

# OBERON COUNCIL

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Present: The Mayor, Councillor K Sullivan (in the Chair), Councillors M J McMahon, B O'Bernier, I Doney, D Fitzpatrick, N Francis, Z Handelsmann, C L McCarthy, and R L Hooper

The General Manager, Mr Bruce Fitzpatrick; the Director of Engineering, Mr Leigh Robins; the Director of Corporate Services, Mr John Chapman; the Director of Development, Mr Ralph Tambasco; and the Executive Assistant, Mrs Sharon Swannell.

A presentation was provided by Ashay Prabhu & Hamish Gunning regarding the Assets Management System.

The Ordinary Council Meeting commenced at 5.51 pm.

## PRAYER

The meeting was opened in prayer by Pastor Andrew Godden

## APOLOGIES

Nil

## QUESTIONS FROM THE PUBLIC

Marjorie Armstrong asked the following questions:

1. Why would Council consider making what could only be called bandaid solutions to the Library and Community Centre?
2. Why would Council not be better to wait until more funds are available and do a more worthwhile and effective renovation at a later date?

The Mayor responded and advised that the matter would be discussed during the meeting.

3. Why were not all the criteria that is being applied to a grant application for the Library/Community Centre not carried out when both applications were submitted for the Indoor Sports Centre/Pool covering, refer to Page 10 of the Staff Report?

Councillor O'Bernier requested clarification of the question. The Mayor responded that once again the matter would be discussed during the business section of the meeting.

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4. Would those Councillors who believe I was not capable of writing my own letters to the Review now be interested in seeing my certificate and results for my now completed writing course?

## CONFIRMATION OF MINUTES

1. **RESOLVED:** That the Minutes of the duly convened Ordinary Meeting held on 21 April 2009 be taken as read and confirmed. (Doney/McMahon)
2. **RESOLVED:** That the Minutes of the duly convened Special Meeting held on 7 May 2009 be taken as read and confirmed. (McCarthy/Fitzpatrick)

## Matters Arising From the Minutes

3. **RESOLVED:** That it be noted that Councillor Handelsmann is concerned about the process with regard to applying for a grant for the Multi-purpose Sport & Recreation Centre and the direction to staff to apply for a grant under the Jobs Fund be recorded in the minutes of the 7 May 2009 Special Meeting.

(O’Bernier/Doney)

## DECLARATIONS OF INTEREST

**Pecuniary** - Nil

**Conflicts** - Councillor Doney declared a non-substantial, non-pecuniary interest in item C3 of the Confidential Staff Report, Councillor Doney has an association with the person who is the subject of the report.

Councillor McMahon declared an interest in item C3 of the Confidential Staff Report, Councillor McMahon is related to the person who is the subject of the staff report.

**Staff** - Nil

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**Moved and Seconded:** That Item C3 of the Confidential Staff Report be dealt with in General Business. (Handelsmann/McCarthy)

The motion was withdrawn prior to being put.

## MAYORAL MINUTE

### A. Meetings

Meetings attended since my last report include:

1. Museum representatives 16 April 2009.
2. Information session with LEP Consultant 20 April 2009.
3. Council Meeting 21 April 2009.
4. Aged Care Committee Representative 27 April 2009.
5. Oberon RSL Sub-branch Representative 27 April 2009.
6. Chas McPhail, Country Energy 1 May 2009.
7. VISY Heavy Vehicle & Forest Demonstration 6 May 2009.
8. Department of Corrective Services & Oberon Businesses 6 May 2009.
9. Special Meeting – Estimates 7 May 2009.
10. Telstra re Network Coverage in Oberon LGA 12 May 2009.
11. GM Performance Review 12 May 2009.
12. Deputation to Minister for Water & Minister for Corrective Services 13 May 2009.

### B. Representation

Council was represented at the following:

1. Dept Corrective Service Academic Awards and Medal Ceremony 17 April 2009.
2. ANZAC Ceremony Oberon 25 April 2009.
3. Back to Burruga & Burruga ANZAC Memorial Service 26 April 2009.
4. Official welcome EDAP Conference 29 April 2009.
5. Various media interviews.

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## C. Correspondence

Correspondence received included:

1. From Mayor of Eeabat, Kemal Dokuz.
2. Western Regional Academy of Sport Annual Report & Request for Sponsorship.
3. Regional Achievement & Community Awards – Nominations now open until 21.08.09.
4. Gerard Martin MP in response to request for meeting with Minister for Corrective Services, the Hon John Robertson.
5. Visy Pulp & Paper re Plantation Timber Road Haulage Demonstration – 23m B-Doubles 6 May 2009.
6. Invitation to attend the Mayoral Reception for the Western NSW Regional Launch of Education Week 2009.
7. The Hon David Borger MP re Housing NSW & the Commonwealth National Building Economic Stimulus Plan.
8. NSW Department of Corrective Services re Establishment of a Minimum Security Correctional Facility in Oberon.
9. Invitation to attend the 2009 Sister Cities Australia National Conference – Tamworth 19 – 22 July 2009.
10. Chris Taylor – Area General Manager Telstra re Meeting Date.
11. Invitation from Burruga Ag Bureau to attend an information night on Carbon Credits and Direct Drilling.
12. LGSA – ELSA Dixon Aboriginal Employment Program (EDAEP)
13. Invitation to NSW – Reclaiming 1<sup>st</sup> Improving Infrastructure Symposium
14. LGSA – NSW Local Government Week 2009 – 3 to 9 August 2009.
15. Nation Building – NSW Taskforce Update 4 May 2009.
16. The Nationals NSW re Redistribution of Federal Electoral Boundaries.
17. ANL – Invitation to attend a site tour of the Blayney Recycling & Compost Facilities.
18. A Report to Government – An Assessment of the Social Impacts Associated with Drought.

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## GENERAL MANAGERS REPORT

The General Manager's activities for the month of April 2009 are as follows:

### Meetings

Meetings attended since my last report include:

1. Meeting with representatives Oberon Leagues Club 4 May 2009.
2. Discussions with Australian Rail Track Corporation 4 May 2009.
3. IPWEA Meeting – Official Welcome 6 May 2009.
4. Estimates Meeting 7 May 2009.
5. Fish River Water Supply – Drought Meeting 8 May 2009.
6. MANEX Meeting 11 May 2009.
7. Telstra re Network Coverage in LGA 12 May 2009.
8. GM Performance Review 12 May 2009.
9. Meeting with Minister for Water & Minister for Corrective Services 13 May 2009.

## STAFF REPORT

### ITEM A1 - REPRIORITISING THE STANDARD LOCAL ENVIRONMENTAL PLAN (LEP) PROGRAM

Staff Report to the 19 May 2009 Ordinary Meeting

File No. D52.1

4. **RESOLVED:** That the information be received and noted. (McMahon/Hooper)

### ITEM A2 - CERTIFICATION OF DRAFT STANDARD INSTRUMENT LOCAL ENVIRONMENTAL PLANS FOR PUBLIC EXHIBITION

Staff Report to the 19 May 2009 Ordinary Meeting

File No. D52.1

5. **RESOLVED:** That the information be received and noted. (McCarthy/McMahon)

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## **ITEM A3 - SMALL BUSINESSES IN RESIDENTIAL AREAS – NEW LOCAL ENVIRONMENTAL PLAN**

**Staff Report to the 19 May 2009 Ordinary Meeting**

**File No. D52.1**

6. **RESOLVED:** That the information be received and noted. (McCarthy/Doney)

## **ITEM A4 - VARIATION TO DEVELOPMENT CONTROL PLAN 2001 - DEVELOPMENT APPLICATION 128/09 – 88 BED RESIDENTIAL CARE FACILITY FOR THE AGED**

**Staff Report to the 19 May 2009 Ordinary Meeting**

**File No. PO2.95**

7. **RESOLVED:** That the items of late correspondence tabled be received.

(McCarthy/Hooper)

8. **RESOLVED:** That Council approve the subdivision subject to any appropriate conditions regarding fencing and access to proposed Lot 2 be provided from Albion Street.

(Hooper/O’Bernier)

In accordance with Section 375A of the Local Government Act, the following votes are recorded for/against this motion:

Votes For: Francis, McMahon, Doney, O’Bernier, Hooper, McCarthy, Handelsmann

Votes Against: Fitzpatrick

## **ITEM B1 - POLICY REVIEWS**

**Staff Report to the 19 May 2009 Ordinary Meeting**

**File No. A1.2.7**

10. **RESOLVED:** That the matter be deferred pending clarification of the following:
- a. Whether lack of training will affect the ability of individuals to take part in the selection process, and
  - b. Whether it is necessary to list all appropriate discriminatory points.

(Hooper/Doney)

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**ITEM B2 - BLUE MOUNTAINS TOURISM LIMITED – REPRESENTATIVE REPORT**  
**Staff Report to the 19 May 2009 Ordinary Meeting**  
**File No. P73.1**

10. **RESOLVED:** That the information be received and noted subject to an inclusion of definition of acronyms in future reports.

(McMahon/Hooper)

**ITEM B3 - QUARTERLY BUDGET REVIEW AS AT 31 MARCH 2009**  
**Staff Report to the 19 May 2009 Ordinary Meeting**  
**File No. C15.3**

11. **RESOLVED:** That the Quarter 3 Budget Review Statements for 2008/2009 be received and noted.

(McCarthy/O’Bernier)

**ITEM B4 - REVIEW OF MANAGEMENT PLAN – QUARTER 3, 2008/09**  
**Staff Report to the 11 May 2009 Ordinary Meeting**  
**File No. C15.5**

12. **RESOLVED:** That the Quarter 3 Management Plan review for 2008/2009 be received and noted.

(Fitzpatrick/O’Bernier)

13. **RESOLVED:** That the report format for the Quarterly Management Plan be simplified to provide progress to date in relation to matters contained within the Management Plan in lieu of detailed information already contained in the Quarterly Budget Review.

(O’Bernier/Doney)

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**ITEM B5 - COMMUNITY CENTRE/LIBRARY RE-DEVELOPMENT**  
**Staff Report to the 19 May 2009 Ordinary Council Meeting**  
**File No. A3.11**

**Moved and Seconded:** That a grant application be made for funding under the Jobs Fund for the enclosure of the Swimming Pool. (Handelsmann/Doney)

The motion was put and lost.

14. **RESOLVED:** That the community be consulted in regards to providing funds to repay any necessary borrowings for inclusion of community infrastructure program in council's future asset management plans.

(Sullivan/Hooper)

**Moved and Seconded:** That Council determine that the proposed Library/Community Centre Co-located Facility be deferred pending a determination of possible priorities and funding.

(O'Bernier/McMahon)

The motion was withdrawn prior to being put.

15. **RESOLVED:** That the proposed Library/Community Centre Co-located Facility at the existing site as set out in the consultants recommendation be included in the costing for consultation with the community.

(Hooper/Doney)

16. **RESOLVED:** That the proposed Multi-Purpose Sporting Complex and the additional cost of enclosing the swimming pool and renovating the existing pool amenities be included as separate items for inclusion in the costing of capital repayment and operating costs for consultation with the community.

(Hooper/Doney)

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17. **RESOLVED:** That an estimate of costs be prepared for the renovations to the existing Community Centre to include:
- a. Floor coverings;
  - b. Improved and more efficient heating;
  - c. Access and facilities for the disabled;
  - d. Alterations to internal walls & fittings to provide more usable areas; and
  - e. Glass/door area at rear

subject to consultation with the current main users to clarify the necessary renovations considered appropriate;

(Hooper/Sullivan)

18. **RESOLVED:** That the proposed format and wording of the survey be approved by council and that the survey be carried out of ratepayers.

(McMahon/Hooper)

**ITEM B6 - ALBION STREET LAND**  
**Staff Report to the 19 May 2009 Ordinary Meeting**  
**File No. E37.3**

19. **RESOLVED:** That the agent be advised that the price for land south of Maher Drive is \$32 per m2 plus GST.

(McCarthy/Hooper)

**ITEM B7 - LOCAL GOVERNMENT CULTURAL AWARDS**  
**Staff Report to the 19 May 2009 Ordinary Meeting**  
**File No. A1.4.1**

20. **RESOLVED:** That a letter of congratulations be sent to the Oberon Arts Council for their efforts coordinating the Terrazzo Tapestries project on behalf of the community.

(Sullivan/Hooper)

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## **ITEM B8 - COUNCILLOR TRAINING**

**Staff Report to the 19 May 2009 Ordinary Meeting**  
**File No. A1.3.3**

21. **RESOLVED:** That Gerry Holmes be engaged to conduct Councillor Training in house and that Privacy, Confidentiality, Declarations of Interest and Meeting Procedure be included in the training program to be held in the evening on a week day to be determined following consultation with the trainer.

(McCarthy/Handelsmann)

## **ITEM B9 - GST CERTIFICATE OF CONFIRMATION**

**Staff Report to the 19 May 2009 Ordinary Meeting**  
**File No. C17.3.2**

22. **RESOLVED:** That the Goods and Services Tax Certificate for the payment of voluntary GST for the period from 1 May 2008 to 30 April 2009 to be submitted to the Department of Local Government.

(O'Bernier/Fitzpatrick)

Council rose for dinner at 8.33 pm.

Councillor O'Bernier & Councillor McCarthy left the meeting at 8.33 pm

The meeting resumed at 9.03 pm

## **PRECIS OF INFORMATION**

23. **RESOLVED:** That items P1 to P4 be received and noted. (McMahon/Francis)

## **ITEM P1 - INQUIRY INTO THE IMPACT OF THE GLOBAL FINANCIAL CRISIS ON REGIONAL AUSTRALIA**

**Staff Report to the 19 May 2009 Ordinary Meeting**  
**File No. C18.1**

24. **RESOLVED:** That the information be received and noted. (McMahon/Francis)

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## ITEM P2 - COUNCIL MEETINGS

Staff Report to the 19 May 2009 Ordinary Meeting  
File No. A2.1

25. **RESOLVED:** That the information be received and noted. (McMahon/Francis)

## ITEM P3 - OBERON ANIMAL POUND

Staff Report to the 19 May 2009 Ordinary Meeting  
File No. D54.1

26. **RESOLVED:** That the information be received and noted. (McMahon/Francis)

## ITEM P4 - STATEMENT OF BANK BALANCES AND INVESTMENTS

Staff Report to the 19 May 2009 Ordinary Meeting  
File No. C17.1

27. **RESOLVED:** that the information be received and noted. (McMahon/Francis)

## NOTICES OF MOTION

Nil

## REPORTS FROM DELEGATES

Nil

## INFORMATION BULLETIN

28. **RESOLVED:** That the information be received and noted.

(Fitzpatrick/McMahon)

It was noted that the General Manager be requested to amend the incorrect figure on the rates report included in the Information Bulletin.

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## BUSINESS WITHOUT NOTICE

29. **RESOLVED:** That the Common Seal of Council be affixed to a Section 88B Instrument for an Easement for Services and Easement to Drain Sewerage on Plan of Subdivision of Lot 12 in DP 1130285.

(Fitzpatrick/Hooper)

30. **RESOLVED:** That Council's Water Restriction Policy and the information regarding water restrictions on Council's website be amended to reflect that Level 7 Water Restrictions be enforced when the Oberon Dam is less than 8% of capacity.

(Sullivan/Hooper)

## SUPPLEMENTARY STAFF REPORT

Nil

## CLOSED COUNCIL

In accordance with the *Local Government Act 1993* and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is a kind as referred to in section 10A(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

Set out below is Section 10A(2) of the *Local Government Act 1993* in relation to matters which can be dealt with in the closed part of a meeting.

*The matters and information are the following:*

- (a) personnel matters concerning particular individuals (other than Councillors),*
- (b) the personal hardship of any resident or ratepayer,*
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business,*
- (d) commercial information of a confidential nature that would, if disclosed:*
  - (i) prejudice the commercial position of the person who supplied it, or*
  - (ii) confer a commercial advantage on a competitor of the council, or*
  - (iii) reveal a trade secret,*
- (e) information that would, if disclosed, prejudice the maintenance of law,*

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- (f) matters affecting the security of the Council, Councillors, Council staff or Council property,*
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege,*
- (h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.*

## **ITEM C1 - BLACK SPRINGS AND BURRAGA TRANSFER STATIONS**

This item is classified CONFIDENTIAL under section 10A(2)(d) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (d) commercial information of a confidential nature that would, if disclosed:
  - (i) prejudice the commercial position of the person who supplied it, or
  - (ii) confer a commercial advantage on a competitor of the council, or
  - (iii) reveal a trade secret

## **ITEM C2 - LIGHT VEHICLE REVIEW**

This item is classified CONFIDENTIAL under section 10A(2)(a) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (a) personnel matters concerning particular individuals (other than councillors)

The reason for discussion of this item in closed Committee of Council is that it relates to personnel matters concerning particular individuals (other than Councillors).

## **ITEM C3 - COMPLAINT ALLEGING UNAUTHORISED BUILDING WORK BUILDING CERTIFICATE APPLICATION RETROSPECTIVE DEVELOPMENT APPLICATION NO. 110/09**

This item is classified CONFIDENTIAL under section 10A(2)(a) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (a) personnel matters concerning particular individuals (other than councillors)

The reason for discussion of this item in closed Committee of Council is that it relates to personnel matters concerning particular individuals (other than Councillors).

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## ITEM C4 - PLANT REPLACEMENT

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

(c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

The reason for discussion of this item in closed Committee of Council is that it relates to tenders for plant replacement0

## ITEM C5 - ELECTRICITY SUPPLY TENDER

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

(c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

The reason for discussion of this item in closed Committee of Council is that it relates to tenders for electricity supply.

## ITEM C6 - INVESTMENTS

This item is classified CONFIDENTIAL under section 10A(2)(g) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

(g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege.

This items contains information about potential legal proceedings and therefore confidential.

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## **ITEM C7 - OBERON RUGBY LEAGUE FOOTBALL CLUB SALE TO OBERON COUNCIL 16 LOWES MOUNT ROAD, OBERON**

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

(c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

This matter is classified confidential because it contains information about the purchase of a property that, if disclosed, would confer a commercial advantage on a person with whom the council is conducting business.

It is not in the public interest to reveal the details of deliberations on this matter at this stage.

### **31. RESOLVED:** That

1. Council resolve into closed council to consider business identified, together with any late reports tabled at the meeting.
2. Pursuant to section 10A(1)-(3) of the *Local Government Act 1993*, the media and public be excluded from the meeting on the basis that the business to be considered is classified as confidential under the provisions of section 10A(2) as outlined above.
3. The correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the *Local Government Act 1993*.

(Hooper/Fitzpatrick)

Council closed the meeting at 9.20 pm. There were no members of the public present at this time.

### **31. RESOLVED:** That Council move out of closed council and into open council.

(Hooper/Doney)

Open Council resumed at 10.31 pm.

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The following resolutions of Council while the meeting was closed to the public were read to the meeting by the Mayor, there were no members of the public present.

**ITEM C1 - BLACK SPRINGS AND BURRAGA TRANSFER STATIONS**  
**Confidential Staff Report to the 19 May 2009 Ordinary Meeting**  
**File No. E35.1, A6.1**

**32. RESOLVED:** That:

1. The quotation from Hayden's Bin Hire for \$638/week for collection and transportation of waste from Black Springs and Burraga transfer stations be accepted.
2. The alternative opening days of Wednesday and Sunday be advertised and the Black Springs Progress Association and the Burraga and District Community Association be advised of the new opening days and times.
3. The opening times be as follows:

Black Springs	Wednesday	2.30 pm – 4.30 pm
	Sunday	12.30 pm – 2.30 pm
Burraga	Wednesday	12.00 pm – 2.00 pm
	Sunday	10.00 am – 12.00 pm

(Hooper/Fitzpatrick)

**ITEM C2 - LIGHT VEHICLE REVIEW**  
**Confidential Staff Report to the 19 May 2009 Ordinary Meeting**  
**File No. E37.5.2**

**33. RESOLVED:** That:

1. That the consultant's recommendations be adopted and included in a New Light Vehicle Policy and that the rationale contained in the report be utilised as a guideline when applying the policy.
2. With reference to Comment 8, Page 22 of the Consultants Report, that in the implementation of the new policy the General Manager be authorised to seek the assistance of the LGSA Human Resources Advisor if appropriate, to result in no net effect to existing staff.

(Sullivan/Handelsmann)

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Councillor McMahon declared an interest in Item C3 of the Confidential Staff Report, Councillor McMahon left the chambers at 9.56 pm.

Councillor Doney declared an interest in Item C3 of the Confidential Staff Report, Councillor Doney remained in the chambers for the discussion.

## **ITEM C3 - COMPLAINT ALLEGING UNAUTHORISED BUILDING WORK BUILDING CERTIFICATE APPLICATION RETROSPECTIVE DEVELOPMENT APPLICATION NO. 110/09**

**Confidential Staff Report to the 19 May 2009 Ordinary Meeting**

**File No. PO49.62**

- 34. RESOLVED:** That in respect to unauthorised development comprising the construction of a timber framed patio cover/carport addition to a dwelling situated at Lot 45, Section B, DP 2364, No 62 Scotia Avenue, Oberon the Council:
- a) Approve the issue of a building certificate in response to an application dated 9 March 2009 submitted by the owners of Lot 45, Section B, DP 2364 on 16 March 2009.
  - b) Approve retrospective development application number 110/09 dated 9 March 2009 submitted by the owners of Lot 45, Section B, DP 2364 on 16 March 2009 for consent to use an existing structure as a timber framed patio cover/carport.
  - c) That a written warning be issued to the applicant that any further instance of unauthorised building work will result in the commencement of legal proceedings.
  - d) Advise the complainant of the result of the investigation of their complaint.

(Hooper/Fitzpatrick)

In accordance with Section 375A of the Local Government Act, the following votes are recorded for/against this motion:

Votes for: Francis, Doney, Hooper, Handelsmann, Fitzpatrick, Sullivan

Votes against: Nil

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35. **RESOLVED:** That staff be advised that Council appreciate their forbearance in dealing with this matter.

(Doney/Hooper)

Councillor McMahon returned to the chambers at 10.03 pm

## ITEM C4 - PLANT REPLACEMENT

**Confidential Staff Report to the 19 May 2009 Ordinary Meeting**

**File No. E37.3**

36. **RESOLVED:** That:

1. The offer for supply of a Caterpillar 432E Backhoe from Westrac for \$168,729 be accepted.
2. Plant 10 be disposed of at a plant auction.

(Fitzpatrick/Francis)

Councillor Sullivan requested that his vote against the motion be recorded.

## ITEM C5 - ELECTRICITY SUPPLY TENDER

**Confidential Staff Report to the 19 May 2009 Ordinary Meeting**

**File No. A4.2**

37. **RESOLVED:** That the tender for electricity supply from Country Energy be accepted.

(Fitzpatrick/Doney)

## ITEM C6 - INVESTMENTS

**Confidential Staff Report to the 19 May 2009 Ordinary Meeting**

**File No. C17.2.2**

38. **RESOLVED:** That the information be received and noted. (Doney/Sullivan)

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**ITEM C7 - OBERON RUGBY LEAGUE FOOTBALL CLUB SALE TO OBERON COUNCIL, 16 LOWES MOUNT ROAD, OBERON  
Confidential Staff Report to the 19 May 2009 Ordinary Meeting  
File No's. PO36.16**

**39. RESOLVED:**

1. That the area directly in front of the clubhouse on the western side between the existing veranda and the fence not be included in the leased area.
2. That the lease reflect the intent of the arrangement that other sporting groups have access to dressing sheds and amenities.
3. That the period of the lease be 10 years with the option of three ten year renewals subject to negotiation and that the lease cannot be sub-leased.

(Sullivan/McMahon)

This concluded the business and the meeting rose at 10.36 pm.

Confirmed this \_\_\_\_\_ day of \_\_\_\_\_ 2009.

\_\_\_\_\_  
General Manager.

\_\_\_\_\_  
Mayor.

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Minutes of the duly convened Ordinary Meeting of Oberon Council held at the Council Chambers, Oberon on Tuesday, 19 May 2009, commencing at 5.30pm.

\_\_\_\_\_  
General Manager

\_\_\_\_\_  
Mayor