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## CONFIRMED MINUTES

Oberon Council Ordinary Meeting  
Tuesday 17 June 2014

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 Sister Maureen Schiemer.

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## 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  
                 Aruna Wickramasinghe, Works and Engineering Director  
                 Lynette Safranek, Finance and Community Services Director  
                 Sharon Swannell, Executive Coordinator

Apologies      Nil

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## 5. DECLARATIONS OF INTEREST

File No: Governance/Councillors/Declarations of Interest

Pecuniary           -           Nil

Non-Pecuniary    -           Nil  
Significant

Non-Pecuniary    -           Clr Gibbons declared an interest in Item 14.02, Clr Gibbons  
Less than           is related to the owner.  
Significant

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## 6. GENERAL AND CIVIC PRESENTATIONS

Nil

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## 7. COMMUNITY PRESENTATIONS AND QUESTIONS

Veronica Cvitanovic asked that the Minutes of the previous Council Meeting held on 20 May 2014 be amended to include who voted for and against the motion to fluoridate the Oberon water supply as the votes have been recorded previously when this matter was considered.

The Mayor advised that this could be done and the confirmation of the minutes will be made in the meeting.

Phillip Haynes asked the Mayor to comment on his interview with ABC Radio in which he stated he was disappointed in the decision made by Council in relation to fluoridation and that the opponents to fluoride had distributed mis-information in the community.

Veronika Cvitanovic also indicated the Mayor had made comment at the Oberon Arts Council Meeting and expressed his disappointment in relation to the decision.

The Mayor once again advised that he was disappointed in the decision and it had been accurately reflected in the Minutes of the Arts Council Meeting.

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## 8. CONFIRMATION OF MINUTES

### Ordinary Meeting 20 May 2014

Moved: Doney  
Second: Francis

That the Minutes of the Ordinary Meeting held on 20 May 2014 be confirmed.

Carried 01 170614

### 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 summaries the main activity for the Mayor since reported to the May Council Meeting.

Moved: Morgan  
Second: Gibbons

That Report Item 09.01 is received as information.

Carried 02 170614

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## 10. NOTICES OF MOTIONS

Nil

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## 11. COUNCILLOR AND DELEGATES REPORTS

### **11.01 CHIFLEY LOCAL AREA COMMAND COMMUNITY SAFETY PRECINCT COMMITTEE MEETING**

File No: Community Services/Service Provision/Police Services (Community Precinct)  
Author: Alan Cairney, General Manager

#### **Summary**

Mayor John McMahon, General Manager, Alan Cairney and community representative Leanne Barlow attended the last meeting of the Chifley Local Area Command Community Safety Precinct Committee, held on Monday 2 June 2014 in Oberon.

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Moved: McCarthy  
Second: Sajowitz

That delegate's report item 11.01 is received as information.

Carried 03 170614

### **11.02 OBERON ARTS COUNCIL**

File No: Community Relations/Community Consultation/Oberon Arts Council  
Author: Alan Cairney, General Manager

#### **Summary**

The Mayor, Councillor McMahon and the General Manager are Council's delegates to the Oberon Arts Council (OAC) and attended the meeting held on 27 May 2014.

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Moved: Lord  
Second: Gibbons

That delegate's report item 11.02 is received as information and the Mayor, General Manager and any interested Councillor meet with representatives of the Oberon Arts Council to discuss the proposal for acknowledging past Oberon Council Australia Day Award recipients.

Carried 04 170614

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### **11.03 OBERON BUSINESS ASSOCIATION**

File No: Community Relations/Community Consultation/Oberon Business Association  
Author: Alan Cairney, General Manager

#### **Summary**

The Mayor, Councillor McMahon and the General Manager are Council's delegates to the Oberon Business Association (OBA) and attended the meeting held on 5 June 2014.

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Moved: McCarthy  
Second: Francis

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

Carried 05 170614

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## **12. COMMITTEE REPORTS**

### **12.01 SENIORS WELFARE COMMITTEE**

File: Governance/Meetings/Seniors Welfare Committee  
Author: Lynette Safranek, Finance & Community Services Director

#### **Summary**

Minutes of the Seniors Welfare Committee Meeting held on 12 May 2014 are submitted for Council's information and consideration.

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Moved: Morgan  
Second: Evans

That the Minutes of the Seniors Welfare Committee Meeting held on 12 May 2014 be received as information.

That Council approve the updated Seniors Welfare Committee Charter and Terms of Reference.

Carried 06 170614

### **12.02 OBERON YOUTH COUNCIL REPORT**

File: Governance/Meetings/OYC  
Author: Lynette Safranek, Finance & Community Services Director

#### **Summary**

Minutes of the Oberon Youth Council Meeting held on 6 May 2014 are submitted for Council's information and consideration.

Moved: Sajowitz  
Second: McCarthy

That the Minutes of the Oberon Youth Council Meeting held on 6 May be received as information.

Carried 07 170614

### **12.03 COMMUNITY SERVICES COMMITTEE**

File: Governance/Meetings/Community Services Committee  
Author: Lynette Safranek, Finance & Community Services Director

#### **Summary**

Minutes of the Community Services Committee Meeting held on 29 May 2014 is submitted for Council's information and consideration.

Moved: Sajowitz  
Second: McCarthy

That the Minutes of the Community Services Committee Meeting held on 29 May be received as information.

That Council adopt the following recommendations from the Community Services Committee:

1. That the Community Services Committee Terms of Reference and Charter be adopted as presented.
2. That a Working Party be formed to investigate options and possible funding for a Live Smart Expo, and that members of local groups be invited to join the Working Party.

Carried 08 170614

## **13. REPORTS FOR INFORMATION**

### **13.01 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.

### **13.02 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 May.

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**13.03 MONTHLY ACTIVITY REPORT - WORKS AND ENGINEERING**

File: Governance/Meetings/Ordinary

Author: Aruna Wickramasinghe, Works and Engineering Director, Ian Tucker, Works Manager

**Summary**

Providing a summary of the major work in the Works and Engineering Department for May 2014.

**13.04 MONTHLY ACTIVITY REPORT – FINANCE & COMMUNITY SERVICES**

File No: Financial Management/Financial Reporting/Periodic Reports

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 2014.

**13.05 STATEMENT OF INVESTMENTS**

File No: Financial Management/Investments/Register

Author: Tim Booth, Management Accountant

**Summary**

Reporting the Statement of Investments as at 31 May 2014.

**13.06 ABERCROMBIE ROAD CONSTRUCTION WORK**

File No: Roads/Design & Construction/Sealing & Resealing

Author: Ian Tucker, Works Manager

**Summary**

This report explains the circumstances behind the decision to proceed with the sealing of Abercrombie Road in early May, and the plans monitoring and rectification of work.

There have been failures with the bitumen seal on the reconstruction of 700m of Abercrombie Rd, north of the Mt Norway Rd intersection. This report provides details of the failures and planned remedial work.

**13.07 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.

**13.08 INTERIM IMPROVEMENT ACTION PLAN**

File No: Corporate Management

Author: Alan Cairney, General Manager

**Summary**

In recognition of concerns about current Work Practices associated with Road Construction on Local Sealed Roads a number of initiatives will be implemented by the General Manager and the Works & Engineering Director. An Interim Improvement Action Plan was tabled at the May



Ordinary Council Meeting and expected outcomes in the Plan will be reviewed with progress reported to each Monthly Council Meeting by the General Manager.

### **13.09 INTERACTIONS BETWEEN COUNCILLORS AND STAFF**

File No: Governance/Councillors  
Author: Alan Cairney, General Manager

#### **Summary**

Recently a number of separate enquiries have been made by management staff relating to guidelines for interaction between Councillors and staff. The General Manager has issued instructions to each Departmental Director and all Councillors have been made aware of requirements during Informal Briefing Sessions, specific training and workshop sessions.

### **13.10 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 - 31 May 2014.

### **13.11 MEDIA**

File No: Information Management/Information and Communications/Media Releases  
Author: Carolyn Hendry, Information and Communications Officer

#### **Summary**

The Report Item provides a list of Media Releases issued during May 2014, has been published and a sample of Media Articles where Council is mentioned.

### **13.12 STATUS REPORT – ACTIONING COUNCIL DECISIONS**

File No: Governance/Meetings/Ordinary  
Author: Sharon Swannell, Executive Assistant

#### **Summary**

Providing details of the status in actioning Council decisions, with reference to the actual Resolution Number as shown in the Minutes for each Council Meeting.

### **13.13 UPCOMING MEETINGS**

File No: Governance/Meetings/Ordinary  
Author: Sharon Swannell, Executive Assistant

#### **Summary**

A calendar of upcoming meetings is provided for information.

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Moved: Doney  
Second: Morgan

That report items 13.01 to 13.13 be received as information.

Carried 09 170614

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## 14. REPORTS FOR DECISION

### 14.01 OBERON LIBRARY HOURS OF OPERATION

File No: Governance/Ordinary

Author: Lynette Safranek, Finance & Community Services Director

#### Summary

A trial has been undertaken to test a change in opening hours at the Oberon Library.

Moved: Evans  
Second: Sajowitz

That Council approve the change in Library opening hours of 9.30am to 5.30pm Monday to Friday and 9.00am to 1.00pm on Saturday as a permanent arrangement.

Carried 10 170614

### 14.02 DEVELOPMENT APPLICATION 10.2014.36.1 - DWELLING

File No: PO386-13

Author: Gary Wallace, Planning & Development Director

#### Summary

An application for the construction of a residential dwelling has been received and is referred to Council in accordance with Part C6.2 of Development Control Plan (DCP) 2001 as a variation to the DCP is proposed.

Clr Gibbons declared an interest in item 14.02, Clr Gibbons left the meeting at 6.55pm.

Moved: McCarthy  
Second: Morgan

That delegation is made to the Planning and Development Director to vary Part C6.2 of the Oberon Development Control Plan 2001 to Development Application 10.2014.36.1 for construction of a residential dwelling located on Lot 17 in DP: 1139404, 13 Stevenson Close, Oberon.

Carried 11 170614

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

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

Clr Gibbons returned to the meeting at 6.57pm.

**14.03 DEVELOPMENT APPLICATION 10.2014.26.1 – DWELLING ADDITIONS**

File No: PO35-7

Author: Jaclyn Burns, Health and Building Manager

**Summary**

An application for the construction of proposed residential additions to an existing dwelling has been received and is referred to Council in accordance with Parts C5.5 and C5.3 of Development Control Plan (DCP) 2001 as well as a request to vary a covenant registered over the properties within Links Close.

Moved: McCarthy  
Second: Lord

That delegation is made to the Planning and Development Director to vary Parts C5.5 and C5.3 of the Oberon Development Control Plan 2001 and Section 4 of the covenant associated to Links Close, applicable to Development Application 10.2014.26.1 for the construction of residential additions on Lot 7 in DP: 848793, 7 Links Close, Oberon.

Carried 12 170614

*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

**14.04 DEVELOPMENT APPLICATION 10.2014.35.1 – RESIDENTIAL SUBDIVISION**

File No: PO15-96

Author: Jaclyn Burns, Health and Building Manager

**Summary**

An application for the excision of One (1) residential lot has been received and is referred to Council for determination in accordance with Part B10.2 of Development Control Plan (DCP) 2001, which requires a minimum street frontage of 20 metres for general shaped lots.

Moved: Morgan  
Second: Francis

That delegation is made to the Planning and Development Director to vary Part B10.2 of the Oberon Development Control Plan 2001 associated to Development Application 10.2014.35.1 for the excision of One (1) residential allotment at Lot 7 in DP: 758805 Section 27, being 69 Curtis Street, Oberon.

Carried 13 170614

*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

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## 15. URGENT BUSINESS

Nil

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## 16. CLOSED SESSION / CONFIDENTIAL REPORTS

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

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## 17. CLOSURE OF MEETING

The Meeting closed at 7.02pm.

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

Tuesday 21 July 2014  
commencing at 5.30pm

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