoining land owner), who raised no objections.

PUBLIC INTEREST s4.15(1)(e)

The proposed development is consistent with the planning framework and not contrary to the public interest

DEVELOPMENT CONTRIBUTIONS

Council's Section 7.12 Development Contributions Plan allows for an exemption to the payment of the levy for an application made by or on behalf of Council for infrastructure. The proposal is for Council infrastructure, therefore a contribution does not apply.

REFERRALS

The application was referred internally to Health and Building, and Engineering. No concerns have been raised.

SUMMARY

The proposed development is permissible with the consent of Council. The proposed development is consistent with the objectives of the CLEP 2012 and suitable in the location. The development will provide beneficial impacts to the environment by providing renewable energy as an alternative to energy sources reliant upon fossil fuels. The development is part of the council's strategy to reduce its annual energy consumption cost and carbon footprint, which will benefit all residents within the LGA.

It is recommended that the development be approved with conditions as attached.

ITEM 24 - QUESTIONS FOR NEXT MEETING

REPORT IN BRIEF

Reason For Report	To provide Councillors with an opportunity to ask questions/raise matters which can be provided/addressed at the next Council meeting.
Policy Implications	Nil
Budget Implications	Nil

IPR Linkage	1.2.2.1a - Facilitate Council and standing committee meeting processes.
Annexures	Nil
File Number	\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\NOTICES - MEETINGS - 1501054

RECOMMENDATION

THAT Council receive a report at the next Council meeting in relation to questions asked/matters raised where necessary.

GENERAL MANAGER'S REPORT

A call for questions for which an answer is to be provided if possible or a report submitted to the next Council meeting.

ITEM 25 - BUSINESS PAPER ITEMS FOR NOTING

REPORT IN BRIEF

Reason For Report	Provides an opportunity for Councillors to call items for noting for discussion and recommends remainder be noted.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	1.2.2.1a - Facilitate Council and standing committee meeting processes.
Annexures	Nil
File Number	\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\PROCEDURES - 1501055

RECOMMENDATION

THAT:

1. Councillors call any items they wish to further consider.
2. The balance of the items be noted.

GENERAL MANAGER'S REPORT

In the second part of Council's Business Paper are items included for Council's information.

In accordance with Council's format for its Business Paper, Councillors wishing to discuss any item are requested to call that item.

ITEM 26 - MATTERS OF URGENCY

REPORT IN BRIEF

Reason For Report	Enabling matters of urgency to be called.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	1.2.2.1a - Facilitate Council and standing committee meeting processes.
Annexures	Nil
File Number	\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\NOTICES - MEETINGS - 1501058

RECOMMENDATION

THAT Councillors call any matters of urgency.

GENERAL MANAGER'S REPORT

Council's Code of Meeting Practice allows for the Council to consider matters of urgency which are defined as *"any matter which requires a decision prior to the next meeting or a matter which has arisen which needs to be brought to Council's attention without delay such as natural disasters, states of emergency, or urgent deadlines that must be met".*

This item enables councillors to raise any item that meets this definition.

ITEM 27 - COMMITTEE OF THE WHOLE SECTION OF THE MEETING

REPORT IN BRIEF

Reason For Report	Enabling reports to be considered in Committee of the Whole.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	1.2.2.1a - Facilitate Council and standing committee meeting processes.
Annexures	Nil
File Number	\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\PROCEDURES - 1501064

RECOMMENDATION

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

GENERAL MANAGER'S REPORT

Council's Code of Meeting Practice allows for the Council to resolve itself into "committee of the whole" to avoid the necessity of limiting the number and duration of speeches as required by Clause 250 of the Local Government (General) Regulation 2005.

This item enables councillors to go into "committee of the whole" to discuss items called earlier in the meeting.

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MINUTES OF THE ORDINARY COUNCIL MEETING HELD AT THE COUNCIL CHAMBERS MOLONG ON TUESDAY 28 FEBRUARY, 2023 COMMENCING AT 2:00PM

PRESENT Clr J Jones (in the Chair), Clrs P Batten, M Nash, L Oldham, K O'Ryan, A Pull, A Rawson, J Weaver.

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

Proceedings in Brief

An apology was tendered on behalf of Clr Beatty for his absence from the meeting.

MOTION (Oldham/Nash)

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

23/02/01 Carried

ITEM - 2 DECLARATIONS OF INTEREST

Proceedings in Brief

Clr Pull declared an interest (identified as a perceived conflict of interest, significant, non-pecuniary) in item 20 as he has a professional relationship with the applicant.

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

Clr O'Ryan declared an interest (identified as a potential conflict of interest, pecuniary interest) in item 21 as her neighbour is the applicant.

Clr O'Ryan declared an interest (identified as a potential conflict of interest, pecuniary interest) in item 5 in confidential as she has business conflicts.

MOTION (Nash/Rawson)

THAT the declarations of interest be noted.

23/02/02 Carried

ITEM - 3 DECLARATIONS FOR POLITICAL DONATIONS

MOTION (O'Ryan/Batten)

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

23/02/03 Carried

It was noted the time being 2.08pm there was a Youth of the Month award presentation to Lleyton Edenborough.

ITEM - 4 MAYORAL MINUTE - APPOINTMENTS

Proceedings in Brief

Clr Pull commended the roads team on the recent works completed.

Clr O'Ryan thanked the Deputy General Manager Infrastructure for the works completed at Nyrang Creek bridge.

Clr Weaver thanked staff for the Australia Day preparations. She noted that she had received feedback from a resident expressing that Cargo Road has improved out of sight and is a credit to staff.

Clr Batten congratulated the members that were recently elected on the Association of Mining and Energy Related Councils Committee.

Clr Beatty

13/12/22 – Attended the councillor workshop. Reviewed the business papers with the Deputy Mayor, General Manager and Deputy General Managers. Attended the ordinary council meeting. Attended the Council staff Christmas party.

14/12/22 – Attended an interview with Neil Gill radio program. Attended the Audit, Risk and Improvement Committee meeting.

15/12/22 – Attended an interview with ABC Sydney regarding flood recovery.

16/12/22 – Attended a meeting with the General Manager.

17/12/22 – Attended Eugowra community meeting.

20/12/22 – Attended a flood community meeting. Attended Molong recreation ground users meeting.

21/12/22 – Attended Molong Office for a meeting with the General Manager. Attended a meeting in Cudal with the General Manager, Deputy Mayor, Deputy General Manager Infrastructure, Jock Hough and Greg Wiltshire regarding flood recovery response. Attended Manildra Carols by Candle Light.

22/12/22 – Attended an interview with Win and Prime TV regarding flood recovery and government funding announcements.

03/01/23 – Attended an interview with 2GB (John Stanley) regarding road funding. Attended the office for a funding announcement with the Hon. Dominic Perrottet NSW Premier, the Hon. Paul Toole NSW Deputy Premier and the Hon. Sam Farraway Minister for Regional Transport and Roads, and regional mayors. Attended a media conference. Attended an interview with ABC Radio regarding road funding. Attended a meeting with the Hon. Dominic

Perrottet NSW Premier, and the Hon. Sam Farraway Minister for Regional Transport and Roads regarding Molong rail bridge flooding.

04/01/23 – Attended an interview with Prime regarding Molong rail bridge flooding.

05/01/23 – Attended an interview with ABC Radio regarding flood recovery.

07/01/23 – 21/01/23 – On Leave.

23/01/23 – Attended an interview with Prime regarding flood damage to Council assets. Attended an interview with B Rock FM regarding Central NSW Joint Organisation (CNSWJO) priorities for 2023. Attended the Molong Office for a meeting regarding Molong recreation ground users.

24/01/23 – Attended an interview with ABC Radio regarding flood recovery.

25/01/23 – Attended a meeting with the Doctor for Cudal Section 355 committee. Attended dinner with the Australia Day Ambassador Cheryl Koenig and her family.

26/01/23 – Attended Australia Day events in Mullion Creek, Cargo and Canowindra with the Official Party.

31/01/23 – Attended an interview with ABC Radio regarding flood recovery.

01/02/23 – Attended an interview with Neil Gill radio program. Attended a meeting with the Canowindra councillors regarding Canowindra Sports Ground change room project. Spoke with Molong Show Society regarding Blaze Aid. Attended a meeting with the General Manager and Clr Rawson regarding flood recovery.

02/02/23 – Attended an interview with ABC Radio regarding flood recovery.

05/02/23 – Attended Bathurst 12 Hour Mayoral lunch.

07/02/23 – Attended Yeoval Progress Association meeting.

08/02/23 – Attended Cabonne flood recovery meeting.

09/02/23 – Attended a meeting with Mr Philip Donato, MP. Attended Eugowra for an update on flood recovery. Attended Molong Advancement Group meeting.

10/02/23 – Attended Molong office for a meeting with the General Manager.

14/02/23 – Attended the councillor workshop. Attended an interview with Prime regarding Little Hartley Tunnel. Attended an interview with ABC Radio regarding flood recovery.

17/02/23 – Attended Orange Ex Services Club for a charity flood fundraiser and spoke on the panel.

19/02/23 – Travelled to Sydney for the LGNSW Rural Summit.

20/02/23 – Attended LGNSW Rural Summit.

21/02/23 – Travelled back from Sydney. Attended a meeting with the Hon. Sam Farraway Minister for Regional Transport and Roads, CEO of Reconstruction NSW and Transport for NSW regarding Molong railway bridge and Canowindra railway flooding issues.

22/02/23 – Attended Orange 360 meeting.

23/02/23 – Attended Forbes for CNSWJO meeting. Attended a meeting regarding CNSWJO Executive Officer appraisal. Attended Yeoval master plan meeting.

24/02/23 – Attended Molong Office for a meeting with Kaylene Philpott and Andy McKenzie regarding flood recovery.

27/02/23 – Attended Molong Office for a meeting with Kim Stojanov and Tania Lampe regarding flood recovery. Attended a meeting with Kate Strahorn regarding Molong flood recovery and go fund me money.

Clr Weaver

January and February – A number of visits to Eugowra talking to residents regarding the flood.

19/12/22 – Attended a Floodplain Management Committee meeting.

26/01/23 – Attended Australia Day Celebrations in Canowindra.

01/02/23 – Attended a meeting with the Mayor and General Manager regarding Canowindra Sports Ground change room project.

09/02/23 – Attended a meeting at the Eugowra Museum, invited by Ray Agustin Chairman.

14/02/23 – Attended the councillor workshop.

Clr Rawson

22/11/22 – Attended the Council Meeting.

15/12/22 – Attended the Central Tablelands Board meeting in Canowindra. Attended Nashdale Public School presentation Night.

19/12/22 – Attended the Floodplain Management Committee meeting in Molong.

26/01/23 – Attended Australia Day celebrations in Mullion Creek and Borenore.

20/02/23 – Attended the Ophir Crown Land Management Board meeting in Mullion Creek.

Clr Jones

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

14/12/22 – Attended the Eugowra Recovery Advisory Committee Meeting and chaired the meeting.

15/12/22 – Attended the Cabonne Recovery Advisory Committee meeting. Attended the St Joseph's Eugowra School presentation evening.

17/12/22 – Attended the Eugowra Community Christmas party sponsored by Cabonne Council.

19/12/22 – Attended the Cabonne Floodplain Committee meeting.

20/12/22 – Attended a meeting with users of the Molong Recreation Ground regarding flood recovery activities.

21/12/22 – Attended a meeting with representatives from Cudal Central regarding flood recovery. Attended Manildra Community Christmas party, Sponsored by Cabonne Council.

22/12/22 – Attended the Cabonne Council staff Christmas party.

17/01/23 – Attended a meeting with the General Manager and Deputy General Manager Services.

20/01/23 – Attended the announcement of new Rural Fire Service Station in Eugowra with the Hon. Steph Cooke Minister for Emergency Services. Attended the opening of Cudal SES Facility.

21/01/23 – Attended Yeoval, Manildra and Cargo with the Hon. Sam Farraway Minister for Regional Transport and Roads to announce Stronger Country Communities funding. Attended Fairbridge Memorial Park for a meeting with members of the Old Fairbridgians Association.

23/01/23 – Attended a meeting with users of the Molong Recreation Ground regarding flood recovery activities.

24/01/23 – Chaired the Eugowra Recovery Advisory Committee meeting.

26/01/23 – Attended the Cumnock, Molong and Eugowra Australia Day celebrations.

06/02/23 – Attended the Eugowra Recovery Advisory Committee meeting and chaired the meeting.

08/02/23 – Attended the Cabonne Recovery Advisory Committee meeting.

09/02/23 – Attended the Molong Advancement Group meeting.

14/02/23 – Attended the councillor workshop and public forum. Attended the Eugowra Progress Association meeting.

28/02/23 – Attended the Eugowra Recovery Advisory Committee meeting and chaired the meeting.

Clr Batten

13/12/22 – Attended the Council Meeting. Attended a Christmas Party at Lake Canobolas.

18/01/23 – Attended the Activation Plan consultation in Yeoval.

26/01/23 – Attended Yeoval, Molong and Manildra Australia Day celebrations.

07/02/23 – Attended Yeoval and District Progress Association meeting.

14/02/23 – Attended the councillor workshop and forum.

22/02/23 – Attended the Association of Mining and Energy Related Councils meeting.

23/02/23 – Attended the Activation plan meeting in Yeoval.

Clr Nash

26/01/23 – Attended the Cargo and Manildra Australia Day Celebrations.

14/02/23 – Attended the councillor workshop and public forum.

15/02/23 – Attended the Central Tablelands Water Board meeting and the Audit, Risk and Improvement Committee meeting.

28/02/23 – Attended the Council Meeting.

Clr Oldham

21/01/23 – Attended the Fairbridge Farm Park regarding the flood damage and funding announcement in Cargo with the Hon. Sam Farraway Minister for Regional Transport and Roads.

26/01/23 – Attended Australia Day celebrations in Cudal.

Clr Pull

17/01/23 – Attended a meeting with Canowindra residents regarding the roads.

25/01/23 – Attended a meeting with the Canowindra Historical Society. Attended a meeting with Canowindra residents regarding damage behind shops.

26/01/23 – Attended Australia Day celebrations at Borenore, Canowindra and Mullion Creek.

27/01/23 – Attended a meeting with the Canowindra Historical Society. Attended a meeting with the Canowindra Business Chamber.

29/01/23 – Attended the Canowindra Business Chamber.

Chaired the meeting of the Canowindra Ballooning Committee.

Attended Canowindra Sports Trust executive meeting.

Attended a meeting with the Mayor and General Manager regarding the Canowindra complex new building.

06/02/23 – Attended Mullion Creek Progress Association meeting.

10/02/23 – Attended a meeting with community members in regards to the Canowindra Business Chamber.

14/02/23 – Attended the councillor workshop.

22/02/23 – Attended Canowindra Business Chamber AGM.

23/02/23 – Attended a meeting with the President from the Canowindra Business Chamber.

28/02/23 – Attended the Council meeting.

MOTION (Jones/-)

THAT the information contained in the Mayoral Minute be noted.

23/02/04 Carried

ITEM - 5 COMMITTEE OF THE WHOLE

Proceedings in Brief

It was noted Clr Rawson called item 18 to be debated in Committee of the Whole.

MOTION (O'Ryan/Pull)

THAT Item 18 be debated in Committee of the Whole.

23/02/05 Carried

ITEM - 6 CONFIRMATION OF THE MINUTES

MOTION (Weaver/Pull)

THAT the minutes of the Ordinary Council meeting held on 13 December 2022 be adopted.

23/02/06 Carried

ITEM - 7 FIXING THE DATE AND TIME FOR COUNCIL AND OTHER MEETINGS

Proceedings in Brief

Clr Batten suggested that the April Council meeting be held on Tuesday the 18 April 2023.

MOTION (Batten/Nash)

THAT the April Council meeting be held on Tuesday 18 April 2023.

23/02/07 Carried

ITEM - 8 2023 NATIONAL GENERAL ASSEMBLY

Proceedings in Brief

Clr Rawson suggested a submission in relation to the Federal Government initiatives on climate change adaptation, specifically focussing on resilience to natural disasters.

Clr Nash suggested a submission regarding Crown Land being utilised for housing. Clr Jones suggested this topic might be more suited for the Local Government NSW Conference.

Clr Jones suggested a submission calling for the Commonwealth Government to investigate an insurance scheme to protect residents in bushfire and flood prone communities.

Clr O'Ryan suggested a submission regarding the current housing shortages. The General Manager noted that staff will review the National Housing Strategy and provide information to assist development of this motion.

MOTION (Nash/Weaver)

THAT Council:

1. Authorise the attendance of the Mayor and General Manager at the 2023 National General Assembly (NGA).

2. Formalise motions, as detailed in the proceedings in brief, at the March Councillor Workshop for submission by 24 March 2023.

23/02/08 Carried

ITEM - 9 DELEGATES TO OTHER ORGANISATIONS - JOINT REGIONAL PLANNING PANEL FOR THE YEAR 2023/2024

Proceedings in Brief

Clr Pull nominated Clr Batten. Clr Batten declined the nomination.

Clr Nash nominated herself. Clr Weaver seconded the nomination.

MOTION (Pull/Weaver)

THAT Council:

1. Endorse the Director Planning and Environmental Services, Blayney Shire Council, Andrew Muir, as its technical delegate to the Western Region Joint Planning Panel (Cabonne panel),
2. Appoint Clr Nash as the second representative to the Western Regional Joint Planning Panel for Cabonne Council;
3. That both delegates be appointed for the balance of the 2023/2024 year; and
4. The Joint Regional Planning Panel secretariat be advised of council's resolution.

23/02/09 Carried

ITEM - 10 INTEGRATED PLANNING & REPORTING - OPERATIONAL PLAN HALF YEARLY REPORT 2022/2023

Proceedings in Brief

Clr Rawson noted that there is no comments within the document that recognises the impacts of the disaster. The General Manager advised that the impacts will be evident in the next six months and the next update report to Council will reflect that.

Clr Pull requested a six monthly report on council staff training be presented to Council.

MOTION (Batten/Nash)

THAT the update of the Operational Plan to 31 December 2022, as presented, be adopted.

23/02/10 Carried

ITEM - 11 APPOINTMENT OF NSW ELECTORAL COMMISSION

MOTION (Rawson/Oldham)

THAT Council resolves:

1. Pursuant to s.296(2) and (3) of the Local Government Act 1993 (NSW) (the Act) that an election arrangement be entered into by contract for the Electoral Commissioner to administer all elections of the council,
2. Pursuant to s.296(2) and (3) of the Act, as applied and modified by s.18, that a council poll arrangement be entered into by contract for the Electoral Commissioner to administer all council polls of the council,
3. Pursuant to s.296(2) and (3) of the Act, as applied and modified by s.18, that a constitutional referendum arrangement be entered into by contract for the Electoral Commissioner to administer all constitutional referenda of the council.

23/02/11 Carried

ITEM - 12 AUSTRALIA DAY AWARDS COMMITTEE MEETING

Proceedings in Brief

Clr Jones congratulated all Australia Day award recipients.

MOTION (Weaver/Oldham)

THAT the report and recommendations of the Australia Day Awards Committee Meeting of Cabonne Council held on 13 December 2022 be adopted.

23/02/12 Carried

It was noted the time being 2.47pm Clr Batten declared an interest in the following item and left the Chamber.

ITEM - 13 EVENTS ASSISTANCE PROGRAM

Proceedings in Brief

The General Manager noted that the Molong Poetry Brawl application is for $1,000 not $2,000.

MOTION (Pull/Rawson)

THAT Council approves under its 2022/23 Event Assistance Program:

1. $2,000 for the Cargo 2 Grenfell (C2G) Fundraiser Walk,
2. $1,000 for the Molong Poetry Brawl by the Molong Advancement Group (MAG),
3. $500 for Canowindra Pony Club Showjumping Competition, and
4. $3,900 for F.O.O.D Week Incorporated.

23/02/13 Carried

It was noted the time being 2.48pm Clr Batten returned to the Chamber.

ITEM - 14 SPONSORSHIP PROGRAM

Proceedings in Brief

The General Manager noted that The Long White Lunch withdrew their events assistance application and proceeded with a sponsorship program application. The Leader of Community and Economy advised that the recommendation should read that Council provides $5,000.

MOTION (Pull/Nash)

THAT Council provides $5,000 from the 2022/2023 Sponsorship Program to *The Long White Lunch.*

23/02/14 Carried

ITEM - 15 REQUEST FOR DONATION

MOTION (Rawson/Nash)

THAT Council donate $450 to NAIDOC Week Initiatives.

23/02/15 Carried

ITEM - 16 REQUEST FOR DONATION - CUDAL SHOWGROUND UPGRADE CO-CONTRIBUTION

Proceedings in Brief

The Deputy General Manager Infrastructure provided background information on the donation application from Cudal Central.

MOTION (Rawson/Weaver)

THAT Council provide a donation of $9,331.20 to the Cudal Central Committee in lieu of their co-contribution towards the Cudal Showground Upgrade project.

23/02/16 Carried

ITEM - 17 CABONNE COMMUNITY CENTRE FEES AND CHARGES & HIRE OF COMMUNITY FACILITIES BUILDINGS POLICY

MOTION (Batten/Rawson)

THAT Council adopt:

1. The fees and charges for the hire of the Cabonne Community Centre; and
2. The Hire of Community Facilities – Buildings strategic policy.

23/02/17 Carried

It was noted item 18 was moved to Committee of the Whole.

ITEM - 19 PLANNING PROPOSAL TO AMEND CABONNE LOCAL ENVIRONMENTAL PLAN 2012

Proceedings in Brief

Clr Rawson noted that previously Council resolved to receive and note the proposal and forward under the gateway process. Clr Rawson noted his concern that forwarding a proposal under the gateway process will be seen as a tacit approval. The Deputy Mayor noted that staff could take the information on notice.

Clr Rawson queried if an additional point should be included in the recommendation for a final report to be presented to Council. The Deputy General Manager Services provided clarification.

Clr Batten noted that the deadline for the completion of the planning proposal should read 6 March 2023 not 2022.

MOTION (Nash/Weaver)

THAT council:

1. Endorse, as exhibited, the amendment to the Cabonne Local Environmental Plan 2012 (PP-2022-847) applying to Lots D & E DP 33623, known as 1583 Burrendong Way, Mullion Creek, as outlined in this report.
2. In exercising its delegation under Section 3.36 of the Environmental Planning and Assessment Act 1979, as endorsed by NSW Department Planning and Environment, forward the required documentation to Parliamentary Counsel for opinion to amend the Cabonne Local Environmental Plan 2012.
3. Delegate authority to the General Manager to finalise the amendments to Cabonne Local Environmental Plan 2012 with advice from Parliamentary Counsel and the NSW Government on terms that are broadly consistent with the Planning Proposal and this report, including any final feedback from government agencies.

23/02/18 Carried

It was noted the time being 3.08pm Clr Pull declared an interest in the following item and left the Chamber.

ITEM - 20 DEVELOPMENT APPLICATION 2023/0045 FOR 4 LOT

SUBDIVISION AT 20 SHARP STREET, CARGO

MOTION (Nash/O'Ryan)

THAT:

1. Development Application 2023/0045 for a 4 Lot Subdivision upon land described as Lot 1 Sec 40 DP 758226 – 20 Sharp Street, Cargo, be granted consent subject to the conditions attached, and

2. Council support the request submitted under clause 4.6 of the Cabonne LEP 2012, for variation of the minimum lot size from 2,000m² to 1,678m².

23/02/19 Carried

The Chair called for a Division of Council (noting the absence of Clr Beatty – apology and Clr Pull - absent from the Chamber) as required under Section 375A (3) of the Local Government Act which resulted in a vote for the motion as follows:

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

Against – Nil

It was noted the time being 3.10pm Clr Pull returned to the Chamber.

It was noted the time being 3.11pm Clr O'Ryan declared an interest in the following item and left the Chamber.

ITEM - 21 DEVELOPMENT APPLICATION 2023/0031 - 4000 BELUBULA WAY MOORBEL - 4.6 VARIATION AND DWELLING

MOTION (Pull/Weaver)

THAT:

1. Development Application 2023/0031 for a dwelling house at Lot 2 DP1285910, 4000 Belubula Way, Moorbel, be granted consent subject to the conditions attached, and

2. That the request submitted under s4.6 of the Cabonne LEP 2012 to vary the minimum lot size standard from 100ha to 97.88ha is supported.

23/02/20 Carried

The Chair called for a Division of Council (noting the absence of Clr Beatty - apology and Clr O'Ryan - absent from the Chamber) as required under Section 375A (3) of the Local Government Act which resulted in a vote for the motion as follows:

For: P Batten, J Jones, M Nash, L Oldham, A Pull, A Rawson and J Weaver.

Against – Nil

It was noted the time being 3.11pm Clr O'Ryan returned to the Chamber.

ITEM - 22 DEVELOPMENT MODIFICATION APPLICATION 2022/0208/01 - 1953 THE ESCORT WAY BOREBORE.

MOTION (Nash/Pull)

THAT:

1. Modification to Development Application 2022/0208/01 for a detached dual occupancy (transportable dwelling) at Lot 2 DP 204564, known as 1953 The Escort Way, Borenore, be granted consent subject to the conditions attached, and

2. Support a variation to Part 3 of Development Control 15 to permit a variation of the minimum floor area from 60m² to 51m².

23/02/21 Carried

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

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

Against – Nil

ITEM - 23 QUESTIONS FOR NEXT MEETING

MOTION (O'Ryan/Nash)

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

23/02/22 Carried

ITEM - 24 BUSINESS PAPER ITEMS FOR NOTING

Proceedings in Brief

It was noted that Clr Pull called items 5, 6 and 7 and Clr Rawson called items 1, 4 and 5 to be further considered.

MOTION (Pull/Batten)

THAT:

1. Items 1, 4, 5, 6 and 7 be further consider; and
2. The remaining notation items be noted.

23/02/23 Carried

ITEMS FOR NOTATION

ITEM - 1 FLOOD RECOVERY UPDATE

Proceedings in Brief

Clr Rawson wished to thank Council staff for the update report.

MOTION (Rawson/Pull)

THAT the information be noted.

23/02/24 Carried

ITEM - 4 SAFE AND SECURE WATER PROGRAM TRANCHE 3 - MOLONG WATER SECURITY

Proceedings in Brief

Clr Rawson requested more information on the program and the funding amount. The Deputy General Manager Infrastructure advised that the information is embargoed.

MOTION (Rawson/Pull)

THAT the information be noted.

23/02/25 Carried

ITEM - 5 TRANSPORT INFRASTRUCTURE UPDATE

Proceedings in Brief

Clr Pull requested clarification from the Deputy General Manager Infrastructure on the stabilising depths of 250mm to 200mm. The Deputy General Manager Infrastructure provided clarification.

Clr Rawson noted that residents have complimented the staff on the roads being quickly brought back to safety. He further noted the Borenore Road upgrade has received praise from the locals.

MOTION (Pull/Rawson)

THAT the information be noted.

23/02/26 Carried

ITEM - 6 INFRASTRUCTURE (OTHER) STRATEGIC ACTIVITIES REPORT

Proceedings in Brief

Clr Pull queried in regards to the Eugowra female change rooms project if the old building would be knocked down. The Deputy General Manager Infrastructure advised that Council staff are looking at options for that building.

MOTION (Pull/Nash)

THAT the information be noted.

23/02/27 Carried

ITEM - 7 RESOLUTIONS REGISTER - INFOCOUNCIL - ACTIONS REPORTING

Proceedings in Brief

Clr Pull queried the actions being taken on Borenore Dam declassification. The Deputy General Manager Services provided clarification.

Clr Rawson noted his concern in removing the dam wall and the importance of considering the value of catchment mitigation.

MOTION (Rawson/Pull)

THAT the information be noted.

23/02/28 Carried

ITEM - 25 MATTERS OF URGENCY

MOTION (Nash/Weaver)

THAT it be noted there were nil matters of urgency.

23/02/29 Carried

ITEM - 26 COMMITTEE OF THE WHOLE SECTION OF THE MEETING

MOTION (Rawson/Pull)

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

23/02/30 Carried

ITEM - 18 CONFIRMATION OF THE CABONNE FLOODPLAIN ADVISORY COMMITTEE MEETING MINUTES

Proceedings in Brief

Clr Rawson noted the recent changes as a result of the flooding with the removal of Resilience NSW and the creation of NSW Reconstruction Authority. He further noted the need to update the Disaster Control Plans for Molong and Eugowra, with the Reconstruction Authority playing a role with the extended powers to develop a state disaster mitigation plan which will set priorities for the plan, disaster adaption plans and strategic plans under the Environmental Planning and Assessment Act 1979 and that includes giving advice to Council on disaster adaption coordinating development in disaster affected areas, acquiring and subdividing land or rebuilding communities and rebuilding infrastructure.

Clr Jones noted that the Reconstruction Authority has been on the ground under their previous name since day one. They have been working closely with Council staff, the Mayor and himself to ensure the communities have what they need in terms of housing and recovery and ensuring that Council is building back better, and building back more resilient to address the flood mitigation issues.

Clr Jones further noted that the Floodplain Advisory Committee considered the buyback issue and made recommendations in terms of which properties would be put forward. He advised that the Mayor, General Manager, staff and himself have been involved in conversations and added that the Mayor continues to lobby government and has written to the Premier requesting that the buyback scheme be fast-tracked and expanded.

RECOMMENDATION (Weaver/Pull)

THAT the minutes of the Cabonne Floodplain Advisory Committee held 19 December 2022 be adopted.

1. Carried

ITEM - 27 DEVELOPMENT APPLICATION 2023/0047 - SUBDIVISION - LOT 68 DP 75036575, 494 WILLIAMSONS ROAD, LEWIS PONDS

Proceedings in Brief

Clr Rawson noted an error in the summary with the incorrect street name that should read Williamsons Road not Belgravia Road.

RECOMMENDATION (Pull/Nash)

THAT:

1. Development Application 2023/0047 for the subdivision of Lot 68 DP 75036575 and known as 494 Williamsons Road, Lewis Ponds, be granted consent subject to the conditions attached, and

2. That the request submitted under s4.6 of the Cabonne LEP 2012 to vary the minimum lot size standard from 100ha to 96.2ha is supported.

2. Carried

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

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

Against – Nil

ITEM - 28 CANOBOLAS RURAL FIRE SERVICE REQUEST TO ACCESS S94 BUSHFIRE FUNDS

RECOMMENDATION (Batten/Weaver)

THAT council authorise the transfer from reserves, $164,519.20 of s94 Development Contributions accumulated for the purpose of funding local RFS brigade equipment, in accordance with the provisions of the current s7.12 Development Contribution Plan.

3. Carried

ITEM - 29 PLANNING CONFLICT OF INTEREST

RECOMMENDATION (Rawson/Nash)

THAT the attached draft Council-related Development Applications Conflict-of-interest Policy be placed on public exhibition for 28 working days.

4. Carried

It was noted the time being 3.50pm 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.

5. Carried

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

RECOMMENDATION (Weaver/O'Ryan)

THAT the Committee endorse the accuracy of the Report of the Proceedings of Confidential Matters at the Australia Day Committee meeting held on 13 December 2022 are sufficient to state the general effect of the proceeding in Closed Committee.

6. Carried

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

RECOMMENDATION (Nash/Batten)

THAT Council adopt the minutes from the meetings of the Audit, Risk and Improvement Committee held 23 November 2022 and 14 December 2022.

7. Carried

* **ITEM - 4 COUNCIL PROPERTY - 68-74 BANK STREET, MOLONG**

MOTION (Nash/Pull)

THAT Council authorise the Mayor and General Manager to enter into lease negotiations as per the proposal detailed in the report.

8. Carried

It was noted the time being 4.12pm O'Ryan left Chamber.

* **ITEM - 5 DOCTOR FOR CUDAL**

RECOMMENDATION (Nash/Batten)

THAT Council:

1. Enter into a 3-Year Funding Deed Agreement to establish a doctor at Cudal;
2. Authorise funding of $10,860.48 (excl. GST), to be funded from a transfer from the Office of the General Manager vote to the Doctor for Cudal (Community Services) vote;
3. Make provision for funding the remaining term of the agreement in future budgets;
4. Authorise the affixing of the Common Seal to the Funding Deed Agreement.

AMENDMENT (Oldham/Rawson)

THAT Council:

1. Advertise its intention to alter its Operational Plan 2022/23; and
2. Advertise for expressions of interest to assist in establishing a doctor service in Cudal.

The amendment was put and carried becoming the motion, the motion was put and carried.

RECOMMENDATION (Oldham/Rawson)

THAT Council:

1. Advertise its intention to alter its Operational Plan 2022/23; and
2. Advertise for expressions of interest to assist in establishing a doctor service in Cudal.

9. Carried

It was noted the time being 4.43pm Clr O'Ryan returned to the Chamber.

ITEM - 6 TENDER 1476194 FOR THE SUPPLY OF GOODS, SERVICES AND PLANT HIRE

RECOMMENDATION (Weaver/Rawson)

THAT council:

1. Adopt Submissions to the Tender 1476194 for the Supply of Goods, Services and Plant Hire 2023 – 2026, and
2. Note that this tender does not prohibit council from accepting new tenders for specific projects.

10. Carried

* **ITEM - 7 REQUEST FOR REDUCTION IN WATER CONSUMPTION COSTS ON ACCOUNT 893000000**

RECOMMENDATION (Weaver/Nash)

THAT the item be deferred to a future meeting.

11. Carried

It was noted the time being 4.49pm the Mayor resumed the Ordinary Meeting.

REPORT & RESOLUTIONS OF COMMITTEE OF THE WHOLE

MOTION (Oldham/Pull)

THAT the Report and Recommendations of the Committee of the Whole Meeting held on Tuesday 28 February, 2023 be adopted.

23/02/31 Carried

There being no further business, the meeting closed at 4.51pm.

CHAIRMAN.

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

REPORT OF THE ENVIRONMENT, INNOVATION AND ENERGY COMMITTEE HELD AT THE COUNCIL CHAMBERS MOLONG ON TUESDAY 14 MARCH, 2023 COMMENCING AT 12:00PM

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REPORT OF THE ENVIRONMENT, INNOVATION AND ENERGY COMMITTEE HELD AT THE COUNCIL CHAMBERS MOLONG ON TUESDAY 14 MARCH, 2023 COMMENCING AT 12:00PM

PRESENT Clr P Batten (in the Chair), Clrs , A Rawson, M Nash.

Also present were the General Manager, Deputy General Manager – Cabonne Services, Department Leader Environmental Services, Executive Support Officer

ITEM - 1 APPLICATIONS FOR LEAVE OF ABSENCE

Proceedings in Brief

Apologies were tendered on behalf of Clr Beatty and Department Leader Innovation & Technology.

RECOMMENDATION (Rawson/Nash)
THAT the apologies tendered on behalf of Clr Beatty and Development Leader Innovation & Technology be accepted and the necessary leave of absence be granted.

EIE 23/01 Carried

ITEM - 2 DECLARATIONS OF INTEREST

RECOMMENDATION (Rawson/Nash)

THAT the Declarations of Interest be noted.

EIE 23/02 Carried

ITEM - 3 DECLARATIONS OF POLITICAL DONATIONS

RECOMMENDATION (Nash/Rawson)

THAT any political donations be noted.

EIE 23/03 Carried

ITEM - 4 ENVIRONMENTAL SERVICES DEPARTMENT UPDATE REPORT

Proceedings in Brief

Discussions were held regarding the life span of the Cumnock landfill site and consequent implications on other landfill sites once Cumnock closes. Clr Batten raised concerns around change management. The Deputy General Manager Cabonne Services advised that these concerns will be addressed in the strategic review currently being undertaken.

THIS IS PAGE NO 1 OF THE REPORT OF THE ENVIRONMENT, INNOVATION AND ENERGY COMMITTEE OF CABONNE COUNCIL HELD ON 14 MARCH, 2023

As a result of a question from Clr Nash , the Deputy General Manager Cabonne Services advised that it is no longer viable for council to on sell goods from landfill sites to members of the public due to costs, infrastructure, policies and risk management requirements.

As a result of a question from Clr Batten, the Deputy General Cabonne Services advised council receives a positive return on its investment with Netwaste. It allows council to deliver programs that we couldn't do on our own.

The Deputy General Manager Cabonne Services gave credit to the Department Leader Environmental Services for his work in improving and maintaining Manildra landfill.

Clr Batten raised concerns regarding the management of roadside vegetation and weeds. The General Manager advised that a lack of funding from State Government makes this difficult to manage beyond what council already does.

RECOMMENDATION (Rawson/Nash)

THAT the information be noted.

EIE 23/04 Carried

ITEM - 5 COMMUNITY CONSULTATIVE COMMITTEE MINUTES

Proceedings in Brief

The Deputy General Manager Cabonne Services advised that the findings from the public hearing regarding the McPhillamy's Gold Projects will be delayed another month due to State Government caretaker conventions. The findings are expected to be released at the end of April.

It was also advised that Department Leader Development Services will be taking over attendance of CCC meetings.

RECOMMENDATION (Nash/Rawson)

THAT the information be noted.

EIE 23/05 Carried

CONFIDENTIAL ITEMS

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

RECOMMENDATION (Rawson/Nash)

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.

EIE 23/06 Carried

* **ITEM - 2 ENERGY UPDATE**

RECOMMENDATION (Nash/Rawson)

THAT the information in the report be noted.

EIE 23/07 Carried

There being no further business, the meeting closed at 12:51pm.

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REPORT OF THE INFRASTRUCTURE (OTHER) COMMITTEE HELD AT THE COUNCIL CHAMBERS MOLONG ON TUESDAY 14 MARCH, 2023 COMMENCING AT 12:00PM

PRESENT Clr J Jones (in the Chair), Clrs A Pull, K O'Ryan, J Weaver

Also present were the Deputy General Manager – Cabonne Infrastructure, Executive Assistant – Cabonne Infrastructure, Department Leader – Urban Infrastructure.

ITEM - 1 APPLICATIONS FOR LEAVE OF ABSENCE

Proceedings in Brief

An apology was tendered on behalf of Clr Oldham

RECOMMENDATION (O'Ryan/Pull)

THAT the apology tendered on behalf of Clr Oldham be accepted and the nescessary leave of absence be granted.

IO23/01 Carried

ITEM - 2 DECLARATIONS OF INTEREST

Proceedings in Brief

Clr Pull asked that it be noted that he is an employee of Central Tablelands Water and a member of the Canowindra Sports Trust.

RECOMMENDATION (Pull/O'Ryan)

THAT the Declarations of Interest be noted.

IO23/02 Carried

ITEM - 3 DECLARATIONS OF POLITICAL DONATIONS

RECOMMENDATION (O'Ryan/Pull)

THAT there were no political donations to be noted.

IO23/03 Carried

ITEM - 4 INFRASTRUCTURE (OTHER) STRATEGIC ACTIVITIES REPORT

Proceedings in Brief

Strategic Activity 1 – Sub Regional Town Water Strategy (SRTWS)

The execution of the deed has occurred and the project is still behind schedule.

Strategic Activity 2 – Settlement Strategy Business Case – Water and Sewer Upgrades

The Chairperson noted how important it is for future growth for Molong. The Deputy General Manager – Cabonne Infrastructure advised that the State Government has called for Expressions of Interest for funding of economic development projects for regions. Staff are working through the submission, utilising the business case to support the application.

Strategic Activity 3 – Grant Updates

Stronger Country Community Fund – Round 5 (NSW Government)

Activating Cargo Village Green - $282,595

Activating Montana Park in Manildra - $350,000

Activating Yeoval Recreation Precinct - $350,000

Clr Pull commented that these are great projects – what are the approx. start/finish times? The Department Leader – Urban Infrastructure advised that the completion date is December 2025. Staff need to consider how to get these projects into the programme and are working on developing start dates for these projects. Clr O'Ryan enquired if these projects were impacted by the floods? The Department Leader – Urban Infrastructure confirmed that they weren't and noted that work had already started on the concrete path at Yeoval.

Resources for Regions – Round 9 (NSW Government)

Activation of Cabonne Swimming Pools - $2.88M

Clr Weaver noted that there appears to be a white covering on the fence at the Cudal Pool – will this be the new fence? The Department Leader – Urban Infrastructure advised no, he suspects that a community member has tried to be creative. The covering will be removed when the new fence goes in. The Department Leader – Urban Infrastructure advised that this project is across all seven (7) pools, it is complex and is attempting to undertake the project with the least amount of impact to the pool patrons. Work has been scheduled to be undertaken in the pool off season, over a few years. He advised that staff are excited after dealing with the aging infrastructure in the plants and have taken steps to engage a consultant to assist with the project. The Deputy General Manager confirmed that this is the Delivery of the Cabonne Pools Masterplan. Clr Weaver asked if the pools will have the same uniform look? The Department Leader – Urban Infrastructure advised that it had been considered. The Deputy General Manager – Cabonne Infrastructure advised that there is a lot of uniqueness to each of the facilities such as facades, landscaping etc. however some things will be the same such as fencing.

Battery Energy Storage System for Cabonne - $1.5M

Strategic Activity 4 – Key Project Updates

Canowindra Sports Ground Change Rooms and Spectator Seating

Clr Pull commented that the project seems to be going well. He drives past and can see the various things happening. Clr O'Ryan asked if updates can be put in the Canowindra Phoenix or Council's website so that people that

aren't driving past can see the progress. The Deputy General Manager advised that he would note it and talk to Council's Communications Team. Clr Weaver commented that people are happy to see the old building go and a new building that with a facility that suits the grounds.

Yeoval Recreation Ground (SCCF3)

Canowindra Caravan Park Cabins

The Department Leader – Urban Infrastructure noted as per the report, it is currently out for Request for Quote. We received two (2) submissions and are currently assessing these for suitability. The Chairperson enquired whether the Molong cabins, which were damaged in the flood, could be tied into this project? The Department Leader – Urban Infrastructure advised that it had been considered, however indications from Council's Insurer show that it is likely we won't be able to replace, only repair. Given the opportunity we would consider but it is not an option at this time.

Eugowra Medical Centre

The Deputy General Manager – Cabonne Infrastructure noted that Stage 2 of this project is the 2 units. The Medical Centre was Stage 1. Clr O'Ryan enquired whether staff were concerned with making these projects more able to withstand further flooding in the future? The Department Leader – Urban Infrastructure advised that it was difficult, we always try to provide some resilience with our future projects, generally standards are to build to a 1 in 100 year flood event not the event we had. We have to weigh up the cost benefit analysis. Staff always consider options to make them more resistant for future events. The Chairperson asked to flag that the late Diane Smith played an important role in the Medical Centre (she worked reception) and would like consideration for some sort of memorial plaque or something on the building to remember her contributions. The Deputy General Manager noted this and suggested this matter be raised to the full Council for consideration.

Eugowra and Manildra Female Change Rooms

The Department Leader – Urban Infrastructure clarified that the original intent was to have both projects running through one contract, due to delays in the Eugowra project, they have been split into two separate contracts. Manildra will commence while further consideration is given to Eugowra regarding the childcare centre space, community consultation will need to be undertaken regarding this space. Consultation with the Manildra football club has been undertaken and staff hope to start construction in the new Financial Year in readiness for the new football season. Both of these projects are externally funded and an extension of time has been sought.

Cabonne Community Centre

The Deputy General Manager – Cabonne Infrastructure noted the project is nearing completion. The Contractor has indicated a late April completion. A recent inspection indicates that this is deliverable. Staff are in discussions regarding the official opening of the facility. The Chairperson enquired about opening bookings to the public. The Deputy General Manager – Cabonne Infrastructure advised that we need to set the opening date and confirm before

we can open the bookings to the public. Looking to have the official opening before the public have use of the facility.

Eugowra Multipurpose Centre

The Deputy General Manager – Cabonne Infrastructure advised that we had previously had to compromise on the type/quality of the flooring due to being over budget. The intent now should the grant be successful is to reinstate items that were sacrificed back into the project.

Molong Office Front Facade

The Department Leader – Urban Infrastructure advised that the project has been on the book for several years and we now have the opportunity to undertake the work. Looking to start the project next week. It will provide a fresh look but main concern was the safety risk to the public and staff using the office. Clr Weaver enquired about the colour scheme, will it be the same? The Department Leader – Urban Infrastructure advised no, after extensive research and consultation with a historical advisor, we will revert back to a sensitive colour scheme that accommodates the streetscape and neighbouring buildings. The Deputy General Manager – Cabonne Infrastructure advised that the original building was not painted, we will be reverting back to this natural colouring. Clr Pull enquired about the funding. The Department Leader – Urban Infrastructure advised that it is being funded from Council's General funds and looks to be coming in under budget. Clr Weaver asked if the whole building will be done. The Department Leader – Urban Infrastructure advised that it was just strategic work to the façade which had been identified.

RECOMMENDATION (O'Ryan/Pull)

THAT the committee note the strategic Urban Infrastructure update.

IO23/04 Carried

There being no further business, the meeting closed at 12.47pm

2023 ANNUAL CONFERENCE

THURSDAY 27 - SATURDAY 29 APRIL FORBES

DISASTER resilience

Building stronger and resilient communities in the wake of disaster

AUSTRALIA LOCAL GOVERNMENT WOMEN'S ASSOCIATION - NSW BRANCH

AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION NEW SOUTH WALES BRANCH

FORBES SHIRE COUNCIL

amazing FORBES NSW

PROGRAM OVERVIEW

THURSDAY 27 APRIL

TIME	EVENT
1:00pm - 6.00pm	Registrations - Forbes Town Hall
2:00pm – 4:00pm	Optional: Central West Livestock Exchange Tour or AMAZING Sculpture Tour
6.00pm - 9.00pm	Networking Cocktail Function with Forbes Business Chamber at the Anglican Church Garden

DAY 1. FRIDAY 28 APRIL

TIME	EVENT
6.30am	Optional: Tai Chi OR Lake Walking Group
8.00 - 8.30am	Registrations
8:30am – 5:00pm	Day 1 Conference - Forbes Town Hall
	Free evening

DAY 2. SAT 29 APRIL

TIME	EVENT
6.30am	Optional: Yoga with Cherie Quade OR Lake Walking Group
8.30am – 4:00pm	Day 2 Conference - Forbes Town Hall
6:15pm – 11:00pm	Gala Dinner

BOOK YOUR TICKETS NOW

DISASTER resilience

SPEAKERS

MC – TRACEY SPICER AM

Tracey Spicer AM BBus (Comm) GAICD is a multiple Walkley Award-winning author, journalist and broadcaster who has anchored national programs for ABC TV and radio, Network Ten and Sky News. Tracey will ensure a vibrant and lively conference to keep you inspired & excited.

SHANE FITZSIMMONS AO AFSM

Shane Fitzsimmons was appointed as the inaugural Commissioner for Resilience NSW from 1 May 2020. This appointment followed a distinguished career with the NSW Rural Fire Service of over 35 years, serving as both a volunteer and salaried member. He is currently the chair of the State Emergency Management Committee (SEMC), the State Recovery Committee (SRC), Board of Commissioners (BOC), the National Emergency Medal Committee (NEMC), the NSW Connectivity Innovation Network (CIN) and on the NSW Mental Health Taskforce. Shane has also been a Director on the Board of the NSW Government Telecommunications Authority since 2012.

MATINA JEWELL

Major Matina Jewell (Retired) CSP is an inspirational trailblazer, helping leaders build resilient teams to thrive through change. Recognised in the 'AFR 100 Women of Influence 2018' Awards, Matina is also a Telstra Business Awards Finalist, and named by CPA Australia as a 'Top-10 smart thinker'. Among many honorary roles, Matina is a founding Ambassador for Project Thankful, a movement partnered with the United Nations to help empower women and children globally.

DISASTER RELIEF AUSTRALIA

Disaster Relief Australia (DRA) was launched in 2016. The first disaster relief operation was launched in April 2017 in response to the devastation wrought by Tropical Cyclone Debbie. With over 2500 members and 7 fully operational Disaster Relief Teams (DRTs) in Brisbane, Sydney, Melbourne, Townsville, Adelaide, Perth and Canberra, DRA represents a significant capability. They have proven that capability on 20 disaster relief operations both domestically and internationally, helping thousands of disaster survivors.

GIVIT

GIVIT is the smart way to give to people and communities recovering from an emergency or disaster. Donations made via GIVIT provide critical and immediate support. And we're also there for the long run supporting people as they re-establish homes and as communities recover.
GIVIT partner with state and local governments and work really hard to find out exactly what affected people and communities need. GIVIT works directly with support organisations that have been through GIVIT's registration process which ensures they are respected and genuinely helping the community recover. Asking for donations on behalf of the vulnerable people they're assisting. Their aim is to make sure people devastated by disaster get exactly what they need to recover, where and when they need it. And making it really easy for our wonderful donors to have the greatest possible impact.

NSW RECONSTRUCTION AUTHORITY

Helping communities rebuild and recover after natural disasters like floods, droughts and bushfires. Resilience NSW leads disaster and emergency efforts from prevention to recovery.

COMMUNITY

Hear of the impacts and stories from those within our community who have experienced disaster in recent months.

SELF EMPOWERMENT AND SELF CARE WITH A PERSONAL TOUCH

Louise Bernardi empowers people to discover their Personal Brand by identifying their style, physical attributes, and signature colours, so they can best express themselves through dress for all occasions and audiences. Personal Branding is an ongoing process of developing and maintaining a reputation and impression which is individual, authentic, and represents a person's values, lifestyle, and progression through life, both personal and professional.

Rebecca Miller the Skin Whisperer is Australia's leading Skin Expert and creator of skinfit90 – the world's first online bespoke skin health and well-being program educating and inspiring women to lead their best life. Rebecca's purpose is to empower women to feel confident and educate them to love the skin they're in.

BOOK YOUR TICKETS NOW

DISASTER resilience

Cabonne Council

Quarterly Budget Review

For the period from 01/10/2022 to 31/12/2022

Council's responsible Accounting Officer is required to prepare and submit a Quarterly Budget Review Statement (QBRS) to the governing body of council in accordance with clause 203(1) of the Local Government (General) Regulation 2005.

The Quarterly Budget Review Statement (QBRS) is a report whereby Councillors are informed of the Council's financial position at the end of each quarter. This allows the performance and progress measured against the Original Budget adopted by Council on the 24th May 2022, to be monitored.

The Local Government Code of Accounting Practice and Financial Reporting requires the QBRS to contain the following for your review:

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1.	Statement by Responsible Accounting Officer	1
2.	Budget Review Income & Expenditure Statement	
	2.1 Statement by Type	2
	2.2 Statement by FUNDS	3
3.	Budget Review Cash Budget	4
4.	Budget Review Capital Budget	5
5.	Budget Review Recommended Changes	6 & 7
6.	Budget Review Internal & External restrictions	8
7.	Budget Review Cash & Investment Position	9
8.	Budget Review Contractors and Other Expenses	10
	7.1 Contracts Listing	
	7.2 Consultancy and Legal Expenses	

Cabonne Council

Quarterly Budget Review

For the period from 01/10/2022 to 31/12/2022

1. Statement by Responsible Accounting Officer on Council's Financial Position

The following statement is made in accordance with Clause 203(2) of the Local Government (General) Regulations 2005:

It is my opinion that the Quarterly Budget Review Statement for the quarter ended 31 December 2022, indicates that Council's projected financial position at at 30 June 2023 will be satisfactory at year end, having regard to the projected estimates of income and expenditure and the original budgeted income and expenditure

Signed: H Nicholls **Date:** 20.3.2023

Heather Nicholls (DGM - Cabonne Services)
Responsible Accounting Officer

Cabonne Council

Quarterly Budget Review

For the period from 01/10/2022 to 31/12/2022

2.1 Budget Review Income & Expenditure Statement (Consolidated)

	Original Budget 2022/2023	Approved Changes	Revised Budget	Recommended Changes December	Projected Year End Result	Actual YTD
Income from Continuing Operations						
Rates and Annual Charges	15,754,084		15,754,084		15,754,084	13,792,352
User Charges and Fees	7,893,497	-	7,893,497	158,100	8,051,597	1,486,304
Interest and Investment Revenues	349,989		349,989	25,373	375,362	163,494
Other Revenues	968,647	-	968,647	3,217,242	4,185,889	398,514
Operating Grants & Contributions	10,179,853	331,179	10,511,032	14,242,428	24,753,460	6,721,208
Capital Grants & Contributions	14,195,373	5,590,862	19,786,235	4,766,920	24,553,155	7,922,802
Net gain from disposal of assets	300,000		300,000		300,000	118,574
Total Income from Continuing Operations	49,641,443	5,922,041	55,563,484	22,410,063	77,973,547	30,603,248
Expenses from Continuing Operations						
Employee Costs & Oncosts	16,622,850	31,259	16,654,109	5,304,262	21,958,371	7,321,970
Borrowing Costs	123,276		123,276		123,276	37,551
Materials	4,092,322	308,584	4,400,906	10,000	4,410,906	3,942,143
Contracts & Consultancy	2,926,259	708,643	3,634,902	12,399,944	16,034,846	6,107,200
Depreciation & Amortisation	12,655,735		12,655,735		12,655,735	7,166,087
Other Expenses	5,048,370	106,388	5,154,758		5,154,758	2,243,713
Total Expenses from Continuing Operations	41,468,812	1,154,874	42,623,686	17,714,206	60,337,892	26,818,664
Operating Result from Continuing Operations	8,172,631	4,767,167	12,939,798	4,695,857	17,635,655	3,784,584
Operating Result before Capital Grants & Contributions	(6,022,742)	(823,695)	(6,846,437)	(71,063)	(6,917,500) -	4,138,218

Notes:

Approved Changes = Revotes, Carried forwards from 2021/2022 budget and changes authorised at Council Meetings.

Original Budget = As adopted by Council on the 24th may 2022

Revised Budget = Original Budget + Approved Changes at Council meetings and previous quarter changes

Projected Year End Result = Original Budget + Approved Changes + Recommended Changes this quarter

Cabonne Council

Quarterly Budget Review

For the period from 01/10/2022 to 31/12/2022

2.2 Budget Review Income & Expenditure Statement - BY FUNDS

	GENERAL		WATER		SEWER	
	Original Budget	Projected Year End Result	Original Budget	Projected Year End Result	Original Year End	Projected Year End Result
Income from Continuing Operations						
Rates and Annual Charges	12,994,074	12,982,945	534,037	534,037	2,225,973	2,225,973
User Charges and Fees	7,240,430	7,398,530	565,181	565,181	87,886	87,886
Interest and Investment Revenues	323,937	349,310	9,538	9,538	16,514	16,514
Other Revenues	954,168	4,171,410	8,747	8,747	5,732	5,732
Operating Grants & Contributions	10,179,853	24,753,460	-		-	
Capital Grants & Contributions	14,076,941	24,434,723	20,000	20,000	98,432	98,432
Net gain from disposal of assets	300,000	300,000	-		-	-
Total Income from Continuing Operations	46,069,403	74,390,378	1,137,503	1,137,503	2,434,537	2,434,537
Expenses from Continuing Operations						
Employee Costs & Oncosts	15,387,520	20,723,041	571,801	571,801	663,529	663,529
Borrowing Costs	1,099	1,099	18,931	18,931	103,246	103,246
Materials	3,781,643	4,100,227	96,522	96,522	214,157	214,157
Contracts & Consultancy	1,695,505	14,173,300	411,166	821,708	819,588	1,039,838
Depreciation & Amortisation	11,109,505	11,109,495	669,680	669,690	876,550	876,550
Other Expenses	4,359,148	4,465,536	276,100	276,100	413,122	413,122
Total Expenses from Continuing Operations	36,334,420	54,572,698	2,044,200	2,454,752	3,090,192	3,310,442
Operating Result from Continuing Operations	9,734,983	19,817,680	(906,697)	(1,317,249)	(655,655)	(875,905)

Notes:

Approved Changes = Revotes, Carried forwards from 21/22 budget and other changes authorised at Council Meetings.

Original Budget = As adopted by Council on the 24th May 2022

Revised Budget = Original Budget + Approved Changes at Council meetings and previous quarter changes

Projected Year End Result = Original Budget + Approved Changes + Recommended Changes this quarter

Cabonne Council

Quarterly Budget Review

For the period from 01/10/2022 to 31/12/2022

3. Budget Review Cash Budget

	Original Budget 2022/2023	Approved Changes	Recommended Changes December	Revised Budget
Income from Continuing Operations				
Rates and Annual Charges	15,754,084			15,754,084
User Charges and Fees	7,893,497	-	158,100	8,051,597
Interest and Investment Revenues	349,989		25,373	375,362
Other Revenues	2,079,647	-	3,217,242	5,296,889
Operating Grants & Contributions	10,179,853	331,179	14,242,428	24,753,460
Capital Grants & Contributions	14,195,373	5,590,862	4,766,920	24,553,155
Total Income from Continuing Operations	50,452,443	5,922,041	22,410,063	78,784,547
Expenses from Continuing Operations				
Employee Costs & Oncosts	16,670,108	31,259	5,304,262	22,005,629
Borrowing Costs	122,177			122,177
Materials	4,106,605	308,584	10,000	4,425,189
Contracts & Consultancy	2,926,259	708,343	12,399,944	16,034,846
Other Expenses	4,977,720	106,388		5,084,108
Total Expenses from Continuing Operations	28,802,869	1,154,874	17,714,206	47,671,949
TOTAL OPERATING CASH GENERATED	21,649,574	4,767,167	4,695,857	31,112,598
Less Capital Expenditure	(25,996,086)	(14,963,662)	(5,291,802)	(46,251,550)
Cash from Reserve Transfers	4,442,119	10,157,213	500,000	15,099,332
	-			-
Budget Surplus/Deficit	95,607	(39,282)	(95,945)	(39,620)
	surplus			*Deficit*

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Cabonne Council

Quarterly Budget Review

For the period from 01/10/2022 to 31/12/2022

4. Budget Review Capital Budget

	Original Budget 2022/2023	Approved Changes	Revised Budget	Recommended Changes December	Projected Result Year End	Actual YTD
Capital Expenditure						
Works in Progress	4,606,702	959,850	5,566,552		5,566,552	2,538,590
Plant & Equipment	2,989,321	3,660,943	6,650,264		6,650,264	1,479,839
Office Equipment	-	52,365	52,365		52,365	5,745
Intangible Assets				26,575	26,575	-
Furniture & Fittings	-	-	-		-	14,944
Land	300,000	256,609	556,609		556,609	-
Land Improvements	172,500	11,500	184,000		184,000	2,573
Buildings	889,000	374,367	1,263,367	1,277,687	2,541,054	215,804
Other Structures	1,524,480	522,067	2,046,547	100,000	2,146,547	299,235
Swimming Pools	1,398,000	-	1,398,000	2,880,000	4,278,000	7,732
Water Supply Network	291,500	1,486,618	1,778,118		1,778,118	11,500
Sewer Supply Network	88,000	3,588,000	3,676,000		3,676,000	
Restart/Pipeline Project	-	42,663	42,663		42,663	95,384
One off Projects	520,560	-	520,560	(141,001)	379,560	
Roads, Bridges, Footpaths	12,956,786	4,008,680	16,965,466	1,135,170	18,100,636	3,153,851
Loan Repayments	-	-	-		-	
Total Capital Expenditure	25,736,849	14,963,662	40,700,511	5,278,432	45,978,943	7,825,197
Capital Funding						
Rates & Other Untied Funding	5,357,250		5,357,250	(1,858)	5,355,392	1,950,854
Capital Grants & Contributions	14,876,941	5,240,862	20,117,803	4,766,920	24,884,723	5,421,259
Reserves:			-			
- External Restrictions/Reserves	880,750	2,013,823	2,894,573	250,000	3,144,573	
- Internal Restrictions/Reserves	4,321,908	7,708,978	12,030,886	13,370	12,044,256	13,370
Loan Funding	-		-	-	-	-
Receipts from Sale of Assets	300,000	-	300,000		300,000	439,714
Total Capital Funding	25,736,849	14,963,662	40,700,512	5,028,432	45,728,944	7,825,197

Notes:
Approved Changes = Revotes, Carried forwards from 2020/2021 budget and changes authorised at Council Meetings.
Original Budget = As adopted by Council on the 22nd June 2021
Revised Budget = Original Budget + Approved Changes at Council meetings and previous quarter changes
Projected Year End Result = Original Budget + Approved Changes + Recommended Changes this quarter

Cabonne Council

Quarterly Budget Review

For the period from 01/10/2022 to 31/12/2022

5. Budget Review Recommended Budget Changes

Income

Grants - Operating		
Increase	Dept of Planning & Environment - Flood Response Planning Grant	166,666
Increase	Public Works Advisory - Natural Disaster Essential Public Assets - Flood Recovery	629,470
Increase	Dept of Planning & Environment - Molong East Precinct	213,636
Increase	Transport for NSW - Cabonne Snow damage 2021	481,171
Increase	Transport for NSW - Natural Disaster AGRN987	159,654
Increase	Disaster Relief Transport for NSW (AGRN1034) - payment received YTD	2,500,000
Increase	Natural Disaster Road Repairs (AGRN1034) - pending assessment less excess $126K	4,608,631
Increase	OLG - AGRN1025 Category D June 2022 Event - Master Planning	100,000
Increase	OLG - AGRN1025 Category D Jun e2022 Event - Fairbridge Park Restoration	30,000
Increase	Transport for NSW - Natural Disaster Income Flood Event AGRN960 March 2021 IRW	221,708
Increase	Transport for NSW - Local Regional Road Repair Program	4,234,037
Increase	Fixing Local Roads PotHole Repair (555101)	797,455
Increase	Resources for Regions (R9) - Age of Fishes Curatorial Study	100,000
Grants - Capital		
Decrease	Washpen Bridge capital grant	-200,000
Increase	Transport for NSW - School Zone Infrastructure Program	122,686
Increase	Transport for NSW - Saving Lives on Country Roads V1 SRP Obley, TZ Obley, V3 Obley, V2 Obley	46,670
Increase	OLG - AGRN1025 Category D June 2022 Event - River Gauges	100,000
Increase	OLG - AGRN1025 Category D June 2022 Event - Eugowra Evacuation Centre	750,000
Increase	OLG - AGRN1025 Category D Jun e2022 Event - Molong Recreation Ground Softfall restoration	20,000
Increase	NSW Resources for Regions - R9- Activation of Cabonne Swimming Pools	2,880,000
Increase	Transport for NSW: Fixing Local Roads - Longs Corner Road	1,047,565
User Charges and Fees		
Increase	Swimming Pool Income - additional to budgeted amount	115,000
Increase	Cadia Pipeline Lease Rental - no offset expense - for pipeline under roads	43,100
Interest & Investment Revenues		
Increase	Investment Income (final dividend Lehmann Brothers Bank)	25,373
Other Revenues		
Increase	WSFM Radio Station - Fuel Donation for Emergency Vehicle	10,000
Increase	Statewide Mutual - Insurance maximum payout	3,500,000
Decrease	Age of Fishes - Council Contribution	(316,834)
Increase	Yeoval Insurance Recovery	24,076
Total Income Variations		**22,410,063**

Operating Expenditure

Increase	Local , Regional, Road Repair Program	4,234,037
Increase	Age of Fishes - Curatorial Study	100,000
Increase	WSFM Radio Station spent on Fuel for Disaster Recovery	10,000
Increase	Fixing Local Roads Pothole Repair (555101)	797,455
Increase	Swimming Pools - omission of contract expenditure	450,000
Increase	Disaster Recovery - Non Roads	696,000
Increase	Insurance Flood Recovery work	3,500,000
increase	Flood Recovery - Emergency work to uninsured assets	161,000

5. Budget Review Recommended Budget Changes

Increase	Dept of Planning & Environment - Molong East Precinct	213,636
Increase	Dept of Planning & Environment - Flood Response Planning Grant	166,666
Increase	Environmental Services - State of the Environment Report	2,875
Increase	Review of Developer Contribution Plans	17,906
Increase	OLG - AGRN1025 Category D June 2022 Event - Master Planning	100,000
Increase	OLG - AGRN1025 Category D June 2022 Event - Fairbridge Park Restoration	30,000
Increase	Natural Disaster Road Repairs	7,234,631
Total Operating Expenditure Variations		**17,714,206**

Capital Expenditure

Increase	OLG - AGRN1025 Category D June 2022 Event - Eugowra Evacuation Centre	750,000
Increase	OLG - AGRN1025 Category D June 2022 Event - River Gauges	100,000
Increase	OLG - AGRN1025 Category D June 2022 Event - Molong Recreation Ground Softfall restoration	20,000
Increase	Transport for NSW - School Zone Infrastructure Program	122,093
Increase	Transport for NSW - Saving Lives on Country Roads V1 SRP Obley, TZ Obley, V3 Obley, V2 Obley	46,670
Increase	Bookable software management system for hire of council facilities	26,575
INcrease	Cabonne Community Centre project variations (asbestos removal)	500,000
Decrease	Washpen Bridge	(200,000)
Increase	Renewable Energy Project preliminary work	66,528
Decrease	Smart Metering and load control installations	(66,528)
Increase	Cudal Office Access Ramp	26,441
Decrease	Molong Pillans Park Playground Softfall and Shelter - project not proceeding due to funds being used	(161,000)
Increase	Yeoval Stables (insurance)	27,687
Increase	Transport for NSW: Fixing Local Roads - Longs Corner Road	1,047,565
Increase	Activation of Cabonne Swimming Pools - 'Resources for Regions - Round 9	2,880,000
Increase	Kerb & Gutter Renewals (outside Cabonne Community Centre)	92,402
Total Capital Expenditure Variations		**5,278,432**

Reserve Movements

Increase	Cabonne Community Centre Variation - Capital Works Reserve	250,000
Increase	Cabonne Community Centre Variation - Infrastructure Reserve	250,000
Total Reserve Variations		**500,000**

Other Approved Changes at Council meetings

Increase	Community Services After School Care IT Equipment Purchase	13,370
Increase Surplus by YTD approved variations		**13,370**

The above variations are referred to in the Budget Review Income and Expenditure Statement, the Budget Review Capital Budget and the Budget Review Cash Budget. The anticipated effect of these variations is displayed in the projected year end results.

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Cabonne Council

Quarterly Budget Review

For the period from 01/10/2022 to 31/12/2022

6. Budget Review - External and Internal Restrictions

	Balance 30th June 2022	Movement	Projected Year End
External Restrictions			
Developer Contributions	1,091,229	-91,758	999,471
RMS Contributions/Block Grant	715,470	-715,470	-
Specific Purpose Unexpended Grants	5,022,530	-2,662,569	2,359,961
Specific Purpose - Water Supplies	3,744,004	-793,035	2,950,969
Specific Purpose - Water Pipeline Project	210,996	-210,996	-
Specific Purpose - Sewer Supplies	3,292,000	-2,003,301	1,288,699
Domestic Waste Management	3,879,018	1,724,377	5,603,395
Stormwater Levy	435,245	117,361	552,606
Canowindra Town Improvements	1,700,870	-279,814	1,421,056
Total Externally Restricted	20,091,362	- 4,915,205	15,176,157
Internal Restrictions			
Plant & Vehicle Replacement	4,565,094	-2,945,454	1,619,640
Infrastructure Replacement	1,324,945	-657,324	667,621
Employees Leave Entitlement	1,599,042	-500,000	1,099,042
Capital Works	2,534,055	-1,826,448	707,607
Community Services	1,134,792	-135,815	998,977
Environment (Noxious Weeds)	126,200	0	126,200
Housing	137,070	0	137,070
Limestone Quarry	1,414,741	45,225	1,459,966
Office Equipment	198,983	-6,111	192,872
Recreation & Culture	1,607	0	1,607
Roadworks	5,588,200	-2,359,284	3,228,916
Sewerage	16,791	0	16,791
Budget Equalization	51,808	0	51,808
Gravel Pit Restoration	529,366	43,757	573,123
Environmental Sustainability	121,543	-16,914	104,629
Village Enhancement	515,551	-86,527	429,024
Insurance Provision	202,651	24,349	227,000
Future Innovation	371,497	-310,894	60,603
Canowindra Retirement Village	1,185,693	0	1,185,693
Canowindra Sports Trust	19,000	0	19,000
Transport for NSW Contributions	662,000	-662,000	-
Carry Forward expenditure	790,687	-790,687	-
Total Internally Restricted	23,091,316	- 10,184,127	12,907,189
TOTAL RESTRICTIONS	**43,182,678**	(15,099,332)	**28,083,346**

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Cabonne Council

Quarterly Budget Review

For the period from 01/10/2022 to 31/12/2022

7. Budget Review Cash and Investments Position

Cash and Investments	Actual 30/06/2022 ($'000)	Actual 31/12/2022 ($'000)
Cash at Bank	2,847	1,435
Deposits on Call	7,836	1,906
Term Deposits	34,000	39,000
Total Cash at Bank & Investments	**$ 44,683**	**$ 42,341**

Cash attributable to:-	Actual 30/06/2022 ($'000)	Projected 30/06/2023 ($'000)
Externally restricted	20,091	15,176
Internally Restricted	23,092	12,907
Opening Unrestricted	1,500	1,500
Cash surplus/(deficit) due to budget movements		- 51
Total Cash at Bank & Investments	**$ 44,683**	**$ 29,532** *

Notes:
Investments have been invested in accordance with Council's Investment Policy and the Minister's Orders.

The Cash at Bank has been reconciled to Council's physical bank statements as at 31st December 2022

The position of Cash and Investments as at the **31/12/2022** is **Satisfactory.**

* Projected cash position at 30th June 2023 considers the changes made to the original budget up to December 2022, with the anticipation that the Council delivers the 2022/2023 projects as planned.

Cabonne Council

Quarterly Budget Review

For the period from 01/10/2022 to 31/12/2022

8 Budget Review Contractors and Other Expenses

8.1 Contracts entered into during the Quarter

Contractor	Detail & purpose	Value	Start Date
Shell Energy	NSW Government contract for small market electricity sites from 1/1/2023		1/01/2023
Westrac Pty Ltd	Two(2) x Caterpillar SC68B Smooth Drum Rollers	$388,000 (exc GST)	1/12/2022
Metele Pty Ltd (Wagga Trucks)	Mack Superliner	$337,800 (Exc GST)	1/12/2022

8.2 Consultancy and Legal Expenses

Expense	Details	YTD Expenditure
Consultant	CT Management Group	$ 17,195
Legal	Marsden Law Group	$ 365
Legal	Employment matters	$ 2,080
Consultant	Common Thread Consulting	$ 32,718
Consultant	Chris Devitt Consulting	$ 43,659
Consultant	National Audits	$ 24,191
Legal	Planning	$ 1,825
Consultant	Hunter H20 Water Consultants	$ 52,683
Consultant	Landfill Operations	$ 2,350
Consultant	East Molong Servicing Strategy	$ 4,704
Consultant	Management Resources	$ 16,231
Legal Fees	Debt Recovery	$ 21,250

Notes:

Definition of consultant:

A consultant is a person or organisation engaged under contract on a temporary basis to provide recommendations or high level specialist or professional advice to assist decision making by management. Generally it is the advisory nature of the work that differentiates a consultant from other contractors.

INVESTMENT POLICY

OPERATIONAL POLICY

Responsible Department: Cabonne Services

Responsible Section: Finance

Responsible Officer: Department Leader - Finance

Objective

Provides for the General Manager to have authority to invest Council's funds in accordance with an approved investment strategy. This Policy applies to all Council investments.

Introduction

The purpose of this policy is to provide a framework for the optimum investment of Council's funds on the most favourable terms available to it at the time whilst having due consideration of risk, liquidity and security for its investments.

The policy objectives are:

- To undertake investment of surplus funds in line with Council's current Investment Strategy.
- To ensure all investments comply with the forms of investment allowable under the Local Government Act Investment Order.
- To set boundaries for exposure to market risk, credit risk and interest rate risk within the investment portfolio and the 'counterparty' exposure of the portfolio to individual institutions or investment products.
- To establish a framework for monitoring investments.
- To confirm delegations and other relevant governance matters in relation to Council's investments.

Policy

Delegation of Authority

The General Manager (or his delegated representative) has authority to invest surplus funds.

Currently this authority is delegated to the Department Leader - Finance. From an operational perspective, investments are undertaken by senior finance staff under the guidance of the Department Leader - Finance.

Approval Arrangements

An investment form will be completed for all investments to ensure appropriate documentation of the investment decision. All decisions require approval by two (2) Officers who have the appropriate delegation from the General Manager.

Prudent Person Standard

The investments will be managed with the care, diligence and skill that a prudent person (as defined by legislation, Trustees Act 1925 and case law). As trustees of public monies, Officers are to manage Council's investment portfolio to safeguard the portfolio in accordance with the spirit of this Investment Policy, and not for speculative purposes.

Authorised Investments

All investments must be denominated in Australian Dollars. Authorised Investments are limited to those allowed by the Ministerial Investment Order and include:

- Commonwealth / State / Territory Government Bonds, Debentures or Securities;
- Interest bearing deposits / senior securities issued by an eligible ADI;
- Bills of Exchange, (< 200 days duration) guaranteed by an ADI;
- Deposits with TCorp and/or investments in TCorp Managed Funds.

Prohibited Investments

This Investment Policy prohibits the following types of investment:

- Interest bearing deposits or debentures or bonds containing a subordinated debt obligation;
- Derivative based instruments;
- Principal only investments or securities that provide potentially nil or negative cash flow;
- Single stocks or Managed Funds (other than TCorp);
- Mortgage of land.

This Policy also prohibits the use of leveraging (borrowing to invest) of an investment. However, nothing in the Policy shall prohibit the short-term investment of loan proceeds where the loan is raised for non-investment purposes and there is a delay prior to the expenditure of loan funds.

Risk Management Guidelines

Investments obtained are to be considered in light of the following key criteria relating to:

- Portfolio Credit Framework – to limit overall credit exposure of the portfolio;
- Counterparty Credit Framework – to limit exposure to individual counterparties / institutions;
- Investment Horizon Framework – limits based upon maturity of securities.

Portfolio Credit Framework

The portfolio credit guidelines to be adopted will reference the Standard & Poor's (S&P) ratings system criteria and format – however, references to the Minister's Order also recognise Moody's and Fitch Ratings and any of the three (3) ratings may be used where available.

However, the primary control of credit quality is the prudential supervision and government support of the ADI sector, not ratings.

The maximum holding limit in each rating category for Council's portfolio shall be:

Long Term Rating Range (or Moody's equivalent)	Maximum Holding
AAA Category	100%
AA Category or Major Banks	100%
A Category	70%
BBB Category	30%
Unrated ADI's	15%
TCorpIM Growth Funds	5%

Counterparty Credit Framework

Exposure to individual counterparties/financial institutions will be restricted by their rating so that single entity exposure is limited, as detailed in the table below. These limits exclude and government guarantee investments.

Long Term Rating Range (or Moody's equivalent)	Limit
AAA Category	50%
AA Category or Major Banks	50%
A Category	15%
BBB Category	10%
Unrated ADI's	5%
TCorpIM Growth Funds	5%

Council may utilise an advisor to assist and guide its decision making around new investments and to periodically review and report on the composition and performance of the investment portfolio.

Council's investment advisor must be independent, hold an Australian Financial Services license (AFSL) issued by the Australian Securities and Investment Commission (ASIC) and must confirm in writing that they have no actual or potential conflict of interest in relation investment products being recommended. This includes receiving no commissions or other benefits in relation to the investments being recommended or reviewed, except if any commissions are fully rebated to Council.

Performance Benchmarks

The performance of each investment will be assessed against the benchmarks listed in the table below.

Investment	Performance Benchmark	Time Horizon
Cash-at-call accounts and short term deposits.	Ausbond Bank Bill Index (BBI)	0-3 months
Term Deposits, FRN's nearing maturity	Ausbond Bank Bill Index (BBI)	3-12 months
Term Deposits and FRN's with a maturity date of 1-2 years	Ausbond Bank Bill Index (BBI)	1-2 years
Term Deposits and FRN's with a maturity date between 2 and 5 years	Ausbond Bank Bill Index (BBI)	2-5 years
TCorp Medium Term Growth Fund	CPI plus 2%	7 years
TCorp Long Term Growth Fund	CPI plus 3.5%	10 years

Accounting

Council will comply with appropriate accounting standards in valuing and reporting its investments and investment income. This includes:

- AASB 9 – Financial Instruments
- AASB 7 – Financial Instruments: Disclosures

Reporting

Documentary evidence must be held for each investment and details thereof maintained in an investment register. The documentary evidence must provide Council legal title to the investment.

For audit purposes, audit confirmation certificates must be obtained from the financial institutions confirming the amount of investments held on Council's behalf as at 30 June each year and reconciled to the investment register. All investments are to be appropriately recorded in Council's financial records and reconciled on a monthly basis.

As required by Section 212 of the Local Government (General) Regulation 2021, a monthly investment report will be provided to Council. The report will detail the investment portfolio in terms of holdings and impact of changes in market value since the previous report. The monthly report will also detail the investment performance against the applicable benchmark, investment income earned versus budget year to date and confirm compliance of Council's investment portfolio with legislative and policy limits. Council may nominate additional content for reporting. A monthly report will be provided to Council, detailing the investment portfolio including (as a minimum) the current yield, rating, purchase price and market value.

For audit purposes, certificates must be obtained from the banks/fund managers confirming the amounts of investment held on Council's behalf at 30th June each year and reconciled to the investment register.

Safe Custody Arrangements

Where necessary, investments may be held in safe custody on Council's behalf, as long as the following criteria are met:

- Council must retain beneficial ownership of all investments;
- Adequate documentation is provided, verifying the existence of the investments;

- The Custodian conducts regular reconciliation of records with relevant registries and/or clearing systems; and

The Institution or Custodian recording and holding the assets will be:

- The Custodian nominated by TCorp for their managed funds;
- Austraclear;
- An institution with an investment grade Standard and Poor's or Moody's rating; or
- An institution with adequate insurance, including professional indemnity insurance and other insurances considered prudent and appropriate to cover its liabilities under any agreement.

Responsibilities

General Manager: responsible for the overall control and implementation of the policy.

Deputy General Managers & Leaders: responsible for the control of the policy and procedures within their area of responsibility. The Department Leader - Finance is delegated to invest surplus funds under delegation by the General Manager. The Department Leader - Finance provides guidance to the Senior Finance Staff on all day-to-day operations of Council`s investing activities.

Definitions

Act: NSW Local Government Act, 1993

Authorised Deposit-taking Institutions: Authorised Deposit-Taking Institutions (ADIs) are corporations that are authorised under the Banking Act 1959 (Cwth) to take deposits from customers.

AusBond Bank Bill Index: The AusBond Bank Bill Index is the leading benchmark for the Australian fixed income market. It is interpolated from the RBA Cash rate, 1 month and 3 month Bank Bill Swap rates and is the widely used benchmark for local councils.

Bank Bill Swap Rate: The Bank Bill Swap reference rate (BBSW) is the average of midrate bank-bill quote from brokers on the BBSW Panel. The BBSW is calculated daily. Floating rate securities are most commonly reset quarterly to the 90-day BBSW.

Council Funds: Surplus monies that are invested by Council in accordance with section 625 of the Act.

Conflict of Interest: A conflict of interest can be pecuniary (involving financial gain or loss) or non-pecuniary (based on animosity, friendship or family connection). A conflict of interest can also arise from avoiding personal losses as well as gaining personal advantage, financial or otherwise. Conflicts of interest can be actual, perceived, or potential.

Counterparty: Both a legal and financial term that refers to the other individual or institution to an agreement or contract.

Credit Risk: The risk that a party or guarantor to a transaction will fail to fulfil its obligations. In the context of this document it relates to the risk of loss due to the failure of an institution/entity with which an investment is held to pay the interest and/or repay the principal of an investment.

Diversification: The requirement to place investments in a broad range of products so as not to be over-exposed to a particular sector of the investment market.

Financial Instrument: Any contract that gives rise to a financial asset of one entity, and a financial liability or equity instrument of another entity.

Floating Rate Notes: A Floating Rate Note (FRN) is a medium to long term fixed interest investment where the coupon is a fixed margin ("coupon margin") over a benchmark, also described as a "floating rate". The benchmark is usually the BBSW and is reset at regular intervals – most commonly quarterly.

Interest Rate Risk: The risk that the fair value or future cash flows of an investment will fluctuate because of changes in market interest rates.

Liquidity Risk: The risk an investor runs out of cash, is unable to redeem investments at a fair price within a timely period, and thereby incurs additional costs (or in the worst case is unable to execute its spending plans).

Major Banks: For the purpose of this Policy, "Major Banks" are currently defined as: The ADI deposits or senior guaranteed principal and interest ADI securities issued by the major Australian banking groups:

- Australia and New Zealand banking Group Limited (ANZ)
- Commonwealth Bank of Australia (CBA)
- National Australia Bank Limited (NAB)
- Westpac Banking Corporation (Westpac)

including ADI subsidiaries such as Bankwest whether or not explicitly guaranteed, and brands (such as St George).

Market Risk: The risk that fair value or future cash flows of an investment will fluctuate due to changes in market prices, or benchmark returns will unexpectedly overtake the investment's return.

Preservation of Capital: The risk that fair value or future cash flows of an investment will fluctuate due to changes in market prices, or benchmark returns will unexpectedly overtake the investment's return.

Rating Agencies: Includes Credit Rating Agencies such as Standard and Poor's (S&P), Moody's and Fitch who are professional organisations that provide opinion on the general credit worthiness of an obligor with respect to particular debt security or other financial obligations. Credit ratings are based, in varying degrees, on the following considerations:

- Likelihood of payment;
- Nature and provisions of the obligation;
- Protection afforded by, and relative position of, the obligation in the event of bankruptcy, reorganisation or other laws affecting creditor rights.

In the event of disagreement between agencies as to the rating ("split ratings") Council shall use the higher in assessing compliance with portfolio Policy limits, but for conservatism shall apply the lower in assessing new purchases.

TCorp: New South Wales Treasury Corporation

Term Deposits: Non-tradeable investments offered by ADIs with varying maturity dates and a rate set at the outset. Interest is normally payable upon maturity or if the term is longer than 12 months, annually from the investment date. Penalties apply if the funds are withdrawn before maturity and a notice period of 31 days is usually required.

Yield: The annual rate of return on an investment.

References

Local Government Act 1993 - Section 625;

Local Government Act 1993 - Order (of the Minister) dated 12th January 2011;

Trustee Act 1925;

Local Government (General) Regulation 2021 – Clause 212- Reports on Council Investments;

NSW Office of Local Government – Investment Policy Guidelines

NSW Office of Local Government - Circular 11-01

NSW Office of Local Government – Code of Accounting Practice and Financial Reporting

History

Minute Number	Summary of Changes	New Version Date
10/02/17	Readopted by Council	15 February 2010
10/06/18	Readopted by Council	21 June 2010
11/05/13	Readopted by Council	16 May 2011
13/05/17	Reviewed and updated based on current fiscal conditions	21 May 2013
13/09/30	Previous (May 2011) version inadvertently readopted as per s165(4)	17 September 2013
14/04/9	Readopted by Council	15 April 2014
18/05/20	Readopted as per s165(4)	22 May 2018
Draft	Policy reviewed and amended to reflect changes to financial legislation and regulation. Changes made to maximum holding limit in each rating category for Council's portfolio to maximise investment performance options.	To be confirmed

FINANCIAL RESERVES POLICY

STATEGIC POLICY

Responsible Department: Cabonne Services / Office of the General Manager

Responsible Section: Finance

Responsible Officer: Department Leader - Finance

Objective

Council is committed to best practice financial reserves accounting, in accordance with external statutory and internal management reporting requirements. This policy provides the framework for managing Council's financial reserves and covers all externally and internally restricted reserves.

Introduction

Financial Reserves are established to set aside funds for Council to allocate to specific projects, work programmes, or other purposes as required.

Every Reserve created should have a clear and specific purpose and relate back to the adopted Integrated Planning and Reporting (IP&R) strategies and plans of Council. There should be a clear link between this Policy, and the Reserves created under it, to the Operational Plan, Delivery Program, and where appropriate the Council's asset management plans.

The purpose of this policy is to provide clarity and transparency in the allocation of reserve funds to and from annual operations, to provide for longer term funding requirements. That transparency encompasses the method of calculation of both the fund in total, and its annual movements.

Policy

Creation, Alteration, Cessation of Reserves

This Policy requires Council to undertake certain processes in dealing with Financial Reserves. All significant decisions in relation to Council's Financial Reserves are required to be ratified by Council resolution.

The normal day to day management, operation of Financial Reserves (including transfers to and from reserves which are consistent with the defined purpose of each reserve) is overseen by the General Manager and does not require a Council resolution.

The creation of new Reserves, alterations to existing Reserves, or the cessation of any existing Reserve may only be undertaken by resolution of the Council. Such a resolution should be supported

by a rationale setting out all the implications involved. Any such resolution must specify the amount of the transfer.

A schedule of existing Financial Reserves is appended to this policy, outlining for each Reserve, its purpose, the basis on which it is calculated and wherever possible its target balance. Given that they form part of an Appendix to this policy, amendments to the schedules for individual Reserves may be made by Council resolution without the need to amend the policy itself.

Accounting of Reserves

No transfer from any Reserve shall exceed the amount of the existing balance of the Reserve at the time of transfer.

Each Quarterly Budget Review Statement is to include a schedule of Reserves, showing:

- Opening actual balance as at 1 July;
- Estimated transfer to Reserve;
- Estimated transfer from Reserve; and
- Estimated closing balance as at 30 June

Accounting for Internal Loans

The Internal Loans Reserve will be the primary source of funding for internal borrowings. Other Internally Restricted Reserves may also be considered for internal borrowings where it can be demonstrated that the funds held in the reserve are unlikely to be utilised for the intended purpose of the reserve over the term of the proposed loan.

Each loan will be for a maximum period of ten years and provided at an interest rate equivalent to the 5 or 10 year yield for Australian Government Bonds issued by the RBA fixed for the term of the loan. The loan repayments to the reserve (including interest) will be made quarterly and included in the budget commencing from the first quarter following completion of the project(s) funded by the loan.

Each new loan will require a formal request (loan application form) to establish the basis for the project and necessity to borrow. Each application will be assessed by the Deputy General Manager – Cabonne Services, with a recommendation on approval/non-approval made to the General Manager. The Internal Loan will be approved by Council either through adoption of the budget or through a separate report which obtains approval of the budget variations.

Responsibilities

The responsible officer, or parties named in this policy shall be responsible for the relevant reserves:

- Strategic approach and target; and
- Integrity in line with its strategic approach, target, purposes and restrictions.

Department Leader – Finance: has the responsibility of maintaining a schedule of all Financial Reserves in addition to overseeing all the accounting functions in relation to the Reserves including regular reporting through the Quarterly Budget Review Statement.

Definitions

Externally Restricted Reserves: are created as a result of a legislative or other binding contractual requirement governing the use of the funds. These funds must only be expended for the specific purpose defined and cannot be used by Council for any other purpose.

Other externally restricted reserves are created from time to time to hold funds that Council is contractually obligated to hold for a specific purpose, for example, the balance of unexpended grants and contributions.

Internally Restricted Reserves: are funds that the Council has determined are to be used for specific purposes. The Council may resolve to change the purpose of these funds.

References

Local Government Act, 1993

Local Government (General) Regulation, 2005

NSW Local Government Code of Accounting Practice

Procedures to support this policy shall be approved by the Deputy General Manager – Cabonne Services.

History

Minute No.	Summary of Changes	New Version Date
Draft	Policy created and initially adopted by Council	To be confirmed

Appendix 1 – Schedule of Internally Restricted Financial Reserves

Reserve Name	Plant and Vehicle Replacement Reserve
Purpose	To fund the annual replacement program for motor vehicles and other fleet items. The Reserve may also fund any required improvements/modifications to the workshop servicing depots and facilities.
Calculation Basis	The net amount of the annual plant replacement program is appropriated from the Reserve each year. The components of the plant hire charge for depreciation are used to replenish the reserve each year.
Target Balance	Sufficient funding to cover the net cost of the annual plant replacement program, considered on a rolling five/ten year basis.
Responsible	
Approval	

Reserve Name	Employee Leave Entitlements
Purpose	To fund the payment of employee entitlements including annual leave and long service leave on the retirement, resignation, or termination of staff members. This Reserve enables the funding of leave entitlements as it accrues, ensuring that future year's ratepayers are not burdened with the payment of liabilities from prior years.
Calculation Basis	Adjust the balance each year to reflect a minimum of 40% coverage of the total liability for employee provisions whilst also forecasting likely staff retirements with large liabilities pending.
Target Balance	Maintain the Reserve at the higher of 40% of the total liability and 100% of the expected settlement of ELE provisions in the next 12 months.
Responsible	Department Leader - Finance
Approval	Department Leader - Finance

Reserve Name	Infrastructure – Urban Improvements & Renewal
Purpose	To assist in funding infrastructure renewal and improvements for existing infrastructure, with a focus on urban areas and villages. This Reserve may be utilised as a required matching or partial contribution for State or Commonwealth grants to fund new infrastructure.
Calculation Basis	The transfers from reserve should be priority infrastructure projects identified in the adopted budget or alternatively in a revised budget confirmed by Council.
Target Balance	There is no set target for this reserve and the Council may opportunistically make additional transfers to this reserve where surplus funds become available.
Responsible	
Approval	

Reserve Name	Transport Infrastructure
Purpose	To assist in funding transport infrastructure priority works including roads, bridges, footpaths, cycleways.
Calculation Basis	This reserve receives transfer from any surplus funds/profits from contracted works performed by Council including the TFNSW works on State Roads. The transfers from reserve should be rural transport infrastructure priority projects/programs identified in the adopted budget or alternatively in a revised budget confirmed by Council.
Target Balance	There is no set target for this Reserve.
Responsible	Deputy General Manager – Cabonne Infrastructure
Approval	General Manager/Council

Reserve Name	Internal Loans
Purpose	To provide an alternative funding source to external borrowings. Internal borrowings represent a more flexible, timely, lower interest and administratively efficient option in comparison to external borrowings.
Calculation Basis	The Reserve will lend for priority projects and receive repayments through the budget process over a maximum 10 year period.
Target Balance	The process of lending funds and receiving payments ensures a revolving pool of funds is available to fund future capital projects.
Responsible	Deputy General Manager – Cabonne Services.
Approval	General Manager/Council

Reserve Name	Community Services
Purpose	To provide separate banking support for several defined community services programs provided by Council including: - Aged & Disabled - After School Hours Care (all towns) - CHSP Transport - Community Transport - Other CHSP services - Family Day Care - Community Housing
Calculation Basis	Transfers to and from this Reserve are based upon the separate general ledger balances maintained for each of these programs.
Target Balance	There is no set target for this reserve.
Responsible	Deputy General Manager – Cabonne Services.
Approval	General Manager/Council

Reserve Name	Environmental Sustainability
Purpose	To provide a funding source for sustainability, flood mitigation and energy savings initiatives.
Calculation Basis	The transfers from reserve should be priority projects/programs identified in the adopted budget or alternatively in a revised budget confirmed by Council
Target Balance	There is no set target for this reserve
Responsible	Deputy General Manager – Cabonne Services.
Approval	General Manager/Council

Reserve Name	Gravel Pit Restoration
Purpose	To fund the restoration of the gravel pits used by Council
Calculation Basis	The income/charge generated from gravel extraction is transferred to the reserve each year.
Target Balance	The target balance is the present value of the estimated costs of remediation as measured by an independent assessment. Any significant balance over and above the target balance is to be considered for transfer to other reserves, e.g. the Internal Loans Reserve.
Responsible	Deputy General Manager – Cabonne Services.
Approval	General Manager/Council

Reserve Name	Molong Limestone Quarry
Purpose	To meet Council's obligations as the site owner for remediation.
Calculation Basis	This quarry is currently inactive. The balance of the reserve represents the net profits to date from its past operations and leasing of the quarry.
Target Balance	The target balance is the present value of the estimated costs of remediation as measured by an independent assessment. This assessment will be undertaken in 2022. This reserve is to be combined into single reserve with the gravel pits reserve following assessment. Depending on timing of the remediation works, it may be possible to lend these funds to other projects through an internal loan.
Responsible	Deputy General Manager – Cabonne Services
Approval	General Manager/Council

Reserve Name	Insurance Provision
Purpose	To provide a funding source for insurance excess amounts for larger claims in order to avoid budget shocks
Calculation Basis	Insurance savings (where applicable) maybe transferred to the reserve in order to maintain the target balance.
Target Balance	$100,000 is considered an adequate balance to meet the excess on up to 2 liability or 5 property claims. Any significant balance over and above the target balance is to be considered for transfer to other reserves, e.g. the Internal Loans Reserve.
Responsible	Department Leader Finance
Approval	Department Leader Finance

Reserve Name	Aged Living Facility
Purpose	Created in 2019/20 to contribute services towards establishing a facility on the John Holland site. This will not be a Council owned/controlled asset and Council's role is to assist in providing a facility which provides an option for residents to remain living in the local area. The specific nature and timing of Council's contribution is uncertain.
Calculation Basis	As per estimates obtained in 2019/20.
Target Balance	No target determined.
Responsible	General Manager
Approval	General Manager / Council

Reserve Name	Age of Fishes
Purpose	Maintain separate fund for this activity. Provides funding for casual staff member.
Calculation Basis	Residual funds from S355 Committee
Target Balance	No target
Responsible	Department Leader - Finance
Approval	General Manager

Reserve Name	Waste Management Reserve
Purpose	To fund the non-domestic components of waste management including the rehabilitation of waste management sites.
Calculation Basis	See calculation workpaper to support the balance of the Domestic Waste Reserve.
Target Balance	A sufficient level of funding to meet the cost of waste site rehabilitation excluding the portion attributed to Domestic Waste Management
Responsible	Deputy General Manager – Cabonne Services.
Approval	General Manager/Council

Proposed Cessation of Internal Reserves as at 30 June 2022

Reserve	Forecast Balance at 30/6/22	Reason for Cessation
Infrastructure Replacement	997,017	Move to Infrastructure – Urban Improvements & Renewal. This provides a more specific focus for these funds.
Budget Contingency	351,808	Move to Internal Loans Reserve. Cessation of this reserve promotes disciplined approach in developing a balanced budget. The use of other reserves e.g. Infrastructure – Urban Infrastructure may be strategically used as an alternative to this reserve.
Capital Works	1,292,003	Move to Infrastructure – Urban Improvements & Renewal. This reserve has funded a mix of new and renewal works e.g. pools, showgrounds etc and matching contributions for grant funds. These items fall within the defined purpose of the Infrastructure – Urban Improvements & Renewal Reserve.
Environment Reserve	126,200	Move to Environmental Sustainability Reserve. This represents a consolidation of the two environmental reserves.
Housing	137,070	Consolidate as a new sub-category within the Community Services Reserve for Community Housing
Office Equipment	157,272	Name change only – Technology & Office Building or Equipment Upgrades which reflects the type of projects funded from this reserve in the past.
Recreation & Culture	1,607	Move to Infrastructure – Urban Improvements & Renewal Reserve. Clearing small balance.
Sewerage	16,791	Move to Internal Loans Reserve. Clearing small balance. External restriction?
Village Enhancement	141,668	Move to Infrastructure – Urban Improvements & Renewal Reserve. Consolidation of reserves. This falls within the definition of the new reserve.

Appendix 2 – Schedule of Externally Restricted Financial Reserves

Reserve Name	Developer Contributions
Purpose	Cash contributions received under S7.11 Environmental Planning and Assessment Act 1979 to meet the increased demand created by development. In accordance with E,P& A Regulation 2000 Part 4, Division 5, clause 35, Council must maintain accounting records that allow monetary contributions and any additional amounts earned from their investment, to be distinguished from all other money held by the Council.
Calculation Basis	In accordance with contributions received under the plan and expenditure on projects that are defined in the Contributions Plan.
Target Balance	Developer contribution cash received is fully expended in accordance with the works program defined in the Contributions Plan.
Responsible	
Approval	

Reserve Name	Domestic Waste Management
Purpose	Section 496 of the Local Government Act 1993 requires Council to make and levy an annual charge for the provision of domestic waste management services for each parcel of rateable land for which the service is available.
Calculation Basis	The difference between the revenue from the domestic waste management charge and the actual cost of providing the service. Limited to recovering the reasonable cost of providing the domestic waste service, cash received for the service is transferred to this reserve and expenditure incurred for the service is transferred from this reserve. At present, this reserve also includes revenue and expenditure related to the annual charges for waste services levied under S501 of the Act. This component is not externally restricted and ideally should be separated and moved into an internally restricted reserve. This will need to be supported by a detailed workpaper and calculation to satisfy any audit queries.
Target Balance	There should be sufficient funds to meet the costs for the future capital costs and remediation of waste disposal sites for the portion related to domestic waste. The target balance is the present value of the estimated capital costs including remediation as measured by an independent assessment.
Responsible	Deputy General Manager – Cabonne Services.
Approval	General Manager/Council

Reserve Name	Specific Purpose Government Grants
Purpose	This represents the unexpended balance of specific purpose government grants which require separate tracking and acquittal in order to satisfy the conditions of funding.
Calculation Basis	The difference between the grant funding received and the expenditure incurred for each grant received. This is supported by a workpaper and summary of each grant with an unexpended balance.
Target Balance	All grants are fully expended within the timeframes defined within the funding agreement.
Responsible	Department Leader - Finance
Approval	Deputy General Manager – Cabonne Services

Reserve Name	Water Supply
Purpose	Council levies annual charges for the maintenance and development of potable water supply services. It is a legislative requirement that these funds be expended on the purpose for which they are levied. This reserve represents the cash balance of the water fund.
Calculation Basis	As per the cash balance of the general ledger of the water fund.
Target Balance	There are sufficient funds available to meet the present value of maintenance and renewal requirements of water fund assets as detailed in the Strategic Asset Management Plan.
Responsible	Deputy General Manager - Infrastructure
Approval	General Manger / Council

Reserve Name	Sewerage Services
Purpose	Council levies annual charges for the maintenance and development of sewerage (waste water) supply services. It is a legislative requirement that these funds be expended on the purpose for which they are levied. This reserve represents the cash balance of the sewerage fund.
Calculation Basis	As per the cash balance of the general ledger of the sewer fund.
Target Balance	There are sufficient funds available to meet the present value of maintenance and renewal requirements of sewer fund assets as detailed in the Strategic Asset Management Plan.
Responsible	Deputy General Manager - Infrastructure
Approval	General Manager / Council

Reserve Name	Stormwater Management
Purpose	Council charges a Stormwater Levy to every household and business (where stormwater drainage services are provided) in accordance with the policy gazetted by the Minister in October 2005 to improve the management of stormwater. The Stormwater Levy allows Council to undertake significant improvements to the stormwater system.
Calculation Basis	The maximum amounts of the Levy are set by legislation and included in the Delivery Program and Operational Plan.
Target Balance	There is no targeted balance for this reserve. Cash received to be fully expended in accordance with the projects and program in the Delivery Program and Operational Plan.
Responsible	Deputy General Manager - Services
Approval	General Manager / Council

Reserve Name	Canowindra Town Improvements (former SRV)
Purpose	To fund specific projects and capital works for Canowindra in accordance with the policy adopted for the levy and expenditure of rates income generated by the rating variation.
Calculation Basis	The balance represents the difference between the additional income generated from the SRV and the expenditure on nominated projects.
Target Balance	There is sufficient funding to cover the nominated projects for Canowindra.
Responsible	Department Leader - Finance
Approval	General Manager / Council

Proposed Cessation of Externally Restricted Financial Reserves as at 30 June 2022

Reserve	Forecast Balance at 30/6/22	Reason for Cessation
Canowindra Sports Trust	19,232	This does not meet the definition of an externally restricted reserve. The reserve receives an annual transfer from the Canowindra Town Improvements Reserve each year for an electricity cost contribution to the Sports Trust Reserve. The annual contribution can be facilitated by a direct transfer from the Canowindra Town Improvements Reserve.
RMS Contributions	433,796	Moved to Roadworks Reserve. The reserve does not meet the definition of an externally restricted asset as there is no present or forecast obligation to return funds to TFNSW. The current practice involves holding these funds as an external restriction for 12 months prior to transferring funds to the Roadworks Reserve. Any future refunds to TFNSW can be managed from within the Roadworks Reserve.
Regional Roads Block Grant (Unexpended Funds)	53,145	Combined with Specific Purpose Grants. Any unexpended balances for this block grant can be managed in the same manner as other grant programmes.

ANZAC DAY 2023

Borenore

1pm Service at Borenore CWA HAll, followed by food & soft drink for a gold coin donation.

Canowindra

6am Dawn Service at Memorial Park

9am Wreath laying service at Soldier's Memorial Hospital

10.30am March from Junction Hotel to Memorial Park for an 11am

Cudal

10am Service at Cudal & District War Memorial Gates

Cumnock

5.45am assemble for a 6am Dawn Service at the Memorial Gates TBC

Eugowra

5.45am Dawn Service at Memorial Park Cenotaph

10.45am March from the corner of North and Board Street to the Cenotaph at Memorial Park for an 11am Service

Manildra

10.15am March from Manildra Bowling Club to the Manildra Soldier's Memorial Hall for a Service

Molong

5.45am assemble for a 6am Dawn Service at the Cenotaph on the Village Green.

10.30am March from the RSL Club in Riddell St to the Cenotaph at the Village Green via Gidley St for an 11am Service

Obley

6.30amd to 7.30am Service at Obley War Memorial.

Toogong

6am Dawn Service at St Alban's Church Grounds

Yeoval

6am March from the Royal Hotel to the Yeoval Memorial Hall for a Dawn Service

10.30am March from Yeoval Central School to the Yeoval War Memorial Hall for an 11am Service

Event Assistance Program Application Form

Submission date:	**14 February 2023, 12:16**
Receipt number:	**PM69**
Related form version:	**3**

Details of the Organisation

Name of Organisation	**Cudal Community Children's Centre**
Organisation House Number/Name/PO Box Number	**15**
Street/Road	**main street**
City	**Cudal**
State/Territory	**NSW**
Postcode	**2864**
Phone Number	**0466616300**
Fax Number	
Email Address	**tammyjohnson91@hotmail.com**
Contact Person	**Tammy Whiteman**
Contact Person's Position in Organisation	**Committee Member**
Is the organisation	**registered for GST**
Does the organisation have insurance, including public liability cover?	**Yes**
Does the organisation have an ABN?	**Yes**
If yes, please provide ABN	**99755861490**

What is the aim of your organisation?	**Non for profit community Child care center. To provide care and education for children aged 0-5 years.**
Does your organisation have a plan/strategy?	**Yes**
If yes, please upload your plan/strategy here	**CCCC Strategic-Plan.xlsx**

Event Title

Name of the event	**Cudal Community Children's Center Black Tie Ball**
Funding category applying for	**Flagship Event**

Details of the Proposal

Please provide a general description of the event	**Black Tie Ball**
Where and when is the event to take place?	**Cudal Memorial Hall 27th May 2023**
How will the event raise the profile of the Cabonne Council?	**Bringing new people into our region and also supporting people from Cabonne by buying produce from locals to use on the night.** **CCCC is closely aligned wit Cabonne council as we rent a building from the. We are also holding the event in a Cabonne Hall.**
What local business opportunities will be created?	**Catering will be done by a local caterer** **Ice purchased from Local business** **Wine from local winery's** **Bar staff and waiters will be local young adults to give them work experience.**
How many people are expected to attend the event from within and outside the Shire?	**170 people.**

What benefits will be returned to the Cabonne community?	**Money raised will provide child care facilities to the families from the Cabonne region.** **Financial benefit of local businesses (caterer, wineries etc)** **Promotion of local business that have donated to us.**
Please list any other community groups involved with this event	**Alcohol purchase from the Cudal Bowling Club.**

Assistance Requested

Type of Assistance (1)	**Financial**
Details (1)	**Financial assistance to cover cost of wine glasses to be gifted to guests.**
Value of Assistance, exclusive of GST (Council to provide estimate for in kind items) (1)	**2500**
Type of Assistance (2)	**Financial**
Details (2)	**Waive cost of hiring the Cudal Hall**
Value of Assistance, exclusive of GST (Council to provide estimate for in kind items) (2)	**120**
Type of Assistance (3)	**Financial**
Details (3)	**Help cover cost of Local Caterer**
Value of Assistance, exclusive of GST (Council to provide estimate for in kind items) (3)	**2000**
Type of Assistance (4)	
Details (4)	
Value of Assistance, exclusive of GST (Council to provide estimate for in kind items) (4)	
Type of Assistance (5)	
Details (5)	

Value of Assistance, exclusive of GST (Council to provide estimate for in kind items) (5)	
Total assistance requested	**4620**
Will you require payment of EAP grant prior to lodging the Acquittal Form?	**Yes**

Supporting Information

Please upload a quote outlining project costs (if applicable)	
Please upload your letter of support (1)	**Letter of Support - CPS.pdf**
Please upload your letter of support (2)	**Letter of Support - CC.pdf**
The following supporting information is attached with this application	**A quote outlining project costs (if applicable)** **Two (2) letters of support**

Applicant's Signature

	 Link to signature
Name	**Tammy Whiteman**
Position in Organisation	**Committee Member**
Date	**22/11/2022**

CABONNE SPONSORSHIP PROGRAM

APPLICATION

Australia's Food Basket
CABONNE COUNCIL

BEFORE COMPLETING THIS APPLICATION, YOU MUST READ THE SPONSORSHIP GUIDELINES. APPLICATIONS THAT DON'T COMPLY WITH THE CONDITIONS STATED IN THE GUIDELINES OR APPLICATIONS THAT ARE INCOMPLETE WILL NOT BE CONSIDERED.

SECTION 1: STATEMENT OF UNDERSTANDING

☒ I have read and understood the Sponsorship Guidelines

☒ I have read and understood the terms and conditions

☒ I have willing to sign a contractual agreement

☒ I have submitted an Event Advice or will be submitting one with this application

SECTION 2: APPLICANT DETAILS

Name of Organisation:	Canowindra Challenge Incorporated		
Postal Address:	P.O Box 144, Canowindra, NSW 2804		
Contact Person:	Adam Barrow		
Position Held:	Vice President		
Phone:	0459 847 846	Email:	info@canowindrachallenge.org.au
Incorporation No:	INC9893959	GST registered:	☒YES ☐NO
ABN No:	97 936 392 710		

Brief description of your organisation:

Community based organisation responsible for organising and hosting the Canowindra International Balloon Challenge. The organisation is entirely run by volunteers. There are 5 members of the committee with 4 based in Canowindra and one in Melbourne. The committee members come from a wide range of backgrounds and professional experience.

The organisation has been running the event since 2010 and is a multiple year finalist in local, regional and state tourism awards.

Does your organisation have a website/ social media platforms? If so, please list links. Website: https://canowindrachallenge.org.au/ FB page: https://www.facebook.com/canowindraballoonchallenge Instagram: https://www.instagram.com/canowindrachallenge We have approximately 8000 followers through our social media channels

SECTION 3: EVENT DETAILS

Name of Event or activity	Canowindra International Balloon Challenge
Venue/Location of event	Canowindra Sports Ovals
Date of event or activity	12th April 2022 – 16th April 2022
Type of event	☐ One- off activity ☒ Annual event
Area of event	☒ Sports/Recreation ☐ Arts/ Culture ☐ Community ☒ Entertainment ☐ Commercial ☐ Other (Specify)
Style of event	☐ Spectator/ Attendee ☐ Participation ☒ Both
Event Website *(Please include any social media platforms)*	Website: https://canowindrachallenge.org.au/ FB page: https://www.facebook.com/canowindraballoonchallenge Instagram: https://www.instagram.com/canowindrachallenge
Previous Sponsorship or Event Assistance Program *(Please list all years and amounts)*	☐ Sponsorship ☐ Event Assistance Program ☒ Both Amount(s): Year(s): Council has been a strong supporter of this event since its inception.

Other sponsorship/ partners and key stakeholders	
Sponsorship/ Partners/ key stakeholders	**Value/ Level of support**
Canowindra Services Club Various local businesses	$20,000 cash + In kind Approximately $5000
Note: We are still negotiating several other sponsorships at the time of writing	

Description of the Event

Please outline details of the event

Canowindra International Balloon Challenge is one of Australia's largest gathering of hot air balloons and primary training events for Australia's competitive balloon pilots. The event is held over 5 days and is free for spectators on all but one event. It is one of the largest free community events in NSW.

The event has 1 key objectives;

Drive tourism and tourist spend in the region and local community

The signature event is the Cabonne Community Glow event which is a hugely successful community event incorporating market stalls, live music, food and beverage vendors, local community groups and the signature attraction, the hot air balloons which light up choreographed to music. In 2022 the event attracted over 7000 people into a town of 2300!

Proposed Program and Plan of Delivery of Event

Please outline the structure of the event and run sheet

Tuesday 11th April – Practice Balloon Flights
Wednesday 12th April – Saturday 15th April - Balloon Flights

Saturday 15th April – Back to Canowindra Street Parade – 10am-Midday
Saturday 15th April – Cabonne Community Glow and Nightmarkets 3pm – 8:30pm

Sunday 10th April – Small Acres Cider Keygrab

We have secured our signature artist, Golden Guitar Winners, DARLINGHURST, for the live performance at the Cabonne Community Glow which has generated significant interest.

Reason for having the Event

Please outline the reasons behind the event and how it began

Ballooning and Canowindra are synonymous since the mid 1960s when the first modern balloon flights occurred in the area. There have been a number of iterations of ballooning events ever since this date. The event in its current format began in 2010 when it became clear there was an opportunity to reimagine a new event to provide experience and training to Australia's competitive balloonists.

In order to fund this a simple nightglow was hosted to raise necessary funds. Over the past 14 years the event has become truly international with 5 World Champions having attended, along with National champions from several countries. We have had balloonists from over 15 countries attend the event over the past 10 years.

A new committee formed in 2020, reimagined the event for the future to bring the event back to a more community focused event and drive tourism and income for the town and district. This approach created truly memorable events in 2021 and 2022 which generated huge tourist numbers in the town and across the whole Cabonne, and Cowra and Orange council regions.

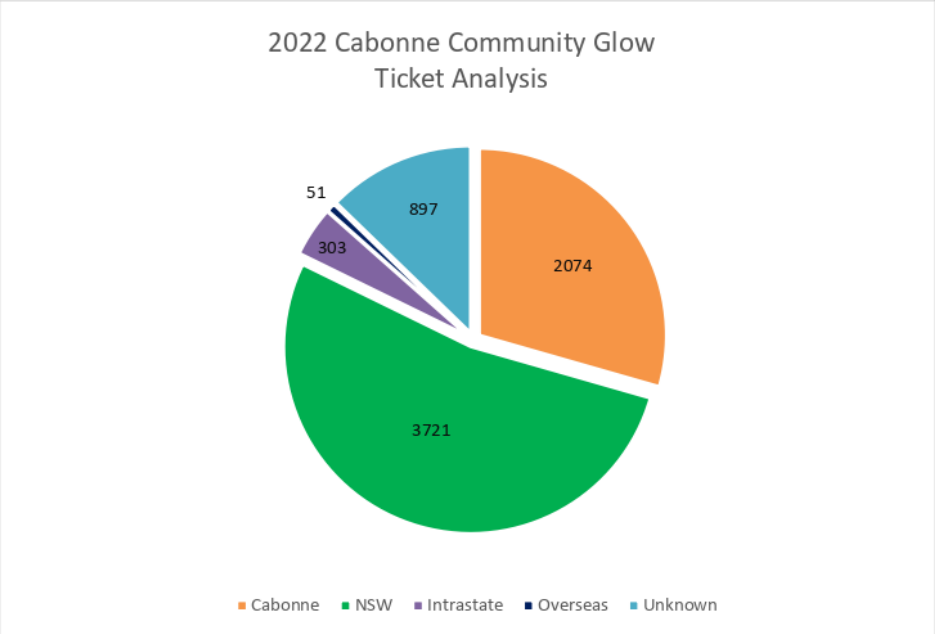
The event exists to promote the town of Canowindra and by extension Cabonne and the central west area of NSW. Using the beautiful and unique sport that is synonymous to the town has proven to be a very successful approach.	
Is this a ticketed Event	☒ Yes ☒ No Link to ticket purchase (*If available)* https://canowindrachallenge.org.au/

SECTION 3: PREVIOUS DATA

When/ where was this event held last.	2023 – Canowindra

Total number of attendees *(Please fill out as much as possible estimations are accepted)*

Local: 2074	Intrastate: 3721	Interstate:254	Total: 7046



Note: The above numbers are only related to the ticketing data from the Cabonne Community Glow. We do not have actual data from visitation across the remainder of the event.

Tickets bought on the day of the glow do not receive a postcode which make it impossible to determine their source. These tickets are captured in the "unknown category".

Please include any post event reflections, reports and/or changes made.

The event in 2022 was another HUGE success. We expected a crowd of approx 7500 and had just over 7000 which was a great result.

Most of the traffic was from within NSW which matches what we have seen in 2021 and reflects the ongoing caution in 2022 around covid. There was an active covid wave at the time of the event and despite this we stil managed a great crowd in attendance.

We worked a lot more closely with NSW Police this year and they made a few changes to our crowd dispersion approach after the event to better improve safety for pedestrians and this was great advice we have now incorporated for our future events.

SECTION 4: PROPOSED EVENT DATA AND LOCAL ENGAGEMENT

Projected Number of attendees	Estimated: 7500		
Local:1500	Intrastate:5000	Interstate:1000	Total:7500

What benefits will be returned to the Cabonne Community

In 2021 we had just over 7000 ticketed attendees our estimations show the event injected at least $1.5 Million into the local communities. This number is based on the number of visitors, length of stay, and average spend.

Some numbers on direct financial impact in spending are easy to demonstrate, e.g:

- 30 Balloons teams staying 9 days spend approx. $3k per team = $90,000
- 150 Campsites @$45 with 3 night minimum turned twice in the event = $40,000 (Accom only)
- Ticket sales = $70,000+
- Canowindra Challenge Budget = $100,000+

To calculate true economic impact you need to factor in tourist spend both during and in/outbound at the event. DNSW provided us a rate of $155 per person night which includes accommodation and spending (food/fuel/shopping/activities, e.t.c). Extending this through all campsites, and beds in the town, and accommodation in other towns over key weekends, it amounts to a very significant spend in the local and surrounding communities.

As an indication all accommodation houses in Canowindra were full for the weekends and most weekdays of this year's event. Orange and Cowra were also full for the Cabonne Community Glow weekend. In 2022 many businesses recorded one of their busiest trading weeks on record including supermarkets, cafes, clubs and hotels. We expect this to continue in 2023.

On top of the tangible financial benefits there are also substantial intangible benefits that come from an event such as this including substantial goodwill towards the towns from tourists and an increase in reputation to the area after staging such an event.

How does the event positively engage local businesses and the Cabonne Community? (Give examples)

The event has the support of the local business chamber and the progress association. We have financial sponsorship from a wide array of local businesses both in Canowindra and from with the area.

Local sporting groups will be involved as volunteers with CCI making donations for their support. We are marketing and supporting other events within the community during the week to drive visitor traffic down to the main street to increase business.

We have partnered with the Showground Trust to operate and promote the onsite camping at the showground facility which will provide significant income to that group which then improves the facility for all user groups.

Working with the Services Club (membership based organisation) to promote their facility and events during the week to drive increased income>

Promotion of the Cabonne region through our website and social media including day trip ideas to drive our visitors into the greater area.

Promotes the Cabonne area as a place that's interesting, beautiful, and happening to a wide audience which we hope will have a lasting impression on them so they return time after time.

How will Cabonne's Sponsorship be recognised?

Benefit List (Please tick all relevant)		Comment
Cabonne Council Branding recognition on all promotional material (printed and digital)	Yes	
Signage at the event	Yes	Signage to be provided by Cabonne
Acknowledgement of support through all media (radio, tv, paper, on day promotion etc)	Yes	We cannot control the editing process but will commit to talking about cabonne where possible
Data provide to Council (E.g- demographics, attendees etc)	Yes	We will provide a report of all data we collect through ticketing and attendance
Images from the event for Council marketing use.	Yes	Subject to copyright from those taking the pictures.
Provide Feedback and fully completed Acquittal	Yes	
Naming rights of the event.	Yes	Cabonne Community Glow

SECTION 5: MARKETING AND COMMUNICATION

Is a copy of the proposed Marketing and communication Plan/strategy attached (*Please include any media coverage, broadcasting and other media)*	☐YES ☒NO

SECTION 6: SPONSORSHIP AMOUNTS

Amount of Sponsorship requested:	$20,000ex

Explanation of Level choice (*Please refer to the guidelines for the level)*

Gold Level

Canowindra International Balloon Challenge is one of the largest events in Cabonne Council. It is one of the largest free community events in NSW with only 1 night being ticketed and that ticket price is only $10.

The event has a proven history of delivering quality family friendly entertainment that drives substantial economic and social benefit to the Cabonne Council and its villages over its 14+ year history.

Cabonne has the naming rights of the major event, the Cabonne Community Glow. This event attracts 4000-8000 people every year as well as gets lots of media within local, regional and state markets.

This is an internationally recognised ballooning event with teams having competed from over 20 countries and past participants have included several World Champions, both male and female.

The event has created many 10's of Millions of dollars in economic impact over its 14 years of operation. CCI is incredibly proud of these achievements.

What will the sponsorship funds be used for? (*Please list all things that the Sponsorship money will go towards)*

Cabonne Community Glow
Insurance, Stage, Lighting, Production, Balloon LPG (Glow Only), Traffic control.

Marketing
Social Marketing campaign (Facebook) to promote event and Cabonne Council.

Copy of budget attached ☐Yes ☒ No

(Please include all contributions, revenue from sales, sponsorship or grants (granted and applied).

SECTION 7: NEXT STEPS (CHECKLIST)

Please make sure the following is completed to make sure your application is considered

- ☒ Marketing Plan/Strategy
- ☒ Budget (Supplied separately in-confidence and not for council publication)
- ☒ Event Plan
- ☒ Risk assessment
- ☒ Approvals (Pending or confirmed)

Any other information you see relevant for your application

SECTION 8: DECLARATION

The declaration below must be agreed to by a person who has delegated authority to sign on behalf of the organisation e.g. President, Chairman, member of the Board of Management or authorised staff member.

I declare the information provided in this application and attachments is, to the best of my knowledge, true and correct. I understand any omission or false statement may result in the rejection of the application or withholding of any funds already approved.

I understand Cabonne Council may check any of our statements for the purpose of assessing this application, and I agree to provide any additional information requested.

I understand this is an application only and may not necessarily result in funding approval.

Name:	Adam Barrow	Signature:	
Executive Position in Organisation:		Vice President	
Date:	2nd Feb 2023		

CABONNE COUNCIL

AND

CUMNOCK VILLAGE PRE SCHOOL INC

LICENCE AGREEMENT FOR OCCUPATION OF LAND FOR PRE SCHOOL [DRAFTING NOTE: AND CHILD CARE CENTRE AS WELL?]

AGREEMENT dated

BETWEEN **CABONNE COUNCIL (ABN 41 992 919 200)** of 99 – 101 Bank Street, Molong NSW 2866 (hereinafter called the "Licensor").

AND **CUMNOCK VILLAGE PRE SCHOOL INC (ABN 34 599 691 454)** of 48 Obley Street, Cumnock NSW 2867 (hereinafter called the "*Licensee*")

THE PARTIES AGREE AS FOLLOWS.

1 INTERPRETATIONS, DEFINITIONS AND ADMINISTRATION

Authority for grant of Licence

1.1 The Licensor warrants that it is the registered proprietor of the Premises.

2 DEFINITIONS

In this Licence unless the contrary intention appears:

Business Day means any day which is not a Saturday, Sunday or Public Holiday in New South Wales;

Commencement Date means the date referred to in Column 2 of Item 16 of Schedule 1;

Due Date means the date for payment of Rent under this Licence as is specified in Column 2 of Item 6, of Schedule 1;

Enclosed Area means the area (which comprises the Premises) described in each Premises Appendix as the Enclosed Area and shown on the Plan annexed to each Premises Appendix;

Environment has the same meaning given to that term in the *Protection of the Environment Operations Act 1997*;

Environmental Law means any Law relating to the protection of the Environment;

Expiry Date means the date referred to in Column 2 of Item 17 of Schedule 1;

"GST", "taxable supply", "consideration", "tax invoice" and "GST amount" have the meanings given to those terms in *A New Tax System (Goods and Services Tax) Act 1999* (Cth);

Hazardous Substance means a substance that because of its quality, concentration, acute or chronic toxic effects, carcinogenicity, teratogenicity, mutagenicity, corrosiveness, flammability, physical, chemical or infectious characteristics, may pose a hazard to property, human health or the environment when improperly treated, stored, disposed of or otherwise managed;

Improvements means any structure of a permanent nature attached to the land;

Initial Rent means the Rent payable under this Licence in respect of each Premises as is specified in Column 2 of Item 5 of Schedule 1;

Law includes the provisions of any statute, rule, regulation, proclamation, ordinance or by-law, present or future, whether state, federal or otherwise;

Licence means this licence including all Schedules and Annexures hereto;

Licensee means the licensee referred to in Column 2 of Item 2, of Schedule 1;

Licensor means the licensor referred to in Column 2 of Item 1 of Schedule 1 and includes its assigns;

Party/Parties means the parties to this Licence;

Premises means the land and/or the buildings described in the Premises Appendix and on the plan annexed thereto;

Permitted Use means the use shown in Column 2 of Item 15, of Schedule 1;

Rent means the Base Annual Rent calculated and payable upon each Due Date less any rent rebate granted to the Licensee together with all other payments due to be paid by the Licensee as Rent under this Licence;

Tenant Fixtures means any plant or equipment, fittings or improvements in the nature of fixtures brought onto the Premises by, or on behalf of, or at the request of, the Licensee;

Term means the term of operation of this Licence in relation to the Premises;

Term of Agreement means the figure set out in Column 2 of Item 18, of Schedule 1;

3 CONSTRUCTION

3.1 This Licence must be constructed in accordance with this clause unless the context requires otherwise;

3.1.1 Plurals

Words importing the singular include the plural and vice versa;

3.1.2 Gender

Words importing any gender include the other gender;

3.1.3 Persons

A reference to a person includes:

(a) an individual, a firm, unincorporated association, corporation and a government; and

(b) the legal personal representatives, successors and assigns of that person;

3.1.4 **Headings**

Headings (including any headings described as parts and sub-headings within clauses) wherever appearing will be ignored in constructing this Licence;

3.1.5 **Clauses and sub-clauses**

(a) A reference to a clause includes all sub-clauses, paragraphs, sub-paragraphs and other components which form part of the clause referred to;

(b) A reference to a sub-clause includes any sub-paragraphs and other components of the sub-clause referred to;

3.1.6 **Time**

A reference to time is a reference to local Sydney time;

3.1.7 **Money**

A reference to $ or dollars is a reference to the lawful currency of Australia;

3.1.8 **Defined Terms**

If a word of phrase is defined cognate words and phrases have corresponding definitions. A defined term, unless inconsistent with the context of its use, is denoted by the appearance of that word using a capital letter at the beginning of that word;

3.1.9 **Writing**

A reference to writing includes any mode of representing or reproducing words in tangible and permanently visible form;

3.1.10 **Contra Preferentum**

No rules of construction will apply to the disadvantage of any Party responsible for preparation of this Licence or any part of it;

3.1.11 **Statutes**

A reference to a Statute, Act, legislation, ordinance, code or other law includes regulations and other statutory instruments under it and consolidations, amendments, re-enactments or replacements of any of them made by any legislative authority;

3.1.12 **Licence**

A reference to this Licence will include any extension or variation of this Licence;

3.1.13 **Priority**

If an inconsistency occurs between the provisions of this Licence and the provisions of a licence granted in accordance with this Licence, the provisions of this Licence will prevail.

3.2 **Warranties and Undertakings**

(a) The Licensee warrants that it:

(i) has relied only on its own inquiries about this Licence; and

(ii) has not relied on any representation or warranty by the Licensor or any person acting or seeming to act on the Licensor's behalf.

(b) The Licensee must comply on time with undertakings given by or on behalf of the Licensee.

3.3 **Further Assurances**

Each Party must do everything necessary to give full effect to this Licence.

3.4 **Relationship of Licensor and Licensee**

Nothing contained or implied in this Licence will be deemed or construed to create the relationship of partnership or of principal and agent or of joint venture between the Licensor and the Licensee. Specifically, the Parties understand and agree that neither the method of computation of Rent, nor any other provision, nor any acts of the Licensee and the Licensor or either of them will be deemed to create any relationship between them other than the relationship of Licensor and Licensee upon the terms and conditions only as provided in this Licence.

3.5 **Time to be of the Essence**

Where in any provision of this Licence a Party is given or allowed a specified time within which to undertake or do any act or thing or any power is conferred or any event occurs after the lapsing of a specified time, time shall be the essence of the contract in that regard.

4 SEVERABILITY

Any provision of this Licence which is prohibited or unenforceable in any jurisdiction shall as to such jurisdiction, be ineffective to the extent of such prohibition or inability to enforce without invalidating the remaining provisions of such provisions in any other jurisdiction.

5 ESSENTIAL CONDITIONS OF LICENCE

The Licensor and the Licensee agree that the clauses specified in Column 2 of Item 19 of Schedule 1 are essential conditions of this Licence.

6 PERMITTED USE

6.1 **Grant of Licence**

The Licensor grants to the Licensee a right to occupy the area delineated on the plan annexed and marked "A" for the Permitted Use.

6.2 **Permitted Use only**

The Licensee must not:

(a) use the Premises;

(b) or allow them to be used (except pursuant to a Licence lawfully granted by the Licensor),

for any purpose other than the Permitted Use specified or referred to in Column 2 of Item 15 of Schedule 1.

6.3 **No exclusive possession**

The Licensee acknowledges that this Licence does not confer exclusive possession of the Premises upon the Licensee.

7 COMMENCEMENT OF LICENCE AND TERM

This Licence will commence on the date (and where a time is specified or referred to at that time) specified or referred to in Column 2 of Item 16, of Schedule 1 and subject to clause11 will continue in force until the Expiry Date (and where a time is specified or referred to at that time) specified or referred to in Column 2 of Item 17, of Schedule 1.

8 NO RIGHT TO PURCHASE OR TRANSFER OF LICENCE RIGHTS

8.1 In respect of this Licence, and without limitation, the grant of this Licence does not confer upon the Licensee:

(a) a right to purchase or lease any part of the Premises; or

(b) any tenancy or other estate or interest in any part of the Premises other than contractual rights as Licensee under this Licence.

8.2 Subject to any other provisions of this Licence the Licensee must not during the Term of this Licence, sub-licence, part with possession of the Premises, transfer or create any interest in the Licence or authorise or permit any person to occupy the Premises without the prior written consent of the Licensor.

9 LICENSEE TO YIELD UP

9.1 The Licensee must forthwith upon the termination of this Licence or any extension of it peaceably vacate the Premises at the Licensee's expense.

9.2 The Licensee must:

(a) unless otherwise provided for in this Licence, remove all Licensee Fixture/s, signs, names, advertisements, notices or hoardings erected, painted, displayed, affixed or exhibited upon, to or within the Premises by or on behalf of the Licensee (other than a notice displayed by the Licensor); and

(b) unless otherwise provided for in this Licence, rehabilitate the Premises, (to the extent to which it has been altered or affected by the Licensee's occupation and use of the Premises) as nearly as practicable to the original condition before the installation of the Licensee's Fixtures to the reasonable satisfaction of the Licensor; and

(c) ensure that when it vacates the Premises in relation to its occupation of the Premises under this Licence, the Premises comply with any Environmental Law to the extent applicable at the time of granting of this Licence; and

(d) leave the Premises in a clean and tidy condition.

9.3 Sub-clause 9.2 does not apply unless the Licensor permits the Licensee to carry out any works on the Premises reasonably required in order to comply with that clause.

10 Not used.

11 TERMINATION OF LICENCE ON DEFAULT

11.1 The Licensor may terminate this Licence in the manner set out below in the following circumstances:

(a) if the Rent or any part of it or any moneys owing to the Licensor under the Licence is or are in arrears for one month, whether formally demanded or not;

(b) if the Licensee breaches an essential condition of this Licence or any rule or regulation made under this Licence;

(c) if defects notified under a provision of this Licence are not remedied within the time specified in the notice;

(d) if the Licensee is a corporation and an order is made or a resolution is passed for its winding up except for reconstruction or amalgamation;

(e) if the Licensee is a company and ceases or threatens to cease to carry on business or goes into liquidation, whether voluntarily or otherwise, or is wound up or if a liquidator or receiver (in both cases whether provisional or otherwise) is appointed;

(f) if the Licensee is a company and is placed under official management under corporations law or enters a composition or scheme of arrangement;

(g) if the interest the Licensee has under this Licence is taken in execution;

(h) if the Licensee or any person claiming through the Licensee conducts any business from the licensed Premises after the Licensee has committed an act of bankruptcy.

11.2 In the circumstances set out in sub-clause 11.1 the Licensor may end this Licence by:

(a) notifying the Licensee that it is ending the Licence; or

(b) re-entering the Premises, with force if necessary, and ejecting the Licensee and all other persons from the Premises and repossessing them; or

(c) doing both.

11.3 If the Licensor ends this Licence under this clause, the Licensee will not be released from liability for any prior breach of this Licence and other remedies available to the Licensor to recover arrears of Rent shall not be prejudiced.

11.4 If the Licensor ends this Licence under this clause, the Licensor may remove the Licensee's property and store it at the Licensee's expense without being liable to the Licensee for trespass, detinue, conversion or negligence. After storing it for at least one month, the Licensor may sell or dispose of the property by auction or private sale. It may apply any proceeds of the auction or sale towards any arrears of Rent or other moneys or towards any loss or damage or towards the payment of storage and other expenses.

12 ACCEPTANCE OF RENT NOT WAIVER

Demand or acceptance of Rent or any other moneys due under this Licence by the Licensor after termination does not operate as a waiver of the termination.

13 HOLDING OVER BY LICENSEE

(a) At the end of the Term of Agreement as specified in Column 2 of Item 18 of Schedule 1, the Licensee will be entitled with the consent of the Licensor to remain in possession of the Premises on the following terms and conditions:

(i) the Licensee will become a monthly tenant of the Licensor at a monthly rental equivalent to one twelfth proportion of the annual Rent payable at the time of expiration or sooner determination of this Licence;

(ii) the Licensee must comply with and be bound by the terms and conditions of this Licence insofar as the terms and conditions are applicable, provided that the Licensor may from time to time by notice in writing served on the Licensee direct that any particular condition not apply or be amended in the manner set out in the notice.

(b) The Licensor and the Licensee expressly agree that where any provision of this Licence confers any right, duty, power or obligation on a Party upon the expiration or determination of this Licence or on the Expiry Date and the Licensee is authorised to remain in possession of the Premises pursuant to a consent granted under this clause the emergence of the right, duty, power or obligation shall be postponed until such time as the Licensee ceases to be entitled to possession pursuant to this clause.

(c) The tenancy created by operation of this clause may be determined by the Licensor serving on the Licensee a notice to quit. The notice shall take effect at the expiration of the period of one month from the date of service of the notice or such further period as may be specified in the notice.

(d) The tenancy created by operation of this clause may be determined by the Licensee serving on the Licensor a notice stating that as from a date specified in the notice the tenancy is surrendered.

14 LICENSEE'S RENT AND OUTGOINGS

14.1 Licensee to Pay Rent

The Licensee covenants with the Licensor that the Licensee must, during the whole of the Term of Agreement and any extension of it, pay the Rent to the Licensor in accordance with the provisions of this clause without demand free of exchange and without deduction whatsoever.

14.2 **Goods and Services Tax**

(a) The Parties agree that all payments to be made and other consideration to be provided by the Licensee under the Licence are GST exclusive unless explicitly expressed otherwise. If any payment or consideration to be made or provided by the Licensee to the Licensor is for a taxable supply under the Licence on which the Licensor must pay GST and the Licensor gives the Licensee a tax invoice, the Licensee must pay to the Licensor an amount equal to the GST payable ("the GST Amount") by the Licensor for that taxable supply upon receipt of that tax invoice.

(b) The Parties agree that they are respectively liable to meet their own obligations under the GST Law. The GST Amount shall not include any amount incurred in respect of penalty or interest or any other amounts payable by the Licensor as a result of default by the Licensor in complying with the GST Law.

14.3 **Rent and Adjusted Rent**

The Licensee must pay to the Licensor on the Commencement Date the Initial Rent and thereafter must pay on each Due Date, Rent in advance adjusted as provided in sub-clause 14.4..

14.4 **Calculation of Annual Rental Adjustment**

(a) On each anniversary of the Commencement Date, the Rent will be adjusted in accordance with the following formula:

$$R = B \times \frac{C}{D}$$

where:

R represents the Base Annual Rent following adjustment under this clause;
B represents the Base Annual Rent before adjustment under this clause;
C represents the Consumer Price Index Number for the last quarter for which such a number was published before the Due Date; and
D represents the Consumer Price Index Number for the last quarter of the last adjustment of Rent for which such a number was published.

(b) In the event that such index be discontinued or abolished the Licensor may at its absolute discretion nominate another Index.

(c) Any Rent adjusted under this sub-clause shall be adjusted to the nearest whole dollar.

(d) An adjustment of Rent made under this clause shall take effect on its Due Date, notwithstanding than any Rent notice to the Licensee is not issued until after that date specified or referred to in Column 2 of Item 6 of Schedule 1.

14.5 **Not used.**

14.6 **Rebate for Charitable or Non Profit Organisations**

(a) At the absolute discretion of the Licensor, the Licensor may determine that the Licensee is entitled to a rent rebate, in such amount as the Licensor determines

in its absolute discretion, on the basis that the Licensee is a charitable or non-profit organisation.

15 CONTINUING OBLIGATION

The obligation of the Licensee to pay Rent is a continuing obligation during the Term of Agreement and any extension of it and shall not abate in whole or in part or be affected by any cause whatsoever.

16 NO REDUCTION IN RENT

Subject to this Licence the Licensee must not without the written consent of the Licensor by any act, matter or deed or by failure or omission impair, reduce or diminish directly or indirectly the Rent reserved or imposed by this Licence. However, if at any time during the Licence:

(a) some natural disaster or other serious event occurs which is beyond the reasonable control of the Licensee; and

(b) as a result of the damage caused by the natural disaster or other serious event, the Licensee is not able to use the Premises in a reasonable manner,

the Licensee's obligations to pay Rent will abate to the extent proportional to the effect on the Licensee's ability to occupy and use the Premises until the Premises are restored to a condition in which the Licensee is able to conduct the Licensee's activities and/or occupy the Premises in a reasonable manner.

17 - 19 Not used.

20 LICENSEE TO PAY COSTS OF WORK

Wherever the Licensee is required under this Licence to do or effect any act, matter or thing then the doing of such act matter or thing shall unless this Licence otherwise provides be at the sole risk, cost and expense of the Licensee.

21 Not used.

22 COSTS PAYABLE BY LICENSOR

The Licensor must pay its own direct and external consultants costs in relation to any rental redetermination matter without reimbursement from the Licensee

23 INTEREST ON OVERDUE MONEYS

The Licensee must pay interest to the Licensor on any moneys due and payable under this Licence or on any judgment in favour of the Licensor in an action arising from this Licence until all outstanding moneys including interest are paid in full. The rate of interest applicable is the rate set by the Licensor's Bank for the time being as its benchmark rates for overdrafts of one hundred thousand dollars ($100,000.00) or more. Interest shall accrue and be calculated daily.

24 MANNER OF PAYMENT OF RENT AND OTHER MONEYS

The Rent and other moneys payable in accordance with this Licence must be paid to the address or bank account specified in Column 2 of Item 9, of Schedule 1 or to such other person or at such other address as the Licensor may from time to time direct by notice in writing served on the Licensee.

25 OBLIGATIONS AND RESTRICTIONS RELATING TO PREMISES

25.1 Access

Subject to the sub-clauses hereunder the Licensor confirms that the Licensee will have unfettered and free access to and from, the Premises at all times, provided however that:

(a) The Licensee must strictly observe the reasonable directions and requirements of the Licensor at all times regarding the methods and routes of access to the Premises taken by the Licensee;

(b) Not used.

(c) The Licensee as far as is practicable, must use existing access tracks to, from, within and surrounding the Premises;

25.2 Additions and Alterations

The Licensee shall not erect any structure or make any additions or alterations to the Premises without first obtaining the written consent of the Licensor and must comply with any conditions of that written consent.

25.3 Maintenance of Premises and Enclosed Areas

The Licensee must keep the Premises and Enclosed Area clean and tidy and in good order and condition.

25.4 Licensee to erect barricades etc

Where the Premises or any part of the Premises become to the knowledge of the Licensee (or which ought reasonably to be in the knowledge of the Licensee) unsafe, hazardous or dangerous the Licensee shall forthwith erect such warning signs, fences and barricades as may be necessary until the Premises are rendered safe.

25.5 No residence on Premises

The Licensee must not reside or permit any other person to reside on the Premises. .

25.6 Licensee not to remove materials

(a) The Licensee must not mine, remove, extract, dig up or excavate any sand, stone, gravel, clay, loam, shell or similar substance from, on or in the Premises or permit any other person to undertake such action without the prior consent in writing of the Licensor and subject to such conditions as the Licensor may determine.

(b) Sub-clause 25.7(a) does not apply to any removal, digging up or excavation as may be necessary to construct or undertake any Improvement authorised by or under this Licence provided that any such removal, digging up or excavation is undertaken in accordance with the requirements of that authorisation.

(c) A failure by the Licensee to comply with any condition imposed pursuant to sub-clause 25.7(a) constitutes a failure by the Licensee to comply with a provision or covenant of this Licence.

25.7 **Licensee not to burn off**

The Licensee must not carry out any burning off on the Premises except with the prior consent of the Licensor in writing, which consent shall not be unreasonably withheld, and after compliance with the requirements of the *Rural Fires Act 1997*. Any consent granted in accordance with this clause shall be subject to such reasonable conditions as the Licensor may impose.

25.8 **Rodents and Vermin**

The Licensee must take all reasonable precautions to keep the Premises free of rodents, vermin, insects and pests and shall in the event of failing to do so if required by the Licensor employ from time to time a duly certified pest exterminator at cost of the Licensee and as approved by the Licensor whose approval will not be unreasonably withheld. In performing its obligations pursuant to this clause the Licensee and any one acting on the Licensee's behalf shall not use any substance or undertake any activity prohibited by any legislation.

26 ADVERTISING

(a) The Licensee must not permit to be displayed or placed on the Premises or any part of them any sign, advertisement or other notice without first obtaining the Licensor's written consent other than safety signs, in respect of which the Licensor's consent shall not be required; and

(b) The Licensor may at any time by notice in writing require the Licensee to discontinue to use any piece or mode of advertising to which the Licensor has granted consent under sub-clause 26(a) which in the opinion of the Licensor has ceased to be suitable or has become unsightly or objectionable and the Licensee on receipt of the notice shall comply accordingly.

27 NOTIFICATION OF ACCIDENT

The Licensee must give to the Licensor prompt notice in writing of any serious accident or serious defect at or in the Premises or any part of them unless the defect or accident is capable of being and is promptly remedied by the Licensee.

28 LICENSEE NOT TO COMMIT NUISANCE ETC

The Licensee must not:

(a) carry on or permit to be carried on at the Premises any noxious, nuisance or offensive trade or business; or

(b) carry on or permit to be carried on at the Premises any act, matter or thing which results in nuisance damage or disturbance to the Licensor or owners or occupiers of adjoining or neighbouring lands or buildings; or

(c) use the Premises for any illegal activity.

29 HAZARDOUS SUBSTANCES

The Licensee must not keep any Hazardous Substance on the Premises without prior consent of the Licensor, which consent shall not be unreasonably withheld.

30 RELICS

(a) Unless authorised to do so by a permit under section 87 or a consent under section 90 of the *National Parks and Wildlife Act 1974* and subject to observance and compliance with any conditions imposed on the grant of such permit or consent the Licensee must not knowingly disturb, destroy, deface or damage any aboriginal relic or place or other item of archaeological significance within the Premises and shall take every reasonable precaution in drilling excavating or carrying out other operations or works in the Premises against any such disturbance, destruction, defacement or damage.

(b) If the Licensee becomes aware of any aboriginal relic or place or other item of archaeological significance within the Premises the Licensee must within 24 hours notify the Licensor and the Chief Executive of the Office of Environment and Heritage of the existence of such relic place or item.

(c) The Licensee must not continue any operations or works on the Premises likely to interfere with or disturb any relic, place or item referred to in sub- clause 30(b) without the approval of the Chief Executive of the Office of Environment and Heritage and the Licensee shall observe and comply with all reasonable requirements of the said Director-General in relation to carrying out the operations or works.

31 ARTEFACTS

All fossils, artefacts, coins, articles of value, articles of antiquity, structure and other remains or things of geological historical or archaeological interest discovered on or under the surface of the Premises shall be deemed to be the absolute property of the Licensor and the Licensee must as authorised by the Licensor watch or examine any excavations and the Licensee must take all reasonable precautions to prevent such articles or things being removed or damaged and shall as soon as practicable after discovery thereof notify the Licensor of such discovery and carry out the Licensor's orders as to the delivery up to or disposal of such articles or things at the Licensor's expense.

32 OWNERSHIP AND REMOVAL OF TENANT FIXTURES AND IMPROVEMENTS

(a) During the Term of Agreement and any extension of it, ownership of Tenant Fixtures vests in the Licensee. Notwithstanding anything contained in this Licence, so long as any Rent or other moneys are due by the Licensee to the Licensor or if the Licensee has committed any breach of this Licence which has not been made good or remedied and whether the Licensee is still in possession

or not, the Licensee shall not be entitled to remove any of the Tenant Fixtures, fittings or equipment from the Licensed property.

(b) Upon expiry of the Licence all Improvements undertaken by the Licensee become the property of the Licensor.

33 GENERAL REQUIREMENT TO REPAIR

Without prejudice to the specific obligations contained in this Licence the Licensee must to the satisfaction of the Licensor at all times keep the Premises in good repair and properly maintained in all respects.

The Licensor and the Licensor's agents may at all reasonable times upon giving to the Licensee reasonable notice (except in the case of emergency when no notice shall be required) and accompanied by the Licensee or an employee or agent of the Licensee enter upon the Premises and view the state of repair of the Premises and may serve upon the Licensee a notice in writing of any defect (the repair of which is the Licensee's obligation under this License to undertake) requiring the Licensee within two months to repair the same.

If the defect is not repaired in accordance with the notice, then the Licensor or any person acting on behalf of the Licensor may enter the Premises to carry out the works. The Licensor may recover any costs of the works from the Licensee.

34 BREAKAGES AND DAMAGE

The Licensee must, immediately at the Licensee's expense, make good any breakage defect or damage to the Premises or to any adjoining premises or to any facility or appurtenance of the Licensor occasioned by want of care, misuse or abuse on the part of the Licensee or the Licensor's other Licensees occupants occupiers or other persons claiming through or under the Licensee or otherwise occasioned by any breach or default of the Licensee hereunder.

35 INDEMNITIES AND INSURANCE

35.1 **Indemnity for use of Premises**

(a) The Licensee indemnifies and keeps indemnified the Licensor from and against all actions, suits, claims, demands, proceedings, losses, damages, compensation, sums of money, costs, legal costs, charges and expenses whatsoever to which the Licensor will or may be or becomes liable for or in respect of the Licensee's occupation operation and use of the Premises or for or in respect of all losses, damages, accidents or injuries of whatsoever nature or kind and howsoever sustained or occasioned (and whether to any property or to any person or resulting in the destruction of any property or the death of any person or not) at or upon the Premises or originating on the Premises although occurring or sustained outside the same except to the extent that any such claims and demands:

(i) arise from or are contributed to by the negligence or wilful act or omission on the part of the Licensor; or

(ii) arise from the occupation, operation or use of the Premises by any other occupier, or the acts of any person who has access to the Premises with

the consent of another occupier, and the Licensor is adequately indemnified by that other occupier in respect of the relevant claim or demand, and the Licensor must use its reasonable endeavours to ensure that an indemnity in this form is contained in any agreement with any other occupier of the Premises.

35.2 **Indemnity Continues After Expiration of Licence**

The obligations of the Licensee under this clause continue after the expiration or other determination of this Licence in respect of any act, deed, matter or thing happening before such expiration or determination for the period limited by the Statute of Limitations.

35.3 **Exclusion of Consequential Loss**

Despite any other provision of this Licence, both Parties exclude, and agree that they will have no rights against the other for liability for consequential or indirect loss arising out of this Licence including (without limitation) in respect of loss of profits or loss of business. This clause does not apply in respect of wilful acts by either Party.

36 INSURANCE - PUBLIC RISK

The Licensee must effect and maintain with a reputable and solvent insurer with respect to the Premises and the activities carried on in the Premises public risk insurance for an amount not less than the amount set out in Column 2 of Item 12, of Schedule 1 or such other amount as the Licensor may from time to time reasonably require as the amount payable in respect of liability arising out of any one single accident or event. The Licensor acknowledges that the Licensee may effect the public risk insurance pursuant to an insurance policy which is not specific as to the location of risk.

37 PROVISIONS RE POLICIES

(a) All insurance policies required to be effected by the Licensee pursuant to this Licence are specified in Schedule 2, Special Conditions and shall be in place prior to the Licensee occupying the Premises.

(b) The Licensee must produce to the Licensor, once per calendar year or once per period of insurance (whichever first occurs), a certificate of insurance and/or a certificate of currency in respect of the insurance policies required to be effected by the Licensee pursuant to this Licence.

(c) The Licensee must not at any time during the Term of Agreement do or bring upon the Premises anything which it ought reasonably believe may render void or voidable any policy of insurance. If the Licensee brings anything onto the Premises whereby the rate of premium on such insurance is liable to be increased, the Licensee must obtain insurance cover for such increased risk and pay all additional premiums on the Premises required on account of the additional risk caused by the use to which the Premises are put by the Licensee.

(d) The Licensee must use all reasonable endeavours to ensure that full, true and particular information is given to the office or company with which the said insurances are effected of all matters and things the non-disclosure of which might in any way prejudice or affect any such policy or policies of insurance or the payment of all or any moneys there under.

38 INDEMNITY FOR NON-COMPLIANCE WITH LEGISLATION

The Licensee indemnifies and keeps indemnified the Licensor from and against any and all actions, suits, claims, demands, proceedings, losses, damages, compensation, sums of money, costs, legal costs, charges and expenses whatsoever arising from the non-compliance by the Licensee with any New South Wales or Commonwealth legislation that may apply to the Licensee's use, occupation of and access to the site and the Licensee's operation of their business from and access to the site.

This clause does not merge on the expiration or other determination of this Licence in respect of any act, deed, matter or thing happening before such expiration or determination.

39 INDEMNITY FOR BREACH OF ENVIRONMENTAL LAW

Without prejudice to any other indemnity granted by this Licence, the Licensee indemnifies and keeps the Licensor indemnified against all claims whatsoever arising from a breach by the Licensee of any Environmental Law which breach is in relation to the Premises. This clause shall not merge on expiration or other determination of this Licence in respect of any act, deed, matter or thing happening before such expiration or determination.

40 NO LIABILITY FOR FAILURE OF SERVICES

The Licensor is not liable for any loss, injury or damage sustained by the Licensee or any other person at any time as a result of or arising in any way out of the failure of the electricity, telephones, gas, water supply, sewerage, drainage or any other services or facilities provided by the Licensor or enjoyed by the Licensee in conjunction with the Premises or this Licence provided that such failure is not due to the negligent or wilful act or omission of the Licensor its servants or agents.

41 LICENSEE NOT TO IMPOSE LIABILITY ON LICENSOR

Subject to any other provision of this Licence, the Licensee must not without the written consent of the Licensor by any act, matter or deed or by failure or omission cause or permit to be imposed on the Licensor any liability of the Licensee under or by virtue of this Licence even though the Licensee is entitled to do so under any law present or future or otherwise.

42 RELEASE OF LICENSOR FROM LIABILITY

(a) The Licensee occupies, uses and keeps the Premises at the risk of the Licensee and hereby releases to the full extent permitted by law the Licensor from all claims and demands of every kind resulting from any accident, damage or injury occurring therein but excluding such claims and demands to the extent that such claims and demands arise out of the negligent or wilful acts omissions or default of the Licensor. The Licensor has no responsibility or liability for any loss of or damage to fixtures and/or personal property of the Licensee or any agent or servant of the Licensee or of any member of the public whilst in or upon the Premises (but excluding such loss or damage claims and demands to the extent that such loss or damage, claims and demands arise out of the negligent acts or wilful omissions or default of the Licensor).

(b) The obligations of the Licensee under this clause continue after the expiration or other determination of this Licence in respect of any act, deed, matter or thing happening before such expiration or determination for which the Licensee is responsible. Such obligation is to be governed by the Statute of Limitations.

43 LICENSOR'S WARRANTIES AND COVENANTS

43.1 Hazardous Chemicals

The Licensor warrants that it has not received any notices pursuant to the *Contaminated Land Management Act 1997* (NSW).

44 LICENSOR'S POWERS AND FUNCTIONS

44.1 Approval by Licensor

(a) In any case where pursuant to this Licence the doing or executing of any act, matter or thing by the Licensee is dependent upon the approval or consent of the Licensor such approval or consent is not effective unless given in writing and may be given or withheld (unless the context otherwise requires) by the Licensor and may be given subject to such conditions as the Licensor may determine unless otherwise provided in this Licence provided such consent or approval is not unreasonably withheld or such terms and conditions are not unreasonable.

(b) Any failure by the Licensee to comply with a condition imposed by the Licensor pursuant to sub-clause 44.1(a) constitutes a failure by the Licensee to comply with a condition of this Licence.

45 APPLICATION OF CERTAIN STATE AND COMMONWEALTH LAWS

45.1 Proportionate Liability

Part 4 of the Civil Liability Act 2002 (NSW) does not apply to this Licence.

45.2 Licensee to Comply with all Commonwealth and NSW State Laws

(a) The Licensee must comply with the requirements of all Statutes, regulations or by-laws and requirements of all relevant public and local authorities in so far as they apply in relation to the use and occupation of the Premises to the extent to which the Licensee is bound at law to comply with the same and nothing in this Licence affects this obligation.

(b) The Licensee must forthwith on being served with a notice by the Licensor comply with any notice or direction served on the Licensor by a competent authority relating to the destruction of noxious animals or plants or pests or the carrying out of repairs alterations or works on or to the Premises.

45.3 **Licensee to Comply with Environmental Laws**

In relation to its use of the Premises, the Licensee shall, during the Term of Agreement, and in relation to the Premises:

(a) comply with relevant Environmental Law;

(b) use its best endeavours to prevent a breach of any Environmental Law;

(c) report any breach even if accidental; and

(d) provide to the Licensor as soon as reasonably practicable details of notices received by or proceedings commenced against the Licensee pursuant to an Environmental Law:

(i) relating to a breach or alleged breach by the Licensee of an Environmental Law; or

(ii) requiring the Licensee to carry out works to decrease the affectation of the Premises by any Hazardous Substance.

45.4 **Licensee's Failure to Comply with Statutory Requirements**

Where the Licensee breaches any law in relation to its use of the Premises it is taken to breach a condition of the Licence, provided that:

(a) the Licensee has been found guilty of the breach, and

(b) the Licensor determines that the breach warrants the Termination of the Licence.

46 NOTICES

46.1 **Service of Notice on Licensee**

Any notice served by the Licensor on the Licensee must be in writing and is sufficiently served if:

(a) served personally or left addressed to the Licensee at the address stated in Column 2 of Item 10, of Schedule 1 or such other address as the Licensee notifies in writing to the Licensor; or

(b) sent by email to the Licensee's email address stated in Column 2 of Item 10, of Schedule 1 or such other address as the Licensee notifies in writing to the Licensor;

(c) forwarded by prepaid security mail addressed to the Licensee at the address stated in Column 2 of Item 10, of Schedule 1;

and every such notice must also be served on the Licensee's solicitors as they may be nominated from time to time, or such other address as the Licensee's solicitors notify in writing to the Licensor, by any methods identified in subclauses 46.1 (a) and (b).

46.2 **Service of Notice on Licensor**

Any notice served by the Licensee on the Licensor must be in writing and is be sufficiently served if:

(a) served personally or left addressed to the Licensor at the address stated in Column 2 of Item 11, of Schedule 1 or such other address as the Licensor notifies in writing to the Licensee; or

(b) sent by email to the Licensor's email address stated in Column 2 of Item 11, of Schedule 1 or such other address as the Licensor notifies in writing to the Licensee;

(c) forwarded by prepaid security mail addressed to the Licensor at the address stated in Column 2 of Item 11, of Schedule 1

and every such notice must also be served on the Licensor's solicitors, as they may be nominated from time to time, or such other address as the Licensor's solicitors notify in writing to the Licensee, by any methods identified in subclauses 46.2 (a) and (b).

46.3 **Notices**

(a) Any notice served by the Licensor or the Licensee under this Licence is effective if signed by a director or secretary or the solicitors for the Party giving the notice or any other person or persons nominated in writing from time to time respectively by the Licensor or by the Licensee to the other.

(b) Any notice sent by prepaid security mail is deemed to be served at the expiration of 2 Business Days after the date of posting.

47 PROCEDURE - DISPUTE RESOLUTION

(a) In the event that the Licensor and the Licensee are in dispute regarding any matter relating to or arising under this Licence or in respect of any approvals or consents to be granted by the Licensor (except those approvals or consents where the Licensor has an obligation to act reasonably) to the Licensee hereunder or where it is acting in its statutory capacity, then either the Licensor or the Licensee may give notice and particulars of such dispute to the other Party.

(b) Where a notice of dispute is served pursuant to this clause the Parties agree to enter into informal negotiations to try and resolve the dispute in good faith and in an amicable manner.

(c) If the dispute is not resolved informally within 21 days of service of written notification, the Parties may confer with a mutually agreed third party whose role will be to assist in the resolution of the dispute by mediation or expert appraisal of the dispute. The Parties agree to provide all information and assistance reasonably requested by such third party, including access to any accounting or other business records relating to or arising out of the Licence.

(d) A third party appointed in accordance with this clause may decide in which proportions any fees will be borne by the respective Parties. In the absence of any such decision by the third party fees shall be borne equally by the Parties.

(e) Neither Party shall be entitled to commence or maintain any proceedings in any court or tribunal until negotiations or mediations have taken place pursuant to this clause except where either Party seeks urgent interlocutory relief.

(f) Either Party may at any time bring negotiations or mediation to an end by serving upon the other Party written notice stating that the dispute has failed to be resolved. Upon service of such notice both Parties shall be entitled to pursue any legal remedies available to them in relation to the dispute. This sub-clause does not in any way limit a mediator's power to apportion fees under sub-clause 47(d).

(g) Notwithstanding the existence of a dispute under this or any other clause of this Licence the Parties must, unless acting in accordance with an express provision of this Licence, continue to perform their obligations under this Licence.

MISCELLANEOUS

48 NO MORATORIUM

Any present or future legislation which operates to vary obligations between the Licensee and the Licensor, except to the extent that such legislation is expressly accepted to apply to this Licence or that its exclusion is prohibited, is excluded from this Licence.

49 NO WAIVER

No waiver by a Party of any breach of any covenant obligation or provision in this Licence either express or implied shall operate as a waiver of another breach of the same or of any other covenant obligation or provision in this Licence contained or implied. None of the provisions of this Licence shall be taken either at law or in equity to have been varied waived discharged or released by a Party unless by express consent in writing.

50 NO MERGER

Nothing in this Licence merges, postpones, extinguishes lessens or otherwise prejudicially affects the rights and remedies of the Parties under this Licence or under any other agreement.

51 COUNTERPARTS

(a) A Party may execute this Licence by signing any counterpart.

(b) All counterparts constitute one document when taken together.

52 CONTACT PERSON

The Licensor and the Licensee each must nominate a person to contact about matters arising under this Licence. The person so nominated is the person referred to in Column 2 of Items 13 and 14, of Schedule 1 or such other person as the Licensor nominates in writing to the Licensee and the Licensee nominates in writing to the Licensor from time to time.

53 APPLICABLE LAW

This Licence shall be construed and interpreted in accordance with the law of New South Wales.

54 NO HOLDING OUT

(a) The Licensee must not in connection with the Premises or otherwise directly or indirectly hold out or not permit to be held out to any member of the public any statement, act, deed, matter or thing indicating that the Premises or the business conducted or operated thereon or any parts or parts thereof are or is being carried on or managed or supervised by the Licensor.

(b) The Licensee must not act as or represent itself to be the servant or agent of the Licensor.

55 WHOLE AGREEMENT

(a) The provisions contained in this Licence expressly or by statutory implication cover and comprise the whole of the agreement between the Parties.

(b) No further or other provisions whether in respect of the Premises or otherwise will be deemed to be implied in this Licence or to arise between the Parties hereto by way of collateral or other agreement by reason or any promise representation warranty or undertaking given or made by any Party hereto to another on or prior to the execution of this Licence.

(c) The existence of any such implication or collateral or other agreement is hereby negatived.

56 SPECIAL CONDITIONS

The Special Conditions set out in Schedule 2 apply and form part of this Licence.

SCHEDULE 1

Item	Clause	Column 1	Column 2
1	2	**Licensor**	Cabonne Council
2	2	**Licensee**	Cumnock Village Pre School Inc
3	2	**Market Rent**	N/A
4	2	**Rent Rebate**	The option to request an in kind donation can be made by the Licensee directly to Council.
5	2	**Initial Rent**	$TBA per annum excluding GST
6	2	**Due Date**	7 days after the Commencement Date
7	14.4	**Annual Rental Adjustment**	N/A
8	14.5	**Market Rent Review Date**	N/A
9	24	**Address for Payment of Rent** **Electronic Funds Transfer details for payment of rent**	Cabonne Council 99-101 Bank Street MOLONG NSW 2866 Name of financial institution: CBA BSB: 062-573 Acc no: 00000242 Account in name of: Cabonne Shire Council
10	46.1	**Licensee's address for Service of Notices**	Cumnock Village Pre School Inc 48 Obley Street CUMNOCK NSW 2867 Attention: Sarah Haynes Phone: (02) 6367 7441 Email: cumnock.preschool@bigpond.com
11	46.2	**Licensor's address for Service of Notices**	Cabonne Council 99-101 Bank Street MOLONG NSW 2866 Attention: Mandy Staines Phone: (02) 6362 3200 Email: council@cabonne.nsw.gov.au
12	36	**Public Risk Insurance amount**	**$20 Million**

13	52	**Licensor's Contact Person**	Name: Mandy Staines Phone: (02) 6392 3269 Email: council@cabonne.nsw.gov.au
14	52	**Licensee's Contact Person**	Sarah Haynes Phone: (02) 6364 2398 Email: cumnock.preschool@bigpond.com
15	6	**Permitted Use**	Childcare Centre [**Drafting Note:** Please confirm] & Pre-School
16	7	**Commencement Date**	TBA
17	7	**Expiry Date**	12 months after Commencement Date
18	2	**Term of Agreement**	12 months
19	5	**Essential Conditions of Licence**	Clauses 6.2, 6.3, 8, 14, 33, 35, 36, 37, 38,39, 41, 42, 45.2, 45.3, 45.4

End of Schedule 1

Schedule 2 Special Conditions

Special Conditions

1. The Licensee agrees to maintain a workers compensation policy in respect of its employees.

2. The Licensee agrees to comply with all obligations to ensure the health and safety on the Premises including but not limited to:

   (a) complying with all legislation all legislation applying in New South Wales regulating work, health and safety, including any regulations, codes of practice and/or advisory standards made under or in connection with that legislation. The Licensee also agrees to ensure that its employees, agents, and contractors also comply with any such legislation;

   (b) notifying the Licensor within forty eight (48) hours of any accident, incident or injury occurring on the Premises which the Licensee would advise its public liability insurer;

   (c) notifying the Licensor of any construction or maintenance work to be undertaken to any buildings and obtaining the Licensor's written consent for those works prior to any such works being undertaken.

3. Any damage caused by rodents, vermin, pests or insects (including termites) during the course of the the license are to be repaired by the Licensee to the reasonable satisfaction of the Licensor unless it can be demonstrated by the Licensee that the damage occurred despite reasonable precautions being undertaken in accordance with clause 25.8 to prevent that damage and evidence being provided by the Licensee to demonstrate that those reasonable precautions have been undertaken.

4. The Licensee is to keep the property clean and ensure that all waste and rubbish is promptly removed and does not accumulate so as to cause offence or injury to any person.

5. The Licensee will not plant any trees, shrubs or other vegetation without the prior written consent of the Licensor. If any trees, shrubs or other vegetation is planted contrary to the requirements of this condition causing injury to a person or damage to buildings or infrastructure (including underground pipes), then the Licensee shall be liable for the cost of repair.

6. If the Licensee seeks consent under clause 25.2 to erect a structure or carry out additions and alterations, the Licensor may appoint an architect and/or engineer to review the Licensee's plan. The Licensee will pay the Licensor's reasonable costs of that review.

7. The Licensee at its own expense is to obtain all necessary consents from all appropriate authorities for any use or change of use of the premises or any alternation or addition to the property or any erection display of removal of any sign or advertisement permitted or required by the terms of this Licence. The Licensee must comply with all provisions of any development consent obtained by the Licensee and to carry out, in a proper and workmanlike manner, all works required by or as a result of the development application or development consent, whether or not such works are of a capital nature.

8. The Licensee is liable for all capital costs on capital items installed by the Licensee during the term of the lease and the ongoing maintenance and related costs, including make-good and security deposits where required with respect to such items.

9. Unless otherwise agreed between the Parties in writing, the permitted use under this Licence may only be carried out for 4 days per week from Monday to Thursday.

10. The Licensee agrees to maintain:

    (a) A building insurance policy to insure the Premises and any improvements against damage. The Licensee shall keep the Premises and improvements insured for their full insurable value with an insurance company to be approved by the Licensor against risk of vandalism, fire, storm or other damage in the joint names of the Licensor as owner and the Licensee and to pay all premiums relating to such insurance when they become payable from time to time;

    (b) A workers compensation policy in respect of its employees.

(c) The Licensee agrees to comply with all obligations to ensure the health and safety on the Premises including but not limited to:

    (a) complying with all legislation all legislation applying in New South Wales regulating work, health and safety, including any regulations, codes of practice and/or advisory standards made under or in connection with that legislation. The Licensee also agrees to ensure that its employees, agents, contractors and sub-licensees also comply with any such legislation;

    (b) notifying the Licensor within forty-eight (48) hours of any accident, incident or injury occurring on the Premises which the Licensee would advise its public liability insurer;

    (c) notifying the Licensor of any construction or maintenance work to be undertaken to any buildings and obtaining the Licensor's written consent for those works prior to any such works being undertaken.

(d) The Licensee agrees that the Returned and Services League of Australia or any other club representing retired or active service persons may use the Premises when required provided that:

    (a) the Premises is not used Monday to Thursday (other than public holidays);

    (b) the use does not interfere with the Licensee's operations; and

    (c) 28 days written notice of the intent to use the Premises is provided.

Dated this day of , 2022

EXECUTED by Cabonne Council
pursuant to section 377 and section 683
of the *Local Government Act 1993*

……	……
Signature of Authorised Officer	Signature of Witness
Bradley Byrnes……	……
Name of Authorised Officer	Name of Witness
General Manager……	……
Office held	Address of Witness

EXECUTED by **Cumnock Village Pre School Inc** by its Authorised Officers pursuant to section 22(1) of the *Associations Incorporation Act 2009*

……	……
Signature of Authorised Officer	Signature of Witness
……	……
Name of Authorised Officer	Name of Witness
……	……
Position held by Authorised Officer	Address of Witness

26

EXECUTED by **Cumnock Village Pre School Inc** by its Authorised Officers pursuant to section 22(1) of the *Associations Incorporation Act 2009*

.....	.....
Signature of Authorised Officer	Signature of Witness
.....	.....
Name of Authorised Officer	Name of Witness
.....	.....
Position held by Authorised Officer	Address of Witness

27

PREMISES APPENDIX

THIS IS A PREMISES APPENDIX REFERRED TO AND DEFINED IN THE LICENCE AGREEMENT BETWEEN CABONNE COUNCIL AND CUMNOCK VILLAGE PRE SCHOOL INCORPORATED FOR THE PERMITTED USE OF CHILD CARE CENTRE AND PRESCHOOL, THIS PREMISES APPENDIX VARIES AND FORMS PART OF THE LICENCE AND ITS TERMS ARE INCORPORATED IN THEIR ENTIRETY INTO THE LICENCE

Description of Licence Premises:

Lot in Deposited Plan	Part Lot 4 Section 1 DP 5907 Part Lot 5 Section 1 DP 5907 Part Lot 6 Section 1 DP 5907
Area of licence	See Plan attached and marked as "A" outlined in yellow and blue but *does not* include any portion of the road reserve
Commencement Date	TBA
Expiry Date	12 months after Commencement Date
Initial Rent	TBA
Plan	Plan attached and marked as "A"
Description of any structures	Building known as Cumnock Memorial Hall generally outlined in yellow on the Plan attached and marked as "A" Any structures in the gardens and the playground generally outlined in blue on the Plan attached and marked as "A"
Third Party Exclusive Area	N/A
Enclosed Area	Area bounded by the yellow line on the plan attached

Annexed Plan marked "A"

[**Drafting Note:** New Diagram to be prepared mapping the outdoor area the subject of the licence in blue]

29

Dear Cabonne Council,

Due to our lease contract being written and nearing completion, we would like to request that lease amount is contributed as a donation to our non-for-profit organisation 'Cumnock Village Preschool'. After many years of not paying for the use of the building where we run our preschool, we hope you consider this request.

Thankyou,

Jesse Fulwood

Director

Cumnock Village Preschool
48 Obley Street
Cumnock NSW 2867
T: (02) 6367 7441
E: cumnock.preschool@bigpond.com
W: www.cumnockpreschool.com

CUMNOCK VILLAGE PRESCHOOL

Nyssa Smith

From: Geoffrey Yeo <gjy@peacockes.com>
Sent: Thursday, February 17, 2022 9:32 AM
To: Cabonne Council
Subject: FW: Status / Access of Road Reserve R11944-1603
Attachments: Govt Gazt - Jan 1961nla.news-page14218881 (002).pdf; CADASTRAL MAP .pdf

ATTENTION: Asmita Vikiran

Dear Asmita,

We act for a client for which whose land will form the boundary with Road Reserve R11944-1603 which is located in Nashdale within the Cabonne Shire. The road reserve is accessed from Nashdale Lane.

We are simply seeking advice as to whether the Road Reserve R11944-1603 still maintains a legal access way and if so to what extent. We contacted Crown Lands regarding this they advised that the land is not managed by them suggesting we contact Council.

I have attached a copy of the Cadastral Map on which I have highlighted the location of Road Reserve R11944-1603 and a copy of the NSW Government Gazette No 7 (20 January 1961) which at Notice number 3289 refers to the Road Reserve R11944-1603 as being '*a public highway*'.

Your advice as to the legal access to Road Reserve R11944-1603 would be very much appreciated.

Regards

Geoffrey Yeo
Solicitor

PEACOCKES Solicitors Business and Family Solutions

PEXA Member

35 Gaskill Street, Canowindra NSW 2804
Office Hours: 9.00am – 5.00pm Tuesday to Friday. All other times by appointment.
Ph: 0448 673 924 | Email: gjy@peacockes.com
43 Church Street (PO Box 85) DUBBO NSW 2830| Email: admin@peacockes.com
Ph: (02) 6882 3133| Fax: (02) 6881 8799|Website: www.peacockes.com

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1

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2

Nyssa Smith

From: Emily Allen <emily@bsnlaw.com.au>
Sent: Thursday, June 2, 2022 1:06 PM
To: Cabonne Council
Cc: Sarah Ryan
Subject: Crown road closure inquiry
Attachments: SIX Maps.pdf; NSW_ Title Search - 12_616527.pdf

CAUTION: This email originated from an external source. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Good morning,

We act for the registered proprietors Louis Reginald Fardell and Henri Neville Fardell of lot 12 DP616527.

We wish to make inquiry in relation to the closure of the council road that divides the lot.

Attached is the title search and screenshot of the land from SIX maps.

Kind regards

Emily Allen | Legal Assistant | Baldock Stacy & Niven
T : 02 63622 022 E : emily@bsnlaw.com.au W : bsnlaw.com.au

BS&N SOLICITORS

64 McNamara Street | PO Box 1070 | DX 3010
ORANGE NSW 2800 | ABN 68 120 045 203

Appointments can be conducted online via telephone or video conferencing. Email or call to arrange.

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This email has been scanned by the Symantec Email Security.cloud service.
For more information please visit http://www.symanteccloud.com

1

BALDOCK STACY & NIVEN
SOLICITORS

PRINCIPALS:
Michael G. T. Niven Dip.Law (S.A.B)
Sarah Ryan B.Bus .LL.B.

CONSULTANTS:
James E. Prosser-Fenn Dip.Law (S.A.B)
Richard J. Niven O.A.M .LL.B(Hons)

ASSOCIATES:
Justine Ringbauer B.A.LLB.
Amber Burton Dip.Law (LPAB)

Our Ref: JPF:EA:247562-2
Your Ref:

26 July 2022

Cabonne Council
PO Box 17
MOLONG NSW 2866

By Email: **council@cabonne.nsw.gov.au**

Dear Sir/Madam

189 BORENORE ROAD, LIDSTER NSW 2800 – APPLICATION FOR PUBLIC ROAD CLOSURE

We act for the registered proprietors, Louis Reginald Fardell and Henri Neville Fardell, of the property 189 Borenore Road, Lidster NSW 2800 formally described as Lot 12 in Deposited Plan 616527.

On 31 May 2022 we wrote Crown Lands on behalf of our clients to apply to close the enclosed road and we were advised that according to the Crown Lands records the enclosed road which divides our client's property is a Council public road. Crown Lands further advised that the application should be made to Council to close the public road.

We are instructed that this road has been fenced into our client's property for over 38 years and is not accessible by the public.

We would be grateful if Council would advise what is required for our clients to apply for the road closure and ***attach*** a folio identifier search together with the image from six maps spatial mapping and the Crown Lands image supplied by Crown Lands which shows the road to be closed.

We look forward to your response.

Yours faithfully
Baldock Stacy & Niven

Sarah Ryan

BALDOCK STACY & NIVEN PTY LTD
ABN 68 120 045 203

64 McNamara Street
PO Box 1070 ORANGE NSW 2800
DX 3010 ORANGE
Liability Limited by a scheme approved under Professional Standards Legislation.

Telephone (02) 6362 2022
Facsimile (02) 6363 1760
Email bsn@bsnlaw.com.au
Web www.bsnlaw.com.au

Anna & Matt Derham
597 Canobolas Road
CANOBOLAS NSW 2800
annaderham@bigpond.com
0411898928

TO THE GENERAL MANAGER

Dear Mr Byrnes

I wish to enquire about purchasing a small tract of council land which directly adjacent to our block of land.

I refer to Lot 255 Plan 702687 on Canobolas Road.

We feel that to purchase this small piece of land will reduce Council's risk in maintaining it, and make our block of land and subsequent landscaping efforts more uniform.

Can you please advise if this would be a possibility, and any associated costs.

Kind regards,

Anna Derham

LOCAL GOVERNMENT NSW

Sign in

Program Highlights

Draft Program

Speakers

Venue

Accommodation

Draft Conference Program

Conference MC Geoff Brailey		
Monday 26 June 2023		
3.00pm–5.00pm	**Registration opens, Parkes Leagues Club,** *Level 1*	
5.30pm–7.30pm	**Welcome reception and registration** The Hart Bar **Sponsor message – Dr Annalisa Contos** Principal, Atom Consulting	**Cr Darriea Turley AM** President Local Government NSW **Cr Ken Keith OAM** MayorParkes Shire Council
Tuesday 27 June 2023		
8.15am–9.00am	Conference registration opens, The Parkes Leagues Club, Level 1 Trade exhibition opens, Ground floor with arrival Tea and Coffee	

9.00am–9.05am	**Conference opens** Introduction and overview of the day	**Geoff Brailey, MC**
9.05am–9.10am	**Welcome to Country** Wiradjuri Country	**Geoff Anderson (invited)** representing the Wiradjuri people
9.10am–9.20am	**Welcome to Parkes Shire**	**Cr Ken Keith OAM** Mayor Parkes Shire Council
9.20am–9.30am	**Opening Address**	**Cr Darriea Turley AM** President Local Government NSW
9.30am–9.45am	**Federal Minister's Address**	**Tanya Plibersek MP (invited)** Minister for the Environment and Water
9.45am–10.00am	**NSW Minister's Address**	**TBC**
10.00am–10.25am	**Department of Planning and Environment** DPE is responsible for water security and managing NSW water resources, including surface and groundwater management. DPE assists local water utilities through planning, policy and regulation to ensure quality water services are provided throughout NSW.	**Amanda Jones** Acting Deputy Secretary Department of Planning and Environment
10.25am–10.30am	Overview of Atlas Copco	
10.30am–11.00am	Morning Tea sponsored by Atlas Copco	
11.00am–11.30am	**Panel Discussion** Addressing the challenges of providing quality water supply to rural and remote communities.	**Vince Keogh** Chair, Manager Aboriginal Communities Water and Sewerage Program Department of Planning and Environment NSW Health (invited)

		Eric Vanweydeveld Aquanex Consulting **Geoffrey Veneris** Production and Services Manager Goldenfields Water
11.30am–11.35am	Overview of GHD	
11.35am–11.40am	Delegates move to chosen Stream	
Concurrent conference streams (Select one of the three streams)		
STREAM 1 – Infrastructure		
11.40am–11.45am	**Stream Introduction and Overview**	
11.45am–12.10pm	**Using Risk to Assess Strategic Recommendations** Tamworth Regional Council and Beca Hunter H2O will explore their risk-based approach to assess capital assets, which has resulted in improving Tamworth Regional Council's water network resilience, while also saving millions of dollars.	**Naomi Schipanski** Manager Projects, Strategy and Infrastructure Tamworth Regional Council **Daniel Alexander** Principal Planning Engineer Beca HunterH2O
12.10pm–12.40pm	**Cobar's IWCM - An innovative change process to tackle failed infrastructure** Cobar Shire Council is faced with financial and infrastructure challenges that are unparalleled in other councils throughout rural NSW. Cobar faces the tyranny of distance in pumping water over 200km to townships. Cobar Shire Council has developed an Integrated Water Cycle Management Strategy (IWCM) that includes a number of	**Victor Papierniak** Water & Sewer Manager Cobar Shire Council **Mike Brearley** Director Mike Brearley & Associates Pty Ltd

	initiatives to address what is a complex situation. The IWCM is as an innovative, collaborative approach between consultants, council, the Cobar Water Board and DPE officers, to achieve realistic outcomes.	
12.40pm–1.10pm	**Declared dams in NSW** Declared dams in NSW are regulated by Dams Safety NSW under the Dams Safety Act 2015	**Chris Salkovic** Chief Executive Officer Dams Safety NSW
STREAM 2 – Innovation and Technology		
11.40am–11.45am	**Stream Introduction and Overview**	
11.45am–12.10pm	**Water Smart Metering - Inception to Completion** Rohit Srivastava will discuss the life cycle of the project: from initiation to completion and the use of smart meters. Collecting the data is reducing water leakage and providing a better understanding of consumer consumption across four townships.	**Mr Rohit Srivastava** Director Infrastructure Berrigan Shire Council
12.10pm – 12.40pm	**Innovative technology**	**Industry leader invited**
12.40pm–1.10pm	**Proactive water take compliance assessment in NSW: an overview of technologies and capabilities** This presentation will give an overview of why there is a need for proactive water take compliance monitoring. It will demonstrate how NRAR proactively monitors the landscape and state-wide databases for instances of potential non-compliance with water take rules and	**Dr Ivars Reinfelds and Dr June Song** Spatial and Data Analytics Natural Resources Access Regulator (NRAR)

	regulations. It will also showcase some of NRAR's automated compliance dashboards, which provide a range of insights that allow the regulator to more effectively assess and manage water take compliance across the state.	
STREAM 3 – Resilience and recovery from drought, fire and floods		
11.40am–11.45am	**Stream Introduction and Overview**	
11.45am–12.10pm	**Tweed Shire Council - A journey to Resilience** Brie Jowett will discuss Tweed Shire Council's journey of resilience through the 2017 and 2022 floods, the COVID-19 pandemic and chemical shortages in 2022. Building back better and building resilient workforces and communities is a critical component of this journey.	**Brie Jowett** Manager Water & Wastewater Operations Tweed Shire Council
12.10pm–12.40pm	**From Drought Response to Water Resilience: A Journey of Mindset Shift** Rachel Abberton will discuss MidCoast Council's "Drought Response Team" and the need to continue to prepare for droughts during La Niña events that bring heavy rain and flooding.	**Rachel Abberton** Planning Engineer MidCoast Council
12.40pm–1.10pm	**Maintaining Water and Sewer Services During a Major Flood** Lismore and the northern rivers were struck by several flood events that caused major disruption, including to the provision of drinking water. Adam Nesbitt will present on Rous County Council's management and delivery of drinking water amidst the flood events. Mitchell and Chenxi will discuss the	**Tom Lloyd** Dams and Treatment Engineering Manager Rous County Council **Rhys Oates** Dams and Treatment Assistant Leader Rous County Council **Mitchell Stace** Manager Water Project Delivery

	delivery of sewer services in a separate flooding event.	**Chenxi Zeng** Manager of Water Management and Treatment MidCoast Council
1.10pm–2.10pm	Lunch sponsored by GHD	
2.10pm–5.00pm	**Sites Visit** Parkes Shire Council will showcase its state-of-the-art infrastructure, including Water Treatment Plant, Wastewater Treatment Plant, Recycled Water Treatment Plan, and the Akuna Road Wetlands, rehabilitated maturation ponds that are now a thriving wetland system supporting a diverse range of native flora and fauna.	**Water Directorate Forum** Agenda 1. Water Directorate activities wrap-up 2. Circular Economy 3. Training and Collaboration 4. Micro Credentials - what are they and what's available in water?
6.30pm–10.30pm	**Conference Dinner** - Proudly sponsored by NSW Water Directorate Presentation of the Sam Samra Award 2023	
Wednesday 28 June 2023		
8.15am–9.00am	Conference registration opens, The Parkes Leagues Club, Level 1 Trade exhibition opens, Ground floor with arrival Tea and Coffee	
	Tea and Coffee sponsored by NSW Public Works	
9.00am–9.05am	**Overview of the day**	Geoff Brailey, MC
9.05am–10.05am	**Panel Discussion** – *A Water Work Force for the Future* Local Water Utilities are experiencing a skills shortage crisis nation-wide. Measures to address the crisis by increasing skills and capacity are desperately required to reduce risk, support job growth and ensure safe and reliable water and sewerage services for	**Grant Leslie** Director Balmoral Group **David Kirby** General Manager Brewarrina Shire Council **Jane Shepherd** Director, Local Water Utilities, DPE

	NSW communities. This session will explore short to long term strategies.	
10.05am- 10.35am	**Managing Drinking Water During Extreme Events**	**Professor Stuart Khan** Civil and Environmental Engineering, University of New South Wales (UNSW)
10.35am– 10.40am	Overview of UtiliOS	
10.40am– 11.10am	Morning Tea sponsored by UtiliOS	
11.10am– 11.50am	**Panel Discussion** – *Dam'd if you do, dam'd if you don't.* This session will explore the pros and cons of dam infrastructure for water supply and flood mitigation, versus the impact dams have on surrounding land, ecosystems, and local communities.	**Bruce Logan** Chair, Director Water and Waste Tamworth Regional Council (TBC) **Ashraf El-Sherbini** Director, Urban Water Strategy, Policy and Programs Department of Planning and Environment **Cate Faehrmann MLC** The Greens **Professor Stuart Khan** Civil and Environmental Engineering, University of New South Wales (UNSW) **Cr Bill West** Mayor Cowra Shire Council
11.50am– 12.25pm	**Cybersecurity issues facing local water utilities** The increasing threat of cyber-attacks on government infrastructure, including local water utilities, poses a substantial risk to local councils. This presentation will highlight the work being done by	**Natasha Steele** Cyber Security NSW

	Cyber Security NSW through the sector wide 2021 NSW Cyber Security Strategy and its implications for local water utilities.	
12.25pm–12.40pm	**Supporting local councils in preparing for / responding to climate volatility** The Bureau of Meteorology is best placed to support councils in establishing resilient infrastructure and communities in the face of increasing climate volatility.	**Matt Coulton** General Manager Agriculture and Water Bureau of Meteorology (TBC)
12.40pm–1.05pm	**Town Water Risk Reduction Program Phase 2** The NSW Government has invested $32.8 million to provide greater support for councils and Local Water Utilities. The Department of Planning and Environment will outline a suite of new initiatives that will form Phase 2 of the Town Water Risk Reduction Program.	**Jane Shepherd** Director, Local Water Utilities Department of Planning and Environment
1.05pm–1.10pm	Message from Hunter H2O	
1.10pm–2.10pm	Lunch sponsored by Beca HunterH2O	
2.10pm–2.40pm	**Panel Discussion** – *Collaborative approach to water management* This session will explore the benefits of alliances and collaborations between local water utilities and peak bodies, the private sector and government agencies to address challenges and opportunities.	**Corinne Cheeseman** Chief Executive Officer Australian Water Association **George Wall** Managing Director Water Industry Operators Association of Australia **Andrew Francis** Director Infrastructure Parkes Shire Council
2.40pm–2.45pm	Overview by NSW Public Works	

2.45pm–3.15pm	**Net Zero Councils - Sewage and Water Treatment Efficiency Toolkit** The Sustainable Councils program has been working to develop Net Zero targets for regional councils in NSW and help them develop plans and strategies for their journey to Net Zero. Working in collaboration with technical experts, Sewage Treatment Plants (STP) and Water Treatment Plants (WTP) have been identified as high energy users for Councils and in need of specific guidance within their Net Zero journey. This presentation will outline the components of a Net Zero Guide with a toolkit and business case template for STP's and WTPs.	**Catherine Semmler** **Lisa Miller** Office of Energy and Climate Change
3.15pm–3.45pm	**Water as an economic driver – Parkes Shire Council** Parkes Special Activation Precinct, an initiative identified as part of the NSW Government's 20-year Economic Vision for Regional NSW, provides a unique challenge for council, to provide both town water for residents and to secure water to attract business and investors, support local industries and fuel economic development. This presentation will outline how water has become an economic driver for council.	**Cr Ken Keith OAM** Mayor Parkes Shire Council **Kent Boyd PSM** General Manager Parkes Shire Council **Andrew Francis** Director Infrastructure Parkes Shire Council
3.45pm–3.50pm	**MC, wrap-up and close of conference**	

REPORT OF THE CABONNE COUNCIL LOCAL TRAFFIC COMMITTEE HELD AT THE COUNCIL CHAMBERS MOLONG ON MONDAY 6 MARCH, 2023 COMMENCING AT 11:12AM

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REPORT OF THE CABONNE COUNCIL LOCAL TRAFFIC COMMITTEE HELD AT THE COUNCIL CHAMBERS MOLONG ON MONDAY 6 MARCH, 2023 COMMENCING AT 11:12AM

PRESENT Deputy General Manager – Cabonne Infrastructure (in the Chair), Executive Assistant – Cabonne Infrastructure, Kel Gardiner, Kylie Buckenhofer, Senior Constable Andrew Wotton

ITEM - 1 WELCOME

Proceedings in Brief

The Deputy General Manager – Cabonne Infrastructure welcomed all attendees and did an acknowledgement of country.

RECOMMENDATION (GARDINER/BUCKENHOFER)

THAT the Deputy General Manager – Cabonne Infrastructure provide a welcome to the members of the committee.

ITEM - 2 APOLOGIES

Proceedings in Brief

Senior Sergeant Peter Foran

Chief Inspector David Harvey

Andrea Hamilton-Vaughan

RECOMMENDATION (GARDINER/BUCKENHOFER)

THAT any apologies tendered be accepted.

ITEM - 3 COMMUNITY EVENTS

RECOMMENDATION (BUCKENHOFER/WOTTON)

THAT:

1. The Local Traffic Committee ratify the Community Events endorsed by the Committee via electronic meetings during 2022.

ITEM - 4 CANOWINDRA INTERNATIONAL BALLOON CHALLENGE

Proceedings in Brief

It was noted that the committee have not received a Road Occupancy Licence (ROL) from the event organiser. It will be noted as a condition of approval that the event organiser submits to Council the ROL prior to the event.

It was also noted that the event Public Liability Insurance has expired. It will be noted as a condition of approval that the event organiser submits to Council a current Certificate of Currency for Public Liability Insurance, noting the interested parties, prior to the event.

On the TGS submitted it was observed that on Browns Ave, heading East, there is not return to 50km/h sign. This was also observed on the road to Orange.

There was a discussion regarding the volume of traffic on Emma Street – it was noted that this fills up for car parking quickly.

RECOMMENDATION (BUCKENHOFER/GARDINER)

THAT:

1. The Local Traffic Committee endorse the approval of road closures for the 'Canowindra International Balloon Challenge' being held in Canowindra on 15 April 2023.

ITEM - 5 LONELY MOUNTAIN ULTRA - 2023

Proceedings in Brief

It was noted that the Traffic Management has extended to Pinnacle Road.

It was also noted that the event Public Liability Insurance has expired. It will be noted as a condition of approval that the event organiser submits to Council a current Certificate of Currency for Public Liability Insurance, noting the interested parties, prior to the event.

RECOMMENDATION (GARDINER/BUCKENHOFER)

THAT:

1. The Local Traffic Committee endorse the approval to conduct the Lonely Mountain Ultra trail running event to be held on 14-15 October 2023

ITEM - 6 BANK STREET MOLONG - MAIN STREET UPGRADE

Proceedings in Brief

It was mentioned that the trees have been purchased – they are quite mature so will be elevated above the traffic.

The project is due to commence in April 2023, starting at the top end of Bank Street.

Community consultation has been undertaken on the proposal – there is a small minority who object to the proposal. The primary objection is when parking, clipping the bollards on the garden beds. Council undertook a trial at the Molong Limestone Quarry with the Mayor's Prado and this issue was cleared. The second objection is hitting the trees. The trees to be planted

are mature trees, Council has also taken into consideration the tree type – Japanese Elm – to avoid this issue. The old trees will be removed at the end of the project and the locations converted back to parking spots. The third objection is the loss of trade during construction.

It was suggested that Council consider making the area a pedestrian zone – then TfNSW could then consider lowering the speed limit to 40km/h.

RECOMMENDATION (BUCKENHOFER/GARDINER)

THAT the Committee note the report on changed traffic conditions with Bank Street, Molong incorporated into the Main Street Upgrade project

FOR NOTATION

ITEM - 1 ROAD SAFETY - YEOVAL INTERSECTION

Proceedings in Brief

It was noted that this issue was raised at a 2018 LTC meeting. There was a request for Stop signs to be installed. This was declined by the then committee as the intersection did not meet the requirements for a Stop sign under the Australian standards.

RECOMMENDATION (GARDINER/BUCKENHOFER)

THAT the Council undertake improvements to the intersection of Renshaw McGirr and Banjo Paterson/Obley Road with the following treatments:

1. Removal of vegetation to increase sight distance to intersection and associated signage indicating the regulatory provisions of the intersection.
2. Installation of pavement markings indicating “Give Way Ahead”
3. Investigation of the installation of rumble markings on approach to intersection warning motorists of approaching changed conditions, once points 1 & 2 have been completed.

GENERAL BUSINESS

It was noted that there was a report regarding speed issues at Cumnock and Cargo was due to be included in this meeting, however the traffic count data was not available. These reports will be raised at the next Local Traffic Committee meeting.

Ms Buckenhofer noted that there will be a level crossing campaign at Manildra in the coming weeks. There are 6 sets of VMS boards around. An enforcement program will commence at the end of March 2023.

Ms Buckenhofer also noted compliance with traffic signage on Packham Drive – there is a 40km/h sign approaching a steep dip, however there is no release sign on the other side. It was also noted that a Reduce Speed sign was still erected. People get complacent during roadworks when signage is not updated/correct. Especially need to focus on no release or repeat signs.

There being no further business, the meeting closed at 11.51am.

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REPORT OF THE CABONNE COUNCIL POOLS ADVISORY COMMITTEE HELD AT THE BLAYNEY COMMUNITY CENTRE ON TUESDAY 14 MARCH, 2023 COMMENCING AT 5:30PM

PRESENT Clr M Nash (in the Chair), Huw Greenhill, Margaret Duguid, Kurt Thompson, Glynn Bruce

ALSO PRESENT Deputy General Manager – Cabonne Infrastructure, Department Leader – Urban Infrastructure, Building and Facilities Coordinator, Aquatics Supervisor, Executive Assistant – Cabonne Infrastructure, Administration Assistant – Infrastructure, Pool Administrator - Molong

ITEM - 1 WELCOME

Proceedings in Brief

The Chairperson welcomed everyone and thanked them for attending.

RECOMMENDATION (DUGUID/THOMPSON)

THAT the Deputy General Manager – Cabonne Infrastructure provide a welcome to the members of the committee.

ITEM - 2 APOLOGIES

Proceedings in Brief

Clr A Pull

Deanna Mackay

Rhonda Watt

Zelma Parkes

Cathy Eppelstun

Melanie Stanbury

RECOMMENDATION (THOMPSON/DUGUID)

THAT any apologies tendered be accepted.

ITEM - 3 DECLARATIONS OF INTEREST

Proceedings in Brief

Belinda Mills advised that she is employed as Council's Pool Administrator – Molong and will be resigning her position on the committee as a community member.

RECOMMENDATION (DUGUID/GREENHILL)

THAT the Declarations of Interest be noted.

ITEM - 4 CABONNE POOLS STATUS

Proceedings in Brief

Council's Department Leader – Urban Infrastructure introduced the committee members to the Council staff present. He then noted that as the pool season is not quite finished, the data presented is incomplete. There is enough data to give an overview of the season.

The Department Leader – Urban Infrastructure advised that there will be opportunities to ask questions during the presentation. It has been a challenging season.

Staff made the presentation (see attached).

Council employed 52 lifeguards at the beginning of the season – there was quite a bit of onboarding and individual inductions at each of the sites.

There was a discussion regarding the recruitment of lifeguards and kiosk attendants going forward.

It was also confirmed during the review of the Pool season that Council has quite a manual system and is looking into software systems to change this for next season.

There was a discussion about the role of Senior Lifeguard and giving them more responsibility. What does this mean? The Aquatics Supervisor advised that they are looking into it, but more training, more involvement, more ownership of the facility, more money. The Department Leader – Urban Infrastructure advised that it will involve a review of the recruitment strategy.

Council's Department Leader – Urban Infrastructure advised that a lot of the lifeguards Council employed this season were of the junior rank and some didn't quite have the maturity that was needed. They required direct supervision before they were mindful of the tasks that needed to be done. Jobs were scheduled to be undertaken but weren't being done.

The Aquatics Supervisor advised that Council expected to retain most of the 52 lifeguards employed (49 remained for the full season). Council staff need the committee members to spread the word and get the community involved and people applying for the positions.

The Aquatics Supervisor went through the results from the end of season surveys and there was a discussion regarding the areas of improvement.

The Aquatics Supervisor noted that there was a lot of negative feedback from the Canowindra community but most of it was constructive.

There was a discussion around the opening hours of the pool. It was noted that the forced closures were mostly due to equipment malfunctions and weather (lightning). Eugowra and Molong were closed due to the natural disaster event (flooding). Free entry to the Eugowra pool for the season was also a good incentive to increase patronage. It was noted that the pools weren't closed as much as the previous season.

There was a discussion around unmanned pools in the future – access to pools when they are closed or outside normal trading hours and the potential risks. It is being considered that swimmers intending to use the pool at these times may have to complete a swim test (something similar to a Bronze medallion), the criteria is still to be determined. No commitment for the next season as there is infrastructure that would need to be installed for this.

Areas for improvement included continual training. The Aquatics Supervisor advised that training is meant to be done fortnightly however this had not occurred due to lack of senior staff.

The Building and Facilities Coordinator noted that the Resources For Regions projects identified are to be completed over several pool seasons. They will be undertaken in the off season to lessen the impacts to users. The new fence at Eugowra will be the first cab off the rank. All projects will be delivered by December 2025.

It was noted that there are currently two vacancies on the committee, both for the Molong area. These will be advertised in the coming weeks. There was a clarification regarding members terms on the committee. As per the Terms of Reference, members are on the committee for the period of the Council term.

There was a discussion around lane hire fee – something that has always been part of Council's Fees and Charges but may not have been enforced by the previous contractors. Staff asked the committee were these fees considered reasonable. The consensus from the Committee was that they are reasonable. Staff indicated Council are looking to implement a booking system which would allow the booking of the swimming pool lanes.

The Department Leader – Urban Infrastructure said moving forward there will be a big emphasis on recruitment and communication. Committee members are asked to reach out to the community and give feedback to Council.

The Chairperson noted that Councillors based in Canowindra should get behind the push for lifeguards in Canowindra.

RECOMMENDATION (DUGUID/BRUCE)

THAT the committee consider the presentation and provide feedback for consideration.

ADDITIONAL ITEMS

It should be noted that a letter was submitted to the committee from Committee Member Melanie Stanbury prior to the meeting (letter attached). The points raised in the letter were discussed at various times throughout the meeting and it was agreed by the committee that all outstanding concerns have been addressed.

There being no further business, the meeting closed at 7.18pm.

Pools Advisory Committee

Australia's Food Basket

CABONNE COUNCIL

Pools Advisory Committee
Internal Pool Management Model

- Full visibility of all aspects of Cabonne Pool Management including operational, capital, safety, risk management and resource management.
- Cabonne Council is the primary facilitator –
- Providing operational pool facilities across 7 sites that meet requirements for public use as per NSW Health Guidelines
- Organising and facilitating training of lifeguards through Royal Life NSW
- All operational purchases / capital purchases are carried out internally
- All safety and risk management utilise Council's WHS & Risk management platforms
- All marketing and communications are managed through Council's –comms team

Pools Advisory Committee
Internal Pool Management Model

- **Sustains**
- Every aspect of Pools – managed internally.
- Ability to manoeuvre staff between facilities.
- Recruitment & facilitating training courses in conjunction with Royal Life.
- Staff development – retention.
- Enabled programs that are community driven.
- Implementation of Digiquatics app enabling scheduling and rostering of staff internally.

Pools Advisory Committee
Internal Pool Management Model

- **Improvements**
- Recruitment of staff earlier – commence July.
- Administration Support to deal with large onboarding process
- Kiosk attendants at town pools
- Senior Lifeguard – to have more responsibility
- Lifeguard recruitment within community hubs. Enable clubs to have more flexibility
- Running seven food facilities.
- Software systems to manage memberships and point of sale.
- Pool aesthetic and plant upgrades

Pools Advisory Committee
Recruitment of Lifeguards – Training, Induction & Rostering

- Council recruited & trained 52 lifeguards for the 2022 /2023 Pool Season. (an increase from 175 staff members to 227 staff numbers).
- Recruitment commenced in August.
- Process for recruitment included: Advertisement, assessment of applications, interview process, booking into lifeguard training, processing, certification, providing letters of offer and inductions
- First Royal Life training session conducted in early October at Canowindra Pool

Pools Advisory Committee
Recruitment of Lifeguards – Training, Induction & Rostering

Sustains

- Ability to manoeuvre staff between facilities
- Recruitment & facilitating training courses in conjunction with Royal Life
- Staff development – induction & in-house training in Council – safety & risk management across multiple facilities
- Rostering through web-based app Digiquatics

Improves

- Lifeguard recruitment – particular focus on senior lifeguards
- Lifeguard recruitment within community hubs
- Retention of lifeguard base after early February difficult (particularly town pools)– increase demographic outreach

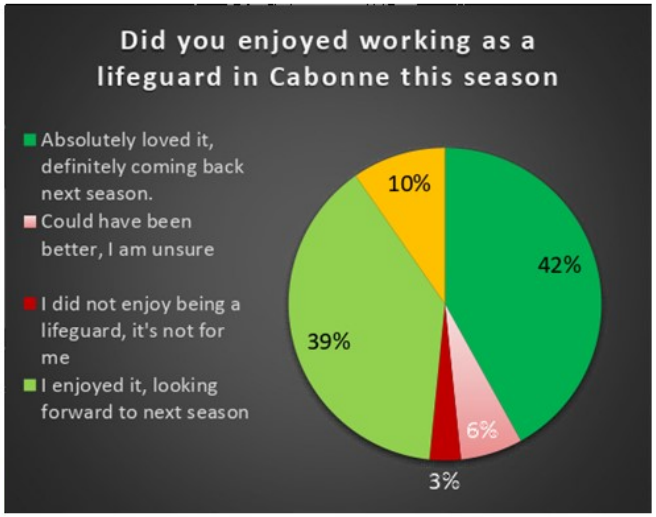
Cabonne Pools Lifeguard Survey 2023 | Survey Link - https://forms.gle/9vGgVssVihgyffC29 | Status: Live | Survey Result Analysis

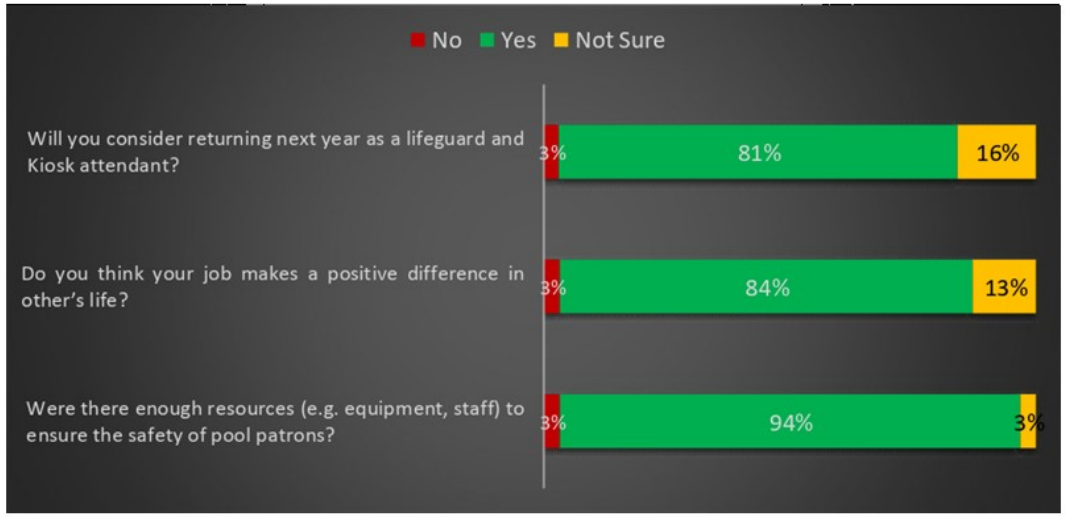
Total Number of Respondents

31

Management communication satisfaction score

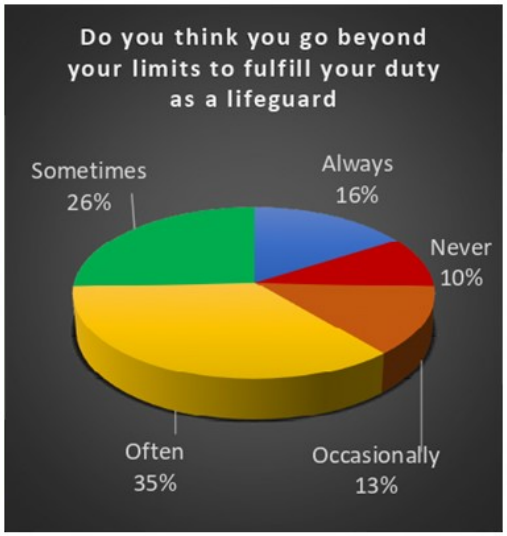
68%

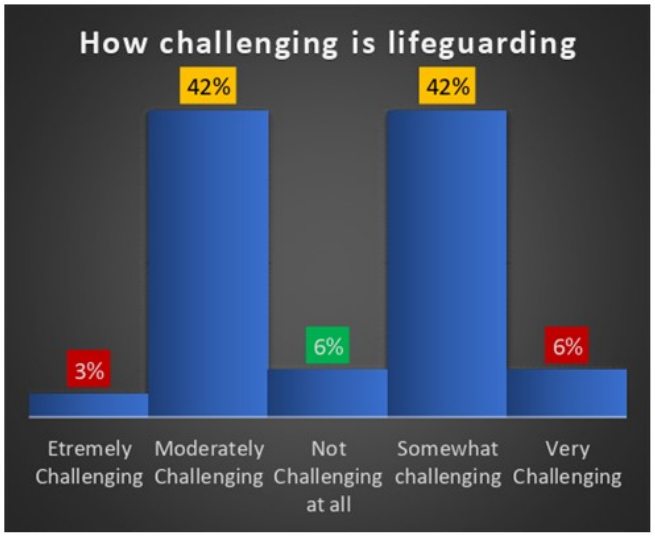


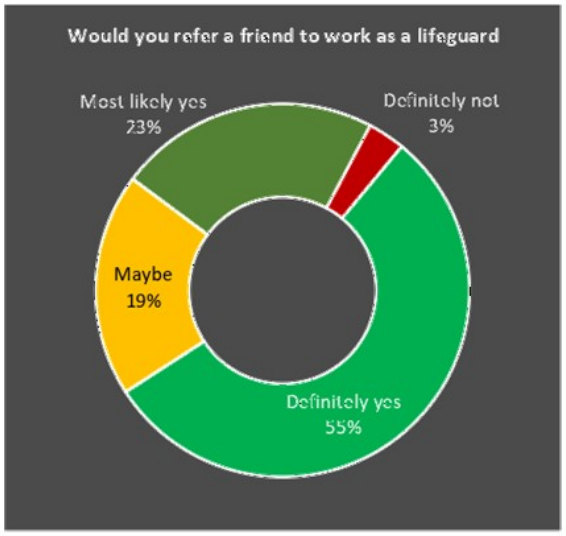


Most Challenging Aspects of being lifeguard

- *Working in the heat*
- *Constant focus*
- *Enforcing Rules*
- *Communicating with public*
- *Parents not supervising their children*







Pools Advisory Committee
Communications– Season 2022 /2023

The following strategies for engaging with the communities were utilised

- Social Media was the predominant means of communication
- Pool Advisory Committee – members of each pool community.
- Councils website.
- Print media.
- Progress Associations.
- Direct contact with users.

Council intends on meeting with user groups during the pre-season to discuss user agreements and expectations from all parties.

A new communication strategy to be developed with more focus on regular pool information updates.

Pool Patronage and Opening Hours Season 2022 /2023

Pools	Proposed	Actual	Forced closure	Lifeguard Hours	Patronage
Canowindra	600	1240	88.5	3423.35	11397*
Molong	600	1200	8.5	1444	3952*
Cudal	318	333	23	789	2181*
Cumnock	318	333	17	689.5	1115*
Eugowra	318	333	5	465	1157*
Manildra	318	333	23	703	1544*
Yeoval	318	333	16	699.5	1011*

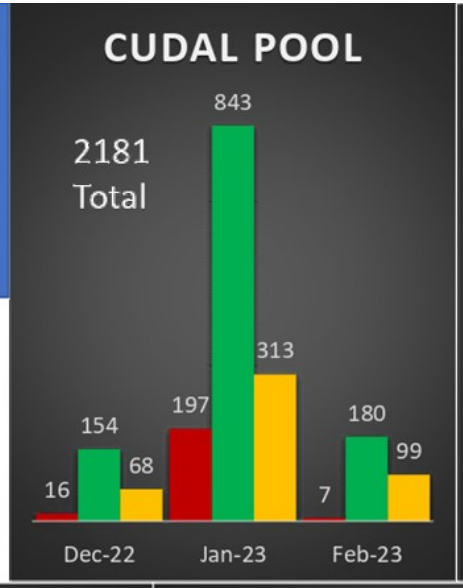
Weekly hours for the season		
Pool	Proposed	Actual
Canowindra	30	62
Molong	30	60
Cudal	18	16.5
Cumnock	18	18
Eugowra	18	18
Manildra	18	18
Yeoval	18	18

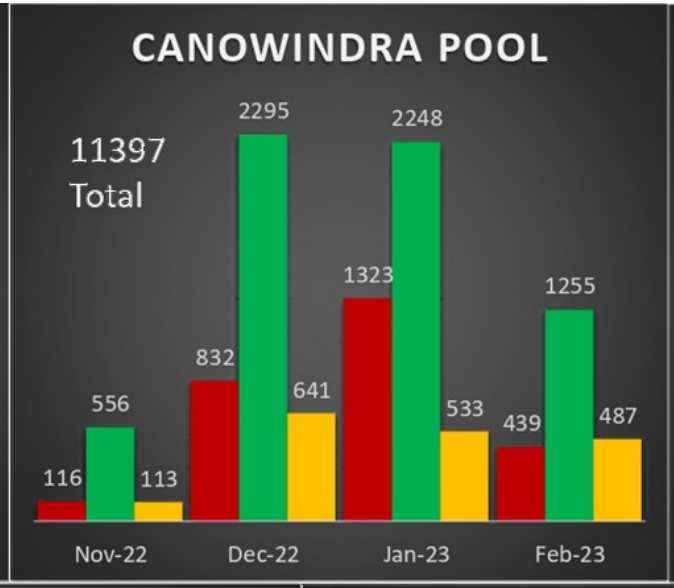
School Holidays		
Pool	Proposed	Actual
Canowindra	63	62
Molong	60	60
Cudal	20	22.5
Cumnock	20	22.5
Eugowra	20	22.5
Manildra	20	22.5
Yeoval	20	22.5

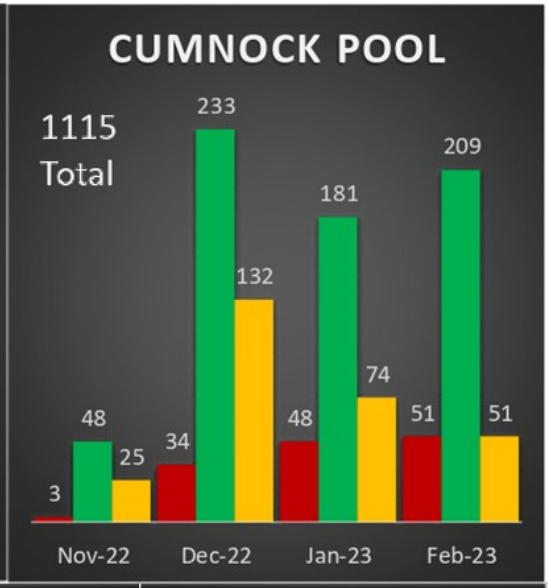
*approximate

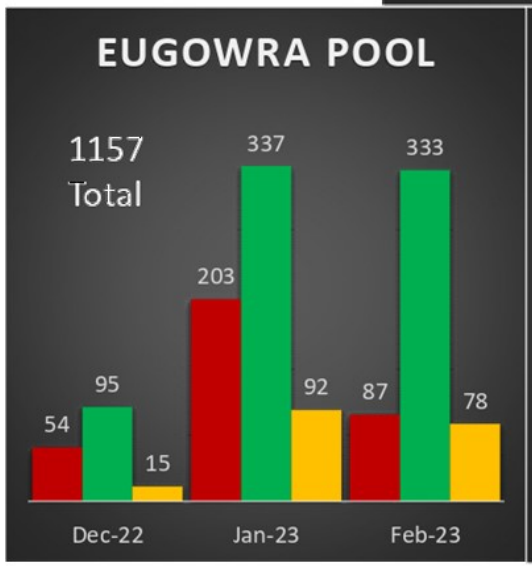
Cabonne Pools
PATRONAGE COUNT
COMAPRISON
SEASON 2022

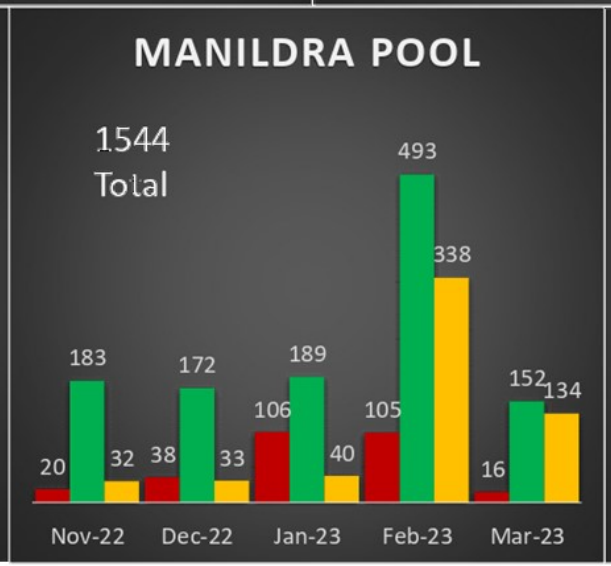
ADULT
CHILDREN
SPECTATOR

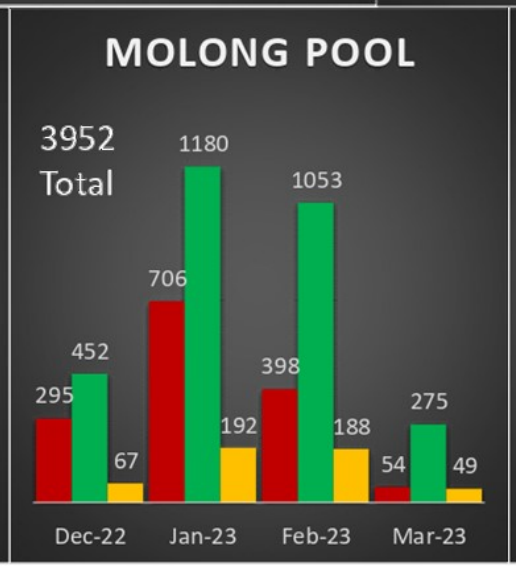


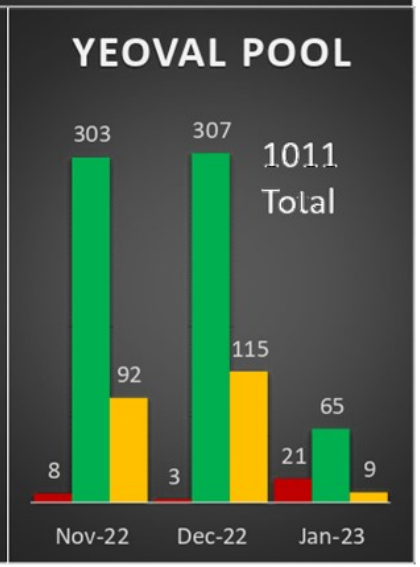


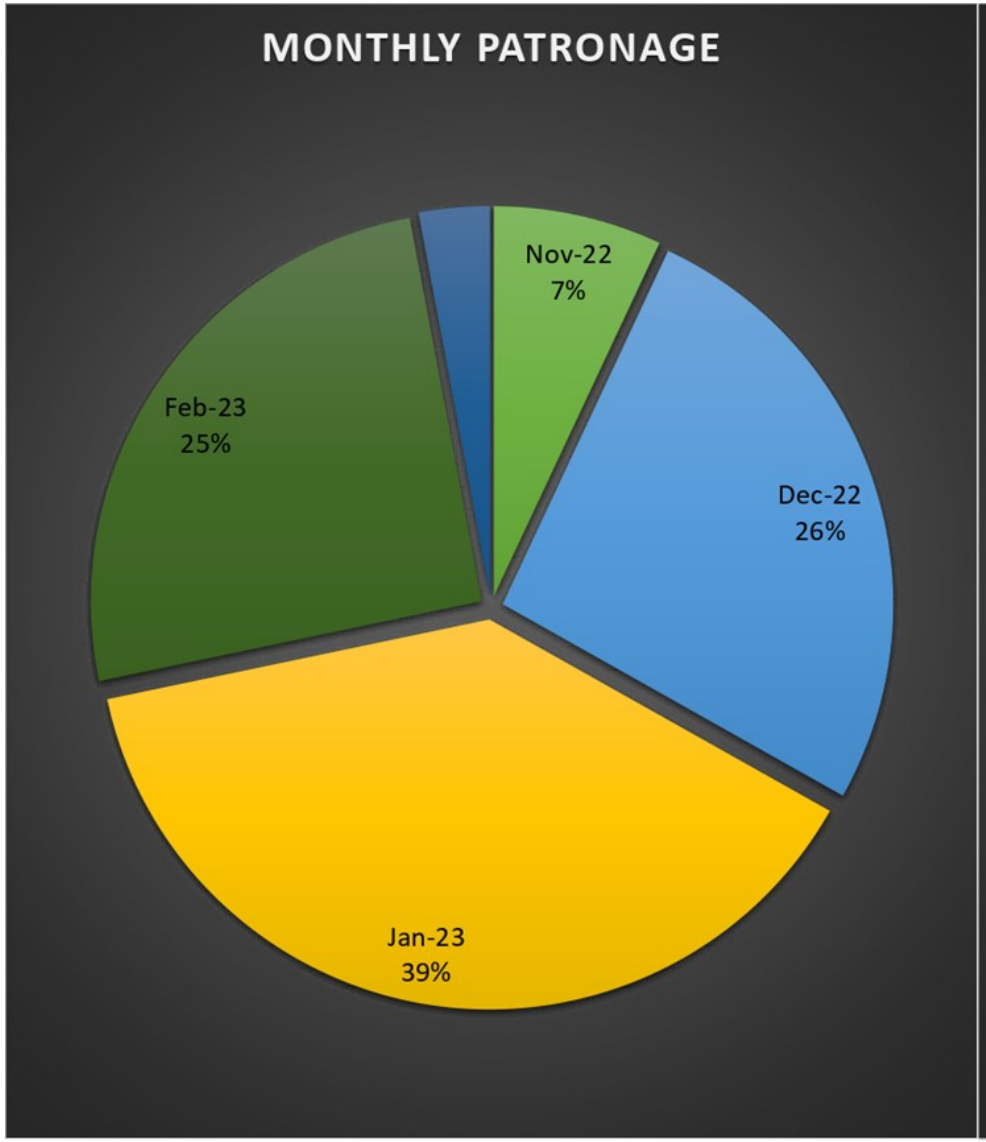


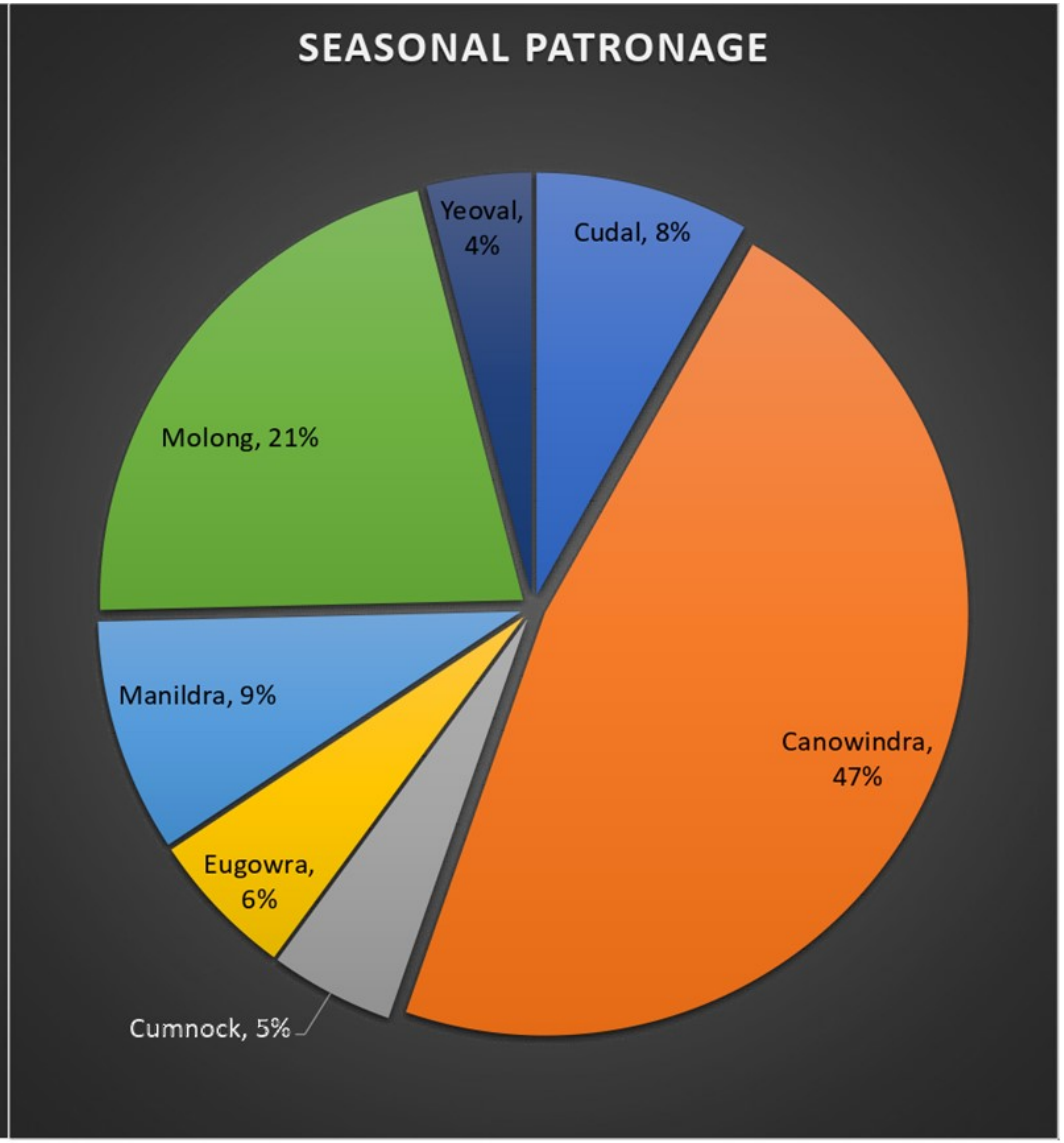









MONTHLY PATRONAGE
Nov-22
7%
Dec-22
26%
Jan-23
39%
Feb-23
25%


SEASONAL PATRONAGE
Yeoval,
4%
Cudal, 8%
Molong, 21%
Manildra, 9%
Canowindra,
47%
Eugowra,
6%
Cumnock, 5%

Cabonne Pools Community Survey 2023 | Survey Link - https://forms.gle/M2A7FoXiz5VBd4rn6 | Status: Live | Survey Result Analysis

Total Number of Respondents

201

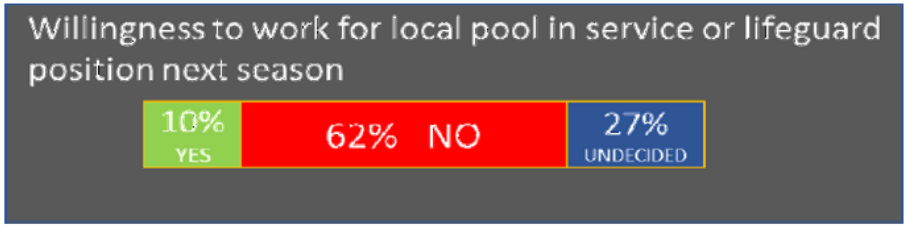
Age Group

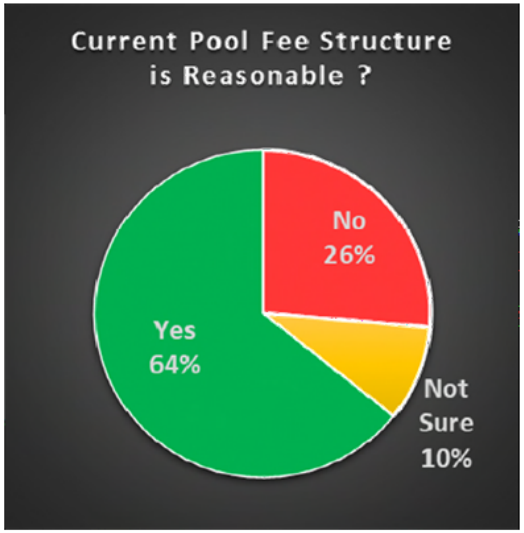
16-70+

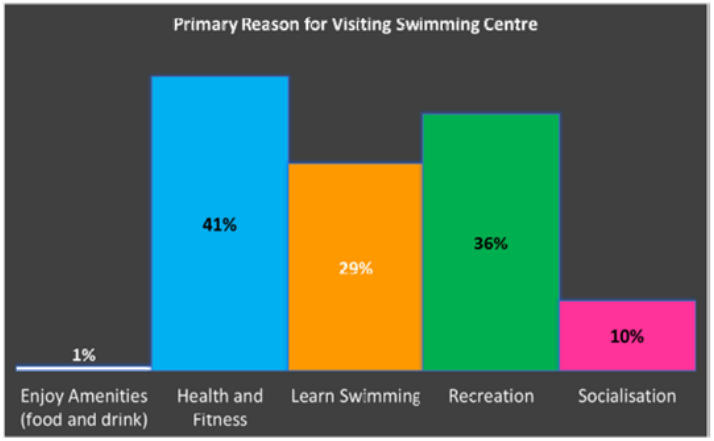
Season Pass Holders

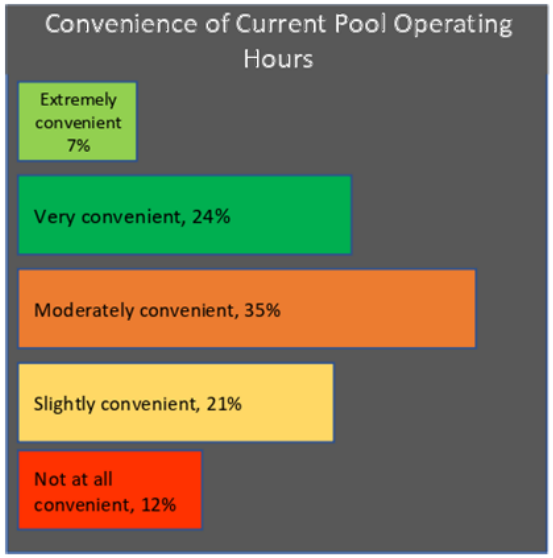
43 %

Respondents









Cabonne Pools Community Survey 2023 | Survey Link - https://forms.gle/M2A7FoXiz5VBd4rn6 | Status: Live | Survey Result Analysis

Approx 35+ respondents shared this feedback

- Limited Snacks Item at Kiosk this year
- Unavailability of hot food, drink options

Approx 10+ respondents shared this feedback

- Not enough lifeguards
- Lifeguards should be better trained

Approx 10+ respondents shared this feedback

- Cleanliness was not at par
- Level of cleanliness degraded from past years

Approx 20+ respondents shared this feedback

- Pool should be open for longer hours
- Pool season needs to be extended

Other respondents shared this feedback

- Introducing more swim classes/activities
- A season pass to access all Pools

Approx 6+ respondents shared this feedback

- Inclusion of play equipment's for kids
- Updates on pool operating hours
- Indoor pool should be available

Pools Advisory Committee Budget Discussion

- Expenditure 2022-2023 Season (as of end of Feb23)
- $1,080,202 Current YTD – Season winding down
- $149,500 Income YTD
- $930,700 Total deficit costs YTD

- 2023-2024 Season budget
- $1,435,581 expenditure
- $155,571 income
- Total deficit budget $1,280,010
- Increased wages costs for kiosk attendants, administration.
- Increased utility costs
- Increased material & consumable costs

Village Pool Fees & Charges

VILLAGE POOLS FEES & CHARGES 2022/2023

Cudal/Cumnock/Eugowra/Manildra/Yeoval

VILLAGE POOL GENERAL ADMISSION

Adult $3.00, Child $2.50, Family* ticket $13

Pensioner/Concession Card Holder $2.50,

School students completing regular structured classes/carnivals $2

(Teacher Admitted Free)

SEASON TICKETS – Village Pools

Adult $85, Child $55, Family $170,

Pensioner $65

Hire

Lane Hire – Public Hours "For Profit" Users of Lanes

(Entry Gate Prices Still Apply)

Must have approved schedule request……Per Day/lane $20

*Family as per Medicare Card

VILLAGE POOLS FEES & CHARGES 2023/2024 (7.5% CPI increase)

Cudal/Cumnock/Eugowra/Manildra/Yeoval

VILLAGE POOL GENERAL ADMISSION

Adult $3.25, Child $2.70, Family* ticket $14

Pensioner/Concession Card Holder $2.70,

School students completing regular structured classes/carnivals $2.20

(Teacher Admitted Free)

SEASON TICKETS – Village Pools

(Consideration of payment plan via direct debit)

Adult $91, Child $59, Family $183, Pensioner $70

TEN-ENTRY PASS – New **(approx. 10% cheaper than general admission)**

Adult $30, Child $25, Family $126, Pensioner $22

Hire

Lane Hire – Public Hours "For Profit" Users of Lanes

(Entry Gate Prices Still Apply)

Must have approved schedule request……Per Day/lane $22

*Family as per Medicare Card

Town Pool Fees & Charges

TOWN POOLS FEES & CHARGES 2022/2023

Includes Molong, Canowindra and Villages

MOLONG & CANOWINDRA

POOL GENERAL ADMISSION

Adult $4.50, Child $3.50, Family *ticket $15

Pensioner/Concession Card Holder $3.50

School students completing regular structured classes/carnivals $3

(Teacher Admitted Free)

SEASON TICKETS – All Pools inc Villages

Adult $125, Child $90, Family $245,

Pensioner $90

Hire

Lane Hire – Public Hours "For Profit" Users of Lanes

(Entry Gate Prices Still Apply)

Must have approved schedule request……

Per Day/lane $25

*Family as per Medicare Card

TOWN POOLS FEES & CHARGES 2023/2024 (7.5% CPI increase)

MOLONG & CANOWINDRA

POOL GENERAL ADMISSION

Adult $4.80 Child $3.80, Family *ticket $16

Pensioner/Concession Card Holder $3.80

School students completing regular structured classes/carnivals $3.2

(Teacher Admitted Free)

SEASON TICKETS – All Pools inc villages

(Consideration of payment plan via direct debit)

Adult $135, Child $97, Family $263,

Pensioner $97

TEN-ENTRY PASS – New (approx. 10% cheaper than general admission)

Adult $43, Child $34, Family $144,

Pensioner $34,

Hire

Lane Hire – Public Hours "For Profit" Users of Lanes

(Entry Gate Prices Still Apply)

Must have approved schedule request……Per Day/lane $27

*Family as per Medicare Card

Pools Advisory Committee
Resources for Regions Project Rollout / Future Grants

- Key Projects – R4R funding Round 9 - Total $2,880,000

R4R Cabonne Council Pool projects	
Project description	Location
Plantroom Upgrades	Canowindra, Eugowra, Cudal, Manildra, Molong, Cumnock, Yeoval
Accessible carparking	Canowindra, Eugowra, Cudal, Molong, Cumnock, Yeoval
Hot water systems	Canowindra, Eugowra, Cudal, Manildra, Molong, Cumnock, Yeoval
Perimeter fencing and landscaping	Canowindra, Eugowra, Cudal, Molong, Cumnock, Yeoval
Toddler pool transform to splash pad	Eugowra, Cudal, Manildra, Molong, Cumnock, Yeoval
Contingency	All pools
Total Project Amount	$2.88 million

Pools Advisory Committee
Filling Pool Advisory Committee position

- Nomination for vacant Pool Advisory Committee position – due to Cheryn Johnson and Belinda Mills leaving
- Potential nominees

Pools Advisory Committee

Items for Discussion – from P.A.C. members

- Unmanned Pool opening hours

Mel Stanbury

Just Keep Swimming
4975 Cargo Road
Canowindra 2804
0413314520

14 March 2023

To the Councillors, Council staff and fellow Advisory Committee members

My apologies for not being able to attend tonight's meeting. I need to continue to offer my swimming lessons scheduled for today, Tuesday 14 March as I have had to cancel so many lessons due to pool closures, pool staffing issues and poor weather over this season.

I have asked Mrs Kobie Rogers to attend this meeting on my behalf. I have asked Kobie to read to read out this letter and contribute to the meeting as a representative of Just Keep Swimming Canowindra and myself.

This feedback is provided as the owner of Just Keep Swimming Canowindra, as well as feedback received from my swimming families who feel impacted from the various issues this swimming season.

This swim season a lane hire fee was implemented. For a Government authority, the commercial arrangements put in place have lacked transparency and communication. I was verbally given 1-weeks' notice before being informed of these charges the 'lane hire' fee. This was not communicated well in advance of the swimming season, nor was any written correspondence provided – I was just verbally advised and at the end of 2022 I was Initially charged a per hour rate, this was later changed to a daily rate after I questioned the $3000 bill.

This is a charge I have not passed on to my clients, but rather consumed myself. By the time I was advised, my swim lessons fees were already set and lessons scheduled – I wasn't prepared to then send out a price rise. I also feel that passing on this fee may make make swimming at the Canowindra pool out of reach for a lot of families. Was this considered when a money grab decision was made to implement this fee? If I would have passed it on, it would have meant an additional $60 per individual this swimming season.

Pool closures have occurred quiet flippantly, providing minimal notice to users, and significant impacts to the provision of my swim classes. The reality is that these decisions are made with minimal warning; there is no communication for example from staff if lightning is around and they are monitoring – they just advise at the point the decision has been made to close the pool.

The staff need guidance and mentoring. They can only deliver a service as good as the procedures and training they are provided. Further to this point, I have received significant feedback regarding the lack of professionalism experienced this swim season; the questioning of hygiene and pool standards. On Wednesday 8 March the larger pool was closed as there was a poo in the pool. A notice was posted on facebook, even with a poo emoji. Is this really professional? Kids were in the pool, a parent observed swim squad continue as pool staff attempted to get something out of the pool. Her children then hopped in the pool, before a lifeguard casually said to her 'I think we are going to close the pool because there is a poo in the pool.' She then got her children out. This situation is a typical example that shows why people are dissatisfied with the level of service.

I had provided feedback on the pool's opening hours at the start of the season, I wish to reiterate feedback that I receive from my swim families, especially families that swim on a Saturday morning. The pool always opened at 10am and this allowed children to swim recreationally after their lesson,

with the pool now not open and no lifeguard on duty until 10.30am they are made to sit on the hill until a lifeguard is on duty, unfortunately this wasn't always on time.

Cleanliness and maintenance of the pool this season has been subpar, including:

- Green and black mold down the grout lines and corners in the program pool
- toilets and bathrooms out of toilet paper, never fresh and clean
- garbage bins often not emptied daily
- weeds and spider webs on the furniture and pool deck
- dog poo on the hill one afternoon and child sat in it

Is there not protocols and procedures, support and monitoring of staff to better maintain our facility? It is common for staff to be sitting together in the canteen area on their phones, no one on pool deck, lifeguards monitoring the pools from a seated position, allowing kids to bomb, manu's etc into the pool. With no obvious monitoring of these situations, I have been left many times to intervene and to ask these children to stop this behaviour or move my learn to swim children out of the way for their safety.

The canteen facilities were also disappointing this year. Many families spoke to me about the times cooked food was available, the minimal menu offered, fridge not working, prices of the packets of crisps and lollies - this is all something that will affect the profits this season, many families have voiced their concerns and annoyance over these changes.

Councils' communication from all levels has been lacking. There has been a lot of changes implemented this swimming season. It would have been beneficial if Council would have liaised with pool users such as myself to gain an understanding of precedents – what works, what doesn't – before making all these significant changes.

I have been providing swim lessons for nine seasons, and colleagues providing the same service for over ten. We have never been charged a lane fee, yet this swim season such a significant change was implemented with no community consultation.

We are a small community, our families love the swimming season, and it's an important window of opportunity for many children to learn to swim and continually gain additional skills and water confidence.

Families have been turned away this swim season because of a number of these issues.

The pool has been part of our community since it opened in the 1950's. After this swimming season it no longer feels like a community asset but rather a not run well business that doesn't listen to ratepayers and users of the pool.

As a member of this Advisory Committee I encourage Council to actively utilise the skills, experience, and community connections within this Committee. Listen to the community and work with us, the Advisory Committee, to achieve sustainable outcomes for this valued community asset.

Yours

Melanie Stanbury

Standard Conditions

A. ADMINISTRATIVE CONDITIONS

1. Approved plans and supporting documents

The development shall be carried out in accordance with the approved stamped and signed plans and/or documentation listed below **except where modified by any following conditions**. Where the plans relate to alteration or additions only those works shown in colour or highlighted/shaded are approved.

Reference/Dwg No	*Title/Description*	*Prepared By*	*Date/s*
-	Statement of Environmental Effects (including Appendices)	SKM Consultants	July 2022

***Note 1**: Modifications to the approved plans will require the lodgement and consideration by Council of a modification pursuant to Section 4.55 of the Environmental Planning and Assessment Act.*

***Note 2**: A warning to all Accredited Certifiers. You should always insist on sighting the original Council stamped approved plans/documentation and not rely solely upon the plan reference numbers in this condition. Should the applicant not be able to provide you with original copies, Council will provide you with access to its files so you that may review our original copies of approved documentation.*

***Note 3**: The approved plans and supporting documentation may be subject to conditions imposed under section 4.17 of the Act modifying or amending the development (refer to conditions of consent which must be satisfied prior to the issue of any Construction Certificate).*

(Reason: To confirm and clarify the terms of consent)

2. Compliance with the Building Code of Australia

All building work, including the erection of temporary structures, shall be carried out in accordance with the provisions of the Building Code of Australia. A reference to the Building Code of Australia is a reference to that Code as in force on the date the work is undertaken.

(*Reason: To ensure the building work complies with the Building Code of Australia)*

3. Lapsing of consent

This consent is limited to a period of 5 years from the date of the Notice of Determination unless the works associated with the development have physically commenced.

(Reason: To ensure compliance with Section 4.53 of the Environmental Planning and Assessment Act 1979)

4. Decommissioning

The land must be returned to its pre-existing condition (prior to use as a solar farm) and all solar farm infrastructure removed once the project is decommissioned. The land must be rehabilitated and restored, including the pre-existing land and soil capability class if previously used for agricultural purposes. The solar energy project owner or operator shall be responsible for decommissioning and rehabilitation.

(Reason: To ensure the site is rehabilitated to its predevelopment condition upon decommissioning of the solar farm)

5. Other Approvals

The following approvals are required where relevant:

Roads Act 1993 approval - The applicant is to submit an application to Council for any work within the road reserve (e.g. vehicular footpath crossings, utilities including stormwater, footpath paving, kerb and gutter etc) for local and regional roads, pursuant to Section 138 of the *Roads Act 1993*. Details and confirmation of fee payment must be provided with the Construction Certificate application.

(Reason: To ensure all work complies with relevant legislation)

B. PRIOR TO COMMENCEMENT OF WORKS

6. Obtaining a Construction Certificate

This Development Consent does not constitute approval to carry out construction work. Construction work may only commence upon the issue of a Construction Certificate, appointment of a Principal Certifying Authority (PCA), and lodgement of Notice of Commencement. Please note that if demolition works forms part of the extent of works approved in the same application, then demolition must not commence prior to the issue of a Construction Certificate.

(Reason: Information)

7. Appointment of Principal Certifying Authority

The person having the benefit of the development consent and a Construction Certificate shall:

(a) Appoint a Principal Certifying Authority and notify the Council of the appointment (if Council is not appointed); and

(b) Notify Council of their intention to commence building work (at least 2 days' notice is required).

Note: If the principal certifying authority is the Council, the nomination will be subject to the payment of a fee for the service to cover the cost of undertaking all necessary inspections and the issue of the appropriate certificates.

(Reason: To ensure compliance with the Environmental Planning and Assessment Act 1979)

8. Signs on site

A sign must be erected in a prominent position on any site on which building work or demolition work is being carried out:

(a) showing the name, address and telephone number of the principal certifier for the work, and

(b) showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and

(c) stating that unauthorised entry to the work site is prohibited.

Any such sign is to be maintained while the building work or demolition work is being carried out, but must be removed when the work has been completed.

(Reason: Prescribed Condition under Clause 98A(2) and (3) of the Regulation. Toilet Facilities during Construction)

9. Rural Fire Management

The draft Fire Risk Management Plan shall be finalised prior to the commencement of works.

The solar farm shall comply with the relevant specifications and requirements of Planning for Bushfire Protection (2019) prepared by the NSW Rural Fire Service including the following:

(a) Asset Protection Zones (APZ) – An Asset Protection Zone (APZ) of minimum width of 10m shall be provided around the solar modules and associated infrastructure. The APZ shall be provided and maintained in accordance with the requirements of the "Planning for Bush Fire Protection 2019" guidelines for the life of the subject development.

Such APZ may be implemented as 'managed land' where by the required minimum width of 10m is provided as one or a combination of the following:

i. The existing grassland vegetation is maintained in a low fuel condition by regularly mowing to achieve a nominal height no greater than 100 mm; and/or

ii. Maintained lawns.

The APZ shall be established prior to the issue of the solar modules Occupation Certificate(s).

(b) Access arrangements

An access driveway to the solar modules and associated infrastructure shall be provided and must have a minimum width of 4 m with an additional 1 m cleared strip of vegetation on each side of such new access driveway. The access driveway must be capable of supporting fully laden fire fighting vehicles.

(Reason: To manage fire risk).

10. Construction Environmental Management Plan

Prior to the commencement of works a Construction Environmental Management Plan for the management of soil, water, vegetation, waste, noise, vibration, dust, hazards and risk for the construction works shall be submitted to and endorsed by council. The plan must:

(a) describe the proposed construction works and construction program and,
(b) set standards and performance criteria to be met by the construction works and,
(c) describe the procedures to be implemented to ensure that the works comply with the standards and performance criteria and,
(d) identify procedures to receive, register, report and respond to complaints and,
(e) nominate and provide contact details for the persons responsible for implementing and monitoring compliance with the plans.

Note: the detail of the construction management plan should be proportionate to the scale of the work.

(Reason: To ensure that satisfactory measures are in place to provide for environmental management of the construction works, and to ensure waste and contamination at the site are appropriately managed.)

11. Traffic Management

Prior to undertaking any works within a public road reserve or affecting the road reserve, a traffic management plan is to be submitted to and approved by council and under Section 138 of the *Roads Act 1993.* Where occupancy of the road reserve is required, a Section 138 application shall acompany the Traffic Management.

(Reason: To ensure that works carried out comply with the Roads Act)

12. Erosion And Sediment Control

Erosion and sedimentation controls shall be in place prior to the commencement of site works; and maintained throughout construction activities until the site is

landscaped and/or suitably revegetated. These requirements shall be in accordance with Managing Urban Stormwater - Soils and Construction produced by Landcom (Blue Book).

An Erosion and Sediment Control Plan must be lodged with the Construction Certificate.

A copy of the Erosion and Sediment Control Plan must always be kept on site during construction and made available to Council officers on request.

Erosion and sediment control measures as detailed in the submitted Erosion and Sediment Control Plan must be installed and operating prior to and during all construction works.

(Reason: Environmental protection)

C. REQUIREMENTS DURING WORKS

13. Construction Hours

Construction work may only be undertaken during the following hours

DAY	HOURS
Monday to Friday	7:00 am to 6:00 pm
Saturday	8 am to 1:00 pm
Sunday & Public Holidays	No work

Where the development involves the use of jackhammers/ rock breakers and the like or other heavy machinery, such equipment may only be used between the hours of 7.00 am - 5.00 pm Monday to Friday only.

(Reason: Safety and amenity)

14. Toilet Amenities On Construction Site

Prior to commencement of any building works, toilet facilities for employees must be provided in accordance with SafeWork NSW requirements.

Where female workers are present on site, appropriate measures for sanitary item disposal should be made, such as a disposal unit provided in the portable toilet or sewer connected toilet closet.

(Reason: Statutory Requirement - Health and amenity)

15. Waste Management

The applicant shall comply with the Waste Management Plan submitted with the Development Application.

(Reason: To ensure measures that will protect the public, and the surrounding environment, during site works and construction are implemented prior to works commencing on the site)

16. Cultural Heritage

During construction, the development is to proceed with caution. If any Aboriginal objects are found, works should stop, and Heritage NSW contacted. If an Aboriginal relic is uncovered, work must cease immediately, and Heritage NSW must be contacted. All workers on the site are to be made aware of this condition.

(Reason: To protect and conserve Cultural Heritage)

17. Discovery of Contamination

Should any unexpected contaminated, scheduled, hazardous or asbestos material be discovered before or during construction works, the applicant and contractor shall ensure the appropriate regulatory authority is notified and that such material is contained, encapsulated, sealed, handled or otherwise disposed of to the requirements of such Authority.

(Reason: To ensure contamination discovered during construction is dealt with as quickly as possible and to protect the health of the community and the environment)

18. Native Vegetation

There must be no removal or disturbance of native vegetation except as authorised by this consent, including canopy trees, understorey and ground cover vegetation without the prior written consent of Council.

(Reason: To ensure vegetation is maintained on the site)

19. Critical Stage Inspections

Critical stage inspections must be called for by the Principal Contractor as required by the Principal Certifying Authority (PCA), any PCA Service Agreement, the Act and the Regulation.

Work must not proceed beyond each critical stage until the PCA is satisfied that work is proceeding in accordance with this consent, the Construction Certificate(s) and the Act. 'Critical Stage Inspections' means the inspections prescribed by the Regulations for the purposes of section 6.5 of the Act or as required by the PCA and any PCA Service Agreement.

Note 1: The PCA may require additional inspections beyond mandatory critical stage inspections in order that the PCA be satisfied that work is proceeding in accordance with this consent.

Note 2: The PCA may, in addition to inspections, require the submission of Compliance Certificates, survey reports or evidence of suitability in accordance with Part A2.2 of the BCA in relation to any matter relevant to the development.

(Reason: Statutory requirement)

20. Inspection Records & Compliance Certificates

The PCA or accredited certifier undertaking each of the inspections must make a record of each inspection in accordance with Part 8 of the Environmental Planning and Assessment (Development Certification and Fire safety) Regulation 2021 and, if the person is not the PCA, forward a copy to the PCA.

A copy of any compliance certificates issued in respect of the building work and any documents referred to in the certificate must be provided to Council within two (2) days of the certificate being issued.

(Reason: Statutory requirement)

D. PRIOR TO THE ISSUE OF THE OCCUPACTION CERTIFICATE

21. Occupation Certificate

A person must not commence occupation or use (or change of use where an existing building) of the whole or any part of a new building (within the meaning of section 6.10 of the Act) unless a Partial, Part or Whole Occupation Certificate has been issued in relation to the building or part.

The Principal Certifying Authority is required to be satisfied, amongst other things, that:

- All required inspections (including each applicable mandatory critical stage inspection) have been carried out; and
- Any preconditions to the issue of the certificate required by a development consent have been met.

Note: New building includes an altered portion of, or an extension to, an existing building.

(Reason: Statutory requirement)

22. Completion of all Works

All works must be completed in accordance with the conditions of this consent prior to the issue of an Occupation Certificate including, but not limited to, the following:

(a) Vehicle access points;
(b) Fencing;
(c) Bushfire Protection Measures and standards as outlined in this consent shall be installed and completed;
(d) All drainage works required to be undertaken.

Following any construction or upgrading on site, the applicant must restore the ground cover of the site as soon as practicable, using suitable species and maintain ground cover.

(Reason: To ensure adequate arrangements have been made for the development)

23. Removal of Waste upon Completion

Before the issue of any Occupation Certificate, the Principal Certifier must ensure all refuse, spoil and material unsuitable for use on-site is removed from the site and disposed of in accordance with the approved Waste Management Plan. Written evidence of the removal must be supplied to the satisfaction of the Principal Certifier.

(Reason: To ensure waste material is appropriately disposed of)

E. ONGOING USE

24. Rural Fire Management

During occupation of the development, the applicant must ensure the site is managed, in accordance with Planning for Bushfire Protection 2019 and the NSW Rural Fire Service's document Standards for Asset Protection Zones. Any required bushfire protection measures are to be maintained throughout the operation of the solar farm at the site.

(Reason: To ensure the protection of human life, the environment and adjoining property in the event of fire or other emergency generated by the development)

25. Storage of Hazardous Materials

The applicant must store and handle all dangerous and hazardous materials on site in accordance with AS 1940-2004: The storage and handling of flammable and combustible liquids. The storage of any dangerous and hazardous materials must be provided in a suitably bunded and impervious area and in such a way as to minimise spills of hazardous materials or hydrocarbons. Clean up any spills must occur as soon as possible.

(Reason: To minimise harm to the environment)

26. Noise Control During Operation

Any noise generated from the operation of the solar farm, including noise from any substation and associated infrastructure, must not be intrusive or constitute offensive noise as defined by the *Protection of the Environment Operations Act 1997* at any private residential receiver. The operation of the solar farm must satisfy the EPA maximum noise criteria pursuant to the EPA's Noise Policy for Industry (2017). If, at any time, these levels are exceeded, operation of the solar farm shall immediately be modified, including suspension of operations if necessary, to ensure compliance.

Reason: To protect the amenity of the area while the solar farm is in operation.

27. Waste Materials

All solid waste from construction and operation of the proposed development shall be assessed, classified and disposed of in accordance with the NSW Environment Protection Authority's Waste Classification Guidelines. Whilst recycling and reuse are preferable to landfill disposal, all disposal options (including recycling and reuse) must be undertaken with lawful authority as required under the Protection of the Environment Operations Act, 1997.

(Reason: To protect the environment)

F. FOLLOWING CESSATION OF USE

28. Decommissioning

Any decommissioning of the proposed development shall be carried out in accordance with a Decommissioning Plan prepared within 2 years prior to proposed decommissioning as provided in the Statement of Environmental Effects.

(Reason: To ensure the decommissioning of the solar farm occurs in an orderly and sustainable manner, that the amenity of the area is maintained while the solar farm is being decommissioned and to ensure the site can be returned to its original condition)

G. ADVISORY CONDITIONS

Dial Before You Dig

Underground assets may exist in the area that is subject to your application. In the interests of health and safety and in order to protect damage to third party assets please contact Dial Before You Dig at www.1100.com.au or telephone 1100 before excavating or erecting structures (this is the law in NSW).

If alterations are required to the configuration, size, form or design of the development upon contacting the Dial Before You Dig service, an amendment to the development consent (or a new development application) may be necessary.

Individuals owe asset owners a duty of care that must be observed when working in the vicinity of plant or assets. It is the individual's responsibility to anticipate and request the nominal location of plant or assets on the relevant property via contacting the Dial Before You Dig service in advance of any construction or planning activities.

Telecommunications Act 1997 (Commonwealth)

Telstra (and its authorised contractors) are the only companies that are permitted to conduct works on Telstra's mobile network and assets. Any person interfering with a facility or installation owned by Telstra is committing an offence under the Criminal Code Act 1995 (Cth) and is liable for prosecution. Furthermore, damage to Telstra's infrastructure may result in interruption to the provision or essential services and significant costs. If you are aware of any works or proposed works

which may affect or impact on Telstra's assets in any way, you are required to contact: Telstra's Network Integrity Team on Phone Number 1800 810 443

Dividing Fences

The erection of dividing fences under this consent does not affect the provisions of the Dividing Fences Act 1991. Under this Act, all relevant parties must be in agreement prior to the erection of any approved dividing fence/s under this consent.

Council has no regulatory authority in this area and does not adjudicate civil disputes relating to the provision of or payment for the erection of dividing fences.

If there is a neighbour dispute about the boundary fence and you are seeking mediation, you may contact the Community Justice Centre or if legal advice or action is required, you may contact the Chamber Magistrate.

Lapsing of Development Consent

In accordance with Section 4.53 of the Environmental Planning and Assessment Act 1979 (as amended), this Development Consent lapses five (5) years after the date from which it operates unless building, engineering or construction work has physically commenced.

A Construction Certificate must be obtained, and the works commenced in accordance with the approved plans and specifications within five (5) years from the date of this Development Consent.

Modification Process

The plans and/or conditions of this Consent are binding and may only be modified upon written request to Council under Section 4.55 of the Environmental Planning and Assessment Act, 1979 (as amended). The request shall be made via the NSW Planning Portal and be accompanied by the appropriate fee. You are not to commence any action, works, contractual negotiations, or the like, on the requested modification unless and until the written authorisation of Council is received by way of an amended consent.

Review of Determination

In accordance with the provisions of Section 8.2 of the Environmental Planning and Assessment Act 1979 (as amended) the applicant can request Council to review this determination. The request must be made via the NSW Planning Portal and appropriate fees paid and Council must determine that request within a period of 6 months from the date of determination shown on this notice. A fee, as prescribed under Council's current Fees and Charges, is payable for such a review.

Right of Appeal

Section 8.7 and 8.10 of the Environmental Planning and Assessment Act 1979 (as amended), gives the applicant the right to appeal to the Land and Environment Court within six (6) months after the date on which you receive this notice. Section

97 does not apply to the determination of a development application for State significant development or local designated development that has been the subject of a Commission of Inquiry.

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ITEM 1 - FLOOD RECOVERY UPDATE

REPORT IN BRIEF

Reason For Report	To provide a monthly report on flood recovery activities.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.1.5.1d - Lobby State and Federal Governments and other key stakeholders on key community needs - e.g. improved digital connectivity.
Annexures	Nil
File Number	\OFFICIAL RECORDS LIBRARY\EMERGENCY SERVICES\REPORTING\FLOODS - NOVEMBER 2022\PHASE 2 - RECOVERY (LOCAL RECOVERY COMMITTEE) - 1502040

LEADER - COMMUNITY AND ECONOMY REPORT

This report will be provided as a standing item for council meetings and provides a monthly update on recovery projects and initiatives within the 4 Cabonne Recovery Themes:

1. Restore council's infrastructure
2. Support communities to recover and rebuild
3. Support business and the regional economy
4. Environmental restoration and adaptation

Theme 5 is operational in nature, and therefore is not reported on:

5. Managing council's resources/recovery planning and oversight.

RECOVERY THEME 1: RESTORE COUNCIL'S INFRASTRUCTURE

Council's role: Advocacy and Delivery

Council staff and UGL Regional Linx have reviewed the damage to the old rail line and bridge at Canowindra. UGL Regional Linx has committed to removing 1.3kms of damaged rail line.

The NSW Reconstruction Authority, through support from Council, will commence a siltation and vegetation clean-up project in the Molong Creek, with specific focus on the area around and upstream of the Molong Rail Bridge.

The siltation and vegetation clean-up works are supposed to commence in the next month, with engineers also on site within the next month to work with Council on the commencement of the feasibility and scoping works for a long-term solution.

Council's roads crew are continuing to work hard to repair road damage following the floods.

Council staff have recently completed the following road repair works:

- Meadow-Bank Road, Eugowra
- Trajere Road, Eugowra
- Bocobra Road, Cumnock
- Longs Corner Road, Canowindra

Council's road crews are also commencing flood repair works at:

- Cargo Road, at Coffee Hill Creek
- Cadia Road, Cadia

Assessments on Nyrang Creek Bridge and Canomodine Lane Bridge have been completed, and Council is in the process of going to tender for the replacement of both bridges.

Council staff have cleaned out culverts and picked up sandbags in Cudal. Council is also currently working with Transport for NSW to address the drainage pipe issue on The Escort Way and Boundary Street in Cudal.

Council staff have replaced the pump at Dean Park in Cudal, to enable irrigation to recommence for the soccer season.

Council staff have commenced the replacement of the fence and reconnection of the electricity at Jack Huxley Oval in Manildra.

Council staff, in conjunction with the Eugowra Community, Cadia Mines and the Orange RSL Sub-Branch have worked to restore the Eugowra Memorial Park, including replacement of gardens, fixing pathways, and works around the cenotaph.

Council staff will be commencing works at Ian Walsh Football Field in Eugowra to replace the fence, goal posts and windsock.

Council staff have fixed the fence at the Molong skatepark, and this is once again operational. The picket fence surrounding the oval has also been fixed in

time for the sheepdog trials and Molong Markets. Temporary camping facilities are also being made available to support the sheepdog trials.

Council has been successful in receiving $1.35million in funding from the NSW Governments Disaster Ready Fund (co-funded by the Federal Government through the National Emergency Management Agreement).

- The funding will go to three projects;
    - Box-wall mitigation for Eugowra, Canowindra, and Molong
    - New river gauges – which will assist in better early warning systems for flood waters upstream of Molong, Cudal, Canowindra, and Eugowra
    - An Extension to the Eugowra Multipurpose Centre which will enable the building to be an evacuation centre for the Eugowra community.

RECOVERY THEME 2: SUPPORT COMMUNITIES TO RECOVER & REBUILD

Council's role: Advocacy, Facilitation, and Delivery

Council is continuing to work with the NSW Reconstruction Authority on development of both short and long-term housing strategies, including development assessment and planning requirements.

The Mayor has been strongly advocating for a housing buy-back scheme, similar to what was delivered following the Northern Rivers floods, for Cabonne communities including for Canowindra, Cudal, Molong and Eugowra.

Despite numerous representations to the Premier regarding this, no funding has been provided. A housing buy-back scheme will help give some assurance and hope to homeowners that have lost everything. Led by the Mayor, Council will be continuing its ongoing advocacy in this area.

The *Pods on Private Property Program* provide a modular home known as a 'pod' on private property for up to two years, as medium-term housing for eligible flood-affected residents in the Cabonne.

To date, 55 pods have been delivered to properties across Cabonne – in Eugowra, Molong and Cudal.

The *Damage Assessment Program* provides eligible flood-affected homeowners in Cabonne with access to general assessments by NSW Public Works to determine if their home is repairable and access demolition services.

The *At-Home Caravan Program* is providing medium-term housing relief for flood-affected people in Cabonne, through a partnership between the NSW Government and accommodation company Camplify. To date more than 100 caravans have been provided to Cabonne residents.

Council continues to maintain a daily presence through a temporary Eugowra office, and participation in community meetings.

Council also continues to work through town and village progress associations to understand community priorities, which is reflected in the Mayor's advocacy at both a State and Federal level.

RECOVERY THEME 3: SUPPORT BUSINESS & REGIONAL ECONOMY

Council's role: Advocacy and Facilitation

The Mayor and General Manager have spent time meeting with local business owners to understand key concerns and priorities following the flooding event. This included advocacy on behalf of the business community to the Insurance Council of Australia, requesting that they come and meet with local businesses to help answer questions relating to insurance claims.

The Molong Main Street Activation project is due to commence on 15 April 2023, starting at the top end of Bank Street (from Gidley St to Shields Lane).

The Molong Town Centre Activation project aims to develop Molong as a key regional destination, leveraging off the town's unique characteristics and offerings, improving walkability and facilitating movement, improving navigation and wayfinding, stimulating private investment, and diversifying the local economy and grow the town as a local business and tourism hub.

RECOVERY THEME 4: ENVIRONMENTAL RESTORATION & ADAPTATION

Council's role: Advocacy, Facilitation and Delivery

Council staff have been clearing Belubula River downstream from Canowindra, including removal of debris generated by the flood.

Council staff are currently supporting work by the Environment Protection Authority (EPA) and Avcon as they clear large flood debris from waterways in Eugowra, Cudal and Molong. This includes the removal of hazardous materials. 420 cubic meters of debris has so far been removed from the Mandagery Creek in Eugowra.

The Molong Flood Study and the Floodplain Risk Management Study and Plan has now closed. Molong residents were asked to complete a questionnaire seeking information on their experience of historic flooding dating back to the

flood of March 1956. Consultants are currently collating the results of the questionnaire.

ITEM 2 - TRANSPORT INFRASTRUCTURE UPDATE

REPORT IN BRIEF

Reason For Report	To provide the committee members an update within the Transport Infrastructre department.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	2.2.1.2a - Deliver Council's capital works program.
Annexures	Nil
File Number	\OFFICIAL RECORDS LIBRARY\ROADS and BRIDGES\MEETINGS\OPERATIONS MEETINGS - 1501750

DEPUTY GENERAL MANAGER - CABONNE INFRASTRUCTURE'S REPORT

The following report provides an update on major projects up to the end of January 2023.

Casuarina Drive

Work has been completed.

Borenore Road

Work has been completed.

Gowan Road

No further progress due to storm events.

Kangaroobie Road

Works to be completed:

- Site clean up

Burrendong Road – Construction

Work has been completed.

Four Mile Creek Road

- Investigations including geo-technical and site survey have been completed.

- Consultant Engineers have advised from these investigations that the landslip is localized and not widespread.
- Design works are nearing completion. Tendering is due to commence in April 2023.
- Council is negotiating a bypass road currently which may allow some traffic to be able to traverse the location.

Four Mile Creek Road – 01 December 2022

Flood Damage

All sealed, unsealed roads, bridges, culverts, and waterways have been inspected and assessed, with all roads made safe and serviceable, with some completed road restoration works.

Washpen Creek Bridge

Due to increased volume of agricultural harvesting plant, it was recommended that council replace the single lane bridge with a dual lane appropriate structure.

- Survey has been completed
- Concept design has been drafted
- Flood Study is currently being undertaken

Peak Hill Road Upgrade – Roads of Significant Importance (ROSI)

Under Roads of Significant Importance (ROSI) investment initiative from the Federal Government, Cabonne Council has put in a proposal to upgrade Peak Hill Road, serving as a freight corridor to address the flooding/safety concerns while contributing to the competitiveness of Australia's agricultural and mining sectors.

- Survey is complete
- Geological Investigations & Pavement Design is completed
- REF has been sent back to council and council's Environmental Officer has done the initial review
- Flood study to be completed
- Working on Final Design

Molong Main Street Trial

- Underground services located in Stage 1 and 2 (Gidley Street to Edward Street)
- Approximate location of garden beds have been marked on the ground with pink arrows.
- Preliminary budget almost completed

- Contractors locked in to start setting up on Saturday 15 April 2023 with construction to begin Monday 17 April 2023.
- Area set up at the Molong Rec Ground for trial.
    - Excavated a 12m long section x 2m wide (6m garden bed in the centre and 3m of pavers either side), drainage pipe installed from excavation to Molong Creek.
    - Installed formwork for the walls and concrete poured.
    - Project is being delayed due to the availability of the concreters for small amounts of work at short notice.

Molong Main Street – Trial at Molong Rec Ground

East Area of Cabonne

Works completed has included:

Storm Damage Resheeting:

- Greenings Lane
- Long Road
- Boulton Road
- Dalton Road
- Fannings Lane
- Mulyan Road
- Culverson Road
- Gazzard Lane
- MacKay Road

Drainage/Clearing Culverts/Excavator Works:

- Lower Lewis Ponds Road – Storm Damage
- Ophir Road – Storm Damage
- James Dalton Road – Storm Damage
- Emmas Lane – Storm Damage

- Windera Drive – Storm Damage

Patching Crews:

Local Roads (Cold Mix)

- White Rocks Road
- Icely Road
- Lower Lewis Ponds Road
- Canobolas Road
- Lake Canobolas Road
- Clergate Road
- Cadia Road
- Woodville Road
- Spring Terrace Road

Regional Roads (Cold Mix)

- Burrendong Road

State Roads

- 1 day spent cleaning up fallen timber on SR61 (The Escort Way) around the Borenore Caves area

Construction/Heavy Patching/Sealing:

Heavy Patching

- Lower Lewis Ponds Road & Gowan Road (combined storm damage and internally funded) – 34,000m^2 **–** Stabilising has been completed, including widening of the road in six (6) locations within Clifton Grove to accommodate the existing bus stops. Sealing is underway and should be completed by 17 March 2023. Further sealing on Lower Lewis Ponds Road from the Orange boundary through to Yeomans Lane is scheduled to be completed by the end of April 2023.

Lower Lewis Ponds Road – Heavy Patching

Gowan Road – Heavy Patching

- Cadia Road – 270m^2 – storm damage has been completed.

Cadia Road – Heavy Patching

- Work has commenced in the Icely area (Henry Lane, Emu Swamp Road, Byng Road, Dry Creek Road, White Rocks Road) – approx. 10,000m^2 to complete.

Construction - Borenore

- Site clean up
- Installing new signs

Construction – Cadia Road

- Filled drain in with gabion just before Gorham Road.
- Restabilised an 800m x 4m wide section of Cadia Road before Gorham Road that was not completed last year due to vandalism on machinery.
- Sealed with a 20/10mm seal
- Cleaned drains from Gorham Road to Ridgeway Road
- 100mm overlay from Gorham Road to Ridgeway Road and widen road from 7m to 8m.
- Stabilised road from Gorham Road to Ridgeway Road

Storm Damage

In the east area of Cabonne, crews with a 15T excavator, trucks and traffic control have been digging out springs on the following sealed roads and reinstating with gabion and road base:

- Giles Road
- Dry Creek Road

South Area of Cabonne

Works completed have included:

RMCC Maintenance

- Patching MR310
- Tree Veg

Local and Regional Maintenance Patching

- Renshaw McGirr Way
- Square Road
- Moorbel Drive
- Bowan Park Road
- South Canowindra Streets
- Gumble Road
- Canowindra Streets
- Paytens Bridge Road
- George Russell Drive
- Cargo Road

Storm Damage

- Casuarina Drive
- Mandagery Road
- Eugowra streets
- Waterhole Creek Road
- Warraderry Way
- Quarry Road
- Nangar Road

- Euchareena Road
- Pye Street
- Nanami Lane
- Dripping Rock Road
- Traves Lane
- Mount Pleasant Road
- Bocobra Road
- Gumble Road
- Yellowbox Road
- Kurrajong Road

LRCI

- Longs Corner Road
- Bocobra Road

North Area of Cabonne

Maintenance grading and patching has occurred in the north area of Cabonne. Roads included:

Heavy Patching

- Marsden Street Molong
- Stuart Street
- Euchareena Road
- Norah Creek Road
- Banjo Paterson Way
- Baldry Road
- Garra Road
- Gumble Road

Grading

- Shades Creek Road
- Boomey School Road

Ongoing Wet Weather Conditions/Storm Damage

Ongoing storm damage works are progressing by council staff and contractors. Due to waterlogged unsealed roads, it has not been possible to deploy plant and machinery, although temporary works have occurred to make roads and access available to property owners and the community.

Council officers will continue to inspect and prioritise works as resources are available.

ITEM 3 - RESOLUTIONS REGISTER - INFOCOUNCIL - ACTIONS REPORTING

REPORT IN BRIEF

Reason For Report	To provide Council with a report on progress made in actioning its resolutions up to last month's Council meeting and any committee meetings held.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	1.2.2.1a - Facilitate Council and standing committee meeting processes.
Annexures	1. Council⇩ 2. Traffic Light Report Summary⇩
File Number	\OFFICIAL RECORDS LIBRARY\GOVERNANCE\COUNCIL MEETINGS\RESOLUTION REGISTER - 1501764

GENERAL MANAGER'S REPORT

InfoCouncil generated reports are annexed including actions up to the previous month's meetings resolutions.

Progress comments are provided until the final action comment which will also show "COMPLETE": that item will then be removed from the register once resolved by the council.

Attached also is the "traffic light" indicator system that enables the council to identify potential areas of concern at a glance.

Councillors should raise any issues directly with the deputy general managers as per the mayor's request.

ITEM 4 - INVESTMENTS SUMMARY

REPORT IN BRIEF

Reason For Report	Information provided in relation to Council's Investment Schedule.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	1.1.1.2b - Maximise income sources through investments.
Annexures	1. Investments February 2023⇩
File Number	\OFFICIAL RECORDS LIBRARY\FINANCIAL MANAGEMENT\FINANCIAL REPORTING\FINANCIAL REPORTS TO COUNCIL - 1497515

DEPARTMENT LEADER - FINANCE'S REPORT

Council's investments as 28 February 2023 stand at a total of $43,005,894.27

Council's average interest rate as at 28 February 2023 was 3.69%. The effect of the increased cash rate is starting to have a positive impact on term deposit rates offered by financial institutions. The Reserve Bank's official cash rate increased to 3.35% during the month of February 2023. Due to the large decline in interest rates over the last few years and now the rapid increase over the last few months, we have been below Council's Performance Benchmark, the 30 Day Bank Bill Swap Rate. However, with re-investing the Term Deposits from the lower to the higher interest rates now offered at maturity, Council is now above the Performance Benchmark of 3.3835%.

Council did not have any Term Deposit maturities during February 2023. Shorter reinvestment terms are being selected as it is anticipated that rates may increase again in early to mid 2023. This can be noted with the steady increase in interest rates on all new reinvestments.

Council's investments are held with multiple Australian financial Institutions with varying credit ratings according to council's Investment Policy. The annexure to this report shows a breakup of each individual institution that council invests with and its "Standard and Poor's" Credit Rating.

The Schedule of Investments for February 2023 is attached for council's information.

ITEM 5 - RATES SUMMARY

REPORT IN BRIEF

Reason For Report	Information provided in relation to Council's Rates collections.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.4.a - Level of rate of collection
Annexures	Nil
File Number	\OFFICIAL RECORDS LIBRARY\FINANCIAL MANAGEMENT\FINANCIAL REPORTING\FINANCIAL REPORTS TO COUNCIL - 1499609

DEPARTMENT LEADER - FINANCE'S REPORT

The Rate Collection Summary to 28 February 2023 is attached for council's information. The percentage collected at this time is 79.93% which is the average for February.

ITEM 6 - CENTRAL NSW JOINT ORGANISATION

REPORT IN BRIEF

Reason For Report	Council to note attendance at the CNSWJO Board meeting.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.d - Maintain effective membership of Central NSW Councils JO, LGNSW, Country Mayors Association and other forums
Annexures	1. 230223 CNSWJO Board Chairs Report_Final⇩
File Number	\OFFICIAL RECORDS LIBRARY\GOVERNMENT RELATIONS\LOCAL AND REGIONAL LIAISON\CENTRAL NSW JOINT ORGANISATION (CENTROC) - 1500772

GENERAL MANAGER'S REPORT

The Mayor and General Manager attended the Central NSW Joint Organisation Board held in Forbes on 23 February 2023.

Board report and minutes of the meeting are attached for councillors' information.

ITEM 7 - COUNTRY MAYORS ASSOCIATION

REPORT IN BRIEF

Reason For Report	To update council on matters discussed at the Country Mayors Association meeting held on 9 March 2023.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	4.5.1.b - Maintain strong relationships and liaise effectively with all relevant Government agencies and other councils
Annexures	1. CMA General Meeting Minutes - 9 March 2023⇩
File Number	\OFFICIAL RECORDS LIBRARY\GOVERNMENT RELATIONS\LOCAL AND REGIONAL LIAISON\COUNTRY MAYORS ASSOCIATION OF NSW - 1500775

GENERAL MANAGER'S REPORT

The Mayor and General Manager attended the Country Mayors Association AGM and General Meeting in Newcastle on 9 March 2023.

Special guests included:

- Shadow local government Minister – Hon Greg Warren
- Minister for Regional Transport and Roads – Hon Sam Farraway
- Shadow Minister for Regional Transport and Roads – Ms Jenny Aitchison

Minutes of the AGM and General Meeting are attached for Councillors' information. Any queries regarding items discussed should be directed to the Mayor or General Manager.

ITEM 8 - COMMUNITY FACILITATION FUND

REPORT IN BRIEF

Reason For Report	To report on approved expenditure under the Community Facilitation Fund (CFF).
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	3.3.5.a. Review community need for new and upgraded facilities
Annexures	Nil
File Number	\OFFICIAL RECORDS LIBRARY\GRANTS AND SUBSIDIES\PROGRAMS\COMMUNITY FACILITATION FUND - 1500796

GENERAL MANAGER'S REPORT

Council adopted guidelines for the Community Facilitation Fund (CFF) in March 2015. The CFF was created for smaller community projects not originally included in the council's budget, to be allocated at the discretion of the Mayor and Deputy Mayor.

As a reminder, the guidelines for the CFF are as follows:

1. Projects where no existing vote for the works has been allocated or the vote is insufficient to complete the project.

2. Recipients must be community based not-for-profit groups.

3. Mayor and Deputy Mayor to jointly approve funds (with the General Manager as proxy if one is not available).

4. Allocation of funds to be reported to the next available council meeting.

5. Limit of $3,000 per allocation unless other approved by council.

The were NIL allocation of funds processed in the last month.

ITEM 9 - MEDIAN PROCESSING TIMES 2023

REPORT IN BRIEF

Reason For Report	To provide information on median processing times.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	3.1.1.1a - Receive and assess Development Applications.
Annexures	Nil
File Number	\OFFICIAL RECORDS LIBRARY\DEVELOPMENT AND BUILDING CONTROLS\BUILDING AND DEVELOPMENT APPLICATIONS\REPORTING - DEVELOPMENT APPLICATIONS TO COUNCIL - 1501832

DEPARTMENT LEADER - DEVELOPMENT SERVICES' REPORT

Summary of median Application Processing Times over the last five years for the month of February:

YEAR	MEDIAN ACTUAL DAYS
2018	24
2019	21
2020	12
2021	21
2022	49

Summary of median Application Processing Times for 2023:

MONTH	MEDIAN ACTUAL DAYS
January	57
February	38
March	
April	
May	
June	
July	
August	
September	
October	
November	
December	

ITEM 10 - DEVELOPMENT APPLICATIONS RECEIVED DURING FEBRUARY 2023

REPORT IN BRIEF

Reason For Report	Details of development applications received during the preceding months.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	3.1.1.1a - Receive and assess Development Applications.
Annexures	Nil
File Number	\OFFICIAL RECORDS LIBRARY\DEVELOPMENT AND BUILDING CONTROLS\BUILDING AND DEVELOPMENT APPLICATIONS\REPORTING - DEVELOPMENT APPLICATIONS TO COUNCIL - 1501970

DEPARTMENT LEADER - DEVELOPMENT SERVICES' REPORT

Development Applications have been received during the period 1 February to 28 February 2023 as detailed below.

SUMMARY OF DEVELOPMENT APPLICATIONS RECEIVED

DA Number	Description Of Work	Development Value	Applicants Name	Property Address
2023/0120	Event - Canowindra Balloon Challenge	$0	Andrew Dean Pull	Tilga St, Canowindra NSW 2804
2023/0121	Temporary Use of Land (Vehicle Sales and Auction)	$0	Rusty Sills And Co Pty Ltd	9 Riddell St, Molong NSW 2866
2023/0122	Event	$0	James Troy Gosper	312 Pinecliffe Rd, Molong NSW 2866
2023/0123	Carport And Shed Extension	$25,000	Leslie John Birdsall	5 Riddell St, Molong NSW 2866
2022/0216/1	Review Of Determination - Animal Training and Boarding Establishment	$0	Georgina Mary Smart	1031 Ophir Rd, Summer Hill Creek NSW 2800
2023/0124	Amenities Block	$30,000	Planning Potential	1207 The Escort Way, Borenore NSW 2800
2023/0125	Deck/Patio	$50,000	Patrick Kane Kennedy	38 Radnor St,

				Canowindra NSW 2804
2022/0109/1	Subdivision	$0	Arete Survey	Broad St, Eugowra NSW 2806
2023/0126	Alterations & Additions to Cellar Door	$950,000	Teamnews 3 Pty Ltd	76 Boree Lane, Lidster NSW 2800
2023/0127	Dwelling With Attached Garage	$877,000	Cavalier Homes Central West NSW	20 Foys Drive, Molong NSW 2866
2023/0096/1	Dwelling	$0	Shane Peter Chislett	113 Spring Hill Rd, Spring Hill NSW 2800
2022/0161/1	Animal Boarding Facility	$0	Jason David Harmer	1722 Packham Dr, Manildra NSW 2865
2021/0288/2	Transportable Cabins	$0	Cabonne Council	Gaskill St, Canowindra NSW 2804
2023/0128	2 Lot Subdivision	$0	Matthew Lawrence	36 Longs Corner Rd, Canowindra NSW 2804
2023/0129	Shed	$18,000	Chris William Townsend	2 Ganoo St, Manildra NSW 2865
2023/0130	Alterations & Additions to Dwelling	$150,000	Alice Nelida Wickham Hazelton	34 Main St, Cudal NSW 2864
Total: 16		**$2,100,000**		

SUMMARY OF COMPLYING DEVELOPMENT APPLICATIONS RECEIVED

DA Number	Application Description of Work	Development Value	Applicants Name	Property Address
2023/1012	Swimming Pool	$50,100	BBAC	991 Ophir Rd, Summer Hill Creek NSW 2800
2023/1013	Swimming Pool	$73,120	BBAC	14 Foys Drive, Molong NSW 2866

TOTAL: 2	**$123,220**		

GRAND TOTAL: 18	**$2,223,220**

ITEM 11 - DEVELOPMENT APPLICATIONS APPROVED DURING FEBRUARY 2023

REPORT IN BRIEF

Reason For Report	Details of development applications approved during the preceding months.
Policy Implications	Nil
Budget Implications	Nil
IPR Linkage	3.1.1.1a - Receive and assess Development Applications.
Annexures	Nil
File Number	\OFFICIAL RECORDS LIBRARY\DEVELOPMENT AND BUILDING CONTROLS\BUILDING AND DEVELOPMENT APPLICATIONS\REPORTING - DEVELOPMENT APPLICATIONS TO COUNCIL - 1501950

DEPARTMENT LEADER - DEVELOPMENT SERVICES' REPORT

Development Applications have been approved during the period 1 February 2023 to 28 February 2023 as detailed below.

SUMMARY OF DEVELOPMENT APPLICATIONS APPROVED

DA Number	Description Of Work	Development Value	Applicants Name	Property Address
2023/0117	Alterations & Additions to Existing Dwelling	$358,000	Source Architects	37 Edward St, Molong NSW 2866
2023/0112	Detached Storage Shed	$44,500	Zac Peter Philpott	191 Shreeves Rd, Molong NSW 2866
2023/0083	Dwelling Garage & Carport	$559,900	Banksia Building Pty Ltd	25 Copper St, Molong NSW 2866
2023/0119	Storage Shed	$44,000	Nicholas Andrew Fisher	Fisher St, Cargo NSW 2800
2023/0111	Demolition of Staff Hut on Railway Property	$0	Ambrose Hallman	Railway Lane, Eugowra NSW 2806

2023/0110	Demolition of Existing Trike Shed	$0	Ambrose Hallman	Railway Lane, Eugowra NSW 2806
2022/0221	11 Lot Subdivision	$0	Hugh Victor Foy II	59 Speedy St, Molong NSW 2866
2023/0123	Carport And Shed Extension	$25,000	Leslie John Birdsall	5 Riddell St, Molong NSW 2866
2023/0041	Dual Occupancy (Manufactured Dwellings)	$317,000	Taylor Made Buildings	Evelyn St, Eugowra NSW 2806
2023/0076	Dwelling	$1,386,000	Bassmann Drafting Services	36 White Hill Lane, Clifton Grove NSW 2800
2023/0104	Recreation Facility - Indoor Gymnasium	$0	Julie Claire Hamblin	54-56 Bank St, Molong NSW 2866
2023/0121	Temporary Use of Land (Vehicle Sales and Auction)	$0	Rusty Sills And Co Pty Ltd	9 Riddell St, Molong NSW 2866
2023/0087	Part Demolition Alterations & Additions Shed & Pool	$1,017,500	Source Architects	521 Gowan Rd, Gowan NSW 2795
2023/0047	3 Lot Subdivision	$0	Premise NSW Pty Ltd	494 Williamson Rd, Lewis Ponds NSW 2800
2023/0031	Dwelling	$75,000	Paul Anthony McKenzie	4000 Belubula Way, Moorbel NSW 2804
2022/0208/1	Dual Occupancy	$0	Prefabulous Pty Ltd	1953 The Escort Way Borenore NSW 2800
2023/0045	4 Lot Subdivision	$0	Peter Basha Planning & Dev	20 Sharp St Cargo NSW 2800
Total:17		**$3,826,900**		

SUMMARY OF COMPLYING DEVELOPMENT APPLICATIONS APPROVED

DA Number	Application Description of Work	Development Value	Applicants Name	Property Address
2023/1012	Swimming Pool	$50,100	BBAC	991 Ophir Rd, Summer Hill Creek NSW 2800
2023/1013	Swimming Pool	$73,120	BBAC	14 Foys Drive Molong NSW 2866
TOTAL: 2		**$123,220**		

GRAND TOTAL: 19	**$3,950,120**

Outstanding Actions	**Division:**		**Date From:**
	Committee:	Ordinary Meeting	**Date To:**
	Officer:		
Action Sheets Report			**Printed:** Thursday, 16 March 2023 4:02:19 PM

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 30 October 2018	Heidi Thornberry Heather Nicholls	For Determination	PURCHASE OF LAND FROM TRANSPORT NSW IN WATSON STREET, MOLONG

MOTION (Oldham/Batten)

THAT:

1. Pursuant to Sections 186 and 187 of the *Local Government Act 1993 (NSW)* Council compulsorily acquire the land forming part of the Great Western Railway proclaimed in Government Gazette No. 289 of 17.7.1885 Folio 4562 and Government Gazette No. 232 of 9.6.1885 Folio 3629, being the area marked as "Lot 1" on the plan attached to the report (the Land) for the purpose of flood infrastructure in accordance with the requirements of the *Land Acquisition (Just Terms Compensation) Act* 1991.

2. Council make an application to the Minister for Local Government and the Governor for the compulsory acquisition of the Land.

3. Authority be granted to affix the Common Seal of Council to any acquisition documentation associated with the Land.

4. The land to be acquired is to be classified as Community Land.

15 Mar 2023 - 3:30 PM - Heidi Thornberry
Execution copies of easement and positive covenant received via email. Awaiting hard copy documents fot be received and coutersigned.
13 Mar 2023 - 4:42 PM - Heidi Thornberry
Awaiting document
16 Feb 2023 - 2:13 PM - Heidi Thornberry
Awaiting document
30 Nov 2022 - 3:39 PM - Heidi Thornberry
Awaiting document
09 Nov 2022 - 11:19 AM - Heidi Thornberry
Response received from Council's solicitor - awaiting amended docs from TFNSW
13 Oct 2022 - 4:03 PM - Heidi Thornberry
Email sent to Councils solicitor
13 Oct 2022 - 1:49 PM - Heidi Thornberry
No new update
15 Sep 2022 - 9:26 AM - Heidi Thornberry
No new update
10 Aug 2022 - 3:37 PM - Heidi Thornberry
No new update
09 Aug 2022 - 10:09 AM - Heidi Thornberry

Outstanding Actions	**Division:**	**Date From:**
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No new update
14 Jul 2022 - 2:54 PM - Heidi Thornberry
No new update
16 Jun 2022 - 10:54 AM - Heidi Thornberry
No new update
23 May 2022 - 1:40 PM - Heidi Thornberry
Land lodged under plan number DP 1284199. Plan with NSWLRS.
09 May 2022 - 2:17 PM - Heidi Thornberry
Awaiting document
05 Apr 2022 - 1:01 PM - Heidi Thornberry
Awaiting document
07 Mar 2022 - 11:43 AM - Heidi Thornberry
Awaiting document
08 Feb 2022 - 4:07 PM - Heidi Thornberry
Awaiting document
10 Nov 2021 - 9:46 AM - Heidi Thornberry
Recent update from Messenger and Messenger -

1. Converting the documents so that they can apply to the rail corridor land (as opposed to being easements/covenants in gross); and
2. Making an application to LRS to put the rail corridor land into Transport Asset Holdings Entity of NSW's name and bring it under the Real Property Act.

14 Oct 2021 - 11:16 AM - Heidi Thornberry
Seal no longer required - COMPLETE
16 Sep 2021 - 12:41 PM - Heidi Thornberry
Awaiting document to affix seal
05 Aug 2021 - 3:20 PM - Heidi Thornberry
Awaiting document to affix seal
13 Jul 2021 - 2:28 PM - Heidi Thornberry
Awating document to affix seal
08 Jun 2021 - 9:40 AM - Heidi Thornberry
Awating document to affix seal
17 May 2021 - 8:44 AM - Heidi Thornberry
Awating document to affix seal
15 Apr 2021 - 10:58 AM - Heidi Thornberry
Awating document to affix seal
15 Mar 2021 - 1:46 PM - Heidi Thornberry
Awating document to affix seal
12 Feb 2021 - 8:53 AM - Heidi Thornberry
Awating document to affix seal
02 Dec 2020 - 11:41 AM - Heidi Thornberry

Outstanding Actions	**Division:**	**Date From:**
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Awating document to affix seal
02 Nov 2020 - 12:14 PM - Heidi Thornberry
As per Surendra's comment - Council has been advised that Governor has approved to declare the lot in question for the compulsory acquisition.
Council submitted notice of compusory acquisition via Gazzetal portal - therefore still awaiting to affix the seal
14 Oct 2020 - 8:44 AM - Heidi Thornberry
Awaiting a response or a copy of the gazette notice
09 Sep 2020 - 8:55 AM - Heidi Thornberry
Awaiting a response or a copy of the gazette notice
30 Jul 2020 - 3:34 PM - Heidi Thornberry
Awaiting a response or a copy of the gazette notice
13 Jul 2020 - 2:30 PM - Heidi Thornberry
Council's solicitor forwarded a draft compulsory acquisition notice to the OLG. Awaiting a response or a copy of the gazette notice
09 Jun 2020 - 1:39 PM - Heidi Thornberry
Awaiting document to affix seal
13 May 2020 - 11:12 AM - Heidi Thornberry
Awaiting document to affix seal
09 Apr 2020 - 10:02 AM - Heidi Thornberry
Awaiting document to affix seal
16 Mar 2020 - 10:12 AM - Heidi Thornberry
Awaiting document to affix seal
22 Jan 2020 - 9:44 AM - Heidi Thornberry
Awaiting document to affix seal
22 Jan 2020 - 9:28 AM - Heidi Thornberry
Awaiting document to affix seal
05 Dec 2019 - 4:08 PM - Heidi Thornberry
Awaiting document to affix seal
11 Nov 2019 - 3:44 PM - Heidi Thornberry
Awaiting document to affix seal
09 Oct 2019 - 4:45 PM - Heidi Thornberry
Awaiting document to affix seal
09 Sep 2019 - 11:32 AM - Heidi Thornberry
Awaiting document to affix seal
14 Aug 2019 - 3:07 PM - Heidi Thornberry
Awaiting document to affix seal
09 Jul 2019 - 9:31 AM - Heidi Thornberry
Awaiting document to affix seal
13 Jun 2019 - 3:51 PM - Heidi Thornberry
Awaiting document to affix seal
14 May 2019 - 12:12 PM - Heidi Thornberry

Outstanding Actions	**Division:**		**Date From:**
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	Officer:		
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Awaiting document to affix seal
16 Apr 2019 - 12:04 PM - Heidi Thornberry
Awaiting document to affix seal
12 Mar 2019 - 10:02 AM - Heidi Thornberry
Awaiting document to affix seal
13 Feb 2019 - 12:54 PM - Heidi Thornberry
Awaiting document to affix seal
06 Dec 2018 - 3:46 PM - Heidi Thornberry
Awaiting document to affix seal
15 Nov 2018 - 10:35 AM - Heidi Thornberry
Awaiting document to affix seal

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 July 2020	Heidi Thornberry Heather Nicholls	For Determination	COMPULSORY ACQUISITION OF EASEMENTS OVER CROWN LAND FOR PIPELINE AT ORANGE

MOTION (Durkin/Nash)

THAT Council:

1. Pursuant to Sections 186 and 187 of the *Local Government Act 1993 (NSW)* compulsorily acquire easements over the land ("Land") described as:

   a) Crown land/Crown waterway located within/adjacent to the area of Lot 7001 DP 1000813;
   b) Crown land/Crown waterway located within/adjacent to the area of Lot 12 DP 718922

   for the purpose of an Easement for Water Supply as defined in Schedule 4A of the *Conveyancing Act 1919* in accordance with the requirements of the *Land Acquisition (Just Terms Compensation) Act* 1991.

2. Gives authority to the General Manager to negotiate the terms of the acquisition on behalf of Council.

3. Make an application to the Minister for Local Government and the Governor for the compulsory acquisition of the Land.

4. Grant authority to affix the Common Seal of Council to any acquisition documentation associated with the land.

13 Mar 2023 - 4:43 PM - Heidi Thornberry
Have requested an update from DL Urban Services
16 Feb 2023 - 2:13 PM - Heidi Thornberry

Outstanding Actions	**Division:**	**Date From:**
	Committee: Ordinary Meeting	**Date To:**
	Officer:	
Action Sheets Report		**Printed:** Thursday, 16 March 2023 4:02:19 PM

Awaiting document
30 Nov 2022 - 3:40 PM - Heidi Thornberry
Awaiting document
09 Nov 2022 - 11:19 AM - Heidi Thornberry
Awaiting document
13 Oct 2022 - 1:48 PM - Heidi Thornberry
Update from DGMI: Resurvey has been ordered on advice from Crown Lands. Aboriginal Lands Claim has been resolved. Acquisition proceeding.
Awaiting document
15 Sep 2022 - 9:26 AM - Heidi Thornberry
Awaiting document to affix seal
10 Aug 2022 - 3:37 PM - Heidi Thornberry
Awaiting document to affix seal
09 Aug 2022 - 10:09 AM - Heidi Thornberry
Awaiting document to affix seal
14 Jul 2022 - 2:54 PM - Heidi Thornberry
Awaiting document
16 Jun 2022 - 10:55 AM - Heidi Thornberry
Awaiting document
09 May 2022 - 2:17 PM - Heidi Thornberry
Awaiting document
05 Apr 2022 - 1:01 PM - Heidi Thornberry
Awaiting document
07 Mar 2022 - 11:43 AM - Heidi Thornberry
Awaiting document
08 Feb 2022 - 4:08 PM - Heidi Thornberry
Awaiting document
09 Nov 2021 - 2:37 PM - Heidi Thornberry
Comment from DGMI - Easement acquisition still under lands claim assessment. No new progress to report.

Still awaiting document to affix seal
14 Oct 2021 - 11:18 AM - Heidi Thornberry
Awaiting document
16 Sep 2021 - 12:50 PM - Heidi Thornberry
Awaiting document
05 Aug 2021 - 3:25 PM - Heidi Thornberry
Awating document
13 Jul 2021 - 2:33 PM - Heidi Thornberry
Awating document
08 Jun 2021 - 9:40 AM - Heidi Thornberry

Outstanding Actions	**Division:**		**Date From:**
	Committee:	Ordinary Meeting	**Date To:**
	Officer:		
Action Sheets Report			**Printed:** Thursday, 16 March 2023 4:02:19 PM

Awating document
17 May 2021 - 8:51 AM - Heidi Thornberry
Awating document
15 Apr 2021 - 12:30 PM - Heidi Thornberry
Awating document
15 Mar 2021 - 1:54 PM - Heidi Thornberry
Awating document
12 Feb 2021 - 8:55 AM - Heidi Thornberry
Comment by Surendra : Solicitor Messenger & Messenger is dealing with the Aboriginal Land Council and Office of Local Government for the issuance of PAN - in progress
03 Dec 2020 - 11:00 AM - Heidi Thornberry
Awating to affix seal
02 Nov 2020 - 12:25 PM - Heidi Thornberry
As per Surendra's comment - Council via Solicitor has lodged an application to OLG for approval to go for the compulsory acquisition. Awaiting the response from OLG. - Awating to affix seal
14 Oct 2020 - 8:45 AM - Heidi Thornberry
Awaiting document to affix seal
08 Sep 2020 - 4:31 PM - Heidi Thornberry
Awaiting document to affix seal
30 Jul 2020 - 3:35 PM - Heidi Thornberry
Awaiting document to affix seal

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 July 2020	Matthew Christensen Matthew Christensen	For Determination	COMPULSORY ACQUISITION OF EASEMENTS OVER CROWN LAND FOR PIPELINE AT ORANGE

MOTION (Durkin/Nash)

THAT Council:

1. Pursuant to Sections 186 and 187 of the *Local Government Act 1993 (NSW)* compulsorily acquire easements over the land ("Land") described as:

   a) Crown land/Crown waterway located within/adjacent to the area of Lot 7001 DP 1000813;
   b) Crown land/Crown waterway located within/adjacent to the area of Lot 12 DP 718922

   for the purpose of an Easement for Water Supply as defined in Schedule 4A of the *Conveyancing Act 1919* in accordance with the requirements of the *Land Acquisition (Just Terms Compensation) Act* 1991.

Outstanding Actions	**Division:**		**Date From:**
	Committee:	Ordinary Meeting	**Date To:**
	Officer:		
Action Sheets Report			**Printed:** Thursday, 16 March 2023 4:02:19 PM

2. Gives authority to the General Manager to negotiate the terms of the acquisition on behalf of Council.

3. Make an application to the Minister for Local Government and the Governor for the compulsory acquisition of the Land.

4. Grant authority to affix the Common Seal of Council to any acquisition documentation associated with the land.

29 Nov 2022 - 9:43 AM - Matthew Christensen
Resurvey has been completed. Will be reported to Council seeking new resolution to proceed.
11 Nov 2022 - 8:45 AM - Matthew Christensen
No further update at this stage.
14 Sep 2022 - 1:25 PM - Matthew Christensen
Resurvey has been ordered on advice from Crown Lands. Aboriginal Lands Claim has been resolved. Acquisition proceeding.
15 Jun 2022 - 1:24 PM - Matthew Christensen
Under progress. Coucillor Solicitor is coordinating with the relevant government agencies.
10 May 2022 - 8:14 AM - Matthew Christensen
Under progress. Coucillor Solicitor is coordinating with the relevant government agencies.
07 Apr 2022 - 8:16 AM - Matthew Christensen
Under progress. Coucillor Solicitor is coordinating with the relevant government agencies.
08 Mar 2022 - 3:38 PM - Matthew Christensen
Easement acquisition still under lands claim assessment. No new progress to report.
09 Feb 2022 - 3:04 PM - Matthew Christensen
Easement acquisition still under lands claim assessment. No new progress to report.
08 Nov 2021 - 1:45 PM - Matthew Christensen
Easement acquisition still under lands claim assessment. No new progress to report.
16 Sep 2021 - 11:53 AM - Matthew Christensen
Matter being consider under land claims issues. Has stalled whilst being negotiated.
12 Aug 2021 - 9:18 AM - Matthew Christensen
No new information. Council's Solicitor working through acquisition.
19 Jul 2021 - 1:50 PM - Matthew Christensen
No new information received from Council's solicitor on this matter - in progress.
09 Jun 2021 - 11:46 AM - Robyn Little
No new information received from Council's solicitor on this matter - in progress.
13 May 2021 - 9:14 AM - Matthew Christensen
In progress. Council's Solicitor working with government agencies to progress.
15 Apr 2021 - 10:42 AM - Matthew Christensen
In progress. Council's Solicitor working with government agencies to progress.
11 Mar 2021 - 2:27 PM - Matthew Christensen

Outstanding Actions	**Division:**		**Date From:**
	Committee:	Ordinary Meeting	**Date To:**
	Officer:		
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Correspondening with Department Crown Lands to progress.
03 Mar 2021 - 9:44 AM - Heidi Thornberry
Action reassigned to Matthew Christensen by: Heidi Thornberry
09 Feb 2021 - 9:28 AM - Surendra Sapkota
Solicitor Messenger & Messenger is dealing with the Aboriginal Land Council and Office of Local Government for the issuance of PAN - in progress
08 Feb 2021 - 10:59 AM - Surendra Sapkota
Solicitor- Messenger & Messenger is dealing with Office of Local Government and Aboriginal Land Council for the issuance of the PAN - in progress.
03 Dec 2020 - 2:48 PM - Surendra Sapkota
Council Solicitor is dealing with Office of Local Government re issuance of PAN and the matter is in progress.
13 Nov 2020 - 12:19 PM - Surendra Sapkota
Awaiting response from OLG in this regard.
15 Oct 2020 - 3:51 PM - Surendra Sapkota
Council via Solicitor has lodged an application to OLG for approval to go for the compulsory acquisition. Awaiting the response from OLG.
15 Oct 2020 - 2:43 PM - Surendra Sapkota
Under progress. Coucillor Solicitor is coordinating with the relevant government agenncies.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 March 2021	Matthew Christensen Matthew Christensen	For Determination	ROAD RESUMPTION CHARLOTTE STREET, CANOWINDRA

MOTION (Durkin/Weaver)

THAT Council:

1. Approve the resumption of the identified land on Charlotte Street, Canowindra by the Department of Education.
2. Authorise the General Manager to execute all associated documentation to facilitate the road closure and dedication, and
3. Authorise the application of Council Seal to necessary documentation.

MOTION (Oldham/Weaver)

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

1. Council's A+ rating investment options, and the possibility of other banks coming to Molong.
2. Approach the Orange Mountain Bike Club to seek their views/opinions on the Mt Canobolas bike track and how they intend to use the facility.

29 Nov 2022 - 9:42 AM - Matthew Christensen
Awaiting Crown Lands approval. Have escalated within Department Planning and Environment.

Outstanding Actions	**Division:**		**Date From:**
	Committee:	Ordinary Meeting	**Date To:**
	Officer:		
Action Sheets Report			**Printed:** Thursday, 16 March 2023 4:02:19 PM

11 Nov 2022 - 8:51 AM - Matthew Christensen
Awaiting update from Crown Lands on status of resumption.
13 Oct 2022 - 4:08 PM - Heidi Thornberry
Action reassigned to Matthew Christensen by: Heidi Thornberry
16 Jun 2022 - 11:04 AM - Willson Wang
Site inspection has been conducted and it seems like the work has been carried out. But not sure about the paper-work wise and willchase up to see if the paper work has been finished as per the job
10 May 2022 - 9:02 AM - Heidi Thornberry
Action reassigned to Willson Wang by: Heidi Thornberry
09 Feb 2022 - 4:59 PM - Matthew Christensen
Currently with Crown Lands Department to concur with proposal.
08 Feb 2022 - 4:45 PM - Heidi Thornberry
Action reassigned to Charlie Harris by: Heidi Thornberry
08 Nov 2021 - 3:46 PM - Rachel Bailey
Public consultation for 28 days completed - no comments against. Instruction to surveyor to prepare and forward the plan and associated documentation. Documentation copmpleted and sent through to me. Then forwarded to Crown Lands for their signature on documents. Awaiting that signature and documentation return from Crown
26 Oct 2021 - 11:32 AM - Nyssa Smith
Progressing. No submissions received against. Surveyor is to prepare and send through finalised plan and associated documents for signatures and consents (subdivision certificates, s88B instrument)
11 Aug 2021 - 10:35 AM - Rachel Bailey
In Progress. Road gazettal information confirmed. Letter advice to utilities and newspaper notification drafted as per process.
15 Jul 2021 - 12:52 PM - Rachel Bailey
Process is ongoing. Section 138 licence for the fence erection within the road corridor, is signed and approved. Following the road closure steps as per process.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 March 2021	Heidi Thornberry Heather Nicholls	For Determination	ROAD RESUMPTION CHARLOTTE STREET, CANOWINDRA

MOTION (Durkin/Weaver)

THAT Council:

1. Approve the resumption of the identified land on Charlotte Street, Canowindra by the Department of Education.
2. Authorise the General Manager to execute all associated documentation to facilitate the road closure and dedication, and
3. Authorise the application of Council Seal to necessary documentation.

MOTION (Oldham/Weaver)

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

Outstanding Actions	**Division:**		**Date From:**
	Committee:	Ordinary Meeting	**Date To:**
	Officer:		
Action Sheets Report			**Printed:** Thursday, 16 March 2023 4:02:19 PM

1. Council's A+ rating investment options, and the possibility of other banks coming to Molong.
2. Approach the Orange Mountain Bike Club to seek their views/opinions on the Mt Canobolas bike track and how they intend to use the facility.

13 Mar 2023 - 4:43 PM - Heidi Thornberry
Have requested an update from Engineering Coordinator
16 Feb 2023 - 2:13 PM - Heidi Thornberry
Awaiting document to affix seal
30 Nov 2022 - 3:40 PM - Heidi Thornberry
Awaiting document to affix seal
09 Nov 2022 - 11:19 AM - Heidi Thornberry
Awaiting document to affix seal
13 Oct 2022 - 1:49 PM - Heidi Thornberry
Awaiting document to affix seal
15 Sep 2022 - 9:27 AM - Heidi Thornberry
Awaiting document to affix seal
10 Aug 2022 - 3:37 PM - Heidi Thornberry
Awaiting document
09 Aug 2022 - 10:10 AM - Heidi Thornberry
Awaiting document
14 Jul 2022 - 2:54 PM - Heidi Thomberry
Awaiting document
16 Jun 2022 - 10:55 AM - Heidi Thornberry
Awaiting document
09 May 2022 - 2:17 PM - Heidi Thornberry
Awaiting document
05 Apr 2022 - 1:01 PM - Heidi Thornberry
Awaiting document
07 Mar 2022 - 12:18 PM - Heidi Thornberry
Awaiting document
08 Feb 2022 - 4:08 PM - Heidi Thornberry
Awaiting document
09 Nov 2021 - 3:00 PM - Heidi Thornberry
Document with Crown Lands for signing. Awaiting document to affix seal.
14 Oct 2021 - 11:20 AM - Heidi Thornberry
Awaiting document to affix seal
16 Sep 2021 - 12:51 PM - Heidi Thornberry
Awaiting document to affix seal

Outstanding Actions	**Division:**		**Date From:**
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05 Aug 2021 - 3:20 PM - Heidi Thornberry
Awaiting document to affix seal
13 Jul 2021 - 2:33 PM - Heidi Thornberry
Awaiting document to affix seal
08 Jun 2021 - 9:39 AM - Heidi Thornberry
Awaiting document to affix seal
17 May 2021 - 9:21 AM - Heidi Thornberry
Awaiting document to affix seal
15 Apr 2021 - 12:01 PM - Heidi Thornberry
Awaiting document to affix seal

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 March 2021	Matthew Christensen Matthew Christensen	For Determination	QUESTIONS FOR NEXT MEETING

MOTION (Durkin/Weaver)

THAT Council:

1. Approve the resumption of the identified land on Charlotte Street, Canowindra by the Department of Education.
2. Authorise the General Manager to execute all associated documentation to facilitate the road closure and dedication, and
3. Authorise the application of Council Seal to necessary documentation.

MOTION (Oldham/Weaver)

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

1. Council's A+ rating investment options, and the possibility of other banks coming to Molong.
2. Approach the Orange Mountain Bike Club to seek their views/opinions on the Mt Canobolas bike track and how they intend to use the facility.

16 Mar 2023 - 10:54 AM - Matthew Christensen
Duplicate Action for another report. Not Required. COMPLETED
01 Dec 2022 - 3:57 PM - Heidi Thornberry
Error when running report, please refer to second motion.
11 Nov 2022 - 8:56 AM - Matthew Christensen
Duplicate Action. COMPLETE
14 Sep 2022 - 1:27 PM - Matthew Christensen

Outstanding Actions	**Division:**		**Date From:**
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Awaiting Crown Land concurrence for the proposal.
15 Jun 2022 - 1:24 PM - Matthew Christensen
Awaiting Crown Land concurrence for the proposal.
10 May 2022 - 8:14 AM - Matthew Christensen
Awaiting Crown Land concurrence for the proposal.
07 Apr 2022 - 8:16 AM - Matthew Christensen
Awaiting Crown Land concurrence for the proposal.
08 Mar 2022 - 3:37 PM - Matthew Christensen
Awaiting Crown Land concurrence for the proposal.
09 Feb 2022 - 3:06 PM - Matthew Christensen
Awaiting Crown Land concurrence for the proposal.
08 Nov 2021 - 2:53 PM - Matthew Christensen
No objections raised during public consultation. Has been forwarded to Crown Lands for concurrence.
15 Sep 2021 - 1:35 PM - Matthew Christensen
On public exhibition until end of September 2021.
12 Aug 2021 - 9:09 AM - Matthew Christensen
Stakeholder engagement proceeding.
09 Jun 2021 - 11:56 AM - Robyn Little
Approval from Dpt of Education received. Community Consultation process will now commence.
13 May 2021 - 9:17 AM - Matthew Christensen
Documentation with Department of Education for signing.
15 Apr 2021 - 12:54 PM - Matthew Christensen
Progressing through paperwork. Have provided information to Department of Education.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 June 2021	Charlie Harris Matthew Christensen	For Determination	BORENORE DAM WATER SUPPLY FACILITY - UNAUTHORISED DWELLING

MOTION (Treavors/Oldham)

THAT Council take necessary actions to require the relocation of an unauthorised building from the foreshore of the Borenore Dam Water Supply Facility.

15 Mar 2023 - 5:55 PM - Charlie Harris
No progress at this point
16 Feb 2023 - 8:44 AM - Charlie Harris
Intention to proceed with declassifying this Dam and removing components of the wall to ensure it no longer acts as a dam.
18 Oct 2022 - 12:09 PM - Charlie Harris
PWA inspecting dam in consideration of declassifying it as a dam. This will remove the Health classification and enable negotiation on options with the owner
11 Aug 2022 - 2:47 PM - Heidi Thornberry

Outstanding Actions	**Division:**		**Date From:**
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Continuing to progress
11 Jul 2022 - 1:30 PM - Charlie Harris
In progress
16 Jun 2022 - 1:51 PM - Heidi Thornberry
In progress
12 May 2022 - 9:48 AM - Charlie Harris
Dam Safety have advised it is an issue for Council to resolve. Consideration of de-registering Borenore Dam is on process
09 Feb 2022 - 5:06 PM - Charlie Harris
Dam Safety Audit personel to attend on 9 March. Discussions to be had with them as to strategy.
Position for Urban Infrastructure will be to instruct Planning to undertake necessary action to have the premesis removed and any septic or waste from the site to be appropriatley disposed of.
08 Feb 2022 - 4:45 PM - Heidi Thornberry
Action reassigned to Charlie Harris by: Heidi Thornberry
08 Nov 2021 - 4:13 PM - Rachel Bailey
In process. INvestigations continuing
11 Aug 2021 - 10:41 AM - Rachel Bailey
In progress. Investigations will continue from the Infrastructure ddepartment.
02 Aug 2021 - 12:49 PM - Heidi Thornberry
Action reassigned to Rachel Bailey by: Heidi Thornberry
12 Jul 2021 - 10:30 AM - Heather Nicholls
noted. NFA from services on asset matter. COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 26 April 2022	Heidi Thornberry Heather Nicholls	Confidential Items	TENDER EVALUATION CUDAL OFFICE RENOVATION

MOTION (Weaver/Oldham)

THAT Council accept the tender from Renascent Regional Pty Ltd for the renovation of the council office in Cudal, under Contract No 1299000 for the value of $749,997 (ex. GST), and subject to variations.

13 Mar 2023 - 4:45 PM - Heidi Thornberry
Information received from Projects Coordinator and added to Contracts Register - COMPLETE
16 Feb 2023 - 2:13 PM - Heidi Thornberry
Awaiting information
30 Nov 2022 - 3:40 PM - Heidi Thornberry
Awaiting information
09 Nov 2022 - 11:20 AM - Heidi Thornberry
Awaiting information
13 Oct 2022 - 4:20 PM - Heidi Thornberry
Awaiting information - follow up email sent to Infrastructure

Outstanding Actions	**Division:**		**Date From:**
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15 Sep 2022 - 9:28 AM - Heidi Thornberry
Awaiting information
10 Aug 2022 - 3:36 PM - Heidi Thornberry
Awaiting information
14 Jul 2022 - 2:54 PM - Heidi Thornberry
Awaiting information
16 Jun 2022 - 10:56 AM - Heidi Thornberry
Awaiting information
09 May 2022 - 2:57 PM - Heidi Thornberry
Awaiting information

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 June 2022	Willson Wang Matthew Christensen	For Determination	PROPOSED ROAD NAMING - DA-2022-0084-SUBDIVISION LOT 101 DP 1282584,CEMETERY ROAD, MOLONG

MOTION (Weaver/Nash)

THAT Council:

1. Proceed with public consultation proposing to name the road identified in the report as “Penrose Drive”; and
2. Should no objections be received, Council proceed with the naming of the road as “Penrose Drive” in accordance with Section 162 of the Roads Act, 1993.

12 Sep 2022 - 9:27 AM - Willson Wang
Geographic naming Borading is not satified with road type being Drive as the Drive donest reflect the characteristics of cul de sac. Type Close has been proposed and aggreed by both Geographic Naming board and the develpoer. Therefore the final naming is now Penrose Close for this proposed road under the DA2022-0084.
11 Aug 2022 - 9:26 AM - Willson Wang
have fromally summibit the naming proposal to Geographic Naming Board to approvl.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 June 2022	Charlie Harris Matthew Christensen	Confidential Items	CONTRACT 1299002 - RECOMMENDATION AWARD - CANOWINDRA GRANDSTAND & CHANGEROOMS-TILGA ST CANOWINDRA

RECOMMENDATION (Weaver/Jones)

THAT Council:

1. Resolve to accept the tender of Hines Construction Pty Ltd for $1,799,610.00 (excl. GST) for the construction of the Canowindra Grandstand and Change – Tilga Street Canowindra under contract number 1299002
2. Authorise any variation to the contract for the project provided the variations are contained within the overall approved budget.

15 Mar 2023 - 5:54 PM - Charlie Harris
Complete. Contracts awarded
22 Feb 2023 - 3:58 PM - Heidi Thornberry
Action reassigned to Charlie Harris by: Heidi Thornberry
08 Nov 2022 - 11:25 AM - Chris Jackson
CABONNE COUNCIL ENTERED INTO CONTRACT WITH HINES CONSTRUCTION _1299002
11 Aug 2022 - 10:08 AM - Chris Jackson
CONTRACT 1299002 HAS BEEN AWARDED TO HINES CONSTRUCTION - CANOWINDRA GRANDSTAND_CHANGEROOMS - TILGA ST CANOWINDRA
14 Jul 2022 - 12:48 PM - Chris Jackson
CABONNE COUNCIL TO ENTER INTO CONTRACT WITH HINES CONSTRUCTIONS FOR THE CONSTRUCTION OF CANOWINDRA GRANDSTAND_CHANGEROOMS TILGA STREET - 1299002

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 August 2022	Penny Watts Bradley Byrnes	For Determination	EVENTS ASSISTANCE PROGRAM

MOTION (Nash/Pull)

THAT council endorse under its 2022/23 Event Assistance Program:

1. $2,000 for the Orange Region Vignerons Association (ORVA).
2. $1,000 for the Central West Disc Golf
3. $1,000 for the Canowindra CWA Branch

20 Feb 2023 - 1:15 PM - Heidi Thornberry
Action reassigned to Penny Watts by: Heidi Thornberry
01 Dec 2022 - 2:50 PM - Laura Lewis-Minogue
Awaiting aquital
09 Nov 2022 - 9:05 AM - Laura Lewis-Minogue
awaiting aquital
13 Oct 2022 - 2:08 PM - Laura Lewis-Minogue
Invoices been processed. Awaiting aquittal
25 Aug 2022 - 3:21 PM - Laura Lewis-Minogue
Documents collated and outcome letters sent. Awaiting invoices

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 23 August 2022	Willson Wang	Confidential Items	REQUEST FOR TENDER FOR PEAK HILL ROAD UPGRADE-SURVEY & DESIGN

Outstanding Actions	**Division:**		**Date From:**
	Committee:	Ordinary Meeting	**Date To:**
	Officer:		
Action Sheets Report			**Printed:** Thursday, 16 March 2023 4:02:19 PM

Matthew Christensen

RECOMMENDATION (Nash/Batten)

THAT council:

1. Resolve to accept the tender of Mitchel Hanlon Consulting Pty Ltd for $234,638.30 (excl. GST) for the survey and design of the Peak Hill Road Upgrade under contract number 1410085.
2. Authorise any variation to the contract for the works provided the variations are contained within the overall approved budget.

12 Sep 2022 - 9:37 AM - Willson Wang
Contacts are in the process to print out and signed by us and contractor.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2022	Chris Polain Bradley Byrnes	For Determination	POLICY REGISTER - REVIEW BY COUNCIL WITHIN 12 MONTHS OF ELECTION

MOTION (Rawson/Batten)

THAT the policies listed in the report detailed “minor changes” be re-adopted.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 September 2022	Penny Watts Bradley Byrnes	For Determination	EVENTS ASSISTANCE PROGRAM

MOTION (Nash/Weaver)

THAT council endorse under its 2022/23 Event Assistance Program:

1. $3,000 for the Eugowra Masters of the Mandagery,
2. $5,000 for the Eugowra Harness Racing Club Canola Cup Family Picnic Day.

20 Feb 2023 - 1:15 PM - Heidi Thornberry
Action reassigned to Penny Watts by: Heidi Thornberry
01 Dec 2022 - 2:51 PM - Laura Lewis-Minogue
awaiting aquital
01 Dec 2022 - 2:50 PM - Laura Lewis-Minogue
Processing payments
09 Nov 2022 - 9:05 AM - Laura Lewis-Minogue
invoices paid. Awaiting aquital
13 Oct 2022 - 2:07 PM - Laura Lewis-Minogue

Outstanding Actions	**Division:**		**Date From:**
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	Officer:		
Action Sheets Report			**Printed:** Thursday, 16 March 2023 4:02:19 PM

Documents collated and sent. Awaiting invoices

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 October 2022	Stacy Whiley Heather Nicholls	For Determination	REQUEST FOR DONATION

MOTION (Jones/Nash)

THAT council donate $150 to Eugowra St Joseph's Primary School P&F.

14 Mar 2023 - 1:52 PM - Stacy Whiley
DOC ID 1500807 contact with St Jospehs school for follow up
20 Dec 2022 - 2:59 PM - Stacy Whiley
Email follow up sent to Jen Webb 7/11/22 DOC ID 1456899, no response to date
07 Nov 2022 - 5:53 PM - Stacy Whiley
DOC ID 1456899 email notification of successful donation request , creditor form required

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 October 2022	Rebecca Johnson Bradley Byrnes	For Determination	EVENTS ASSISTANCE PROGRAM

MOTION (Nash/Pull)

THAT council approve under its 2022/23 Event Assistance Program:

1. $1,000 for the MADIA Children's Christmas Matinee at the Amusu;
2. $500 for the Amusu Theatre and Movie Museum Manildra; and
3. $800 for the Eugowra Community Children's Centre.

14 Mar 2023 - 10:25 AM - Rebecca Johnson
Complete
14 Mar 2023 - 10:24 AM - Rebecca Johnson
All payments made.
No further action
10 Nov 2022 - 11:37 AM - Rebecca Johnson
Letters and forms have been sent to recipients. Awaiting forms to be returned for payments to be made.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 October 2022	Rebecca Johnson Bradley Byrnes	For Determination	VILLAGE ENHANCEMENT FUND 2022-2023

MOTION (Weaver/Nash)

THAT council approve Yeoval, Manildra and Cargo Progress Associations accessing $24,127 from the Village Enhancement Fund.

Outstanding Actions	**Division:**		**Date From:**
	Committee:	Ordinary Meeting	**Date To:**
	Officer:		
Action Sheets Report			**Printed:** Thursday, 16 March 2023 4:02:19 PM

14 Mar 2023 - 10:25 AM - Rebecca Johnson
AI payments made.
Complete
10 Nov 2022 - 11:41 AM - Rebecca Johnson
Forms have been sent to Yeoval, Cargo and Manildra progress assosications. Awaiting forms to be returned to make payments.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 October 2022	Liam Bridge Heather Nicholls	For Determination	REQUEST TO VARY A RESTRICTION TO 88B INSTRUMENT

MOTION (Batten/Nash)

THAT council support the request to vary the s88B land use restriction relating to siting of buildings, to enable structures to be located a minimum of 5m from the southern and eastern boundaries of Lot 7 DP 1135607.

09 Mar 2023 - 12:49 PM - Heather Nicholls
COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 October 2022	Todd Saxelby Heather Nicholls	For Determination	QUESTIONS FOR NEXT MEETING

MOTION (Weaver/Jones)

THAT council:

1. Notify the Rural Fire Service and UGL Regional Linx of the overgrown land at the Canowindra Railway Precinct;
2. Receive a progress report regarding Essential Energy and the Bluebell Estate, Canowindra;
3. Arrange a presentation, at a future meeting/workshop, from the Cabonne/Orange Roads Safety Officer;
4. Forward to the Cabonne Traffic Committee a request to undertake traffic counter activities in Cargo and Cumnock;
5. Receive a report regarding youth engagement activities in Cabonne; and
6. Receive an analysis report regarding traffic blisters at Cumnock.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 October 2022	Rebecca Johnson Bradley Byrnes	For Determination	COMMUNITY ASSISTANCE PROGRAM 2022-23

RECOMMENDATION (Jones/Weaver)

Outstanding Actions	**Division:**		**Date From:**
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	Officer:		
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THAT council approve the following:

4. Applications 1 through 5 and 7 through 10 of the listed projects;
5. Defer a decision on application 6 for further information and consideration; and
6. Conduct a further round of Community Assistance Program funding in the second half of the 2022-23 financial year for community projects less than $1,000 each.

14 Mar 2023 - 10:25 AM - Rebecca Johnson
All payments made.
Complete
10 Nov 2022 - 11:41 AM - Rebecca Johnson
Forms have been sent to successful applicants. Awaiting forms to be returned for payments to be made.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 October 2022	Penny Watts Bradley Byrnes	For Determination	EXEMPTION TO THE ALCOHOL PROHIBITED AREA AND ALCOHOL FREE ZONE IN BANK STREET, MOLONG AND THE MOLONG VILLAGE GREEN FOR AN EVENT - MOLONG CHRISTMAS SHOPPING NIGHT.

RECOMMENDATION (Nash/Oldham)

THAT council:

1. Agrees for the request from the Molong Advancement Group to suspend the alcohol prohibited and Alcohol-Free Zone Bank Street, Molong and the Molong Village Green including road reserve/pavement for their Molong Christmas Shopping Night proposed to be held between 5:00pm-9:00pm on Friday, 2 December 2022.
2. Advertises the changes in the Molong Express prior to the event.

02 Mar 2023 - 12:25 PM - Penny Watts
Information posted via Council media channels. NFA. COMPLETED.
20 Feb 2023 - 1:15 PM - Heidi Thornberry
Action reassigned to Penny Watts by: Heidi Thornberry
01 Dec 2022 - 2:50 PM - Laura Lewis-Minogue
Due to the recent flood it was unable to run in the Molong Express.
09 Nov 2022 - 9:04 AM - Laura Lewis-Minogue
Will be run in the week of the 21 November 2022 in the local Molong paper

Meeting	Officer/Director	Section	Subject

Outstanding Actions	**Division:**		**Date From:**
	Committee:	Ordinary Meeting	**Date To:**
	Officer:		
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Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 October 2022	Nathan Stubberfield Heather Nicholls	Confidential Items	MID-SCALE SOLAR PLANT UPDATE

RECOMMENDATION (Batten/Rawson)

THAT:

1. Council borrow the required funding from an appropriate lending institution for up to the reported amount to finance the Mid-Scale Solar project, excluding the battery energy storage system component.
2. The above is subject to receiving the requisite approvals and grant funding from the Resources for Regions program.
3. Receive a further report upon the approvals being granted and finalised costings determined prior to going out to market.

16 Mar 2023 - 11:57 AM - Nathan Stubberfield
Working through required approvals. Application for Resources for Regions funding was successful, with approx. $1.5m allocated to purchase a battery energy storage system (BESS)

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 October 2022	Hayley Stansbury Heather Nicholls	For Determination	DRAFT CABONNE RESERVES POLICY

MOTION (Rawson/Batten)

THAT council endorse the draft Cabonne Reserves Policy and place the policy on public exhibition for 28 days.

13 Mar 2023 - 10:10 AM - Hayley Stansbury
No Further Action Required - Will finanlise the policy once it has been reported back to council for adoption. - COMPLETE
04 Nov 2022 - 2:26 PM - Hayley Stansbury
I have noted this draft policy and will finalise it and add it to the policiy register once community consultation has taken place and council have adopted the final version.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 27 October 2022	Matthew Christensen Matthew Christensen	For Determination	QUESTIONS FOR NEXT MEETING

MOTION (Weaver/Jones)

THAT council:

1. Notify the Rural Fire Service and UGL Regional Linx of the overgrown land at the Canowindra Railway Precinct;
2. Receive a progress report regarding Essential Energy and the Bluebell Estate, Canowindra;
3. Arrange a presentation, at a future meeting/workshop, from the Cabonne/Orange Roads Safety Officer;

4. Forward to the Cabonne Traffic Committee a request to undertake traffic counter activities in Cargo and Cumnock;
5. Receive a report regarding youth engagement activities in Cabonne; and
6. Receive an analysis report regarding traffic blisters at Cumnock.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2022	Matthew Christensen Matthew Christensen	For Determination	INFRASTRUCTURE BETTERMENT PROGRAM

MOTION (Pull/Batten)

THAT Council:

1. Note the list of projects for funding sought under the Infrastructure Betterment Fund, and
2. Authorise the Mayor to write to the Minister of Regional New South Wales supporting the program and advocate for Cabonne Council's Infrastructure Betterment proposal.

16 Mar 2023 - 10:58 AM - Matthew Christensen
Continuing to seek funding for projects. COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2022	Nyssa Smith Matthew Christensen	For Determination	CONFIRMATION OF THE ROADS ADVISORY COMMITTEE MEETING MINUTES

MOTION (Rawson/Batten)

THAT the minutes of the Roads Advisory Committee of Cabonne Council held on 25 October 2022 be adopted.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2022	Nathan Stubberfield Heather Nicholls	Confidential Items	SMALL MARKET ELECTRICITY SITES CONTRACT

RECOMMENDATION (Rawson/Batten)

THAT Council approve the transition to the NSW Government contract for small market electricity sites with Shell Energy from 1 January 2023 for a period of 2.5 years with no Green Power.

16 Mar 2023 - 11:59 AM - Nathan Stubberfield
Council have engaged Shell Energy for the provision of electricity supply to Council's small electricity sites.
COMPLETE.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 22 November 2022	Dale Size Heather Nicholls	For Determination	REVISED LONG TERM FINANCIAL PLAN

MOTION (Weaver/Pull)

THAT Council endorse the draft revised Long Term Financial Plan 2022-2032, and that it be placed on public exhibition for 28 days.

15 Mar 2023 - 5:52 PM - Dale Size
COMPLETED

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 13 December 2022	Penny Watts Bradley Byrnes	For Determination	EVENTS ASSISTANCE PROGRAM

MOTION (Oldham/Jones)

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

20 Feb 2023 - 1:15 PM - Heidi Thornberry
Action reassigned to Penny Watts by: Heidi Thornberry

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 13 December 2022	Matthew Christensen Matthew Christensen	For Determination	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.

16 Mar 2023 - 12:39 PM - Matthew Christensen

Outstanding Actions
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Committee: Ordinary Meeting
Officer:

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Report to come to April Council meeting for consideration of funding for development.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 13 December 2022	Matthew Christensen Matthew Christensen	For Determination	QUESTIONS FOR NEXT MEETING

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.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 13 December 2022	Penny Watts Bradley Byrnes	For Notation	COMMUNITY & ECONOMY UPDATE - FLOOD RESPONSE

MOTION (Pull/Batten)

THAT the information be noted.

02 Mar 2023 - 12:29 PM - Penny Watts
NFA needed.
COMPLETED
20 Feb 2023 - 1:15 PM - Heidi Thornberry
Action reassigned to Penny Watts by: Heidi Thornberry

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 13 December 2022	Michael Fitzgerald Matthew Christensen	Confidential Items	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.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 13 December 2022	Michael Fitzgerald Matthew Christensen	Confidential Items	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

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 13 December 2022	Heidi Thornberry Heather Nicholls	Confidential Items	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.

02 Mar 2023 - 3:07 PM - Heidi Thornberry
Information received and added to Contracts Register - COMPLETE
16 Feb 2023 - 2:16 PM - Heidi Thornberry
Awaiting Information

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 13 December 2022	Heidi Thornberry Heather Nicholls	Confidential Items	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

02 Mar 2023 - 3:07 PM - Heidi Thornberry
Information received and added to Contracts Register - COMPLETE
16 Feb 2023 - 2:16 PM - Heidi Thornberry
Awaiting Information

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 13 December 2022	Heidi Thornberry Heather Nicholls	Confidential Items	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.

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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.

13 Mar 2023 - 4:46 PM - Heidi Thornberry
Awaiting information
16 Feb 2023 - 2:16 PM - Heidi Thornberry
Awaiting Information

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Robyn Little Bradley Byrnes	For Determination	2023 NATIONAL GENERAL ASSEMBLY

MOTION (Nash/Weaver)

THAT Council:

1. Authorise the attendance of the Mayor and General Manager at the 2023 National General Assembly (NGA).

2. Formalise motions, as detailed in the proceedings in brief, at the March Councillor Workshop for submission by 24 March 2023.

16 Mar 2023 - 11:32 AM - Heidi Thornberry
Comment for Robyn Little: Delegates have been registered. Motions will be finalised at March workshops. COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Heather Nicholls Heather Nicholls	For Determination	DELEGATES TO OTHER ORGANISATIONS - JOINT REGIONAL PLANNING PANEL FOR THE YEAR 2023/2024

MOTION (Pull/Weaver)

THAT Council:

1. Endorse the Director Planning and Environmental Services, Blayney Shire Council, Andrew Muir, as its technical delegate to the Western Region Joint Planning Panel (Cabonne panel),
2. Appoint Clr Nash as the second representative to the Western Regional Joint Planning Panel for Cabonne Council;
3. That both delegates be appointed for the balance of the 2023/2024 year; and

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4. The Joint Regional Planning Panel secretariat be advised of council's resolution.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Jolene Pearson Heather Nicholls	For Determination	APPOINTMENT OF NSW ELECTORAL COMMISSION

MOTION (Rawson/Oldham)

THAT Council resolves:

1. Pursuant to s.296(2) and (3) of the Local Government Act 1993 (NSW) (the Act) that an election arrangement be entered into by contract for the Electoral Commissioner to administer all elections of the council,
2. Pursuant to s.296(2) and (3) of the Act, as applied and modified by s.18, that a council poll arrangement be entered into by contract for the Electoral Commissioner to administer all council polls of the council,
3. Pursuant to s.296(2) and (3) of the Act, as applied and modified by s.18, that a constitutional referendum arrangement be entered into by contract for the Electoral Commissioner to administer all constitutional referenda of the council.

16 Mar 2023 - 11:34 AM - Heidi Thornberry
Comment for Jolene Pearson: NSW Electoral Commission advised of Council resolution - COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Heidi Thornberry Heather Nicholls	For Determination	AUSTRALIA DAY AWARDS COMMITTEE MEETING

MOTION (Weaver/Oldham)

THAT the report and recommendations of the Australia Day Awards Committee Meeting of Cabonne Council held on 13 December 2022 be adopted.

16 Mar 2023 - 11:34 AM - Heidi Thornberry
NFA COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Penny Watts Bradley Byrnes	For Determination	EVENTS ASSISTANCE PROGRAM

MOTION (Pull/Rawson)

THAT Council approves under its 2022/23 Event Assistance Program:

1. $2,000 for the Cargo 2 Grenfell (C2G) Fundraiser Walk,

2. $1,000 for the Molong Poetry Brawl by the Molong Advancement Group (MAG),
3. $500 for Canowindra Pony Club Showjumping Competition, and
4. $3,900 for F.O.O.D Week Incorporated.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Penny Watts Bradley Byrnes	For Determination	SPONSORSHIP PROGRAM

MOTION (Pull/Nash)

THAT Council provides $5,000 from the 2022/2023 Sponsorship Program to *The Long White Lunch.*

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Matthew Christensen Matthew Christensen	For Determination	REQUEST FOR DONATION - CUDAL SHOWGROUND UPGRADE CO-CONTRIBUTION

MOTION (Rawson/Weaver)

THAT Council provide a donation of $9,331.20 to the Cudal Central Committee in lieu of their co-contribution towards the Cudal Showground Upgrade project.

16 Mar 2023 - 12:48 PM - Matthew Christensen
Letter notifiying of outcome has been sent. COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Charlie Harris Matthew Christensen	For Determination	CABONNE COMMUNITY CENTRE FEES AND CHARGES & HIRE OF COMMUNITY FACILITIES BUILDINGS POLICY

MOTION (Batten/Rawson)

THAT Council adopt:

1. The fees and charges for the hire of the Cabonne Community Centre; and
2. The Hire of Community Facilities – Buildings strategic policy.

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16 Mar 2023 - 11:35 AM - Heidi Thornberry
Comment for Charlie Harris: COMPLETE - to be incorporated into fees and charges

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Heather Nicholls Heather Nicholls	For Determination	PLANNING PROPOSAL TO AMEND CABONNE LOCAL ENVIRONMENTAL PLAN 2012

MOTION (Nash/Weaver)

THAT council:

1. Endorse, as exhibited, the amendment to the Cabonne Local Environmental Plan 2012 (PP-2022-847) applying to Lots D & E DP 33623, known as 1583 Burrendong Way, Mullion Creek, as outlined in this report.
2. In exercising its delegation under Section 3.36 of the Environmental Planning and Assessment Act 1979, as endorsed by NSW Department Planning and Environment, forward the required documentation to Parliamentary Counsel for opinion to amend the Cabonne Local Environmental Plan 2012.
3. Delegate authority to the General Manager to finalise the amendments to Cabonne Local Environmental Plan 2012 with advice from Parliamentary Counsel and the NSW Government on terms that are broadly consistent with the Planning Proposal and this report, including any final feedback from government agencies.

16 Mar 2023 - 11:36 AM - Heidi Thornberry
Comment for Heather Nicholls - COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Kelly Walker Heather Nicholls	For Determination	DEVELOPMENT APPLICATION 2023/0045 FOR 4 LOT SUBDIVISION AT 20 SHARP STREET, CARGO

MOTION (Nash/O'Ryan)

THAT:

1. Development Application 2023/0045 for a 4 Lot Subdivision upon land described as Lot 1 Sec 40 DP 758226 – 20 Sharp Street, Cargo, be granted consent subject to the conditions attached, and
2. Council support the request submitted under clause 4.6 of the Cabonne LEP 2012, for variation of the minimum lot size from 2,000m² to 1,678m².

16 Mar 2023 - 11:36 AM - Heidi Thornberry

Outstanding Actions	**Division:**		**Date From:**
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Comment for Kelly Walker: Notice of approval issued on the planning portal 02/03/2023 - COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Liam Bridge Heather Nicholls	For Determination	DEVELOPMENT APPLICATION 2023/0031 - 4000 BELUBULA WAY MOORBEL - 4.6 VARIATION AND DWELLING

MOTION (Pull/Weaver)

THAT:

1. Development Application 2023/0031 for a dwelling house at Lot 2 DP1285910, 4000 Belubula Way, Moorbel, be granted consent subject to the conditions attached, and

2. That the request submitted under s4.6 of the Cabonne LEP 2012 to vary the minimum lot size standard from 100ha to 97.88ha is supported.

16 Mar 2023 - 11:37 AM - Heidi Thornberry
Comment for Heather Nicholls: Consent issued - COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Liam Bridge Heather Nicholls	For Determination	DEVELOPMENT MODIFICATION APPLICATION 2022/0208/01 - 1953 THE ESCORT WAY BOREBORE.

MOTION (Nash/Pull)

THAT:

1. Modification to Development Application 2022/0208/01 for a detached dual occupancy (transportable dwelling) at Lot 2 DP 204564, known as 1953 The Escort Way, Borenore, be granted consent subject to the conditions attached, and

2. Support a variation to Part 3 of Development Control 15 to permit a variation of the minimum floor area from 60m² to 51m².

16 Mar 2023 - 11:38 AM - Heidi Thornberry
Comment for Heather Nicholls: Consent issued - COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Richard Pamplin Heather Nicholls	For Determination	DEVELOPMENT APPLICATION 2023/0047 - SUBDIVISION - LOT 68 DP 75036575, 494 WILLIAMSONS ROAD, LEWIS PONDS

RECOMMENDATION (Pull/Nash)

Outstanding Actions	**Division:**		**Date From:**
	Committee:	Ordinary Meeting	**Date To:**
	Officer:		
Action Sheets Report			**Printed:** Thursday, 16 March 2023 4:02:19 PM

THAT:

1. Development Application 2023/0047 for the subdivision of Lot 68 DP 75036575 and known as 494 Williamsons Road, Lewis Ponds, be granted consent subject to the conditions attached, and
2. That the request submitted under s4.6 of the Cabonne LEP 2012 to vary the minimum lot size standard from 100ha to 96.2ha is supported.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Heather Nicholls Heather Nicholls	For Determination	CANOBOLAS RURAL FIRE SERVICE REQUEST TO ACCESS S94 BUSHFIRE FUNDS

RECOMMENDATION (Batten/Weaver)

THAT council authorise the transfer from reserves, $164,519.20 of s94 Development Contributions accumulated for the purpose of funding local RFS brigade equipment, in accordance with the provisions of the current s7.12 Development Contribution Plan.

16 Mar 2023 - 11:39 AM - Heidi Thornberry
Comment for Heather Nicholls: COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Chris Polain Bradley Byrnes	For Determination	PLANNING CONFLICT OF INTEREST

RECOMMENDATION (Rawson/Nash)

THAT the attached draft Council-related Development Applications Conflict-of-interest Policy be placed on public exhibition for 28 working days.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Jolene Pearson Heather Nicholls	Confidential Items	AUDIT, RISK AND IMPROVEMENT COMMITTEE - MEETING MINUTES

RECOMMENDATION (Nash/Batten)

THAT Council adopt the minutes from the meetings of the Audit, Risk and Improvement Committee held 23 November 2022 and 14 December 2022.

16 Mar 2023 - 11:39 AM - Heidi Thornberry
Comment for Jolene Pearson: NAR - COMPLETE

Meeting	Officer/Director	Section	Subject

Outstanding Actions | **Division:** | **Date From:**
Committee: Ordinary Meeting | **Date To:**
Officer:
Action Sheets Report | **Printed:** Thursday, 16 March 2023 4:02:19 PM

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Jolene Pearson Heather Nicholls	Confidential Items	COUNCIL PROPERTY - 68-74 BANK STREET, MOLONG

MOTION (Nash/Pull)

THAT Council authorise the Mayor and General Manager to enter into lease negotiations as per the proposal detailed in the report.

16 Mar 2023 - 11:40 AM - Heidi Thornberry
Comment for Jolene Pearson: Progressing.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Jolene Pearson Heather Nicholls	Confidential Items	DOCTOR FOR CUDAL

RECOMMENDATION (Oldham/Rawson)

THAT Council:

1. Advertise its intention to alter its Operational Plan 2022/23; and
2. Advertise for expressions of interest to assist in establishing a doctor service in Cudal.

16 Mar 2023 - 11:43 AM - Heidi Thornberry
Comment for Jolene Pearson: Public notice for alteration of Operation Plan 22/23 and expression of interest advertised, closing date for submissions 7 April 2023.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Charlie Harris Matthew Christensen	Confidential Items	TENDER 1476194 FOR THE SUPPLY OF GOODS, SERVICES AND PLANT HIRE

RECOMMENDATION (Weaver/Rawson)

THAT council:

1. Adopt Submissions to the Tender 1476194 for the Supply of Goods, Services and Plant Hire 2023 – 2026, and
2. Note that this tender does not prohibit council from accepting new tenders for specific projects.

16 Mar 2023 - 11:44 AM - Heidi Thornberry
Comment for Charlie Harris: COMPLETE

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Charlie Harris Matthew Christensen	Confidential Items	REQUEST FOR REDUCTION IN WATER CONSUMPTION COSTS ON ACCOUNT 893000000

RECOMMENDATION (Weaver/Nash)

Outstanding Actions	**Division:**		**Date From:**
	Committee:	Ordinary Meeting	**Date To:**
	Officer:		
Action Sheets Report			**Printed:** Thursday, 16 March 2023 4:02:19 PM

THAT the item be deferred to a future meeting.

Meeting	Officer/Director	Section	Subject
Ordinary Meeting 28 February 2023	Heidi Thornberry Heather Nicholls	For Determination	DELEGATES TO OTHER ORGANISATIONS - JOINT REGIONAL PLANNING PANEL FOR THE YEAR 2023/2024

MOTION (Pull/Weaver)

THAT Council:

1. Endorse the Director Planning and Environmental Services, Blayney Shire Council, Andrew Muir, as its technical delegate to the Western Region Joint Planning Panel (Cabonne panel),
2. Appoint Clr Nash as the second representative to the Western Regional Joint Planning Panel for Cabonne Council;
3. That both delegates be appointed for the balance of the 2023/2024 year; and
4. The Joint Regional Planning Panel secretariat be advised of council's resolution.

16 Mar 2023 - 11:48 AM - Heidi Thornberry
Added delegate information to committees spreadsheet - COMPLETE

Incomplete Resolutions - Summary

Risk	Totals	Month 1	Month 2	Month 3	Month 3+
Low	41	21	0	6	14
Medium	0		0	0	0
High	16				10

As at: 16 March 2023

Key:

Low Risk

Includes resolutions marked “Complete” pending the next Council meeting to be finalised; resolutions up to 2 months old with an initial comment; and resolutions not “Complete” (regardless of age), with initial and progress comments which are incomplete due to a legitimate reason.

Medium Risk

Includes resolutions not “Complete”, up to 2 months old **without** a comment; and resolutions 3 months old with an initial comment but without a satisfactory or timely update.

High Risk

Includes resolutions not “Complete”, with no initial comment 3+ months old; 3+ months old with initial comment but no update; and 3+ months old with initial comment and with updates but reason or legitimacy is "no or not known (to be shown as "No").

Cabonne Council
Schedule of Investments as at 28/02/2023 **Annexure - Item 2**

GENERAL FUND

Investing Institution	Credit Rating	Amount Invested	Interest Rate	Terms (Days)		Maturity Date
ANZ Bank	A1+	3,000,000	3.37%	273	29/08/2022	29/05/2023
ANZ Bank	A1+	2,000,000	3.37%	273	29/08/2022	29/05/2023
ANZ Bank	A1+	1,000,000	3.45%	304	9/09/2022	10/07/2023
Bank of Qld	A2	500,000	3.85%	276	15/07/2022	17/04/2023
Bank of Qld	A2	2,000,000	3.85%	271	20/07/2022	17/04/2023
Commonwealth Bank	A1+	2,000,000	4.00%	154	12/12/2022	15/05/2023
Commonwealth Bank	A1+	2,000,000	4.16%	273	19/10/2022	19/07/2023
Commonwealth Bank	A1+	147,894	0.20%	24 Hour at call account		
Commonwealth Bank	A1+	6,700,000	3.35%	Business Online Saver		
Illawarra Mutual Build Society	A2	250,000	4.20%	182	9/01/2023	10/07/2023
Illawarra Mutual Build Society	A2	500,000	4.20%	182	9/01/2023	10/07/2023
Me Bank	A2	1,500,000	4.40%	182	30/01/2023	31/07/2023
National Australia Bank	A1+	1,000,000	4.30%	210	30/01/2023	28/08/2023
National Australia Bank	A1+	1,000,000	3.95%	150	22/11/2022	21/04/2023
National Australia Bank	A1+	1,500,000	3.95%	150	22/11/2022	21/04/2023
National Australia Bank	A1+	2,000,000	4.10%	182	21/11/2022	22/05/2023
National Australia Bank	A1+	3,000,000	3.80%	300	23/08/2022	19/06/2023
National Australia Bank	A1+	2,000,000	4.10%	367	2/09/2022	4/09/2023
Reliance Credit Union	Unrated	500,000	3.90%	365	21/09/2022	21/09/2023
Reliance Credit Union	Unrated	250,000	4.48%	365	31/10/2022	31/10/2023
Suncorp-Metway	A1	2,000,000	4.13%	180	17/11/2022	16/05/2023
Suncorp-Metway	A1	1,000,000	4.15%	182	21/11/2022	22/05/2023
Suncorp-Metway	A1	2,000,000	4.34%	273	31/10/2022	31/07/2023
Westpac Bank	A1+	3,000,000	2.75%	278	17/08/2022	22/05/2023
Westpac Bank	A1+	1,000,000	2.22%	304	1/08/2022	1/06/2023
Westpac Bank	A1+	1,000,000	3.35%	307	8/11/2022	11/09/2023
GENERAL FUND INVESTMENTS		**$ 42,847,894**				

TRUST FUND

Investing Institution	Credit Rating	Amount Invested	Interest Rate	Terms (Days)
Commonwealth Bank	A1+	158,000	2.85%	BOS 24 Hour at call account
TRUST FUND INVESTMENTS		**$ 158,000**		
TOTAL INVESTMENTS		**$ 43,005,894**		

INVESTMENT POLICY

Council's Investment policy states the aggregate of investments should not exceed the following percentages:

Council's Current Exposure of Total Investments

Standard & Poors Credit Short Term Rating	Maximum Percentage Total Investments		
A1+	100%	76%	$ 32,505,894
A1 & A1-	50%	12%	$ 5,000,000
A2	10%	11%	$ 4,750,000
Unrated	2%	2%	$ 750,000
		Total Investments	**$ 43,005,894**

**Excess due to fluctuations in the cash flow causing adjustments in the balance of the CBA Business Saver Acc in turn causing percentage changes

Council's Investment policy states the amount invested with any one financial institution should not exceed the following percentages:

	Standard & Poors Credit Short Term Rating	Percentage per Institution	Council's Current Exposure per Institution	
Commonwealth Bank	A1+	30%	26%	$ 11,005,894
National Australia Bank	A1+	30%	24%	$ 10,500,000
Westpac Bank	A1+	30%	12%	$ 5,000,000
ANZ	A1+	30%	14%	$ 6,000,000
Suncorp-Metway	A1	20%	12%	$ 5,000,000
Bank of Qld	A2	10%	6%	$ 2,500,000
Illawarra Mutual Building Society	A2	10%	2%	$ 750,000
Me Bank	A2	10%	3%	$ 1,500,000
Reliance Credit Union	Unrated	2%	2%	$ 750,000
			Total Investments	**$ 43,005,894**

INVESTMENT MOVEMENTS

Council's Overall Total Investments have increased slightly during the month of February.

	This Month	Last Month	July 2022
Total Investments	$ 43,005,894	$ 42,205,894	$ 41,835,894
% Change	3.69%	3.68%	2.72%

INTEREST RATE PERFORMANCE

Council's Average Interest rate for the month was 3.69%. The average rate movement increased due to the cash rate and the flow on effect to term deposit rates offered in the market. The Reserve Bank's official cash rate increased to 3.35% in February. Due to the large decline in interest rates over the last few years and now the rapid increase over the last few months, we were below Council's Performance Benchmark, the 30 Day Bank Bill Swap Rate. However, with re-investing the Term Deposits from the lower to the higher interest rates now offered at maturity, Council is now above the Performance Benchmark of 3.3835%.

Performance Benchmark 30 Day Bank Bill Swap Rate	Av Interest Rate This Month	Av Interest Rate Last Month	Av Interest Rate July 2022
3.3835%	3.69%	3.68%	0.91%

Heather Nicholls
Responsible Accounting Officer
I hereby certify that the investments listed in this report have been made in accordance with Section 625 of the Local Government Act 1993, clause 212 of the Local Government (General) Regulation 2005 and Council's Investment policy number POL 08/52.

CENTRAL NSW
JOINT ORGANISATION

Report from the Chair
Central NSW Joint Organisation Board meeting
23 February 2023 in Forbes

Please find following advice from the Chair of the Central NSW Joint Organisation Board meeting 23 February held in Forbes.

Board members were welcomed to Forbes by Mayor Phyllis Miller. She expressed her thanks for the friendship and support offered by Mayors in person and their communities during and following the recent severe flood event. The Chair, Cr Kevin Beatty, Mayor of Cabonne followed up with thanks on behalf of himself and his communities during the natural disaster.

Mr Richard Colbran, CEO NSW Rural Doctors' Network and Chair of the Ministers' Health Advisory Committee provided frank and in-depth advice on the current state of play for health services and infrastructure.

CENTRAL NSW
JOINT ORGANISATION

A presentation was also provided by Mr Sean Haylan, the recently appointed General Manager of Destination Network Central West. Members were given copies of the Central West NSW Destination Management Plan.

Changes to the Central NSW Charter and adoption of the draft Statement of Budget and Revenue

Any changes to the Charter of the CNSWJO must be provided to members for feedback. In summary, changes to the Charter are inclusion of two new Associate Members, Lithgow City Council and Upper Macquarie County Council and remuneration of the Chair.

At its November meeting the Board resolved to remunerate the Chair at $10K pa.

Regarding membership, Lithgow City Council and Upper Macquarie County Council are included as Associate Members. Lithgow City Council has applied to the Minister for full membership and the Charter will be amended again once this has been proclaimed.

The following changes to the Charter are as follow where the full draft can be found at https://www.centraljo.nsw.gov.au/charter-statement-of-strategic-regional-priorities/

Draft Statement of Budget and Revenue

CNSWJO must adopt its Statement of Budget and Revenue at its May meeting and it has been out on the website for feedback. Please review the document in its entirety here.

To remove the need for special meetings, a draft for public feedback was adopted at this Board meeting.

The budget has been developed giving consideration to:

1. The recently adopted Statement of Strategic Regional Priority SSRP_SUMMARY_FINAL-2-PAGER_FINAL-2.pdf (nsw.gov.au) (SSRP)
2. Grants;
3. Councils across the region providing feedback that they are very resource constrained as they manage the poor roads condition and other challenges;
4. Remuneration of the Chair of $10K;
5. The IPART rate rise of 3.7%;
6. Feedback through the review of the SSRP that the region would like more opportunities for Councils and other key stakeholders to meet, direction set and collaborate; and
7. The addition of Lithgow City Council membership.

The budget calls for an increase of fees of 3.7% in line with the rate cap and servicing the Statement of Strategic Regional Priority is cut to cloth from there. This will deliver a small surplus for the year of $2072 with carry over unrestricted reserves of $282,000.

Central NSW Joint Organisation and Regional Development Australia Central West sign MOU

The MoU between RDA Central West and Central NSW JO is only one of its kind in Australia and was reviewed and signed once again at this meeting.

Review of the CNSWJO Advocacy Plans and Governance

To support advocacy, Joint Organisation Advocacy plans are drafted, Portfolio Mayors and Sponsoring General Managers determined.

The Statement of Strategic Regional Priority adopted in November 2022 identified 7 priorities of which three are new. Advocacy plans for each of these are either well underway or were adopted at the February Board meeting. These plans pull together the key messages for advocacy for the region in the following areas:

1. Leveraging the region's successful collaboration
- Portfolio Mayors:- Cr John Medcalf and Cr Kevin Beatty
- Sponsoring General Managers:- Greg Tory, Noreen Vu, Brad Byrnes, Craig Butler

2. Regional Prosperity through better infrastructure and services
- Portfolio Mayors:- Cr Bill West
- Sponsoring General Managers:- Noreen Vu, Steve Loane, Paul Devery, Craig Butler, Mark Dicker

3. Advocate for better infrastructure and services in health and ageing
- Portfolio Mayors:- Cr Phyllis Miller as Chair, Cr John Medcalf, Cr Ken Keith and Cr Maree Statham
- Sponsoring General Managers:- Gary Wallace, Brad Byrnes and Craig Butler.

4. Telecommunications

- Portfolio Mayors:- Cr John Medcalf as Chair and Cr Phyllis Miller
- Sponsoring General Managers:- Gary Wallace, Brad Byrnes and Craig Butler.

5. Regional Transport and Infrastructure Planning and Prioritisation

- Portfolio Mayors:- Cr Ken Keith
- Sponsoring General Managers:- Kent Boyd, Steve Loane, Gary Wallace and Paul Devery.

6. Water Security and Productive Water

- Portfolio Mayors:- Cr David Somervaille, Cr Jason Hamling, Cr Craig Bembrick and Cr Robert Taylor
- Sponsoring General Managers:- Gavin Rhodes, Kent Boyd and Dave Waddell

7. Transition to a sustainable, secure and affordable energy future

- Portfolio Mayors:- Cr Mark Kellam
- Sponsoring General Managers:- Dave Waddell, Brad Byrnes, Greg Tory and Paul Devery.

Transitioning water strategy into Integrated Planning and Reporting (IP&R) project

Council has been provided with advice from the CNSWJO on the Auditor General's Report on what was DPIE Water and may recall that the Departmental response to the scathing report was setting up the Town Water Risk Reduction Program. The irony of it not being named the "DPE Water Service Level Improvement Program" or some equivalent was noted by water utilities and to some extent the program was well named as there is not much in it that drives change for the Department – rather, a lot of advice on changing local government.

This change process is captured in the Regulatory and Assurance Framework (the Framework) for local water utilities and came into effect from 1 July 2022.

Included in the Framework are no less than 12 guidance notes for Councils and Counties on how they ought to do strategy for their water utilities.

Where the Framework recognised IP&R, concern has been expressed that there is a significant likelihood of the historic approach adopted by DPE Water will resurface, with its associated problems and challenges, if we do not push to have IP&R recognised.

Regional Submissions

Members have forwarded requests for the JO to lodge submissions, where all advice provided is within existing policy. All are available on the CNSWJO website at https://www.centraljo.nsw.gov.au/submissions/

The Board has endorsed submissions for;

1. A joint response to the Environmental Impact Statement for the upgrade to the Great Western Highway between Blackheath to Little Hartley in line with current policy; and
2. The support of the Institute of Public Works Engineering Australasia submission to the Australian Energy Market Commission on Minor Energy Flow Metering.

CENTRAL NSW
JOINT ORGANISATION

Value to members

A snapshot of the value to members of the various activities undertaken by the JO for their members in the context of the CNSWJO Strategic Plan follows.

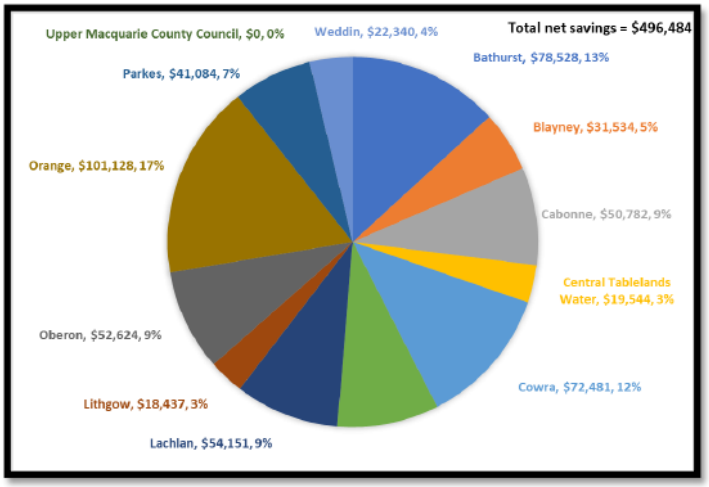
VALUE FOR MEMBERS	FY 2019/2020	FY 2020/2021	FY 2021/2022	FY 2022/2023
SUBMISSIONS	20	23	16	8
PLANS, STRATEGIES AND COLLATERAL	26	12	3	8
GRANTS SEEKING	3	3	1	$560k
GRANT FUNDING RECEIVED	$430k	$713k	$1.14m	$2.45m
COMPLIANCE	13	9	11	13
DATA	6	3	1	14
COST SAVINGS	$1.92m	$2.22m	$2.18m	$496k
REPRESENTATION AND OPPORTUNITIES COUNCILS HAVE BEEN AFFORDED	147	159	210	68
MEDIA INCLUDING SOCIAL MEDIA	13	18	25	15
PR VALUE OF TOURISM	$1.5m	$2.4m	$1.9m	tbc
MEDIA PR VALUE	35	102	101	37

Savings

The following chart shows the savings achieved by member Councils through aggregated procurement. The chart reflects savings in the 22/23 financial year to date.

Savings net off costs of CNSWJO staff.

Regarding the cost savings methodology, it was developed in the Best Practice in Aggregated Procurement Program and is substantially more conservative than the methodologies of other aggregators.



Please contact Jennifer Bennett, Executive Officer, 0428690935, regarding this advice.

Country Mayors Association Inc
of NEW SOUTH WALES

Chairperson: Cr Jamie Chaffey
PO Box 63, Gunnedah NSW 2380
0467 402 412
ABN 92 803 490 533

MEETING MINUTES

GENERAL MEETING

Thursday 9 March 2023 held at the Offices of the Port of Newcastle, Level 4, 251 Wharf Road, Newcastle.

The meeting opened at 8:45am

1. ATTENDANCE:

Armidale Regional Council, Cr Sam Coupland, Mayor
Armidale Regional Council, Mr James Roncon, General Manager
Bega Valley Shire Council, Cr Russell Fitzpatrick, Mayor
Bellingen Shire Council, Cr Steve Allan, Mayor
Berrigan Shire Council, Cr Matthew Hannan, Mayor
Broken Hill City Council, Cr Jim Hickey, Deputy Mayor
Dungog Shire Council, Cr John Connors, Mayor
Dungog Shire Council, Mr Gareth Curtis, General Manager
Federation Council, Cr Patrick Bourke, Mayor
Federation Council, Mr Adrian Butler, General Manager
Forbes Shire Council, Cr Phyllis Miller, Mayor
Forbes Shire Council, Mr Steve Loane, General Manager
Glen Innes Shire Council, Cr Troy Arandale, Deputy Mayor
Glen Innes Shire Council, Mr Bernard Smith, General Manager
Goulburn Mulwaree Council, Cr Peter Walker, Mayor
Griffith City Council, Cr Doug Curran, Mayor
Griffith City Council, Mr Brett Stonestreet, General Manager
Gunnedah Shire Council, Cr Jamie Chaffey, Mayor
Gunnedah Shire Council, Mr Eric Groth, General Manager
Kempsey Shire Council, Cr Leo Hauville, Mayor
Kempsey Shire Council, Mr Craig Milburn, General Manager
Lachlan Shire Council, Cr John Medcalf, Mayor
Lachlan Shire Council, Mr Greg Tory, General Manager
Leeton Shire Council, Cr Tony Reneker, Mayor
Leeton Shire Council, Ms Jackie Kruger, General Manager
Liverpool Plains Shire Council, Cr Doug Hawkins, Mayor
Liverpool Plains Shire Council, Mr Nathan Skelly, Acting General Manager
Mid-Western/Mudgee Regional Council, Cr Des Kennedy, Mayor

UNCONFIRMED

Moree Plains Shire Council, Cr Mark Johnson, Mayor
Moree Plains Shire Council, Mr Lester Rogers, General Manager
Narrabri Shire Council, Cr Ron Campbell, Mayor
Narrabri Shire Council, Mr Robert Williams, General Manager
Narromine Shire Council, Cr Dawn Collins, Deputy Mayor
Oberon Council, Cr Lauren Trembath
Oberon Council, Mr Gary Wallace, General Manager
Orange City Council, Cr Jason Hamling, Mayor
Parkes Shire Council, Cr Ken Keith, Mayor
Port Stephens Council, Cr Ryan Palmer, Mayor
Singleton Council, Cr Sue Moore, Mayor
Singleton Council, Mr Jason Linnane, General Manager
Tamworth Regional Council, Cr Russell Webb, Mayor
Tamworth Regional Council, Mr Paul Bennett, General Manager
Tenterfield Shire Council, Cr Bronwyn Petrie, Mayor
Uralla Shire Council, Cr Robert Bell, Mayor
Uralla Shire Council, Ms Kate Jessep, General Manager
Walcha Council, Cr Eric Noakes, Mayor
Wingecarribee Shire Council, Mr Viv May, Interim Administrator
LGNSW, Cr Darriea Turley, President
LGNSW, Mr Scott Phillips, CEO

APOLOGIES:

Ms Linda Scott, President ALGA and as submitted

Further apologies taken from the floor:

- Kent Boyd, GM Parkes
- Cr Rick Firman, Mayor Temora

SPECIAL GUESTS
(a) Clr Darriea Turley AM, President, LGNSW
(b) Mr Scott Phillips, CEO, LGNSW

2. Adoption of Minutes of Previous Meeting:

RESOLVED that the minutes of the General Meeting held on 18 November 2022 be accepted as a true and accurate record

Moved: Narrarbri Mayor, Councillor Ron Campbell
Seconded: Kempsey Mayor, Councillor Leo Hauville

Carried

Meeting suspended at 8:50am, and Jamie introduced Darriea and Scott

Darriea addressed current matters for LGNSW including Red Fleet and then handed over to Scott, LGNSW. Scott addressed the following:

Page 3

UNCONFIRMED

- Councillor Conduct Framework
- IPART Review of Rate Peg Methodology- new CEO doesn't believe that they can have report to Government by April deadline, and have been granted a 3 month extension

Chairman Chaffey introduced Craig Carmody at 9:00am

Mr Carmody gave the meeting an overview of the operations and aspirations of Port of Newcastle.

Mr Carmody wrapped up at 9:50 with a presentation of a book to Jamie.

Mayor of Singleton, Councillor Sue Moore made a presentation as a token of appreciation to Craig.

Meeting broke for morning tea to resume at 10:15am.

Meeting resumed at 10:15am

3. Matters Arising from the Minutes:

There were no matters arising.

4. Membership:

Motion: That Junee Shire Council, Muswellbrook Shire Council, Bourke Shire Council be admitted as members of the Association.

Moved: *Forbes Mayor, Councillor Phyllis Miller*
Seconded: *Federation Mayor, Councillor Patrick Bourke*

Carried unanimously.

Chairman Chaffey read correspondence received last night from Mayor of Newcastle, which requested that the association grant Newcastle City Council associate membership.

Discussion ensued.

Motion: That Country Mayors Association move to work on consideration of change to our membership to align with that of LGNSW rural regional.

Moved: *Forbes Mayor, Councillor Phyllis Miller*
Seconded: *Lachlan Mayor, Councillor John Medcalf*

Carried

UNCONFIRMED

Motion: That 2 months notice be given that there be constitutional change to allow for there to be associate membership to the association.

Moved: *Parkes Mayor, Councillor Ken Keith*
Seconded: *Tenterfield Mayor, Councillor Bronwyn Petrie*

The matter was suggested to deferred pending the investigation of realignment of membership as per the previous motion. The Chair determined to allow it as it was a separate matter to that of Newcastle's request.

Carried by 75% majority
It was noted that the executive would work towards putting words around what associate membership would entitle and how much it would be.

5. Correspondence:

Correspondence Outward and Correspondence Inward sheets provided with General Meeting Agenda

Motion: That the correspondence be noted.

Moved: *Lachlan Mayor, Councillor John Medcalf*
Seconded: *Tamworth Mayor, Councillor Russell Webb*

Carried

(a) NSW Fair Trading Form A12 – T2 Annual Summary of Financial Affairs Tier 2

(b) Local Government NSW Update for CMA Meeting on 09/03/23
Clr Darriea Turley AM, President, LGNSW provided update and addressed CMA members regarding membership

6. Financial Report:

Motion: That the financial reports for the last quarter were tabled and accepted.

Moved: *Parkes Mayor, Councillor Ken Keith*
Seconded: *Glen Innes Deputy Mayor, Councillor Troy Arandale*

Carried

UNCONFIRMED

7. General Business

(a) Change to CMA Constitution

At the 18 November meeting it was resolved that notice of 2 months be given to members to change the Associations Constitution to provide for the position of Immediate Past Chairman to be a member of the Executive.

Under clause 32 of the Constitution, no alterations to the Constitution shall be made unless two months' notice in writing is first given and unless the alteration be supported by 75% of the members present at the meeting at which the vote is taken. Notice of the proposed change was notified to members by e-mail on the 28 November 2022

Motion: That the Country Mayors Association change the Associations Constitution to create the position of Immediate Past Chairman and provide for that position to be a member of the Executive.

Moved: *Forbes Mayor, Councillor Phyllis Miller*
Seconded: *Tamworth Mayor, Councillor Russell Webb*

Carried unanimously

(b) Acknowledgement to Country

Motion: That the Country Mayors Association includes an Acknowledgement to Country at its future meetings with the wording of such to be as follows:

"We acknowledge the Traditional Custodians of the land and waters, and we show our respect for Elders past, present and emerging. We are committed to providing communities in which Aboriginal and Torres Strait Islander People are included socially, culturally and economically".

Moved: *Kempsey Mayor, Councillor Leo Hauville*
Seconded: *Bellingen Mayor, Councillor Steve Allan*

Carried unanimously

UNCONFIRMED

(c) Quotes

CMA Banners (Llyod Signs)

Website (Two Cats Creative)

Motion: That the Country Mayors Association accepts the quotes for CMA Banners received from Lloyd Signs and for CMA Website received from Two Cats Creative.

Moved: *Goulburn Mayor, Councillor Peter Walker*
Seconded: *Berrigan Mayor, Councillor Matthew Hannan*

Carried

(d) Revised and amended Scholarship Program

It was noted by the Chair that there was some concern with this item by parties external to CMA as the amount offered was greater than the first prize for the Bluett.

Motion: That the matter of the scholarship program be deferred to the May meeting of CMA.

Moved: *Forbes Mayor, Councillor Phyllis Miller*
Seconded: *Tamworth Mayor, Councillor Russell Webb*

Carried

(e) CMA Position on distribution of Letters of Support for Funding

The Chairman recently received a request for a Letter of Support for a member council to assist with a grant funding application to a State Government program. A draft letter was presented to the Executive for their approval as CMA currently do not have an endorsed position on the provision of such request for support. It should be noted the letter was supported by the Executive but it was not unanimous and after further discussion with the Executive it was decided that this issue should be debated at the next General Meeting of CMA for a formal position to be developed.

Motion: That the Country Mayors Association not give letters of support to our member Councils for their grant funding applications.

Moved: *Forbes Mayor, Councillor Phyllis Miller*
Seconded: *Singleton Mayor, Councillor Sue Moore*

Carried

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General Business from the floor:

Motion:
That the Association, at a future meeting, report on holding two meetings a year in non-metropolitan locations with application criteria being determined by the Executive. These meetings would commence in 2024 if adopted.

Moved: Kempsey Mayor, Councillor Leo Hauville
Seconded: Forbes Mayor, Councillor Phyllis Miller

It was clarified by the Chair that this is 2 additional meetings to the 4 meetings per year that CMA will hold in Parliament House aligned with sitting dates, or alternate venue such as York Club.

Carried

Motion:
That the Country Mayors Association write to the Board of LGNSW and request that a motion be moved at the next LGNSW Conference to:

1. Revoke the previously passed motion to disallow real estate agents and developers and associated families of such from standing as councillors through NSW LGAs; and
2. That if the motion is successful that the board write to both major political parties advising them of the decision.

The Chair sought, given the nature of the motion, leave from the meeting about whether the motion should be accepted. The motion was accepted and put to the vote.

Moved: Broken Hill Deputy Mayor, Councillor Jim Hickey
Seconded: Federation Mayor, Pat Bourke

Carried

There being no further business the meeting closed at 11:15am

The members remained to receive a briefing from Viv May on the Remuneration Tribunal deliberations this year.

A Guided Tour of the Newcastle Port Facilities was then held on conclusion of the meeting.

Next Meeting
The date of the next meeting is scheduled for **Friday 26 May 2023**, location in **Sydney** with venue to be advised.

Cr Jamie Chaffey
CHAIRMAN
COUNTRY MAYOR'S ASSOCIATION OF NSW INC.

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