

137-139 Oberon Street  
PO Box 84  
Oberon NSW 2787

Telephone: (02) 6329 8100  
Fax: (02) 6329 8142  
Email: [council@oberon.nsw.gov.au](mailto:council@oberon.nsw.gov.au)



## UNCONFIRMED MINUTES

Oberon Council Ordinary Meeting  
Tuesday 16 June 2015

Commencing at 5.30pm  
at the Oberon Council Chambers

Agenda Items	page
1. OPENING OF MEETING.....	3
2. ACKNOWLEDGEMENT OF COUNTRY .....	3
3. PRAYER.....	3
4. RECORD OF ATTENDANCE .....	3
5. DECLARATIONS OF INTEREST .....	3
6. GENERAL AND CIVIC PRESENTATIONS .....	4
7. COMMUNITY PRESENTATIONS AND QUESTIONS.....	4
8. CONFIRMATION OF MINUTES .....	4
9. MAYORAL MINUTE AND REPORT .....	4
09.01    MAYORAL MINUTE AND REPORT .....	4
10. NOTICES OF MOTIONS .....	4
11. COUNCILLOR AND DELEGATES REPORTS.....	5
11.01    OBERON BUSINESS AND TOURISM ASSOCIATION .....	5
11.02    CENTROC BOARD MEETING – PARLIAMENT HOUSE, SYDNEY 28 MAY 2015.....	5
12. COMMITTEE REPORTS.....	6
12.01    COMMUNITY SERVICES COMMITTEE.....	6
12.02    OBERON YOUTH COUNCIL .....	6
12.03    HERITAGE COMMITTEE .....	7
13. REPORTS FOR DECISION .....	7
13.01    PROGRESS UPDATE – FIT FOR THE FUTURE REFORM PROGRAM.....	7
13.02    LOCAL INFRASTRUCTURE RENEWAL SCHEME .....	8
13.03    CROWN ROAD CLOSURES .....	9
13.04    RICHARDS PARK OBERON – DECLINING PINUS RADIATA .....	9
13.05    O’CONNELL FIRE SHED – LAND ACQUISITION .....	9
13.06    TITANIA RD. ACCESS – 20 TITANIA ROAD .....	10
14. REPORTS FOR INFORMATION.....	10
14.01    MONTHLY ACTIVITY REPORT – GENERAL MANAGER .....	10
14.02    MONTHLY ACTIVITY REPORT – PLANNING AND DEVELOPMENT .....	10
14.03    MONTHLY ACTIVITY REPORT - WORKS AND ENGINEERING .....	11
14.04    MONTHLY ACTIVITY REPORT – FINANCE & COMMUNITY SERVICES .....	11
14.05    STATEMENT OF INVESTMENTS .....	11
14.06    LEGAL FEES .....	11
14.07    WATER AND SEWER PLANT REPORT.....	11
14.08    COUNCILLOR REQUEST FORMS.....	12
15. URGENT BUSINESS .....	12
16. CLOSED SESSION / CONFIDENTIAL REPORTS .....	12
17. CLOSURE OF MEETING .....	12

## 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: Clr 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

Page 6 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday, 16 June 2015.

### **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.

Page 9 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday, 16 June 2015.

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.