

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)



# ***Attachments***

## ***Minutes of Previous Meeting***

## ***Minutes Ordinary Council Meeting – 16 October 2012***



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**OBERON COUNCIL**

*Unconfirmed Minutes  
Oberon Council Ordinary Meeting  
Tuesday 16 October 2012  
5.30pm Council Chambers*

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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.

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## 02 Acknowledgement of Country and Prayer

Council acknowledges that this meeting is being held on the traditional lands of the Wiradjuri People, and respects the history and culture of the elders both past and present.

The Meeting was opened in prayer by Pastor Andy Godden.

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## 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

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## 04 Presentations

Nil

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## 05 Questions from the Public

Nil

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## 06 Confirmation of Minutes of Previous Meeting(s)

### Ordinary Meeting 18 September 2012

Moved: Francis  
Second: Gibbons

That the Minutes of the Ordinary Meeting held on 18 September 2012 be taken as read and confirmed.

Carried 01161012

### Matters Arising from the Minutes

Nil

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## 07 Declarations of Interest

### Governance/Councillors/Declarations of Interest

Pecuniary	-	Nil
Conflicts	-	Nil
Staff	-	Nil

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## 08 Mayoral Minute and Report

### 08.01.01 MAYORAL MINUTE AND REPORT

File No: Governance/Meetings/Ordinary

Author: Sharon Swannell, Executive Assistant

#### Summary

This report summaries the main activity of the Mayor since the 18 September 2012 Ordinary Council Meeting.

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Moved: McCarthy  
Second: Doney

That report item 08.01.01 is received as information.

Carried 02161012

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## 09 Councillor/Delegates Reports

### 09.01.01 NOTICE OF MOTION – COUNCILLOR McCARTHY - NEW BULLET TRAIN SERVICE

**File No:** Traffic and Transport/Service Providers

**Author:** Sharon Swannell, Executive Assistant on behalf of Councillor Clive McCarthy

#### Summary

Councillor McCarthy has requested Council's consideration of a motion in relation to the new Bullet Train service which will travel from Bathurst to Sydney daily from 21 October 2012.

Moved: McCarthy

Second: Lord

That a letter be sent to Paul Toole congratulating him for the new Bullet Train Service and requesting that Tarana be considered as a stop over for passengers who give prior notice.

Carried 03161012

### 09.01.02 OBERON ARTS COUNCIL

**File No:** Community Relations/Community Consultation/Oberon Arts Council and Parks and Reserves/Service Provision

**Author:** Alan Cairney, General Manager

#### Summary

Councillor McMahon and the General Manager are Council's delegates to the Oberon Arts Council. The General Manager attended the last meeting of the Arts Council held on Tuesday 24 September 2012.

Moved: Doney

Second: Evans

That Council endorse the Oberon Arts Council in coordinating a Public Art Project at The Common, subject to Council being informed of the progress of the project and that proposals for works be submitted to Council for final approval.

Carried 04161012

### 09.01.03 OBERON PLATEAU TOURISM ASSOCIATION

**File No:** Economic Development/VIC/OPTA

**Author:** Alan Cairney, General Manager

#### Summary

Councillor Lord as Council's delegate and the General Manager attended meetings of the Oberon Plateau Tourism Association held on 8 October 2012. The General Manager also attended the Ordinary Meeting held on 10 September 2012.

Moved: Francis  
Second: Sajowitz

That report item 09.01.03 is received as information.

Carried 05161012

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## 10 Inwards Correspondence

### 10.01.01 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 September 2012 to 30 September 2012. A copy of correspondence received will be available to be viewed at the Ordinary Council Meeting.

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Moved: Doney  
Second: Morgan

That report item 10.01.01 is received as information.

Carried 06161012

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## 11 Reports for Information

### 11.01.01 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 the month of September and includes issues such as Staff Matters, Workplace Health & Safety, Council Committees, Regional Matters and some details of planned activity for the next few months.

---

Moved: McCarthy  
Second: Gibbons

That report item 11.01.01 is received as information.

Carried 07161012



**11.01.02 MONTHLY ACTIVITY REPORT - TOURISM SERVICES & VISITOR INFORMATION CENTRE ACTIVITY**

**File No: Economic Development/Tourism Development**

**Author: Alan Cairney, General Manager**

**Summary**

The report is a summary of Tourism and Visitor Information Centre activities for September.

---

Moved: Lord  
Second: Francis

That report item 11.01.02 is received as information.

Carried 08161012

**11.01.03 MONTHLY ACTIVITY REPORT – COMMUNITY SERVICES**

**File: Governance/Meetings/Ordinary**

**Author: Alan Cairney, General Manager and Joanne Barton, Human Resources Officer**

**Summary**

The report is a summary of Community Services activity for the month of September 2012.

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Moved: Morgan  
Second: McCarthy

That report item 11.01.03 is received as information.

Carried 09161012

**11.01.04 COUNCILLOR HANDBOOK and COUNCILLOR INDUCTION PROGRAM**

**File No: Governance/Councillors/Councillor Training and Professional Development**

**Author: Alan Cairney, General Manager**

**Summary**

The report item provides details of the professional development opportunities provided by the NSW Division of Local Government and the Councillor Induction Program and other initiatives developed to assist Councillors fulfil their role as Elected Members of Oberon Council.

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Moved: Sajowitz  
Second: Morgan

That report item 11.01.04 is received as information.

Carried 10161012

**11.01.05 COUNCIL COMMITTEES**

**File No: Governance/Meetings/Committees General**

**Author: Alan Cairney, General Manager**

**Summary**

The report advises Council on the progress of arranging meetings of our Section 355 Committees and the reappointment of members and reviewing the roles and purposes for these Committees.

Moved: McCarthy  
Second: Gibbons

That report item 11.01.05 is received as information.

Carried 11161012

**11.01.06 AGED CARE SERVICES - ACCOMMODATION**

**File No: Community Services/Service Provision/Aged Care Services**

**Author: Alan Cairney, General Manager**

**Summary**

The report provides an update on the status of the establishment of Aged Care Accommodation in Oberon. Council has negotiated with Columbia Aged Care Services to sell Council land at the corner of Tarana Road and Albion Street in Oberon.

Moved: McCarthy  
Second: Francis

That report item 11.01.06 is received as information.

Carried 12161012

**11.01.07 ESTATE OF THE LATE A T JOHNSTON – TRUST FUND**

**File No: Community Services/Service Provision/Aged Care Services**

**Author: Alan Cairney, General Manager**

**Summary**

The report provides advice to Council on the establishment of a fund called the AT Johnston Memorial Fund. The Trust Fund is maintained by the Rotary Club of Oberon.

Moved: McCarthy  
Second: Lord

That report item 11.01.07 is received as information.

Carried 13161012

**11.01.08 WORK ARRANGEMENTS - CHRISTMAS to NEW YEAR PERIOD**

**File No:** Governance/Meetings/Ordinary

**Author:** Alan Cairney, General Manager

**Summary**

Arrangements and planning have commenced for the annual closure of our worksites, and facilities during the Christmas and New Year holiday period.

Moved: Francis  
Second: Evans

That report item 11.01.08 is received as information.

Carried 14161012

**11.01.09 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 for the period 1 September 2012 to 30 September 2012.

Moved: Evans  
Second: Francis

That report item 11.01.09 is received as information.

Carried 15161012

**11.01.10 ATTENDANCE STATISTICS 2011 – OBERON SWIMMING POOL**

**File No:** Governance/Meetings/Ordinary

**Author:** Gary Wallace, Director of Development

**Summary**

To advise Council of statistics for the 2011/2012 season at the Oberon Swimming Pool.

Moved: McCarthy  
Second: Sajowitz

That report item 11.01.10 is report as information.

Carried 17161012

**11.01.11 MONTHLY ACTIVITY REPORT – ENGINEERING DEPARTMENT**

**File: Governance/Meetings/Ordinary**

**Author: Aruna Wickramasinghe/Ian Tucker**

**Summary**

Providing a summary of the major work carried out in the Engineering Department for the period 01 September 2012 to 30 September 2012.

Moved: McCarthy

Second: Morgan

That report item 11.01.11 is received as information.

Carried 18161012

**11.01.12 MONTHLY ACTIVITY REPORT – CORPORATE SERVICES DEPARTMENT**

**File: Financial Management/Financial Reporting/Periodic Reports**

**Author: John Chapman, Director of Corporate Services**

**Summary**

Providing details of Rates Collections, Certificates Issues and Training within the Corporate Services Department for the month of September 2012.

Moved: Francis

Second: Gibbons

That report item 11.01.12 is received as information.

Carried 19161012

**11.01.13 STATEMENT OF BANK BALANCES AND INVESTMENTS**

**File: Financial Management/Investments/Register**

**Author: John Chapman, Director of Corporate Services**

**Summary**

The statement of Bank Balances and Investments as at 30 September 2012, together with a graphical summary for the period from October 2007 was provided for Council's information.

Moved: Lord

Second: Evans

That report item 11.01.13 is received as information.

Carried 20161012

**11.01.14 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 the month of September 2012, a list of the dates where the Mayor's column (Council News) has been published and a sample of Media Articles where Council is mentioned.

Moved: Sajowitz  
Second: Morgan

That report item 11.01.14 is received as information.

Carried 21161012

**11.01.15 STATUS REPORT – ACTIONING COUNCIL DECISIONS**

**File No: Governance/Meetings/Ordinary**

**Author: Alan Cairney, General Manager**

**Summary**

The Report Item provides details of the status in actioning Council decisions, and includes all decisions with reference to the actual Resolution Number as shown in the Minutes for each Council Meeting.

Moved: Lord  
Second: Sajowitz

That report item 11.01.15 is received as information.

Carried 22161012

**11.01.16 UPCOMING MEETINGS**

**File No: Governance/Meetings/Ordinary**

**Author: Sharon Swannell, Executive Assistant**

**Summary**

A calendar of upcoming meetings is provided for information.

Moved: Doney  
Second: Evans

That report item 11.01.16 is received as information.

Carried 23161012

## 12 Reports for Decision

### 12.01.01 ANNUAL FINANCIAL REPORTS

File No: Financial Management/Financial Reporting/Annual Financial Reports

Author: John Chapman, Director of Corporate Services

#### Summary

Council's Annual Financial Reports for the year ended 30 June 2011 have been audited.

Moved: Doney  
Second: Gibbons

That:

1. Council resolve that:
  - a. The Annual Financial Statements for the year ended 30 June 2012 have been drawn up in accordance with:
    - the Local Government Act 1993 (as amended) and the Regulations made thereunder,
    - the Australian Accounting Standards and professional pronouncements, and
    - The Local Government Code of Accounting Practice and Financial Reporting.
  - b. To the best of Council's knowledge and belief, the reports:
    - present fairly the Council's financial position and operating result for the year, and
    - Accord with Council's accounting and other records.
  - c. Council is not aware of any matter that would render the reports false or misleading in any way.
  - d. The special purpose Financial Statements for the year ended 30 June 2012 have been prepared in accordance with the:
    - the NSW Government Policy Statement "*Application of National Competition Policy to Local Government*"
    - The Department of Local Government guidelines "*Pricing and Costing for Council Businesses: A Guide to Competitive Neutrality*".
    - the Local Government Code of Accounting Practice and Financial Reporting, and
    - The Department of Energy, Utilities and Sustainability "*Best Practice Management of Water Supply and Sewerage*" guidelines.
  - e. To the best of Council's knowledge and belief, these reports:
    - present fairly the financial position and operating result for each of Council's declared Business Activities for the year, and
    - accord with Council's accounting and other records
  - f. Council is not aware of any matter that would render the reports false or misleading in any way.
2. Council note that the Auditor has been requested to attend the meeting at which the financial reports are presented to the public.
3. The Annual Financial Reports, incorporating the Auditor's Report, be presented to the public at the 21 November 2012 Ordinary Council Meeting.

4. The General Manager be delegated authority to authorize the year end accounts for issue immediately upon receipt of the auditor's report, subject to there being no material audit changes or audit issues, in accordance with AASB 110.

Carried 24161012

**12.01.02 EXHIBITION OF AMENDMENTS TO LAND USE STRATEGY and LOCAL ENVIRONMENTAL PLAN**

**File No:** Land Use and Planning/Land Management/Land Use Strategy

**Author:** Gary Wallace, Director of Development

**Summary**

At the Special Council Meeting Council held on 7 August 2012 it was decided to endorse all amendments to the Oberon draft Land Use Strategy (LUS) including the additional information justifying the area relating to the O'Connell Urban Conservation Area (UCA).

It is considered that exhibition of the draft LUS along with the draft Local Environmental Plan (LEP) concurrently will enable a more timely and streamlined approach to finalising the Standard Instrument Local Environmental Plan (LEP).

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Moved: Sajowitz  
Second: Evans

That Council publically exhibit the amended draft Land Use Strategy together with the draft Local Environmental Plan upon endorsement from the Dept. of Planning & Infrastructure.

Carried 25161012

**12.01.03 FUNDING OPPORTUNITIES**

**File No:** Grants and Subsidies/Grants General

**Author:** Sharon Swannell, Executive Assistant

**Summary**

The NSW Government has recently announced its Community Building Partnership Fund 2012 is currently accepting applications. Funding is available to assist in delivering improved community infrastructure and to encourage the enhancement of local community based activities.

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Moved: Lord  
Second: Francis

That an application be submitted to the NSW Community Building Partnership Fund for renovations to the existing Oberon Netball Court Toilets including the installation of a pumping station to enable the toilets to be connected to the sewer and further that a matching contribution be made from the Town Improvement Fund.

Carried 26161012

**12.01.04 POLICY REVIEW / NEW POLICY AND PROCEDURES ANTI-BULLYING  
and HARASSMENT FREE WORKPLACE**

**File No:** Governance/Policies

**Author:** Alan Cairney, General Manager

**Summary**

A stand alone Anti-Bullying and Harassment Policy and procedures have been prepared for Positive Working Relationships and an Anti-Bullying and Harassment Free Workplace document, along with a Respectful Workplace Charter.

Moved: Morgan  
Second: Evans

That Council adopt the Anti-Bullying and Harassment Free Workplace Policy and Procedures;  
and

The Respectful Workplace Charter document be incorporated into every position description  
and displayed at each permanent workplace.

Carried 27161012

**12.01.05 CODE OF MEETING PRACTICE**

**File No:** Governance/Meetings/Ordinary

**Author:** Alan Cairney, General Manager

**Summary**

The Report Item recommends changes to the Code of Meeting Practice and Meeting Procedures.

Moved: Doney  
Second: Sajowitz

That Council adopt the principles as set out in the report and that a revised Code of Meeting Practice be prepared and placed on Public Exhibition.

Carried 28161012



## 13 Committee Reports

### 13.01.01 TIMBER HERITAGE WALK COMMITTEE – 24 SEPTEMBER 2012

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 24 September 2012 is submitted for Councils information and consideration.

Moved: Morgan  
Second: McCarthy

1. That the Minutes of the Timber Heritage Walk Committee held on 24 September 2012 be received as information.
2. That Council adopt the following Recommendations from the Timber Heritage Walk Committee:

The Timber Heritage Walk Committee has been delegated the following powers and responsibilities;

- a) To develop concepts for a proposed Timber Heritage Walk, a heritage walkway along the Oberon Tarana walking/cycling trail commencing at the Oberon Railway precinct, depicting the history of the Timber Industry in Oberon.
- b) To report and advise Council on all matters affecting the Timber Heritage Walk.
- c) To liaise with the Oberon Tarana Heritage Railway.**
- d) To liaise with the local Timber Industry for further development of the Timber Heritage Walk concept.**

Note: changes recommended are shown in **bold**

3. That Council reaffirm the appointment of the Timber Heritage Walk Committee and confirm the appointments of the Committee Members

Carried 29161012

### 13.01.02 HERITAGE COMMITTEE – 24 SEPTEMBER 2012

File No: Governance/Meetings/Heritage

Author: Janet Bailey, Development Control Administration Officer

#### Summary

Minutes of the Heritage Committee meeting held on 24 September 2012 are submitted for Councils information and consideration.

Moved: McCarthy  
Second: Francis

1. That the Minutes of the Heritage Committee held on 24 September 2012 be received as information.
2. That Council adopt the following recommendations from the Heritage Committee:
  - A)  
The Heritage Committee has been delegated the following powers and responsibilities;
    - a) To assess and **recommend** policies in relation to heritage listed properties **and areas**.
    - b) To report and recommend to Council on all matters affecting Heritage.
    - c) To advise Council on matters affecting future Heritage activities **and** disbursements.

Note: changes recommended are shown in **bold**.

B)  
That Council seek information on the history of the “Chimney” and potential for Heritage listing through our Heritage Advisor, Christo Aitken and also seek confirmation from the owner as to whether they would support the listing.

3. That Council reaffirm the appointment of the Heritage Committee and confirm the appointments of the Committee Members

Carried 30161012

**13.01.03 COMMUNITY SERVICES COMMITTEE – 4 OCTOBER 2012**

**File No: Governance/Meetings/Community Services**

**Author: Sharon Swannell, Executive Assistant**

**Summary**

Minutes of the Community Services Committee meeting held on 4 October 2012 are submitted for Councils information and consideration.

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Moved: Sajowitz  
Second: Evans

1. That the Minutes of the Community Services Committee held on 4 October 2012 be received as information.
2. That Council confirm the appointments of the Committee Members as presented
3. That Council adopt the following Recommendations from the Community Services Committee:

The Committee has been delegated the following powers and responsibilities:

- a) Act as a liaison between Council and the community user groups associated with the Library, the **Community Technology Centre (CTC)**, ~~and the Community Centre~~ **and other non-sporting facilities and Committees**
- b) To discuss and advise Council on the development of non-sporting community facilities, services and policy
- c) To participate in Oberon Council long-range planning with regards to non-sporting community facilities
- d) To make recommendations to Council regarding the Library, CTC, ~~and the Community Centre~~ **and other non-sporting community facilities**

Note: changes recommended are shown in **bold**.

Carried 31161012

**13.01.04 WORKS COMMITTEE MEETING – 9 OCTOBER 2012**

**File: Governance/Meetings/Works Committee**

**Author: Sharon Swannell, Executive Assistant**

**Summary**

A meeting of the Works Committee was held on 9 October 2012. An inspection of the Parking at The Common was undertaken at the commencement of the meeting.

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Moved: Gibbons  
Second: Lord

That:

1. The Minutes of the Works Committee Meeting held on 9 October 2012 be received for information
2. Council proceed with the construction of four additional double parking bays west of the existing trial bay, two single disabled parking bays each side of the existing concrete path, one additional parking bay to the east and a bus parking bay further towards the east at the Common and further that an additional concrete path be installed from the bus parking bay to meet up with the existing concrete path and that the works be funded from the Common Embellishment Fund.
3. Council note the information related to the repairs to the Solar lighting at the Common and endorse undertaking these repairs within the Common Embellishment allocation in the 2012/2013 budget.
4. That Council proceed with the reconstruction of the Abercrombie Road including an overtaking lane and reconstruction of the Sloggetts Road intersection.
5. That Council note the listed projects and scheduled timing on revised construction program for 2012/2013.
6. That no action be taken regarding the request from the Centroc Weight of Loads Group to address the Council or re-join the group.
7. That Council undertake inspections of Roads and Facilities as per the schedule presented below:

Date	Time	Locations
Tuesday 6 November 2012	12 noon – 4pm	Library, Visitor Information Centre, Water Treatment Plant, Sewerage Treatment Plant, Pool and Oberon Tennis Centre
Tuesday 4 December 2012	2pm – 6pm	Abercrombie Road, Dog Rocks Road, Swallows Nest Road, Mt David Road, Campbells River Road, Arkstone Road, Isabella Road, Abercrombie Road and return to Oberon
TBA	Approx. 4 hrs.	Duckmaloi Road, Nunans Hill Road, Hazelgrove Road, Lowes Mount Road, Faugha-Ballaugha Rd, O’Connell Road, Mayfield Road, Sewell’s Creek Road return to Oberon

Carried 32161012

Councillor McCarthy requested that an item be included in the next Works Committee Inspection to visit Lowes Mount Road and review the drainage and road verges outside the Borgs and Highland Pine Products sites.

## **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:         Lord

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

- Council Industrial Land
- Internal Audit Committee

Carried 33161012

## ALBION STREET INDUSTRIAL LAND

File No: Council Properties/Land Development and Sales

Clr McCarthy requested that a matter be referred to the Closed Section of the meeting in relation to the Council Industrial Land as the matter contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

## INTERNAL AUDIT COMMITTEE

File No: Governance/Audit/Internal Audit

Councillor McCarthy raised the Council's current Internal Audit Committee Arrangements. Several years ago Council established an Internal Audit Committee with Lithgow City Council and Mid-Western Regional Council at a cost of \$20,000 per annum. Councillor McCarthy suggested a letter be written to Premier, Barry O'Farrell suggesting that as Council already has an Audit Program in place that we should not be required to duplicate this process with an Internal Audit Committee.

This matter will be referred to the Finance Committee Meeting to be held on 13 November for further discussion.

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## 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.

**15.01.01 OBERON STORM WATER HARVESTING PROJECT**

**File No:** Water Supply/Stormwater Harvesting

**Author:** Aruna Wickramasinghe

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

(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

**15.01.02 INVESTMENTS – LEGAL ACTION LGFS**

**File No:** Financial Management/Investments/Legal

**Author:** John Chapman, Director of Corporate Services

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.

**ALBION STREET INDUSTRIAL LAND**

**File No:** Council Properties/Land Development and Sales

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:

(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

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Moved: Doney  
Second: McCarthy

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 34161012

*Council closed the meeting at 6.52pm, the members of the public present left at this point in time.*

**15.01.01 OBERON STORM WATER HARVESTING PROJECT**

**File No: Water Supply/Stormwater Harvesting**

**Author: Aruna Wickramasinghe**

Moved: McCarthy  
Second: Gibbons

1. That Council note the information related to the Oberon Storm Water Harvesting Project
2. That Council recognise that the adverse financial impacts far outweigh the environmental benefits and therefore not proceed with the project.

Carried 35161012

**15.01.02 INVESTMENTS – LEGAL ACTION LGFS**

**File No: Financial Management/Investments/Legal**

**Author: John Chapman, Director of Corporate Services**

Moved: Doney  
Second: Morgan

That the agreement to make an offer to the respondents to settle the proceedings (Corowa Shire Council & Anor v Local Government Financial Services Pty Ltd) for full and final settlement be endorsed.

Carried 36161012

**ALBION STREET INDUSTRIAL LAND**

**File No: Council Properties/Land Development and Sales**

Moved: McCarthy  
Second: Lord

That the General Manager be given authority to approach the landholder in Albion Street to ascertain their interest in purchasing the block before services are provided.

Carried 37161012

*Open Council resumed at 7.43pm.*

The Mayor advised that resolutions 35161012 and 36161012 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 20 November 2012 commencing at 5.30pm in the St Thomas Church Hall, Beaconsfield Road, O'CONNELL.

This concluded the business of the meeting. The meeting closed at 7.33pm.

Confirmed this \_\_\_\_\_ day of \_\_\_\_\_ 2012.

\_\_\_\_\_  
General Manager

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
General Manager

\_\_\_\_\_  
Mayor