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OBERON COUNCIL

*Confirmed Minutes
Oberon Council Ordinary Meeting
Tuesday 19 March 2013
5.30pm Black Springs Community Hall*

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General Manager

Mayor

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01 Opening of Meeting

File No: Governance/Meetings/Ordinary

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

02 Acknowledgement of Country and Prayer

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.

The Meeting was opened in prayer by Pastor Andy Godden.

03 Record of Attendance

File No: Governance/Meetings/Ordinary

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

Officers Alan Cairney, General Manager
John Chapman, Director of Corporate Services
Gary Wallace, Director of Development
Aruna Wickramasinghe, Director of Engineering
Sharon Swannell, Executive Assistant

Apologies Nil

04 Presentations

Oberon Correctional Centre General Manager, Patrick Aboud, Acting Manager of Security, Andrew Sterling and Manager of Programs, David Ward attended the meeting to sign a Memorandum of Understanding between the Oberon Correctional Centre and Oberon Council for the formation and working arrangements for Community Project ventures.

05 Questions from the Public

Bob O’Bernier asked the following 3 questions:

1. Is there any truth in the rumour that the Visitor Information Centre is to be privatised?

The General Manager advised that there is no truth to this rumour.

2. Why would Council consider moving the payroll function to the HR area when the person who is currently in that role has no HR or Finance qualifications?

The General Manager stated that changes are consistent with best management practices.

3. Is staff morale low in Council?

The General Manager responded that this is not the case.

Keith Sullivan asked the following 4 questions:

1. Late last year Council provided long service awards to staff. Was the cost of this provided for in the budget?

The General Manager advised that funds are allocated each year for this purpose in line with Council’s policy. The Division of Local Government made enquiries in relation to this matter late last year and were satisfied with the Council’s actions and the General Manager’s response.

2. I understand a meeting was held recently between the Mayor’s and General Managers of Bathurst, Lithgow and Oberon regarding amalgamations. What action is Oberon Council taking in relation to this matter?

The Mayor advised that Council will be discussing this matter further in the closed session of the Council Meeting. The Local Government Independent Review Panel will be handing down their next paper in April.

3. Did the General Manager of Bathurst Council say that he had a resolution to take over Oberon?

The Mayor responded “No”.

4. The management changes outlined in the business paper do not show the costing. Councillors should understand the costs prior to making a decision.

The General Manager advised that the proposed changes would deliver a cost saving.

Eddie Gibbons asked when the road works on Abercrombie Road near Sloggetts Lane would be completed.

The Mayor advised that there had been a delay in relocating the stays on the power poles, however work has now recommenced and is due for completion in approximately three weeks.

06 Confirmation of Minutes of Previous Meeting(s)

Ordinary Meeting 19 February 2013

Moved: Francis
Second: Morgan

That the Minutes of the Ordinary Meeting held on 19 February 2013 be taken as read and confirmed.

Carried 01190313

Matters Arising from the Minutes

Nil

07 Declarations of Interest

Governance/Councillors/Declarations of Interest

Pecuniary	-	Nil
Non-Pecuniary	-	Nil

08 Mayoral Minute and Report

08.01 MAYORAL MINUTE AND REPORT

File No: Governance/Meetings/Ordinary

Author: Cllr John McMahon, Mayor

Summary

This report summaries the main activity for the Mayor since my last report.

Moved: Lord
Second: McCarthy

That Report Item 08.01 is received as information.

Carried 02190313

It was noted that Director of Engineering will investigate the NSW Government's "Waste Less, Recycle More" program and report back to Council on any opportunities for funding.

09 Councillor/Delegates Reports

09.01 CENTROC BOARD MEETING – WELLINGTON 28 FEBRUARY 2013

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

Author: Cllr John McMahon, Mayor and Centroc Executive Officer, Jenny Bennett

Summary

The General Manager and Mayor attended the Centroc Board Meeting held in Wellington on 28 February 2013. A copy of the minutes of the meeting was provided for Council's information.

Moved: Sajowitz
Second: McCarthy

That report item 09.01 is received as information.

Carried 03190313

09.02 OBERON BUSINESS ASSOCIATION

File No: Community Relations/Community Consultation/Oberon Business Association

Author: Alan Cairney, General Manager

Summary

Councillor McMahon and the General Manager are Council's delegates to the Oberon Business Association (OBA). All Councillors were invited to attend the Association Meeting held on 6 March 2013, which included a "Meet n Greet" with the Councillors introducing themselves to those present, with guests also including members of the Oberon Plateau Tourism Association (OPTA).

Moved: Evans
Second: Morgan

That delegate's report item 09.02 is received as information.

Carried 04190319

09.03 OBERON PLATEAU TOURISM ASSOCIATION

File No: Economic Development/Visitor Information Centre/Oberon Plateau Tourism Association

Author: Alan Cairney, General Manager

Summary

The Mayor, Councillor John McMahon, Delegate Councillor Lord and the General Manager attended the Association meeting held on 11 March 2013.

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Moved: Sajowitz
Second: Lord

That delegate's report item 09.03 is received as information.

Carried 05190319

09.04 OBERON ARTS COUNCIL

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

Author: Alan Cairney, General Manager

Summary

Councillor McMahon and the General Manager are Council's delegates to the Oberon Arts Council (OAC) and attended meeting held on 5 March 2013.

Moved: McCarthy
Second: Doney

That delegate's report item 09.04 is received as information.

Carried 06190319

09.05 BLUE MOUNTAINS LITHGOW OBERON TOURISM

File No: Economic Development/Regional Tourism/BMLLOT

Author: Alan Cairney, General Manager

Summary

The General Manager and the Chair of the Oberon Plateau Tourism Association (OPTA) attended the Blue Mountains Lithgow Oberon Tourism Board Meeting on 21 February 2013, which was held at Jenolan Caves.

Moved: Francis
Second: McCarthy

That delegate's report item 09.05 is received as information.

Carried 07190319

10 Inwards Correspondence

10.01 INWARDS CORRESPONDENCE

File No: Governance/Meetings/Ordinary

Author: Sharon Swannell, Executive Assistant

Summary

The Report Item provides a summary of incoming correspondence for February 2013.

Moved: Morgan
Second: Gibbons

That Report Item 10.01 is received as information.

Carried 08190319

11 Reports for Information

11.01 MONTHLY ACTIVITY REPORT – GENERAL MANAGER

File: Governance/Meetings/Ordinary

Author: Alan Cairney, General Manager

Summary

The Report Item summaries the main activity for the General Manager for February 2013 including Staff Matters, Workplace Health & Safety, Council Committees, Regional Matters and details of planned activity for the next few months.

Moved: Sajowitz
Second: Francis

That report item 11.01 is received as information.

Carried 09190319

11.02 MONTHLY ACTIVITY REPORT – COMMUNITY SERVICES

File: Governance/Meetings/Ordinary

Author: Kathy Beesley, Community Development Officer & Joanne Barton, HR Officer

Summary

The report is a summary of Community Services activity for February 2013.

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Moved: Evans
Second: Gibbons

That report item 11.02 is received as information.

Carried 10190319

11.03 UPCOMING MEETINGS

File No: Governance/Meetings/Ordinary

Author: Sharon Swannell, Executive Assistant

Summary

A calendar of upcoming meetings is provided for information.

Moved: McCarthy
Second: Francis

That report item 11.03 is received as information.

Carried 11190319

11.04 MONTHLY ACTIVITY REPORT – DEVELOPMENT DEPARTMENT

File: Governance/Meetings/Ordinary

Author: Gary Wallace

Summary

A summary of the major work carried out in the Development Department during February.

Moved: Sajowitz
Second: Gibbons

That report item 11.04 is received as information.

Carried 12190319

11.05 LAND USE STRATEGY & LOCAL ENVIRONMENTAL PLAN

File No: Land Use and Planning/Land Management/LUS/LEP

Author: Gary Wallace – Director of Development

Summary

Council is currently in the process of developing a new comprehensive Local Environmental Plan (LEP) and an accompanying Land Use Strategy (LUS). This report provides an update on the progress of these documents with various Government Departments.

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Moved: Lord
Second: McMahon

That Report Item 11.05 is received as information.

Carried 13190319

11.06 MONTHLY ACTIVITY REPORT – ENGINEERING DEPARTMENT

File: Governance/Meetings/Ordinary

Author: Aruna Wickramasinghe/Ian Tucker

Summary

A summary of the major work carried out in the Engineering Department for February 2013.

Moved: McCarthy
Second: Evans

That report item 11.06 is received as information.

Carried 14190319

11.07 FLOOD DAMAGE

File No:

Author: Ian Tucker, Works Manager

Summary

This report shows the expenditure on the repair of damage caused by the flood/storm event in March 2012.

Moved: Gibbons
Second: McCarthy

That Report Item 11.07 is received as information.

Carried 15190319

11.08 MONTHLY ACTIVITY REPORT – CORPORATE SERVICES DEPARTMENT

File: Financial Management/Financial Reporting/Periodic Reports

Author: John Chapman, Director of Corporate Services

Summary

A summary of the major work carried out in the Corporate Services Department for the period 1 February 2013 to 28 February 2013.

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General Manager

Mayor

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Moved: Francis
Second: McCarthy

That report item 11.08 is received as information.

Carried 16190319

**11.09 STATEMENT OF BANK BALANCES AND INVESTMENTS
FEBRUARY 2013**

File: Financial Management/Investments/Register

Author: John Chapman, Director of Corporate Services

Summary

The statement of Bank Balances and Investments as at 28 February 2013 together with a graphical summary for the period from March 2008 are provided for Council's information.

Moved: Doney
Second: Lord

That report item 11.09 is received as information.

Carried 17190319

11.10 INVESTMENTS – LEGAL ACTION LGFS

File No: Financial Management/Investments/Legal

Author: John Chapman, Director of Corporate Services

Summary

Council is aware of the recent publicity following the delivery of the judgment by the Federal Court of Australia on 1 March 2013 in relation to damages awarded subsequent to the proceedings against Local Government Financial Services Pty Ltd (LGFS) for losses incurred as a result of the Rembrandt CPDO investment.

Moved: Morgan
Second: Francis

That Report Item 11.10 be received and noted.

Carried 18190319

11.11 MEDIA

File No: Information Management/Information and Communications/Media Releases

Author: Sharon Swannell, Executive Assistant

Summary

The Report Item provides a list of Media Releases issued during February 2013, a list of the dates where the Mayor's column (Council News) has been published and a sample of Media Articles where Oberon Council is mentioned.

Moved: Gibbons

Second: Morgan

That report item 11.11 is received as information.

Carried 19190319

11.12 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.

Moved: Evans

Second: Francis

That report item 11.12 is received as information.

Carried 20190319

12 Reports for Decision

12.01 RE-DETERMINATION OF ORGANISATION STRUCTURE

File: Human Resources/Organisation Chart

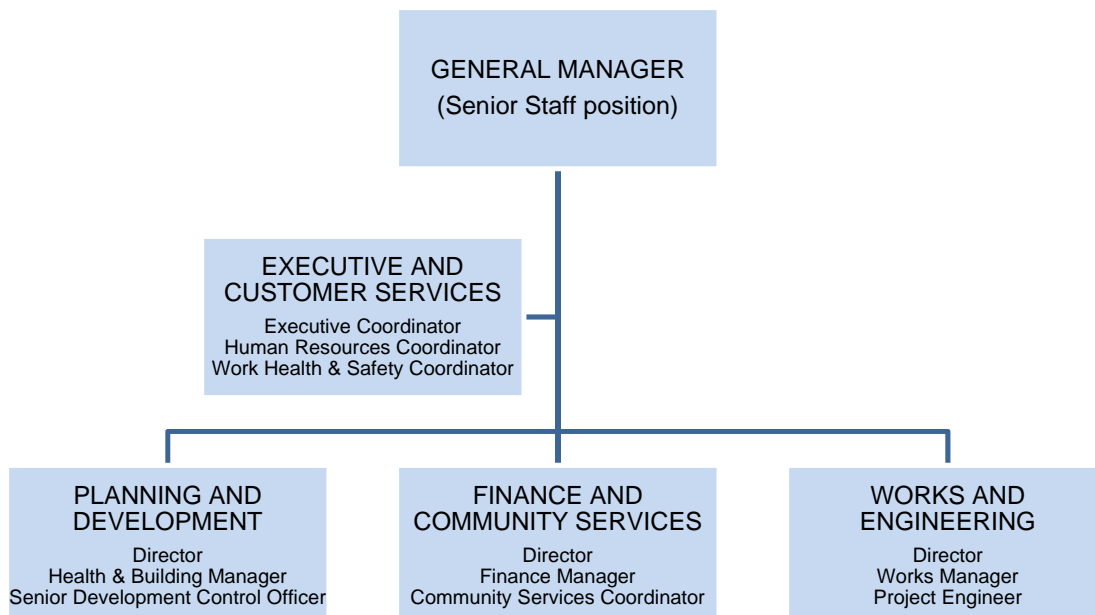
Author: Alan Cairney, General Manager

Summary

Providing details of a re-determination of the Council's organisation structure.

Moved: McCarthy
Second: Gibbons

That Council re-determine its organisation structure as shown below and in line with the information presented by the General Manager.



Carried 21190319

Councillors Doney, Lord and McCarthy requested their vote against the motion be recorded.

12.02 PRIVACY MANAGEMENT PLAN

File: Governance/Meetings/Ordinary

Author: Alan Cairney, General Manager

Summary

The Division of Local Government (DLG) has developed a new Model Privacy Management Plan for Local Government and this report item recommends adoption of the Plan.

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General Manager

Mayor

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Moved: Doney
Second: McCarthy

That Council adopt the Model Privacy Management Plan for Local Government.

That the General Manager report to Council on the appointment of "Privacy Contact Officers" and in the interim the General Manager and Director of Corporate Services, as Public Officer, undertake the roles of Privacy Contact Officers.

Carried 22190319

12.03 REVOLVING ENERGY COST SAVING FUND – CENTROC INITIATIVE

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

Author: Gary Wallace, Director of Development

Summary

Council is a member of Central NSW Councils (Centroc) and has achieved good cost savings and access to grant funding through its programming in electricity. This work is ongoing and through the establishment of a Revolving Energy Cost Savings Fund, Council will be better positioned from financial and data perspectives and therefore be better able to make the case for future funding. The Revolving Energy Cost Savings Fund also encourages innovation in reducing costs to Council by staff.

Moved: Doney
Second: Evans

1. That Council establish a Revolving Energy Cost Savings Fund.
2. That Council request a report from Centroc at the conclusion of the Community Energy Efficiency Program grant funded project regarding the total savings to accrue to this fund.

Carried 23190319

12.04 REQUEST FOR FINANCIAL ASSISTANCE – OBERON TARANA HERITAGE RAILWAY

File No: Community Relations/Donations

Author: John Chapman, Director of Corporate Services

Summary

Correspondence has been received from Oberon Tarana Heritage Railway Inc. requesting that Council waive the Development Application fees associated with the building of the carriage shed adjacent to the Oberon Railway Station and Museum.

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Moved: Lord
Second: Gibbons

That Council donate the \$985.60 Development Application Fees for the carriage shed, funded from the Section 356 Discretionary Donations budget.

Amendment Moved: McCarthy
Second: Francis

That Council donate \$500.00 Development Application Fees for the carriage shed funded from the Section 256 Discretionary Donations budget.

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

Moved: Lord
Second: Gibbons

That Council donate the \$985.60 Development Application Fees for the carriage shed, funded from the Section 356 Discretionary Donations budget.

Carried 24190319

13 Committee Reports

13.01 TRAFFIC ADVISORY LOCAL COMMITTEE – 14 FEBRUARY 2013

File: Governance/Meetings/TALC

Author: Ian Tucker, Works Manager

Summary

Minutes of the Traffic Advisory Local Committee Meeting held on 14 February 2013 are submitted for Council's information and consideration.

Moved: McCarthy
Second: Gibbons

That the Minutes of the Traffic Advisory Local Committee Meeting held on 14 February 2013 be received as information.

Carried 25190319

Moved: McCarthy
Second: McMahon

That the modifications to the Carrington Avenue/O'Connell Road intersection be made permanent, and that a cul-de-sac be constructed.

The motion was put and lost.

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General Manager

Mayor

Moved: Doney
Second: Evans

That an inspection be carried out of the Carrington Avenue/O'Connell Road intersection and the Carrington Avenue/Rupert Street intersection and that consultation be undertaken with the affected residents.

Further that that the Roads and Maritime Service and Police be invited to attend the inspection.

Carried 26190319

Council rose for dinner at 8.04pm.

Council resumed at 8.51pm

Moved: McCarthy
Second: Francis

That Council advise the organisers it has no objection to the Camp Quality Tractor Trek, subject to sighting their certificate of insurance.

Carried 27190319

Moved: McCarthy
Second: Gibbons

That a No Parking zone be established around the cul-de-sac at the southern end of Glyndwr Avenue.

Carried 28190319

Moved: McCarthy
Second: Sajowitz

That Council advise the organisers it has no objection to the Six Foot Track Marathon, subject to their complying with the following conditions:

- Public Liability insurance of \$20M, to be sighted by Council
- Obtaining approval from RMS and complying with any conditions
- Obtaining approval from Jenolan Caves Reserve Trust and complying with any conditions
- That they consider managing traffic in lieu of closing Jenolan Caves Road
- That emergency services be notified of the traffic management arrangements
- Obtaining approval from the Police and complying with any conditions
- That there be no restrictions to traffic on the 2 mile access to Jenolan Caves

Carried 29190319

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Moved: Evans
Second: Sajowitz

That an inspection be undertaken of the Curtis Street/Raleigh Street and Curtis Street/Dudley Street proposed cul-de-sac areas.

Carried 30190319

13.02 LOCAL EMERGENCY MANAGEMENT COMMITTEE

File: Governance/Meetings/LEMC

Author: Sharon Swannell, Executive Assistant

Summary

Minutes of the Local Emergency Management Committee Meeting held on 22 February 2013 are submitted for Council's information and confirmation.

Moved: Morgan
Second: Sajowitz

That the Minutes of the Local Emergency Management Committee held on the 22 February 2013 be received for information.

Carried 31190319

13.03 TIMBER HERITAGE WALK COMMITTEE MEETING

File No: Governance/Meetings/Timber Heritage Walk Committee

Author: Janet Bailey, Development Control Administration Officer

Summary

Minutes of the Timber Heritage Walk Committee meeting held on the 25 February 2013 are submitted for Council's information and consideration.

Moved: Lord
Second: Morgan

1. That the Minutes of the Timber Heritage Walk Committee Meeting held on the 25 February 2013 be received for information.
2. That comment be sought from all Committee members regarding the Timber Heritage Walk Committee being classified as a Working Party and reporting to the Heritage Committee.

Carried 32190319

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General Manager

Mayor

13.04 HERITAGE COMMITTEE

File No: Governance/Meetings/Heritage

Author: Janet Bailey, Development Control Administration Officer

Summary

Minutes of the Heritage Committee meeting held on the 25 February 2013 are presented for Council's information and consideration.

Moved: Doney
Second: Lord

1. That the Minutes of the Heritage Committee held on the 25 February 2013 be received for information.
2. That Council to consider naming the unnamed park near the river at O'Connell as the "Thomas Hassall Park".

Carried 33190319

13.05 WORKS COMMITTEE MEETING – 12 MARCH 2013

File: Governance/Meetings/Works Committee

Author: Sharon Swannell, Executive Assistant

Summary

Providing details of the Works Committee meeting held on 12 March 2013.

Moved: Gibbons
Second: Morgan

That:

1. That the Minutes of the Works Committee Meeting held on 12 March 2013 be received and noted.
2. That Council refer \$40,000 for consideration in the Delivery Program and Operational Plan 2013/2014 to reconstruct the first 100 metres of Todds Road within the road reserve boundaries.
3. That Council note the scheduled inspection locations and endorse that the next inspection be scheduled for Tuesday 14 May 2013.

Tuesday 14 May 2013	12noon to 4pm	Duckmaloi Road, Nunans Hill Road, Hazelgrove Road, Lowes Mount Road, Black Bullock Road, Faugha-Ballaugha Rd, Carlwood Road, O'Connell Road, Mayfield Road, Sewell's Creek Road return to Oberon
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4. That Council note the expenditure related to Cunynghame Oval toilets and associated works.
5. That Council authorise the General Manager to negotiate with the Roads and Maritime Services to extend the area maintained under the Road Maintenance Council Contracts.

Carried 34190319

14 New Business of an Urgent Nature Admitted by Council

Summary

In accordance with Clause 241 of the Local Government (General) Regulations 2005 business may be transacted at a meeting of Council even though due notice of the business has not been given to the Councillors. However, this can happen only if:

- a) A motion is passed to have the business transacted at the meeting: and
- b) The business proposed to be brought forward is ruled by the Chairperson to be of great urgency.

Moved: McCarthy
Second: Sajowitz

That Council consider the following matters as they are considered to be of an urgent nature requiring immediate consideration by Council

1. Request for Assistance due to personal hardship of a member of the public (this matter will be considered in the Closed Session of Council)
2. Council's position regarding boundary adjustments (this matter will be considered in the Closed Session of Council)
3. Early Intervention Bill
4. Progress regarding a suitable location for a Community Garden
5. Maintenance of Council Roads used for Forestry Haulage Routes

Carried 35190319

EARLY INTERVENTION BILL

File No: Government Relations/Local and Regional Liaison/Local Government NSW

Moved: Sajowitz
Second: Gibbons

That a letter be sent to the Member for Bathurst, Paul Toole MP requesting he call for the deferral of the proposed Early Intervention Bill until the NSW Local Government sector is properly consulted.

Carried 36190319

PROGRESS REGARDING A SUITABLE LOCATION FOR A COMMUNITY GARDEN

File No: Community Relations/Community Consultation/Community Meetings

Councillor Sajowitz asked if there has been any further discussion with the Community Garden Steering Committee regarding alternate preferred sites.

The General Manager advised that he had been in contact with members of the Steering Committee and that there would be further discussions, with a number of possible alternate locations already identified that would require further investigation.

MAINTENANCE OF COUNCIL ROADS USED FOR FORESTRY HAULAGE ROUTES

File No: Roads/Funding

Moved: McCarthy
Second: McMahan

That Council contact Member for Bathurst, Mr Paul Toole MP requesting that he seek a meeting with the relevant Minister to establish a maintenance plan of Council roads for primary use as forestry haulage routes.

Carried 37190319

15 Closed Session Reports

Summary

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 of 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.

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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
- (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 grounds of legal professional privilege
- (h) Information concerning the nature and location of a place or an item of Aboriginal significance on community land.

15.01 UPDATE ON LAND SALES AND PROPERTY MATTERS

File No: PO58.16-28, Council Properties/Land Development and Sales, PO2.15-19

Author: Alan Cairney, General Manager

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

Section 10A(2)

- (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

15.02 WATER REFUND REQUEST – ACCOUNT 12363358

File No: PO14-7

Author: John Chapman, Director of Corporate Services

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) Personal matters concerning particular individuals (other than Councillors)

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General Manager

Mayor

15.03 STAFFING MATTERS

File No: Personnel

Author: Alan Cairney, General Manager

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:

Section 10A(2)

(a) personnel matters concerning particular individuals (other than Councillors)

REQUEST FOR ASSISTANCE DUE TO PERSONAL HARDSHIP OF A MEMBER OF THE PUBLIC

File No: PR222.23

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

(b) The personal hardship of any resident or ratepayer

COUNCIL'S POSITION REGARDING BOUNDARY ADJUSTMENTS

File No: Government Relations/Regional and Local Liaison/Local Government Boundaries

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

(f) Matters affecting the security of the Council, Councillors, Council staff or Council property

Moved: Evans
Second: Gibbons

That:

1. Council resolve into closed Council to consider business identified, together with any late confidential 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*.

Carried 38190319

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Council moved into a Closed Session at 9.25pm, there were no members of the public present at this time.

15.01 UPDATE ON LAND SALES AND PROPERTY MATTERS

File No: PO58.16-28, Council Properties/Land Development and Sales, PO2.15-19

Author: Alan Cairney, General Manager

Moved: Doney

Second: Evans

That the report item be received as information.

Carried 39190319

15.02 WATER REFUND REQUEST – ACCOUNT 12363358

File No: PO14-7

Author: John Chapman, Director of Corporate Services

Moved: Doney

Second: Gibbons

That a reduction of \$1,016.77 (\$672.88 Water Charges and \$343.89 Sewer Charges) be approved in accordance with Council's Policy 2201, given the extenuating circumstances of water account 12363358.

Carried 40190319

REQUEST FOR ASSISTANCE DUE TO PERSONAL HARDSHIP OF A MEMBER OF THE PUBLIC

File No: PR222.23

Moved: McCarthy

Second: Gibbons

That Council provide a truck and trailer to remove material from a site in Burruga and waive tipping fees for the material removed, to be funded from Section 356 discretionary donations budget.

Carried 41190319

COUNCIL'S POSITION REGARDING BOUNDARY ADJUSTMENTS

File No: Government Relations/Regional and Local Liaison/Local Government Boundaries

Moved: McMahon
Second: Evans

The information be noted in relation to proposed strategy for possible boundary changes as part of the Independent Local Government Review Panel's Stage 2 report "Better Stronger Local Government".

Carried 42190319

Staff present left the meeting at 10.29pm with the exception of the General Manager.

15.03 STAFFING MATTERS

File No: Personnel

Author: Alan Cairney, General Manager

Moved: McCarthy
Second: Francis

That the report item be received as information.

Carried 43190319

Open Council resumed at 11.32pm.

The Mayor advised that Resolutions 39190319, 40190319, 41190319, 42190319 and 43190319 were made by Council while the meeting was closed to the public. There were no members of the public present.

16 Closure of Meeting

The next Ordinary Meeting of Oberon Council will be held on Tuesday 16 April 2013 commencing at 5.30pm in the Oberon Council Chambers, 137 – 139 Oberon Street, Oberon.

The Meeting closed at 11.34pm.

Confirmed this _____ day of _____ 2013.

General Manager

Mayor

General Manager

Mayor