

OBERON COUNCIL

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Present: The Mayor, Councillor K Sullivan (in the Chair), Councillors B O’Bernier, I Doney, D Fitzpatrick, Z Handelsmann, C L McCarthy, R L Hooper and N Francis

The Acting General Manager, Mr Leigh Robins; the Director of Corporate Services, Mr John Chapman; the Manager of Health and Building, Mr Mark Dicker; the Works Manager, Mr Ian Tucker; the Manager Finance, Mrs Amanda McGrath; the Corporate Planner, Mrs Joanne Barton and the Executive Assistant, Mrs Sharon Swannell.

APOLOGIES

1. **RESOLVED:** Apologies received and accepted for the non-attendance of Councillor M J McMahon; the General Manager, Mr Bruce Fitzpatrick and Director of Development, Mr. Ralph Tambasco.

(O’Bernier/Doney)

Councillor Francis entered the meeting at 5.35pm.

Councillor Fitzpatrick entered the meeting at 5.38 pm.

STAFF REPORT

ITEM B1 - OBERON COMMUNITY CENTRE **Staff Report to the 11 May 2010 Special Meeting** **File No. A3.11 & A5.3**

Moved and Second: That final plan be developed for the proposed extension to the Oberon Community Centre subject to alteration to the original entry foyer to the northern side.

(Hooper/McCarthy)

The motion was put and lost. The Mayor used his casting vote.

2. **RESOLVED:** That the plan be placed on display for further comment and following consideration of submissions received final plans be developed for the proposed extension to the Oberon Community Centre subject to alteration to the original entry foyer to the northern side.

(Handelsmann/O’Bernier)

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ITEM B2 - EVENTS COMMITTEE MEETING MINUTES

Staff Report to the 11 May 2010 Special Meeting

File No. A2.5

3. RESOLVED:

1. That council pursue sponsorship from a major organisation for a Community Tent to be used at outdoor functions.
2. That a third banner be developed as part of the current 'simple pleasures' promotion to include Autumn/Winter activities to compliment the *Oberon & Villages Summer Festival* and the *Oberon & Villages Spring Garden Festival*.

(O'Bernier/Francis)

ITEM B3 - GOLF CLUB ASSISTANCE

Staff Report to the 11 May 2010 Special Meeting

File No. PO47.107

4. RESOLVED

1. That Assistance to the Oberon Golf Club be limited to \$6,000 for 2010/11.
2. Funding for the connection of a rising main and pump station from the sewerage treatment works to the Oberon Golf course be referred for budget consideration.

(Doney/Handelsmann)

ITEM B4 - MONTHLY BALANCES OF INVESTMENTS AND BANK ACCOUNTS

Staff Report to the 11 May 2010 Special Council Meeting

File No. C17.1

5. RESOLVED: That the information be received and noted.

(Fitzpatrick/Doney)

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ITEM B5 - 2010/11 MANAGEMENT PLAN, BUDGET AND FEES & CHARGES Staff Report to the 11 May 2010 Special Council Meeting File No. C15.4, C15.5

6. **RESOLVED:** That a report be provided regarding the full costing of providing effluent to the Oberon Golf Club to be funded from Sewerage Fund Reserves repaid over 11 years from the General Fund and agreement be guaranteed from the Golf Club that it will meet any delivery charges.

(Hooper/O'Bernier)

7. **RESOLVED:** That the following items that have been referred by Council for consideration with the Management Plan/Budget, but not included in the draft budget as presented be deferred pending consideration and adoption of the Assets Management Plan:

- Mayfield Road Bridge,
- Ross St/Edith Road Realignment
- Baileys Lane
- Arkstone Road
- Curtis/Raleigh St

(Hooper/Doney)

8. **RESOLVED:** That Council endorse the amended staff structure the reflect the changes in Corporate Services and Development Departments to provide for:
- a. Appointment of a Administrative Assistant Trainee
 - b. Deletion of the three School-Based Traineeships at the expiration of the current traineeship period (end of 2010)
 - c. Reappointment of the position of Health & Building Surveyor (vacant since October 2009) be deferred for a period of four months
 - d. Provision of casual technical assistance in the Development Department

(Doney/Hooper)

Council rose for dinner at 7.52 pm

Councillor O'Bernier left the meeting at this point in time.

Council resumed at 8.20 pm

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9. **RESOLVED:** Subject to any amendments adopted by Council:
- a. The draft list of Fees & Charges for 2010/2011 be adopted.
 - b. The draft Estimates of Income and Expenditure for 2010/2011 be adopted after consideration of the additional items referred but not included in the draft budget as follows:
 - Provision for contribution to enclosure of Tennis Court 3 - \$21,000 to be provided from the Land Development Reserve
 - Provision for recoupment of employee leave entitlements reserve \$159,000 to be provided from the Land Development Reserve
 - Provision for Industry Links Program Contribution - \$500 to be provided from the Donations Budget
 - Provision for RSL Sub-branch Memorial - \$6,500 to be provided from Section 94 Open Space funds
 - Provision for Fibre Optic Cable to Depot (via Library) to improve communications - \$37,000 to be provided from Depot Reserve
 - c. The draft Management Plan (including the draft List of Fees & Charges and Estimates of Income and Expenditure) for 2010/2011 be adopted and advertised for a period of 28 days for the receipt of public submissions, before adoption at Council's Ordinary Meeting to be held on Tuesday 15 June 2010

(Hooper/Doney)

Council requested that their thanks and appreciation be passed to staff for their hard work and dedication in preparation of the budget documents.

CLOSED COUNCIL

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 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,*

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

ITEM C1 - INVESTMENTS

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

10. **RESOLVED:** That

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

(Hooper/McCarthy)

Council closed the meeting at 9.45 pm. There were no members of the public present at this time.

11. **RESOLVED:** That Council move out of closed council and into open council.

(Doney/Fitzpatrick)

Open Council resumed at 10.11 pm.

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The following resolutions of Council while the meeting was closed to the public were read to the meeting by the Mayor, there were no members of the public present.

ITEM C1 - INVESTMENTS

Confidential Staff Report to the 11 May 2010 Special Meeting

File No. C17.2.2

12. RESOLVED: That the information be received and noted.

(Doney/Fitzpatrick)

This concluded the business and the meeting rose at 10.11 pm.

Confirmed this _____ day of _____ 2010.

General Manager.

Mayor.

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General Manager

Mayor