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## CONFIRMED MINUTES

Oberon Council Ordinary Meeting  
Tuesday 17 March 2015

Commencing at 5.30pm  
at the Oberon Council Chambers

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## 1. OPENING OF MEETING

The Mayor welcomed members and declared the meeting open at 5.30pm.

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## 2. ACKNOWLEDGEMENT OF COUNTRY

Council acknowledges that this meeting is being held on the traditional lands of the Wiradjuri and Gundungurra People, and respects the history and culture of the elders both past and present.

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## 3. PRAYER

The Meeting was opened in prayer by Cllr Ian Doney.

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## 4. RECORD OF ATTENDANCE

Members      Mayor John McMahon (in the Chair)  
                 Deputy Mayor Kerry Gibbons  
                 Cllr Ian Doney  
                 Cllr Jill Evans  
                 Cllr Neil Francis  
                 Cllr Sam Lord  
                 Cllr Clive McCarthy  
                 Cllr John Morgan  
                 Cllr Kathy Sajowitz

Staff            Alan Cairney, General Manager  
                 Gary Wallace, Planning and Development Director  
                 Chris Schumacher, Works and Engineering Director  
                 Rodney Wallace, Acting Works and Engineering Director  
                 Lynette Safranek, Finance and Community Services Director  
                 Sharon Swannell, Executive Coordinator  
                 Sarah-Jane Holland, Customer Service Trainee

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## 5. DECLARATIONS OF INTEREST

File No: Governance/Councillors/Declarations of Interest

Pecuniary	-	Cllr Francis declared an interest in Report Item 13.07 point 1. Cllr Francis owns land adjoining this application.  Cllr Lord declared an interest in Report Item 13.07 point 2. Cllr Lord is related to an adjoining landholder who may be affected by the proposed road closure.
Non-Pecuniary Significant	-	Nil
Non-Pecuniary Less than Significant	-	Cllr Gibbons declared an interest in 13.07 point 8. Cllr Gibbons employer owns land which may be affected by the proposed road closure.

## 6. GENERAL AND CIVIC PRESENTATIONS

Nil

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## 7. COMMUNITY PRESENTATIONS AND QUESTIONS

Veronika Cvitanovic asked about the formation of a sub-committee of interested Youth Councillors to look at possible types of skate park facilities and styles as per the minutes of the 17 February 2015 Ordinary Council Meeting.

Veronika asked how do we get skaters to be involved on the Working Party and has Council secured any funding for the skate park yet?

General Manager Alan Cairney advised Finance and Community Services Director, Lynette Safranek will liaise with Veronika regarding the names of people who may want to be involved in the sub-committee. Council has not secured funding for a skate park at this stage.

Phillip Haynes commented it had previously been asked if it was possible to get an extension of time to lodge the IPART Application for a Special Rate Variation and the General Manager replied no. Phillip advised that Marrickville Council had applied for an extension and were successful. Oberon Council could have done the same and saved money by not calling a Special Meeting.

Phillip Haynes asked if the work to alter the parking arrangements at the Community Centre/Library Precinct came in on budget.

Works and Engineering Director Chris Schumacher advised this work was completed within the budget.

Phillip Haynes asked was Oberon Council involved with the Health Survey which was distributed with the last Rate Notices. Was there any cost to Council?

Alan Cairney advised Oberon Council's involvement was to arrange for it to be distributed with the rate notices. There was no additional cost to include this as part of the rate notice distribution.

The Oberon RSL Sub-branch received a grant of \$7,000 for restoration of the Burruga War Memorial. President Bill Wilcox and Hon. Secretary Neville Stapleton from the Oberon RSL Sub-Branch presented a cheque to Mr Charles Lamburn from the Burruga Ag Bureau to carry out the restoration work. Charles Lamburn extended his appreciation to the Oberon RSL Sub-branch for assistance with applying for this grant and to Oberon Council for the assistance given in raising these funds.

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## 8. CONFIRMATION OF MINUTES

### Ordinary Meeting 17 February 2015

Moved: Lord  
Second: Francis

That the Minutes of the Ordinary Meeting held on 17 February 2015 be confirmed.

Carried 01 170215

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**Matters Arising from the Minutes**

Nil

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**9. MAYORAL MINUTE AND REPORT**

**09.01 MAYORAL MINUTE AND REPORT**

File No: Governance/Meetings/Ordinary

Author: Clr John McMahon, Mayor

**Summary**

This report summarises the main activity for the Mayor since reported to the February Council Meeting.

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Moved: Morgan  
Second: Lord

That Report Item 09.01 is received as information.

Carried 02 170215

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**10. NOTICES OF MOTIONS**

**10.01 NOTICE OF MOTION – CARLWOOD ROAD**

File No: R2

Author: Councillor John Morgan

**Summary**

Seeking to have the unsealed section of Carlwood Road reconstructed and bitumen sealed due to greatly increased number of traffic movements.

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Moved: Morgan  
Second: McCarthy

That re-constructed and bitumen sealing of Carlwood Road, O'Connell to provide safe all weather travel route for the greatly increased number of traffic movements resulting from rezoning the area from Rural to R5, Large Lot Residential be submitted for consideration in the Operation Plan 2015/16 in conjunction with the adoption of the Oberon Community Strategic Plan 2015.

Carried 03 170215

## 11. COUNCILLOR AND DELEGATES REPORTS

### 11.01 CENTROC HEALTH WORKFORCE MEETING

File No: Governance/Ordinary/Meetings

Author: Lynette Safranek, Finance & Community Services Director; Councillor John Morgan

#### Summary

Councillor John Morgan and the Finance & Community Services Director attended the Centroc Health Workforce Meeting held in Forbes on 12 February 2015.

Moved: Morgan  
Second: Francis

That Report Item 11.01 is received as information.

Carried 04 170315

### 11.02 CENTROC BOARD MEETING – BOOROWA 26 FEBRUARY 2015

File No: Government Relations/Local and Regional Consultation/Centroc

Author: Mayor John McMahon and Jenny Bennett, Centroc

#### Summary

The Mayor, Councillor John McMahon and General Manager, Alan Cairney attended the Centroc Board Meeting held in Boorowa on Thursday 26 February 2015.

Moved: Doney  
Second: McMahon

That Delegates Report Item 11.02 is received as information.

Carried 05 170315

### 11.03 OBERON ARTS COUNCIL

File No: Community Relations/Community Consultation/Oberon Arts Council

Author: Sharon Swannell, Executive Coordinator

#### Summary

The Mayor, Councillor McMahon and the General Manager are Council's delegates to the Oberon Arts Council (OAC). Both delegates tendered apologies for the meeting held on Tuesday 24 February due to a conflicting appointment in Sydney.

Moved: Morgan  
Second: Gibbons

That delegate's report item 11.03 is received as information.

Carried 06 170315

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#### **11.04 LOCAL GOVERNMENT NSW TOURISM CONFERENCE**

File No: Economic Development/Tourism Development  
Author: Councillor Sam Lord

##### **Summary**

The Annual Local Government NSW Tourism Conference was held at Mount Panorama, Bathurst on 2 – 4 March 2015. The conference was attended by myself, General Manager Alan Cairney and Executive Coordinator, Sharon Swannell.

Moved: Lord  
Second: Francis

That report item 11.04 is received as information.

Carried 07 170315

## **12. COMMITTEE REPORTS**

#### **12.01 COMMUNITY SERVICES COMMITTEE**

File: Governance/Ordinary/March 2015  
Author: Lynette Safranek, Finance & Community Services Committee

##### **Summary**

Minutes of the Community Services Committee Meeting held on 26 February 2015 is submitted for Council's information and consideration.

Moved: Sajowitz  
Second: Evans

That this report be received by Council as information, and that the Director of Finance & Community Services re-assess the location of staff within the Library.

Carried 08 170315

#### **12.02 HERITAGE COMMITTEE**

File: Governance/Meetings/Heritage Committee  
Author: Gary Wallace, Planning & Development Director

##### **Summary**

Minutes of the Heritage Committee held on 23 February 2015 submitted for Council's information and consideration.

Moved: McCarthy  
Second: Gibbons

That the Minutes of the Heritage Committee held on 23 February 2015 received as information.

Carried 09 170315

### **12.03 OBERON SPORTS FACILITIES COMMITTEE**

File: Governance/Meetings/Oberon Sports Facilities Committee  
Author: Chris Schumacher, Works and Engineering Director

#### **Summary**

Minutes of the Oberon Sports Facilities Committee held on 25 February 2015 is submitted for Council's information and consideration.

Moved: Gibbons  
Second: Sajowitz

That the Minutes of the Oberon Sports Facilities Committee held on 25 February 2015 be received as information.

Carried 10 170315

## **13. REPORTS FOR DECISION**

### **13.01 PROGRESS UPDATE – FIT FOR THE FUTURE REFORM PROGRAM**

File No: Government Relations / State Liaison / Office of Local Government  
Author: Alan Cairney, General Manager

#### **Summary**

A comprehensive progress report on the NSW Government Reform Program was submitted to the December Council Meeting and recommended a plan for engaging with the community and also in preparing a Fit for the Future proposal. This progress report provides an update on recent activity including a joint meeting with representatives of Bathurst Regional Council, Blayney Shire Council, Lithgow City Council and Oberon Council.

Moved: Morgan  
Second: Gibbons

That Councillor and Management Workshops be arranged to review the options for the Fit for the Future proposals, and that Community Information Sessions be held prior to submitting a proposal.

Carried 11 170315



**13.02 HAZELGROVE ROAD SEAL EXTENSION**

File No: R188  
Author: Ian Tucker, Works Manager

**Summary**

Concerns a request to allocate funds to seal a section of Hazelgrove Rd.

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Moved: McCarthy  
Second: Morgan

That \$65,000 be allocated from Section 94 Rural Roads fund to be used in this financial year to carry out the sealing of a 600m section of Hazelgrove Rd.

Carried 12 170315

**13.03 FIXING COUNTRY ROADS**

File No: Governance/Ordinary/March 2015  
Author: Lynette Safranek, Finance & Community Services; Chris Schumacher, Works & Engineering Director

**Summary**

Council were advised at the December 2014 meeting that we were applying for a Fixing Country Roads grant for the Sewell's Creek and Beaconsfield Roads. This application has been accepted and Council need to confirm acceptance of this funding, which includes a contribution of \$100,000 towards this project.

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Moved: Gibbons  
Second: McCarthy

That Council delegate the Mayor and General Manager to sign the deed of agreement, and the \$100,000 Council contribution be allocated when the Operational Plan is adopted in conjunction with the Oberon CSP 2015.

Further that a report be prepared for the next Works Committee Meeting regarding the location of work to be carried out.

Carried 13 170315

**13.04 ROAD NAMING – UNAMED ROAD OFF NUNANS HILL ROAD**

File No: BCS/ Roads /Naming /Roads and Lanes  
Author: Chris Schumacher, Works and Engineering Director

**Summary**

At the 17 February 2015 Ordinary Meeting of Council it was resolved to name the unnamed section of road that runs south off Nunan's Hill Road "Baileys Lane North". This report outlines the reasons why the road cannot be named Bailey Lane North and seeks endorsement from Council for a new road name.

Moved: McCarthy  
Second: Evans

That Council endorse the name of Adam's Lane for the unnamed section of road that runs south off Nunan's Hill Road.

Carried 14 170315

### **13.05 ROAD NAMING – UNAMED ROAD OFF O'CONNELL ROAD**

File No: BCS/ Roads /Naming /Roads and Lanes  
Author: Chris Schumacher, Works and Engineering Director

#### **Summary**

In response to a Council advertisement inviting public submissions, road naming suggestions have been received for the un-named road off O'Connell Road at the recent subdivision, 2.8kms from the beginning of O'Connell Rd.

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Moved: McCarthy  
Second: Evans

That Council endorse a new road name of Humphries Drive for the un-named section of road that runs off O'Connell Road at the recent subdivision, 2.8kms from the beginning of O'Connell Rd.

Carried 15 170315

### **13.06 CLEANING CONTRACT TENDER – COUNCIL BUILDINGS**

File No: Council Properties/contracting  
Author: Jaclyn Burns, Health and Building Manager

#### **Summary**

This report seeks Council's engagement of a Contractor to undertake the Councils Building Cleaning Contract. Tenders were considered by staff via a serviced based and financial based evaluation matrix.

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Moved: Sajowitz  
Second: McCarthy

That Council accept the Tender from Pioneer Services and enter into a Contract for Building Cleaning.

Carried 16 170315

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Clr Francis declared an interest in Item 13.07, point 1. Clr Francis owns land adjoining the proposed closure. Clr Francis remained in the meeting during the debate.

Clr Lord declared an interest in Item 13.07, point 2. Clr Lord's family own adjoining land the proposed road closure. Clr Lord remained in the meeting during the debate.

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### **13.07 CROWN ROAD CLOSURES**

File No: Roads/Rd Closures/Permanent  
Author: Chris Schumacher, Works and Engineering Director

#### **Summary**

Applications have been submitted for the closure of a number of sections of Crown Road. A report was considered at the 17 February 2015 Council Meeting and Council resolved to seek an extension to respond to proposed closure of these sections of Crown Roads to allow proper investigation into the impacts on adjoining landholders to be carried out.

This report includes details of a further 3 applications for the closure of sections of Crown Road.

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Moved: McMahon  
Second: McCarthy

That Council has no objection to the closure of these sections of Crown Roads as follows provided that no properties are left without legal and practical access:

1. Crown Roads within and adjoining the property at 570 Mayfield Road, Mayfield 2787; within and adjoining the property known as “Buck Burruga” at 2481 Arkstone Road, Arkstone 2795;
2. Crown Roads within and adjoining the property known as “Penarth” at 371 Murrays Lane, Mozart 2787;
3. Crown and unformed Council Roads at O’Connell, south of Fish River, north of Mutton Falls Rd, within and adjoining properties “Rawlinson End”, “The Billabong”, “Wandeen”, and “Chelsea Park”;
4. Crown Road at Oberon, east of O’Connell Rd, south of Faugha Ballaugh Rd, within and adjoining properties 970 O’Connell Rd and 90 Faugha Ballaugh Rd;
5. Crown Road at Oberon, west of Shooters Hill Rd, south of Lake Oberon, adjoining property 352 Shooters Hill Rd.
6. Crown Road at Oberon, east of Hazelgrove Road, west of Blenheim State Forest, within property numbers 160 and 132 Hazelgrove Road.
7. Crown Road at Gingkin, north of Sheepstation Forest Road, south of Keith Armstrong Road, within and adjoining property number 207 Sheepstation Forest Road.
8. Crown Road at Edith, north of Edith Road, south of Duckmaloi River, adjoining Property number 1440 Edith Road.

Carried 17 170315

**13.08 DEVELOPMENT APPLICATION 10.2015.7.1 – SHED & CARPORT**

File No: Property/PO11-22

Author: Health and Building Surveyor, Kerry Davison

**Summary**

A Development Application has been received for the construction of a shed with attached carport at 22 Carrington Avenue, Oberon. Variations to Development Control Plan (DCP) 2001 is sought, with particular reference to Part C.5.5 – “Building Height Plane”, and Part C.6.4 – “Carports and Garages.”

Moved: McCarthy  
Second: Lord

That Council vary Part C.6.4 “*Carports and Garages*” and Part C.5.5 – “*Building Height Plane*” of the Oberon Development Control Plan 2001 associated to Development Application 10.2015.7.1 for the construction of a new residential shed with attached carport at Lot 2 in DP 25828, being 22 Carrington Avenue, Oberon.

Carried 18 170315

*In accordance with Section 375A of The Local Government Act 1993 the following votes are recorded for and against the Motion:*

Votes For: Councillors McMahon, Francis, Gibbons, Morgan, Sajowitz, McCarthy, Lord, Doney and Evans  
Against: Nil

**13.09 CROWN LAND – CORPORATE TRUST MANAGER**

File No: Land Use & Planning/Crown Land

Author: Alan Cairney, General Manager

**Summary**

A request has been received from the Crown Lands Division concerning the ongoing management of the public hall at Black Springs.

Correspondence has also been received from the Oberon Children’s Centre requesting Oberon Council act as a guarantor over the security provision for the Centre to enable them to accept a capital works grant for extensions to the facility.

Moved: Gibbons  
Second: Francis

That Council agree to the request to be appointed as Corporate Trust Manager of the Black Springs Hall Reserve.

Carried 19 170315

## 14. REPORTS FOR INFORMATION

### 14.01 MONTHLY ACTIVITY REPORT – GENERAL MANAGER

File No: Governance/Meetings/Ordinary  
Author: Alan Cairney, General Manager

#### Summary

This report item summaries the main activity by the General Manager during September including Human Resources and Workplace Health & Safety, Executive Support matters, Information Technology & Communications, Community Activity, Regional Issues, Executive Management Team, and details of planned activity for the coming months.

### 14.02 MONTHLY ACTIVITY REPORT – PLANNING AND DEVELOPMENT

File: Governance/Meetings/Ordinary  
Author: Gary Wallace, Planning and Development Director

#### Summary

Providing details of major work within the Planning & Development Department for March and April and provide information on statistics of work that has occurred in February.

### 14.03 MONTHLY ACTIVITY REPORT - WORKS AND ENGINEERING

File: Governance/Meetings/Ordinary  
Author: Chris Schumacher, Works and Engineering Director and Ian Tucker, Works Manager

#### Summary

Providing a summary of the major work in the Works & Engineering Department for the month of February 2015 plus planned work for the coming months.

### 14.04 MONTHLY ACTIVITY REPORT – FINANCE & COMMUNITY SERVICES

File No: Governance/Meetings/Ordinary  
Author: Lynette Safranek, Finance and Community Services Director

#### Summary

This report provides a summary of major work within the Finance and Community Services Department during February 2015, plus planned activities for the following months.

### 14.05 STATEMENT OF INVESTMENTS

File No: Financial Management/Investments/Register  
Author: Tim Booth, Management Accountant

#### Summary

Reporting the Statement of Investments as at 28 February 2015.

### 14.06 LOCAL GOVERNMENT PERFORMANCE MONITORING FOR 2013/14

File No: Development and Building Controls\Development Department Statistics\DOP Stats  
Author: Gary Wallace, Planning & Development Director

**Summary**

Each year the Department of Planning publishes the statistical performance of development approvals for New South Wales Councils.

**14.07 MAYFIELD ROAD PROJECT – PROGRESS REPORT**

File No: R12

Author: Chris Schumacher, Works and Engineering Director & Ian Tucker, Works Manager

**Summary**

This report outlines the current construction progress and accumulative expenditure on the reconstruction and sealing of the \$1.6M Mayfield Road project.

**14.08 INWARDS CORRESPONDENCE**

File No: Governance/Meetings/Ordinary

Author: Sharon Swannell, Executive Assistant

**Summary**

The Report Item provides a summary of incoming correspondence for the period 1 – 28 February 2015.

**14.09 COUNCILLOR REQUEST FORMS**

File No: Governance/Councillors

Author: Alan Cairney, General Manager

**Summary**

Providing an update on the status of Councillor Request Forms submitted during the last month.

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Moved: Doney

Second: Lord

That report item 14.01 to 14.09 is received as information.

Carried 20 170315

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**15. URGENT BUSINESS**

Nil

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**16. CLOSED SESSION / CONFIDENTIAL REPORTS**

Nil

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## 17. CLOSURE OF MEETING

The Meeting closed at 7.33pm.

The next Ordinary Meeting of Oberon Council will be held on:

Tuesday 21 April 2015  
commencing at 5.30pm

in the Oberon Council Chambers  
137 – 139 Oberon Street, Oberon