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CONFIRMED MINUTES

Oberon Council Ordinary Meeting
Tuesday 16 June 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.

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.

3. PRAYER

The Meeting was opened in prayer by Sister Maureen Schiemer.

4. RECORD OF ATTENDANCE

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

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

Apologies Nil

5. DECLARATIONS OF INTEREST

File No: Governance/Councillors/Declarations of Interest

Pecuniary	-	Nil
Non-Pecuniary Significant	-	Nil
Non-Pecuniary Less than Significant	-	Nil

6. GENERAL AND CIVIC PRESENTATIONS

Nil

7. COMMUNITY PRESENTATIONS AND QUESTIONS

Nil

8. CONFIRMATION OF MINUTES

Ordinary Meeting 19 May 2015

Moved: Morgan
Second: Doney

That the Minutes of the Ordinary Meeting held on 19 May 2015 be confirmed.

Carried 01 160615

Matters Arising from the Minutes

Nil

9. MAYORAL MINUTE AND REPORT

09.01 MAYORAL MINUTE AND REPORT

File No: Governance/Meetings/Ordinary
Author: Cllr John McMahon, Mayor

Summary

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

Moved: Sajowitz
Second: Gibbons

That Report Item 09.01 is received as information.

Carried 02 160615

10. NOTICES OF MOTIONS

Nil

11. COUNCILLOR AND DELEGATES REPORTS

11.01 OBERON BUSINESS AND TOURISM ASSOCIATION

File No: Economic Dev/OBTA

Author: Clr Sam Lord

Summary

General Manager, Alan Cairney and I attended the Oberon Business and Tourism Association Meeting held on 13 May 2015 at the Oberon RSL Club. Mayor John McMahon submitted an apology for the meeting.

Moved: Lord

Second: McCarthy

That Delegate's Report item 11.01 is received as information.

Carried 03 160615

11.02 CENTROC BOARD MEETING – PARLIAMENT HOUSE, SYDNEY 28 MAY 2015

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

Author: Alan Cairney, General Manager and Deputy Mayor Kerry Gibbons

Summary

Deputy Mayor, Councillor Kerry Gibbons and General Manager, Alan Cairney attended the Centroc Board Meeting held at Parliament House, Sydney on Thursday 28 May 2015.

Moved: McCarthy

Second: Gibbons

That Delegates Report Item 11.02 is received as information.

Carried 04 160615

Councillor McCarthy gave a verbal report on the RFS Medal presentation held at the Oberon RSL Club on Thursday 11 June 2015. The presentation was attended by Councillor McCarthy and Councillor Francis and Works and Engineering Director Chris Schumacher. Awards were presented by Commissioner Shane Fitzsimmons.

Councillor Francis advised that the RFS will be holding award presentations alternating between Oberon and Bathurst in the future.

Moved: Lord

Second Morgan

That the information be received and noted.

Carried 05 160615

12. COMMITTEE REPORTS

12.01 COMMUNITY SERVICES COMMITTEE

File: Governance/Ordinary/June 2015

Author: Lynette Safranek, Finance & Community Services Committee

Summary

Minutes of the Community Services Committee Meeting held on 7 May 2015 is submitted for Council's information and consideration, along with recommendation.

Moved: McCarthy
Second: Sajowitz

That the Minutes be presented to Council for information and:

1. The Finance & Community Services Director sends all three candidates the Committee Charter and invites them to the next Community Services Committee Meeting, at which time they can confirm if they wish to proceed to join the Committee.
2. A member will be requested to stand down from this Committee due to his non attendance.
3. Council consider white directional line marking around Oberon, in particular outside the Community Centre and Library.

Carried 06 160615

12.02 OBERON YOUTH COUNCIL

File: Governance/Ordinary/June 2015

Author: Lynette Safranek, Finance & Community Services Committee

Summary

Minutes of the Oberon Youth Council Meeting held on 2 June 2015 is submitted for Council's information and consideration.

Moved: Evans
Second: Sajowitz

That the Minutes be presented to Council for information and that:

1. The Engineering Department schedule the Stage 1 activities approved by Council at their April meeting as soon as possible following the start of the 2015-16 financial year.
2. Council allow the OYC Facebook page to be made 'public' rather than restricted to OYC Councillors to help improve promotion and participation by all Oberon Youth.
3. That Council approve the holding of a disco on Friday 28 August, which will be split into timeslots - under 12's from 6 - 8pm and 12 - 18 from 8:30 - 11.00pm – at the Oberon RSL Club, if it is available.

Carried 07 160615

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12.03 HERITAGE COMMITTEE

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

Summary

Minutes of the Heritage Committee held on 25 May 2015 submitted for Council's information and consideration.

Moved: Doney
Second: Morgan

That the Minutes of the Heritage Committee held on 25 May 2015 received as information.

Carried 08 160615

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

The last progress report and update on the NSW Government Reform Program was submitted to the March Council Meeting following which Councillor and Management Workshops were held to review the options for the Fit for the Future proposals. All NSW Councils are required to submit a proposal by 30 June 2015.

The Independent Pricing and Regulatory Tribunal (IPART) have been appointed as the “expert panel” to assess the proposals and have released details about the assessment process. The Office of Local Government (OLG) has also updated guidelines and templates to assist Councils in finalising their proposals.

This report item recommends that Council considers and adopts its final Fit for the Future proposal at the Extraordinary Meeting to be held on 25 June 2015.

Moved: Morgan
Second: Doney

That Councillor and Management Staff Workshops be arranged to complete a draft Fit for the Future proposal and that a final proposal be submitted to the Extraordinary Council Meeting on 25 June 2015 for formal approval by Oberon Council.

Carried 09 160615

13.02 LOCAL INFRASTRUCTURE RENEWAL SCHEME

File No: Government Relations/Liaison/DLG

Author: Alan Cairney, General Manager

Summary

At the 18 November 2014 Council Meeting it was advised that the NSW Office of Local Government (OLG) had confirmed that Council was successful in the NSW Local Infrastructure Scheme (LIRS) Application for Round Three for one of two applications submitted.

The successful application was for the Sealing of Mayfield Road, including Bridge Construction at \$1.6m. The LIRS Round Three provides a 3% Interest Subsidy on Loan Repayments for Projects.

OLG have now advised that the second application for Drainage Work and Gravel Resheeting of the Unsealed Road Network at \$3.4m is available for a Round Three Project. The 3% Interest Subsidy will apply and with relatively low Interest Rates it is recommended that Council accept the offer from the OLG for this Project.

Moved: McCarthy

Second: Sajowitz

That no action be taken in relation to this matter at this time.

Amendment Moved: McMahon

Second: Francis

That the matter be deferred to the Extraordinary Meeting being held on 25 June and that a report be provided detailing full loan repayments and the roads which will be included in this program.

The amendment was put and lost. The original motion stands.

Moved: McCarthy

Second: Sajowitz

That no action be taken in relation to this matter at this time.

Councillor McCarthy and Councillor Sajowitz withdrew the motion.

Moved: Doney

Second: McCarthy

That the LIRS application not be accepted until further information is provided to the July Ordinary Council Meeting

Carried 10 160615

13.03 CROWN ROAD CLOSURES

File No: Roads/Rd Closure/Perm

Author: Chris Schumacher, Works and Engineering Director

Summary

An application has been submitted for the closure of a section of Crown Road.

Moved: McCarthy

Second: Francis

That Council has no objection to the closure of this section of Crown Road, as follows, provided that no properties are left without legal and practical access:

1. Crown Roads at Mozart. West of Shooters Hill Road, east of Murrays Lane, and north of Mozart Road (Ref. 15/05033)

Carried 11 160615

13.04 RICHARDS PARK OBERON – DECLINING PINUS RADIATA

File No: Parks and Reserves/Maintenance/Parks

Author: Chris Schumacher, Works and Engineering Director

Summary

This report is about the removal of 12 mature pine trees within Richards Park Oberon. The tree's are within a Council Reserve close the rear of several houses in Tasman Street & Hawkes Drive. Residents have raised safety concerns due to the declining health of the tree's, with large pine limbs dropping from the tree's.

Moved: Gibbons

Second: Lord

That based upon professional arborists advice Council proceed with the removal of all 12 mature Pinus Radiata trees located within Richards Park.

That a more suitable species of native tree be replanted in place of the pine trees, as recommended in the professional arborists report.

Carried 12 160615

13.05 O'CONNELL FIRE SHED – LAND ACQUISITION

File No: Emergency Services/Bushfire Sheds

Author: Chris Schumacher, Works and Engineering Director

Summary

This report is about the acquisition of a private land holding on the corner of Box Flat Road and O'Connell Road for the purpose of constructing extensions to the existing Rural Fire Shed.

The existing lease agreement provides that at the expiration of the lease period that the building improvements revert to the landowner.

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Moved: McCarthy
Second: Francis

That based upon the valuation report from 'Ralph Toyer & Associates' for portion of Lot 4 (DP1023024) & Lot 7 (DP702585), that the General Manager be delegated authority to negotiate up to \$40,000 excl. GST for the acquisition of 1280sq/m of land and the building improvements facilitate the construction of extensions to the existing O'Connell Rural Fire Shed.

Carried 13 160615

13.06 TITANIA RD. ACCESS – 20 TITANIA ROAD

File No: PR22.20

Author: Chris Schumacher, Works & Engineering Director & Gary Wallace, Planning & Development Director

Summary

This report provides a background with respect to Councils legal obligation to construct an access for Lot 91 in DP 882395, 20 Titania Road, Oberon.

Moved: McCarthy
Second: Doney

That a legal representative be engaged to advise if Council is legally bound to provide access to this parcel of land.

Carried 14 160615

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 MAY 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 June and July and provide information on statistics of work that has occurred in May.

14.03 MONTHLY ACTIVITY REPORT - WORKS AND ENGINEERING

File: Governance/Meetings/Ordinary

Author: Chris Schumacher, Works and Engineering Director

Summary

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

14.04 MONTHLY ACTIVITY REPORT – FINANCE & COMMUNITY SERVICES

File No: Governance/Meetings/Ordinary/June 2015

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 May 2015, plus planned activities for the following months.

14.05 STATEMENT OF INVESTMENTS

File No: Financial Management/Investments/Register

Author: Timothy Booth, Management Accountant

Summary

Reporting the Statement of Investments as at 31 May 2015.

14.06 LEGAL FEES

File No: S/Governance/Ordinary/June 2015

Author: Lynette Safranek, Finance & Community Services Director

Summary

This report has been requested as part of the Quarterly Budget Review Statements presented to the May Council Meeting. The report outlines the Legal Fee transactions for the period 1 July 2014 to 31 March 2015.

14.07 WATER AND SEWER PLANT REPORT

File: Governance/Meetings/Ordinary

Author: Chris Schumacher, Works and Engineering Director

Summary

Providing a summary of water consumption and sewerage treatment processes for the month of May 2015.

14.08 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.

Moved: Gibbons
Second: Francis

That report item 14.01 to 14.08 is received as information.

Carried 15 160615

15. URGENT BUSINESS

Nil

16. CLOSED SESSION / CONFIDENTIAL REPORTS

There are no Closed Session Reports listed for Council's consideration.

17. CLOSURE OF MEETING

The Meeting closed at 7.27pm

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

Tuesday 20 July 2015
commencing at 5.30pm

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