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

Also present were the General Manager, Director of Environmental Services, Director of Finance & Corporate Services, Director of Engineering & Technical Services, Administration Manager and Administration Officer.

ITEMS FOR DETERMINATION

ITEM - 1 DECLARATIONS FOR POLITICAL DONATIONS

Proceedings in Brief

There were nil declarations for political donations.

MOTION (Nash/Oldham)

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

19/04/01 Carried

ITEM - 2 APPLICATIONS FOR LEAVE OF ABSENCE

Proceedings in Brief

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

MOTION (Davison/Treavors)

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

19/04/02 Carried

ITEM - 3 DECLARATIONS OF INTEREST

Proceedings in Brief

There were nil declarations of interest.

MOTION (Jones/Durkin)

THAT the Declarations of Interest be noted.

19/04/03 Carried

ITEM - 4 MAYORAL MINUTE - APPOINTMENTS

Proceedings in Brief

Clr Beatty

26/03/19 – Attended the Australian National Field Days site for a funding announcement. Attended the office for business paper review with the Acting General Manager and Directors. Attended the Ordinary Council Meeting.

29/03/19 – Attended the office for a meeting with the Acting General Manager and attended to correspondence.

01/04/19 – On leave until 12/04/19.

15/04/19 – Attended the office for a meeting with the General Manager for induction and handover briefing.

17/04/19 – Attended the office for a meeting with the General Manager.

22/04/19 – Attended the office for a meeting with the General Manager.

24/04/19 – Attended the Orange 360 board meeting. Attended the office for a meeting with the General Manager.

25/04/19 – Attended the ANZAC Day Dawn Service and March at Molong.

27/04/19 – Attended the Canowindra Cabonne Country Balloon Glow.

Clr Mullins

25/04/19 – Attended the ANZAC Day services at Obley and Cumnock and advised that David Weston from the Cumnock Show Committee had requested he pass on to Council the appreciation of the Cumnock Community for Council's contribution to the showground improvements.

Clr Weaver

25/04/19 – Attended the Canowindra ANZAC Day commemorations and thanked Council for the wreaths. Laid wreath at the 9am service at the Canowindra Soldier's Memorial Hospital.

Attended the Canowindra International Balloon Challenge over the week culminating on Saturday night. It was once again a great success, credit to the organisers and the town itself.

MOTION (Beatty-)

THAT the information contained in the Mayoral Minute be noted.

19/04/04

Carried

ITEM - 5 COMMITTEE OF THE WHOLE

MOTION (Durkin/Oldham)

THAT it be noted there were nil items called to be debated in Committee of the Whole.

19/04/05 Carried

ITEM - 6 GROUPING OF REPORT ADOPTION

MOTION (Durkin/Newsom)

THAT items 7 to 9 be moved and seconded.

19/04/06 Carried

ITEM - 7 CONFIRMATION OF THE MINUTES

MOTION (Durkin/Newsom)

THAT the minutes of the Ordinary meeting held 26 March 2019 be adopted.

19/04/07 Carried

ITEM - 8 ENFORCEMENT AND COMPLIANCE POLICY

MOTION (Durkin/Newsom)

THAT Council endorse the draft Enforcement and Compliance Policy and place on public exhibition for a period of not less than 42 days, inviting submissions from the public, after which time the policy shall be reported back to Council for adoption with a summary of submissions received.

19/04/08 Carried

ITEM - 9 DRAFT IT SECURITY POLICY

MOTION (Durkin/Newsom)

THAT Council endorse the draft IT Security Policy

19/04/09 Carried

**ITEM - 10 2019 AUSTRALIAN LOCAL GOVERNMENT WOMEN'S
ASSOCIATION ANNUAL CONFERENCE**

MOTION (Oldham/Treavors)

THAT Cllr Oldham be authorised to attend the 2019 ALGWA National Conference.

19/04/10 Carried

**ITEM - 11 PLANNING PROPOSAL FOR AMENDMENT TO CABONNE
LOCAL ENVIRONMENTAL PLAN 2012 TO INCLUDE IN
SCHEDULE 1 LAND AT 59 QUEEN STREET, MOLONG, FOR THE**

PURPOSE OF A SENIORS LIVING DEVELOPMENT

Proceedings in Brief

Clr Batten queried if the current water situation in Molong plus the Molong to Cumnock and Yeoval pipeline water implications has been considered in this development proposal. The Director of Environmental Services advised that the proposal is for the initial step to amend the Local Environmental Plan, and that the developer has undertaken initial research into the site and its servicing capacity.

Clr Davison noted that he recently attended an aged forum in Orange and suggested that at some stage Council should consider what services are needed to support a development such as this and thought it would be beneficial if Council held another forum in Molong and surrounding towns/villages to find out what residents will require from council in the future.

The General Manager advised that the Disability Inclusion Action Plan is another resource that should also be considered.

MOTION (Jones/Oldham)

THAT Council:

1. Receive and note the Planning Proposal to amend Cabonne Local Environmental Plan 2012 to add an additional permitted use to Schedule 1 of that plan to enable development of a seniors' housing development upon land identified as Lot 109 DP 652726, being 59 Queen Street, Molong.
2. Forward the Planning Proposal to the Department of Planning and Infrastructure for Gateway Determination in accordance with Section 3.33 of the Environmental Planning and Assessment Act 1979.
3. Receive a further report following the public exhibition period to provide details of an submissions received during the exhibition.

19/04/11 Carried

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

For: Clr K Beatty, J Jones, M Nash, P Mullins, G Treavors, C Newsom, A Durkin, J Weaver, P Batten, L Oldham and I Davison.

Against: Nil

**ITEM - 12 REVIEW OF COUNCIL'S WATER AND / OR SEWERAGE
CONSUMPTION COSTS POLICY**

Proceedings in Brief

Clr Durkin advised that a similar clause has been included in Central Tablelands Water – Undetected Water Leakage Allowance Policy for a number of years and has proved to be successful.

MOTION (Durkin/Oldham)

THAT council amend clause 11 of the 'Request for reduction in water and/or sewerage consumption costs policy' by the inclusion of an additional dot point to that clause to read *'The General Manager may determine and approve requests for water account adjustments in relation to applications for adjustments under \$1,000. Any adjustments over this amount will be directed to council for approval.'*

19/04/12 Carried

ITEM - 13 DROUGHT ASSISTANCE

Proceedings in Brief

Clr Davison stated that Cabonne is an agricultural shire that is in deep trouble with the drought and stressed that Council should not only be supplying water to people of the town but also to other areas where it is needed.

Clr Jones stated that although he agrees with Clr Davison and supports farmers, Council have a responsibility to the whole community and it must be cautious with the limited water available noting there is other assistance packages available relating to hardship for farmers.

Clr Newsom queried if there is an opportunity for the rural people to access other domestic water. The Mayor clarified that the recommendation is only for Council to cease supply of free water and that water can still be accessed but residents will need to pay for it.

The Director of Environmental Services advised that Central Tablelands Water are putting in place additional stand pipes at Manildra, Eugowra and Canowindra as part of the Federal Drought Grant Program and the community will also be able to access water from them.

Clr Davison requested that his name be recorded against the motion.

It was noted that Clrs Davison, Newsom and Nash voted against the motion.

MOTION (Durkin/Treavors)

THAT council cease the drought assistance measure currently in place.

19/04/13 Carried

MOTION (Jones/Durkin)

THAT Council hereby resolve itself into Committee of the Whole.

19/04/14 Carried

ITEM - 14 2019/2020 INTEGRATED PLANNING AND REPORTING

Proceedings in Brief

The Mayor advised that the Director of Finance and Corporate Services has stated that Council's budgeted operating income should read \$42M.

Clr Davison queried the difference between the total income figure in the cash budget summary compared to the operating statement. The Director of Finance and Corporate Services advised the difference between the two figures is \$720K. This is because the cash budget summary income includes \$1.02M in cash plant sales which is not included in the operating statement, however the operating statement includes \$300K of net gain from sale of plant which is not in the cash budget summary. Therefore the total difference is \$720K. These figures are correct and the reason for the difference is the operating statement is based on accrual accounting whereas the cash statement is based simply on what cash is received.

Clr Davison queried if Council will continue drawing money from reserves to balance the books. The Director of Finance and Corporate Services advised Council are spending \$21M on capital projects and using a net transfer of \$4.2M from reserves, this leaves \$16.8M not funded from reserves which is a significant capital works program and is significantly higher than depreciation which is \$11M.

Clr Davison asked if in five years' time would Council be in the situation of having no money in the bank and requiring a sudden rate rise. The Director of Finance and Corporate Services advised that Council has allowed for about \$16M in capital works per annum in its Long Term Financial Plan. The General Manager commented that the Long Term Financial Plan is a key document for projecting councils sustainability, and that the plan will be revisited and updated regularly.

Clr Davison queried the current grant funding of \$17M-\$18M and if there is any indication this level of funding will continue in the future. The Director of Finance and Corporate Services stated that it is difficult for Council to predict the extent of capital grants it will receive in the future.

Clr Davison queried the Rural Fire Service percentage that Council pay. The Director of Finance and Corporate Services advised that the percentage has not changed but noted the dollar amount payable may change based on the number of shed builds and appliances that are paid for by the Rural Fire Service.

Clr Davison queried if there is any costs accruing associated with the Molong to Cumnock and Yeoval pipeline while it is not running. The Director of Finance and Corporate Services advised that he would take the question on notice but stated that to the best of his knowledge there would be no additional costs except for depreciation which will start accruing due to the new asset being constructed.

Clr Davison queried what the land development costs are referring to. The Director of Finance and Corporate Services advised he will take the question on notice.

Clr Batten queried why the lighting project for the Molong Recreation Ground has not been included in the budget. The General Manager advised that once grant funding has been identified, if successful Council could incorporate the required contribution by way of its quarterly budget review process.

Clr Batten suggested the Operational Plan action wording relating to the new Molong Library be changed from 'Library' to 'Library and Community Cultural Centre'.

Clr Weaver queried the Canowindra sewerage upgrade levy, and if ratepayers are still being charged for this. The General Manager advised he will follow up on the matter.

MOTION (Mullins/Batten)

THAT Council:

1. Adopt the Draft Operational Plan 2019/2020.
2. Adopt the 2019/20 Draft Budget including Fees and Charges.
3. Publicly exhibit the Draft Budget and Operational Plan 2019/20 for a period of 28 days from Wednesday 1 May 2019.
4. Adopt an interest rate equivalent to the maximum allowable percentage allowed by the Office of Local Government for the 2019/2020 financial year to be charged on arrears of Rates and Charges.

19/04/15 Carried

**ITEM - 15 INTEGRATED PLANNING & REPORTING - OPERATIONAL
PLAN THIRD QUARTER REVIEW**

MOTION (Davison/Jones)

THAT the update of the Operational Plan to 31 March 2019, as presented be adopted.

19/04/16 Carried

ITEM - 16 EVENTS ASSISTANCE PROGRAM

MOTION (Nash/Oldham)

THAT Council approve \$1,000 funding under the 2018-19 Events Assistance Program to Bite Riot for the 2019 Orange Apple Festival.

19/04/17 Carried

ITEM - 17 COMMUNITY ASSISTANCE PROGRAM 2018/19 - ROUND 2

Proceedings in Brief

Clr Newsom queried the Age of Fishes application as there was an error with the attachment. The Community Engagement and Development Manager clarified that the application was for the History of the Earth Project. It included a timeline for installation located at the rear of the building and repainting of the outdoor activity area for children.

Clr Davison queried if legally Council should be funding the Manildra Public School application as he thought it should be funded by the State Government. The Community Engagement and Development Manager clarified that the application is from the Parents and Citizens Association, not the school, and said that Council have funded similar applications in the past.

MOTION (Treavors/Newsom)

THAT Council approve Community Assistance Program (CAP) funding for applications 1-6 as recommended in the report.

19/04/18 Carried

ITEM - 18 PROVISION OF PLANT HIRE

Proceedings in Brief

Clr Nash queried if only a certain amount of contractors will be asked to undertake the works or if it will still be open to other contractors that may come to the area. The Director of Engineering and Technical Services clarified that the program has been going for the past six years and is a joint program with Blayney Shire Council noting that any new providers that come to the area can be added to the list.

MOTION (Batten/Durkin)

THAT Council:

1. Adopt the attached list of contractors for the provision of plant hire services for the period from 1 April 2019 to 30 June 2021.
2. Note that this tender does not prohibit Council from accepting new tenders for specific projects.

19/04/19 Carried

ITEM - 19 GOODS AND SERVICES PROVIDERS

MOTION (Davison/Weaver)

THAT Council:

1. Adopt the attached list of contractors for the provision of goods and services for the period from 1 April 2019 to 30 June 2021.
2. Note that this tender does not prohibit Council from accepting new tenders for specific projects.

19/04/20 Carried

ITEM - 20 QUESTIONS FOR NEXT MEETING

Proceedings in Brief

Clr Nash requested an update report on the Canowindra Retirement Village Project.

Clr Jones requested a presentation at the May Councillor Workshop on capital expenditure projects, detailing expenditure to date and how the projects are tracking.

MOTION (Oldham/Jones)

THAT:

1. An update report on the Canowindra Retirement Village Project be presented to the May Council meeting; and
2. A presentation be made to the May Councillor Workshop on capital expenditure projects, detailing expenditure to date and how the projects are tracking.

19/04/21 Carried

ITEM - 21 BUSINESS PAPER ITEMS FOR NOTING

Proceedings in Brief

It was noted that Clr Davison called item 4, and Clr Mullins called item 6 to be further considered.

MOTION (Mullins/Nash)

THAT:

1. Items 4 and 6 be further consider; and
2. The balance of the items be noted.

19/04/22 Carried

ITEMS FOR NOTATION

ITEM - 4 COMMUNITY FACILITATION FUND

Proceedings in Brief

Clr Davison queried if other show societies have been offered the same amount. The Mayor confirmed that it was proposed to offer other show societies the same.

MOTION (Davison/Batten)

THAT the information be noted.

19/04/23 Carried

ITEM - 6 REQUESTS FOR DONATION

Proceedings in Brief

It was noted that Clr Mullins called Item 6 to be further considered.

MOTION (Mullins/Durkin)

THAT Council donate:

1. \$200 to the Yeoval Amateur Swimming Club; and
2. \$775 to the Western Region Academy of Sport (WRAS) for 2019/2020.

19/04/24 Carried

ITEM - 22 MATTERS OF URGENCY

MOTION (Durkin/Oldham)

THAT it be noted there were nil matters of urgency.

19/04/25 Carried

ITEM - 23 COMMITTEE OF THE WHOLE SECTION OF THE MEETING

MOTION (Durkin/Nash)

THAT it be noted there were nil items called to be discussed in Committee of the Whole.

19/04/26 Carried

It was noted the time being 3.09pm the Chair announced that the Council would now be resolving into a Closed Committee of the Whole.

CONFIDENTIAL ITEMS

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

RECOMMENDATION (Weaver/Davison)

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.

1. Carried

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

RECOMMENDATION (Durkin/Newsom)

THAT the Committee endorse the accuracy of the Report of the Proceedings of Confidential Matters at the Ordinary Council meeting held on 26 March 2019 and notes the recommendations recorded in the Official Ordinary Minutes of that meeting are sufficient to state the general effect of the proceeding in Closed Committee.

2. Carried

* **ITEM - 3 GENERAL MANAGER'S PERFORMANCE REVIEW**

RECOMMENDATION (Oldham/Jones)

THAT:

1. Council establish a Performance Agreement with the recently appointed General Manager; and
2. The Performance Review Panel consist of the Mayor, Deputy Mayor Clr Nash and Clr Jones.

3. Carried

ITEM - 4 DEBT RECOVERY REPORT OF OUTSTANDING DEBTS

RECOMMENDATION (Durkin/Newsom)

THAT the ratepayers in the annexure attached be advised in writing that if payment of their account is not made, or a satisfactory arrangement for payment is not made within seven days of this correspondence, Council intends to issue a Statement of Claim for the recovery of all monies owed to Council.

4. Carried

* **ITEM - 5 EVALUATION OF CRAWLER LOADERS**

RECOMMENDATION (Jones/Weaver)

THAT Council purchase from Westrac Pty Ltd, a Caterpillar 963K Crawler Loader, for a purchase price of \$506,680.09 excl GST.

5. Carried

It was noted the time being 3.21pm the Mayor resumed the Ordinary Meeting.

REPORT & RESOLUTIONS OF COMMITTEE OF THE WHOLE

MOTION (Oldham/Weaver)

THAT the Report and Recommendations of the Committee of the Whole Meeting held on Tuesday 30 April, 2019 be adopted.

19/04/27 Carried

There being no further business, the meeting closed at 3.21pm.

CHAIRMAN.

Chairman of the Ordinary Meeting of Cabonne Council held on the 28 May, 2019 at which meeting the listed minutes were confirmed and the signature hereon was subscribed.