

137-139 Oberon Street
PO Box 84
Oberon NSW 2787

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



Attachments

Minutes of Previous Meeting

Minutes Ordinary Council Meeting – 16 April 2013

137-139 Oberon Street
PO Box 84
Oberon NSW 2787

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



OBERON COUNCIL

*Unconfirmed Minutes
Oberon Council Ordinary Meeting
Tuesday 16 April 2013
5.30pm Council Chambers*

01	OPENING OF MEETING.....	3
02	ACKNOWLEDGEMENT OF COUNTRY AND PRAYER	3
03	RECORD OF ATTENDANCE	3
04	PRESENTATIONS	3
09.04	OBERON ARTS COUNCIL.....	4
05	QUESTIONS FROM THE PUBLIC	4
12.04	BULK PROCUREMENT OF SOLAR PANELS	4
06	CONFIRMATION OF MINUTES OF PREVIOUS MEETING(S)	5
07	DECLARATIONS OF INTEREST	5
08	MAYORAL MINUTE AND REPORT	5
08.01	MAYORAL MINUTE AND REPORT	5
09	COUNCILLOR/DELEGATES REPORTS	6
09.01	OBERON CORRECTIONAL CENTRE COMMUNITY CONSULTATIVE COMMITTEE	6
09.02	UPPER MACQUARIE COUNTY COUNCIL MEETING	6
09.03	BLUE MOUNTAINS LITHGOW OBERON TOURISM.....	6
09.05	OBERON BUSINESS ASSOCIATION	7
09.06	OBERON PLATEAU TOURISM ASSOCIATION.....	7
10	INWARDS CORRESPONDENCE	7
10.01	INWARDS CORRESPONDENCE	7
11	REPORTS FOR INFORMATION	8
11.01	MONTHLY ACTIVITY REPORT – GENERAL MANAGER	8
11.02	EMPLOYMENT ARRANGEMENTS AND ORGANISATION STRUCTURE.....	8
11.03	COMMUNITY STRATEGIC PLAN - REVIEW OF DELIVERY PROGRAM AND OPERATIONAL PLANS .	9
11.04	MONTHLY ACTIVITY REPORT – DEVELOPMENT DEPARTMENT	9
11.05	LAND USE STRATEGY & LOCAL ENVIRONMENTAL PLAN.....	9
11.06	COUNCIL MANAGEMENT OF CAMPING IN PUBLIC PLACES.....	10

Page 1 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday, 16 April 2013.

General Manager

Mayor

Oberon Council – Unconfirmed Minutes – Ordinary Meeting – 16 April 2013

11.07	MONTHLY ACTIVITY REPORT – WORKS & ENGINEERING	10
11.08	MONTHLY ACTIVITY REPORT – CORPORATE SERVICES.....	11
11.09	STATEMENT OF BANK BALANCES AND INVESTMENTS	11
11.10	MONTHLY ACTIVITY REPORT – COMMUNITY SERVICES	11
11.11	OBERON COMMUNITY TRANSPORT SERVICE	12
11.12	MEDIA.....	12
11.13	STATUS REPORT – ACTIONING COUNCIL DECISIONS	12
11.14	UPCOMING MEETINGS	13
12	REPORTS FOR DECISION	13
12.01	TCORP REPORT ON OBERON COUNCIL FINANCIAL ASSESSMENT, SUSTAINABILITY AND BENCHMARKING	13
12.02	ACCESS AND USE OF LAKE OBERON	14
12.03	COMMITTEE STRUCTURE	14
12.05	NSW GOVERNMENT WASTE LESS, RECYCLE MORE INITIATIVE	16
12.06	NBN FACILITY AT ROTARY LOOKOUT	16
12.07	OBERON ABATTOIR – SECTION 64 CONTRIBUTIONS	17
13	COMMITTEE REPORTS.....	18
13.01	OBERON SPORTS FACILITIES COMMITTEE	18
13.02	COMMUNITY SERVICES COMMITTEE	18
14	NEW BUSINESS OF AN URGENT NATURE ADMITTED BY COUNCIL.....	18
15	CLOSED SESSION REPORTS	20
15.01	COMPULSORY ACQUISITION – SLOGGETTS ROAD INTERSECTION	21
15.01	COMPULSORY ACQUISITION – SLOGGETTS ROAD INTERSECTION	21
16	CLOSURE OF MEETING.....	22

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 Assistant Pastor of Oberon Christian Life Centre, Mark Derwent.

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 Gary Wallace, Director of Development Aruna Wickramasinghe, Director of Engineering Sharon Swannell, Executive Assistant
Apologies	Nil

04 Presentations

A presentation regarding The Common Community Art Project was provided by Chair of Oberon Arts Council, Fran Charge.

Moved: Doney
Second: McCarthy

That report item 09.04 be bought forward and dealt with at this point in time.

Carried 01160413

09.04 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). The General Manager attended the meeting held on 26 March 2013.

Moved: Evans
Second: Lord

That delegate's report item 09.04 is received as information and;

Council endorse the Community Public Art Project as proposed by the Oberon Arts Council for the Northern and Western walls of the toilet block at the Common, and in partnership with OAC seek alternate sources of funding to complete further stages of the Project on the Southern and Eastern walls.

Carried 02160413

05 Questions from the Public

Kevin Hansen asked a question regarding the Centroc proposal to engage, support and promote an out of town Solar Panel vendor. Mr Hansen requested that Councillors delay responding to this recommendation until they have time to consider the local ramifications.

Moved: McCarthy
Second: Sajowitz

Report Item 12.04 was brought forward and dealt with at this point in time.

Carried 02160413

12.04 BULK PROCUREMENT OF SOLAR PANELS

File No: Environmental Management\programs\CEEP Fund
Author: Gary Wallace, Director of Planning & Development

Summary

This report seeks Council support for a project proposed by Central NSW Councils (Centroc) to coordinate the bulk purchase of solar panels on behalf of the local community.

Moved: Doney
Second: Evans

That the report be deferred until further directed consideration of the matter takes place.

Carried 03160413

06 Confirmation of Minutes of Previous Meeting(s)

Ordinary Meeting 19 March 2013

Moved: Morgan
Second: Lord

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

Carried 04160413

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: Evans

That Report Item 08.01 is received as information.

Carried 05160413

09 Councillor/Delegates Reports

09.01 OBERON CORRECTIONAL CENTRE COMMUNITY CONSULTATIVE COMMITTEE

File No: Governance/Meetings/Oberon Correctional Centre Community Consultative Committee
Author: Sharon Swannell, Executive Coordinator

Summary

A meeting of the Oberon Correctional Centre Community Consultative Committee Meeting was held on Thursday 14 February 2013.

Moved: McCarthy
Second: Lord

That delegates report item 09.01 is received as information.

Carried 06160413

09.02 UPPER MACQUARIE COUNTY COUNCIL MEETING

File No: Environmental Management/Meetings/Upper Macquarie County Council
Author: Cllr John McMahon, Mayor

Summary

Councillors Francis and McMahon attended the meeting of the Upper Macquarie County Council held on Friday 15 March 2013.

Moved: Francis
Second: Gibbons

That report item 09.02 is received as information.

Carried 07160413

09.03 BLUE MOUNTAINS LITHGOW OBERON TOURISM

File No: Economic Development/Regional Tourism/Blue Mountains, Lithgow and Oberon Tourism
Author: Alan Cairney, General Manager

Summary

The General Manager attended a meeting of the Tourism Management Committee of the Blue Mountains Lithgow Oberon Tourism (BMLOT) held in Katoomba on 26 March 2013.

Moved: Lord
Second: Francis

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

Carried 08160413

Page 6 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday, 16 April 2013.

Note: Item 09.04 was dealt with earlier in the meeting.

09.05 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) and attended meetings held on 3 April 2013.

Moved: Lord
Second: Morgan

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

Carried 09160413

09.06 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, and the General Manager attended the Association meeting held on 8 April 2013.

Moved: Doney
Second: Lord

That delegate's report item 09.06 is received as information.

Carried 10160413

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 March 2013. A copy of correspondence received will be available to be viewed at the Ordinary Council Meeting. If Councillors have any questions regarding correspondence items please address them with the relevant Director.

Moved: McCarthy
Second: Evans

That Report Item 10.01 is received as information.

Carried 11160413

11 Reports for Information

11.01 MONTHLY ACTIVITY REPORT – GENERAL MANAGER

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

Summary

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

Moved: McCarthy
Second: Francis

That report item 11.01 is received as information.

Carried 12160413

11.02 EMPLOYMENT ARRANGEMENTS and ORGANISATION STRUCTURE

File: Human Resources/Organisation Chart
Author: Alan Cairney, General Manager

Summary

Providing details of employment conditions, salary system arrangements and increases in wages and salaries, and an update on changes to the organisation structure.

Moved: Evans
Second: McMahon

That report item 11.02 is received as information.

Carried 13160413

11.03 COMMUNITY STRATEGIC PLAN - REVIEW OF DELIVERY PROGRAM AND OPERATIONAL PLANS

File: Governance/Integrated Planning and Reporting/Community Strategic Plan
Author: Alan Cairney, General Manager

Summary

Work is currently in progress to submit to Council a review of the Community Strategic Plan (CSP) and the Delivery Program and Operational Plans.

It is proposed to submit an initial report to the Finance Committee on 23 April 2013, and to conduct a series of Workshops with key staff and with Councillors to finalise the Delivery Program and Operational Plans, and also updating the Resourcing Strategy which included the Long Term Financial Plan LTFFP), Workforce Management Plan (WMP) and Asset Management Plan (AMP).

Moved: Evans
Second: Sajowitz

That report item 11.03 is received as information.

Carried 14160413

11.04 MONTHLY ACTIVITY REPORT – DEVELOPMENT DEPARTMENT

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

Summary

Providing details of the major work carried out in the Planning and Development Department during March.

Moved: Morgan
Second: Francis

That report item 11.04 is received as information.

Carried 15160413

11.05 LAND USE STRATEGY & LOCAL ENVIRONMENTAL PLAN

File No: Land Use and Planning/Land Management/LUS/LEP
Author: Gary Wallace – Director of Planning and 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.

Moved: Francis
Second: Sajowitz

That Report Item 11.05 is received as information.

Carried 16160413

The Mayor congratulated the Director of Planning and Development and staff for the work done on the LUS and LEP documents.

11.06 COUNCIL MANAGEMENT OF CAMPING IN PUBLIC PLACES

File No: Laws and Enforcement\Notifications\Unauthorised Land use
Author: Gary Wallace, Director of Planning & Development

Summary

To advise of legislative obligations and options to manage illegal camping in public places.

Moved: Morgan
Second: Gibbons

That Report Item 11.06 relating is received as information.

Carried 17160413

11.07 MONTHLY ACTIVITY REPORT – WORKS & ENGINEERING

File: Governance/Meetings/Ordinary
Author: Aruna Wickramasinghe/Ian Tucker

Summary

A summary of the major work carried out in the Engineering Department during March 2013.

Moved: Gibbons
Second: Francis

That report item 11.07 is received as information.

Carried 18160413

The Mayor passed on congratulations to the Works and Engineering staff for completion of the footpath at the Oberon Pre-School.

11.08 MONTHLY ACTIVITY REPORT – CORPORATE SERVICES

File: Financial Management/Financial Reporting/Periodic Reports
Author: John Chapman, Director of Corporate Services

Summary

A summary of the major work carried out in Corporate Services during March 2013.

Moved: McCarthy
Second: Lord

That report item 11.08 is received as information.

Carried 19160413

11.09 STATEMENT OF BANK BALANCES AND INVESTMENTS

File: Financial Management/Investments/Register
Author: Timothy Booth, Asset Accountant

Summary

The statements of Bank Balances and Investments as at 31 March 2013 is provided for Councils information.

Moved: Evans
Second: McCarthy

That report item 11.09 is received as information.

Carried 20160413

11.10 MONTHLY ACTIVITY REPORT – COMMUNITY SERVICES

File: Governance/Meetings/Ordinary
Author: Kathy Beesley, Community Services Coordinator

Summary

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

Moved: McCarthy
Second: Francis

That report item 11.10 is received as information.

Carried 21160413

11.11 OBERON COMMUNITY TRANSPORT SERVICE

File No: Community Services/Community Transport/Funding and Reporting
Author: Kathy Beesley, Community Services Coordinator

Summary

Council submitted an application for further recurrent funding of \$17,345.21. This extra funding is to improve the quality of life for transport disadvantaged communities.

This funding is completely separate to the recurrent funding that HACC, combined with Transport NSW, provide every year.

Moved: Evans
Second: Francis

That Report Item 11.11 is received as information.

Carried 22160413

11.12 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 March 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: Sajowitz
Second: Gibbons

That report item 11.12 is received as information.

Carried 23160413

11.13 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: Doney
Second: Lord

That report item 11.13 is received as information.

Carried 24160413

11.14 UPCOMING MEETINGS

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

Summary

A calendar of upcoming meetings is provided for information.

Moved: Morgan
Second: Lord

That report item 11.14 is received as information.

Carried 25160413

12 Reports for Decision

12.01 TCORP REPORT ON OBERON COUNCIL FINANCIAL ASSESSMENT, SUSTAINABILITY AND BENCHMARKING

File: Financial Management/Financial Reporting/Reviews
Author: Alan Cairney, General Manager

Summary

Providing details of the final report prepared by NSW Treasury Corporation (TCorp) for Oberon Council, the Division of Local Government and the Independent Local Government Review Panel.

Moved: Doney
Second: Morgan

That Council notes the Financial Assessment, Sustainability and Benchmarking Report on Oberon Council prepared by TCorp and the following Conclusions and Recommendations:

1. Based on a review of both the historic financial information and the 10 year financial forecast within Council's Long Term Financial Plan (LTFP) that TCorp considers Oberon Council to be currently in a sound Sustainability position.
2. That the recommendation by TCorp is based on the following key points:
 - Council has incurred marginal operating deficits, excluding capital grants and contributions, in three of the past four years

- Council's operating result, excluding capital grants and contributions, forecasts a surplus position over the entire LTFFP
 - All Council's ratios are above benchmark for the entire forecast period
3. That Council has a comparatively high level of Infrastructure Backlog and that this be addressed in the current review of the Delivery Program and Operational Plans to allocate funding to reduce their current Backlog
 4. That following further consultation with the community and a review of service levels for roads infrastructure maintenance, Council review its LTFFP to provide a more certain picture of its forecast financials.

Carried 26160413

12.02 ACCESS AND USE OF LAKE OBERON

File: Economic Development/Tourism Development
Author: Alan Cairney, General Manager

Summary

Verbal advice has been received that StateWater have approved access and use of Lake Oberon for a range of recreational activities including kayak's and craft using electric motors. Written confirmation will include the restrictions and requirements for users.

Moved: Doney
Second: Evans

That Council undertake to construct a gravel car parking area at the reserve off Reef Road and in consultation with community user groups, fishing and recreational clubs, submit applications for grant funding to NSW Department of Fisheries and others to enable further improvements at the reserve area.

Carried 27160413

12.03 COMMITTEE STRUCTURE

File No: Governance/Meetings
Author: Alan Cairney, General Manager and Sharon Swannell, Executive Coordinator

Summary

Council has in place a number of Section 355 Committees and other Council Committees.

Following the September 2012 Council Elections the existing Committees were reformed and this report items suggests a number of changes for Council to consider, prior to consulting with the community and adoption of a revised Committee Structure.

Oberon Council – Unconfirmed Minutes – Ordinary Meeting – 16 April 2013

Moved: Evans
Second: Gibbons

That the General Manager arrange to carry out appropriate consultation with each existing Section 355 Committees, and the community through current community engagement strategies, with a view to implementing the following Committee Structure:

1. COUNCIL COMMITTEES comprising all Councillors
 - a. Finance Committee – to report directly to Council.
 - b. Works Committee – to report directly to Council.
 - c. Land Committee – **to be deleted (included 2 Councillors only)**
 - d. Oberon Business Development Committee – **to be deleted.**
 - e. Performance Review Committee – to report directly to Council.
2. The Finance, Works and the Performance Review Committee's will operate as duly convened meetings and will make their own resolutions with the Minutes referred to Council for adoption.
3. SECTION 355 ADVISORY COMMITTEES comprising appointed Councillors, Staff and Community Representatives
 - a. Cemetery Headstone Maintenance Committee – to report initially to the Director of Works and Engineering who will then report activity to the **Works Committee.**
 - b. Community Transport Committee – **to be absorbed** into role for Community Services Committee.
 - c. Economic Development Committee – **to be deleted**, with issues dealt with directly by the General Manager.
 - d. Hazelgrove Public School Reserve Committee – to report initially to the Director of Works and Engineering who will then report activity to the **Works Committee.**
 - e. Heritage Committee – **to be deleted**, with Heritage issues dealt with directly by the Director of Planning and Development.
 - f. Oberon Community Services Committee – **to report directly to Council** and to expand its role to include issues relating to Youth and Seniors Welfare.
 - g. Oberon Events and Tourism Marketing Committee – **to be deleted.**
 - h. Oberon Sports Facilities Committee – to report initially to the Director of Works and Engineering who will then report activity to the **Works Committee.**
 - i. Seniors Welfare Committee – **to be absorbed** into role for Community Services Committee.
 - j. Timber Heritage Walk Committee – **to be deleted.**

Following appropriate consultation being undertaken a further recommendation is to be submitted to Council in June 2013 to confirm the proposed changes to the Committee structure outlined in 3 above.

4. OTHER COMMITTEES comprising appointed Councillors and members appointed or nominated by other authorities or agencies
 - a. Traffic Advisory Local Committee – to report directly the Council
 - b. Self Care Units Tenants Panel – to report to the General Manager
 - c. Senior Citizens Liaison Committee – **to be deleted** and included as a role for the Community Services Committee.

Oberon Council – Unconfirmed Minutes – Ordinary Meeting – 16 April 2013

That Council discontinue its commitment to holding Ordinary Council Meetings in village locations and instead make arrangements to hold informal discussions with community groups in Blacks Springs, Burruga, Oberon and O'Connell on the basis of one location every 3 months, and to commence after the next scheduled Ordinary Council Meeting at Burruga in June 2013.

Carried 28160413

Note: Item 12.04 was dealt with earlier in the meeting.

12.05 NSW GOVERNMENT WASTE LESS, RECYCLE MORE INITIATIVE

File No: Environmental Management/Notifications
Author: Gary Wallace – Director of Planning and Development

Summary

This report seeks to advise Council of the release of the \$465.7 million *Waste Less, Recycle More* initiative that sets out the NSW Government's waste and recycling agenda over the next five years.

Moved: Evans
Second: Sajowitz

That Council strongly object to any proposal to impose the waste levy on the Oberon Local Government Area and this position be conveyed to the Minister for the Environment.

Carried 29160413

Moved: Doney
Second: Gibbons

That Council staff be requested to investigate the cost and logistics of implementing a recycling program.

Carried 30160413

12.06 NBN FACILITY AT ROTARY LOOKOUT

File No: Energy Supply/Connection/Telecommunication
Author: Ian Tucker, Works Manager

Summary

The company developing the National Broadband Network wishes to establish a facility at Rotary Lookout.

Moved: Evans
Second: McCarthy

That Council advise it has no objection to the proposed NBN fixed wireless communications facility at Rotary Lookout.

Carried 31160413

The following Late Report Item 12.07 was submitted by the General Manager.

12.07 OBERON ABATTOIR – SECTION 64 CONTRIBUTIONS

File No: Economic Development
Author: Alan Cairney, General Manager

Summary

A request has been received from the owner of the Oberon Abattoir site in Hazelgrove Road, requesting consideration to a reduction in the Estimate quoted for the installation of a water connection to the site.

Contributions set subject to Section 64 of the Local Government Act 1993 (the Act), and Council Policy 1117 – Business and Community Development, are relevant in making a recommendation.

Moved: McCarthy
Second:

That Council decline the request from the Oberon Abattoir to reduce the amount payable for the charge to extend the Water Main from Albion Street along Hazelgrove Road.

The motion was withdrawn prior to receiving a seconder. *Councillor McCarthy declared a pecuniary interest and left the room at 8.08pm.*

Moved: Morgan
Second: McMahon

That Council vary its Section 64 Contributions Plan to include a charge of \$11,000 for each of the 3 properties listed below deemed to benefit from an extension of the Water Main from Albion Street along Hazelgrove Road:

- Lot 31 DP 845055 – Rate Assessment No 1237677
- Lot 2 DP 571566 – Rate Assessment No 12348372
- Lot 43 DP 852334 – Rate Assessment No 12366652

Carried 32160413

Councillor McCarthy returned to the meeting at 8.17pm.

13 Committee Reports

13.01 OBERON SPORTS FACILITIES COMMITTEE

File: Governance/Meetings/Oberon Sports Facilities Committee
Author: Matilda Dwyer, Engineering Administration Assistant

Summary

Minutes of the Oberon Sports Facilities Committee Meeting held on 3 April 2013 are submitted for Council's information and consideration.

Moved: Doney
Second: Gibbons

That the Minutes of the Oberon Sports Facilities Committee held on 3 April 2013 be received as information.

Carried 33160413

13.02 COMMUNITY SERVICES COMMITTEE

File: Governance/Meetings/Community Services Committee
Author: Hanna Bates, Community Development Assistant

Summary

Minutes of the Community Services Committee Meeting held on 4 April 2013 are submitted for Council's information and consideration.

Moved: Evans
Second: Francis

That the Minutes of the Community Services Committee held on 4 April 2013 is received as information.

Carried 34160413

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: Sajowitz
Second: Evans

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

- Grants
- Maintenance on Rural Roads
- Street Cleaning
- Cemetery items

Carried 35160413

Grants

File No: Grants and Subsidies/Grants/General

Councillor Sajowitz advised that there are currently grants available to assist with Bush Fire mitigation projects such as clearing fire trails. Council is encouraged to work with the RFS and apply for funding. It was suggested that the fire trails near the Oberon Golf Club need clearing and this may be a suitable project.

The Director of Engineering will pursue this matter.

Moved: Evans
Second: Doney

That consideration be given to employing a Grants Officer and the matter be referred to the next Finance Committee Meeting.

Carried 36160413

Maintenance on Rural Roads

File No: Roads/Inspections

Councillor Francis requested that an inspection be carried out on Bald Ridge Road and Knapsack Road as there are areas which require grading as soon as possible.

The Director of Engineering will action.

Street Cleaning

File No: Roads/Monitoring/Streets

Councillor Morgan asked if Council has a method of cleaning streets of leaf litter during Autumn.

The Director of Engineering advised that we address issues of this nature as they occur.

Cemetery Matters

File No: Public Health/Cemeteries/Headstones

A report has been received that there are rabbits digging under the headstones at the Oberon Cemetery.

The Director of Engineering will investigate.

Councillor McCarthy asked if there has there been an update on the progress of the removal of a headstone in the Lawn Cemetery.

The General Manager advised that he is currently in discussion with the family and the matter will be dealt with as soon as possible.

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.

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 COMPULSORY ACQUISITION – SLOGGETTS ROAD INTERSECTION

File No: Engineering/Roads/PR16.59

Author: Aruna Wickramasinghe, Director of Engineering and Matilda Dwyer, Engineering Administration Assistant

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

(g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege

Moved: Doney

Second: Lord

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 37160413

Council moved into a Closed Session at 8.30pm, members of the public present left the meeting at this time.

15.01 COMPULSORY ACQUISITION – SLOGGETTS ROAD INTERSECTION

File No: Engineering/Roads/PR16.59

Author: Aruna Wickramasinghe, Director of Engineering and Matilda Dwyer, Engineering Administration Assistant

Moved: Sajowitz

Second: Gibbons

That Council note the information in this report and approve the offer to the landholder outlined in the Confidential Report as the final amount of compensation in addition to the fencing along the new boundary which has already been offered.

That Council provide a copy of the Hydrology Report to the lawyers representing the landowners.

Carried 38160413

Open Council resumed at 8.39pm.

The Mayor advised that Resolution 38160413 was 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 21 May 2013 commencing at 5.30pm in the Oberon Council Chambers, 137 – 139 Oberon Street, Oberon.

The Meeting closed at 8.40pm.

Confirmed this _____ day of _____ 2013.

General Manager

Mayor