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OBERON COUNCIL

Agenda and Business Papers Oberon Council Ordinary General Meeting Tuesday 15 March 2011 5.30pm Council Chambers

5.30pm	Opening of meeting
8.15pm - 8.45pm	Dinner

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01 Opening of Meeting

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

02 Prayer

The Meeting was opened in prayer by ...

03 Record of Attendance

Members Cr Keith Sullivan, Mayor - Chair
 Cr John McMahon, Deputy Mayor
 Cr Ian Doney
 Cr Neil Francis
 Cr Kerry Gibbons
 Cr Zsuzsanna Handelsmann
 Cr Clive McCarthy
 Cr Bob O'Bernier

Officers Leanne Mash, General Manager
 John Chapman, Director of Corporate Services
 Mark Dicker, Acting Director of Development
 Leigh Robins, Director of Engineering
 Sharon Swannell, Executive Assistant

Apologies Cr Don Fitzpatrick

Moved:
Second:

That apologies be received and accepted for the non-attendance of Cr Don Fitzpatrick.

04 Questions from the Public

None received.

05 Confirmation of Minutes of Previous Meeting(s)

Ordinary Meeting 15 February 2011



110215 -
Unconfirmed Minutes :

Recommendation

That the Minutes of the duly convened Ordinary Meeting held on 15 February 2011 be taken as read and confirmed.

Matters Arising from the Minutes

Nil

06 Declarations of Interest

Pecuniary -

Conflicts -

Staff -

07 Mayoral Minute and Report

A. Meetings

1. E Division Meeting, Cowra – 11 February 2011
2. Ordinary Council Meeting – 15 February 2011
3. Meeting with Chifley LAC Commander Michael Robinson and Inspector Tony Hoolihan – 16 February 2011
4. Meeting with Pat Bird, Bird Legal – 16 February 2011
5. Works Inspection – 17 February 2011
6. One Association Conference – 23 February 2011
7. Meeting with representatives of NSW Fire Service – 28 February 2011
8. Meeting with Department of Planning representatives in Orange – 2 March 2011
9. Community Safety Precinct Committee Meeting, Bathurst – 7 March 2011
10. Meeting with Bill Wilcox of Oberon RSL Sub-branch – 9 March 2011 regarding advice that the Mayor of Eceabat, Kemal Dokuz will be visiting Oberon for the 2011 ANZAC Day Celebrations

B. Representation

1. Highland Steam and Vintage Fair – 11 – 13 February 2011
2. William Dickson, Oberon Correctional Centre Inmate to receive a painting to be auctioned for QLD Flood Victims – 15 February 2011
3. 111th Oberon Show – 19 - 20 February 2011
4. International Women's Day – 8 March 2011

C. Correspondence

1. From Central West Catchment Management Authority - Invitation to Dubbo business forum on operating sustainably to be held on 24 February 2011
2. Invitation to attend the Oberon Showgirl Cocktail Function – 11 February 2011
3. Invitation to attend the LGSA Tourism Conference 2011 – 9 – 11 March 2011
4. Invitation to attend the NSW National's State Election Campaign Launch in Dubbo on Sunday 27 February 2011
5. Shires Association of NSW regarding One Association and the NSW Aboriginal Land Council received on 2 March 2011
6. Letter from the Hon Phillip Costa MP regarding the FRWS Water Sharing Arrangements – 3 March 2011
7. Letter from Barry O'Farrell, NSW Liberal Leader regarding the NSW Liberals and Nationals policy of Voluntary Local Government Amalgamations received on 9 March 2011.
8. Invitation to attend the Burruga Ag Bureau Seniors Week Luncheon 2011 on 24 March 2011.

Keith Sullivan
Mayor

08 Councillor Reports

Report to be provided to meeting.

09 Delegates Reports

09.01.01 Minutes of the Heritage Committee

Executive Summary

Minutes of the Heritage Committee meeting held on the 7 February 2011 should be received and ratified by Council.

For Council Decision

Recommendation:

That:

1. The Minutes of the Heritage Committee held on the 7 February 2011 be received for information.
 2. The Heritage Committee support Philippa Gemmell-Smith by matching the \$1,000 grant from the Royal Australian Historical Society with \$1,000 from the Heritage fund.
 3. The Heritage Committee sees the project of updating the Thematic History of Oberon as an important part of the 2013 Sesquicentenary Celebration (150 years since the declaration of Oberon as a Village) and consideration should be given in the 2012 and 2013 budgets for further funding to assist this project, to ensure completion.
 4. A contribution be made from the Heritage Fund towards the cost of photocopying/scanning of the history of 'Gingkin Station' documents to the value of \$500 collated by Philippa Gemmell-Smith with a copy to go to the Library subject to the consent of the current owner Mr Brett Bailey.
-

Background

The minutes of the Heritage Committee meeting held on the 7 February 2011 have now been prepared and should be confirmed by Council

Attachments



09.01.01 Attachment
Minutes Heritage Meet

Statutory Environment

The Heritage Committee is a section 355 Committee of Council

Policy Implications

Nil

Financial Implications

Funds are currently available for Items 2 and 4.

Consideration must be made for Item 3 in the 2012 and 2013 budget

Strategic Implications

Nil

Officers Comment

Nil

Consulted With

Acting Director of Development

File No: A2.27
Author: Janet Bailey
Date: 2 March 2011

10 Director of Development Reports

10.01 Reports for Information

Recommendation

That the Director of Development reports for information as presented in Report 10.01.01 to 10.01.03 of the Business Papers be received and noted by Council.

10.01.01 Monthly Update Report – Development Department

The following items are presented for Councillor's information and are reflective of the period 01 February 2011 to 28 February 2011.

1. Determinations for the Month of February

The following Development Applications, Construction Certificates, Complying Development Certificates, Section 68 Applications and Subdivision Certificates were determined during the month of February.

- | | |
|---------------------------------------|---|
| a) Development Applications | 9 |
| b) Construction Certificates | 9 |
| c) Complying Development Certificates | 1 |
| d) Subdivision Certificates | 1 |
| e) Section 68 Applications | 2 |
| f) Applications Refused | 0 |

A complete list of the determination is as follows:

10.2010.102.1 11.2010.102.1	Additions to Existing Dwelling	75 Marks Crescent	Oberon
11.2005.374.1	Construction Certificate New Dwelling	196 Ryans Lane	O'Connell
10.2009.213.1	Modification to plans for Dwelling	574 Shooters Hill Road	Oberon
11.2007204.1 10.2007.204.2 19.2010.20.1	Modification DA, Construction Certificate and On Site Waste Water for Café, Retail Centre, Water Garden, Allee Temple, Amphitheatre and Chapel at Mayfield Gardens	570 Mayfield Road	Oberon
15.2009.118.1	Subdivision Certificate for Boundary Adjustment	Lot 1 & 2 DP 793671 - 278 Ferndale Road	Oberon
11.2004.180.1	Subdivision Access Construction	266 Meadows Road	Oberon
18.2011.5.1	Carport	11 Dulce Drive	Oberon
10.2010.84.1	New Dwelling	1092 Lowes Mount Road	Oberon
10.2011.4.1	New Dwelling	11 Stevenson Close	Oberon
11.2005.335.1	Subdivision Access Construction	2288 Edith Road	Oberon

10.2011.2.1 11.2011.2.1	Garage	41 Carrington Avenue	Oberon
10.2007.56.2	Modification of Proposed Lot 3012 (change lot sizes)	354 Faugha-Ballaugha Road	Oberon

Copies of Determinations are available for inspection free of charge during normal business hours from the Council's Office

2. Certificates Issued During the Month of February

During the Conveyancing process, normally as part of the sale of a property, various Certificates are applied for by Solicitors, Real Estate Agents or by the public. During the month of October the following certificates were issued:

- a) 24 Section 149 Certificates were issued.

Section 149(2) and (5) Planning Certificates – issued under Section 149(2) and (5) of the Environmental Planning and Assessment Act, 1979.

- b) Four Section 735A Certificates were issued.

Section 725A Certificates As To Notices – issued under Section 735A of the Local Government Act, 1993.

- c) Five Section 121ZP Certificates were issued.

Section 121ZP Certificates As To Orders – issued under Section 121ZP of the Environmental Planning and Assessment Act, 1979.

- d) No Section 149A Building Certificates were issued.

Section 149A Building Certificates – issued under Section 149A of the Environmental Planning and Assessment Act, 1979.

3. Oberon Animal Pound

No Nuisance Dog, Nuisance Cat orders or Dangerous Dog Declarations were issued during February 2011. The following details concerning the Animal Pound are for the month of February 2011.

Details	Number of Cats	Number of Dogs
Animals carried over from previous month	0	7
Animals Seized	1	3
Animals Abandoned	0	3
Animals Surrendered	0	1
Animals released to Owner	0	4
Animals Released to CHD (Cats, Dogs and Horses Charity) under Clause 17 of the Companion Animals Regulations 1999	0	0

(Exemptions from Registrations Requirement) for re-homing		
Animals Destroyed	1	6
Animals Sold	0	1
Animals died at Council's facility	0	0
Animals Escaped/Stolen	0	0
Animals still in the Pound	0	3

4. Miscellaneous Matters

The Development Department undertakes various inspections, including building inspections, health inspections, environmental inspections and complaints.

Development Department staff conducted the following inspections during the month of February

- a) Building Inspections 24
- b) Food Inspections 7
- c) Environmental Inspections 0
(Air Pollution/Noise Pollution/Water Pollution)
- d) Subdivision Certificate Inspections 1
- e) Complaints (Includes Animal Control) 9
- f) Building Maintenance Inspections All units at the Aged Care Centre

5. Attendance at Seminars/Conference/Short Courses

As part of Continuing Professional Development (CDP), staff are encouraged to attend suitable seminars, conferences, and short courses to be aware of changes in legislation and in the industry. In addition staff attend meetings of any relevant Regional Committees, such as Reference Panels as representative of Oberon Council.

Senior Development Control Officer attended a seminar on the "Implications of the Environmental Planning and Assessment Amendment Act 2008 and the NSW Codes SEPP" on 15 February 2011 at Blue Mountains Council chambers.

File: A1.2.1
 Author: Mark Dicker
 Date: 04 March 2011

10.01.02 Local Development Performance Monitoring 2009-10

Executive Summary

Each year the Department of Planning publishes a document detailing the statistical performance of development approvals for the state of New South Wales.

In January 2011 the Department of Planning released the Local Government Performance Monitoring for the financial year of 2009-2010.

For the period of 1 July 2009 to 30 June 2010 Oberon Council determined 103 Development Applications, with a total estimated value of \$10.6 million.

For the period of 1 July 2009 to 30 June 2010 the performance monitoring report indicates that for Development Applications (DA) Oberon Council had the following averages;

- Mean Gross **54 days** (average amount of days application was in Council)
- Mean Net **29 days** (Time Council Officers took to approve the application once outstanding information was received and any referrals were received)

For council information

Recommendation

That the information be received and noted.

Background

Each year the Department of Planning publishes a document detailing the statistical performance of development approvals for the state of New South Wales.

The report details statistical data for all 152 councils and measures variables such as; number of DA's determined, total estimated value of DA's determined, number of section 96 applications determined, percentage of development types (alterations and additions, single new dwelling, commercial/retail/office), determination times for each individual Council, determination times by value of development, percentage of who approves the development (Councillors or Council Staff), number council staff allocated to development assessment.

For the period of 1 July 2009 to 30 June 2010 the performance monitoring report indicates that for Development Applications (DA) Oberon Council had the following averages;

- Mean Gross **54 days** (average amount of days application was in Council)
- Mean Net **29 days** (Time Council Officers took to approve the application once outstanding information was received and any referrals were received)

When comparing the 2009/10 report to 2008/09 report it can be noted that there is a slight decrease in the mean net approval times. This is indicated in the table below;

	Mean Gross	Mean Net
2009/10	54	29
2008/09	54	35

For this report Oberon is categorised in DLG group code 10, which is categorised as “Agricultural with a population between 5,001 – 10,000 people” and includes other Councils such as Blayney, Upper Lachlan and Cootamundra to name a few.

For the 2009/10 report Oberon’s mean net of 29 days was slightly better than the average for the all of the DLG group code 10 which had a mean net of 32 days. Below is a table which compares several Councils within the DLG group 10 which processed a similar number of DA’s for the 2009/10 period. The table compares mean gross times, mean net times and the equivalent full time staff that assess DA’s for each Council.

	Number of DA’s	Mean Gross	Mean Net	Equivalent Full Time Staff
Oberon	103	54	29	2.5
Blayney	95	58	43	4 (now 6)
Upper Lachlan	188	110	25	4 (now 5)
Berrigan	106	13	10	3
Cootamundra	99	24	24	4
Gloucester	126	61	13	8
Narromine	58	52	29	5

Attachments

There are no attachments (the full document is over 180 pages and is available upon request)

Statutory Environment

Environmental Planning and Assessment Act 1979
Environmental Planning and Assessment Regulation 2000

Policy Implications

There are no financial implications.

Financial Implications

There are no financial implications.

Strategic Implications

There are no strategic implications.

Officers Comment

Although 2009/10 provides respectable figures, every day an application is with Council is a day that delays economic activity from being undertaken within the Oberon Local Government Area.

The Development Department does not only undertake the approval of Development Applications. Some of the other major roles of the Development Department also include:

- Assessment and approval of Construction Certificates
- Assessment and approval of section 96 modification applications
- Construction inspections
- Onsite waste water approvals
- Food shop inspections
- Companion animal's enforcement
- Various types of complaint investigations (illegal building works, environmental, food, health, vermin, etc).

With the above-mentioned duties taken into consideration Council should be aware that it is anticipated that the 2010/11 figures are expected to be higher than the 2009/10 mean gross, this can be attributed mainly to Council not replacing the Health and Building Surveyor position which was vacated in November 2009.

With current staffing it is envisaged that 2011/12 approval times, with the implementation of the new Local Environmental Plan and associated workload will substantially increase in the light of the number of applications required to be assessed and determined by Council Officers, add to this other related duties mentioned above and longer determination times are envisaged for 2011/12.

As part of 2011/12 budget consideration the Executive Management Team will be considering options to reduce the risk of unacceptably long determination times.

Consulted With

General Manager

File: D50.5
Author: Mark Dicker
Date: 3 March 2011

10.01.03 Director of Development Status Report

Resolution Number – 40150211 Heritage Interpretive Signs

That the General Manager explore options for the construction of the heritage interpretive sign frame structure and proceed on the basis of obtaining new quotes for such work.

Status

Contacting potential builders to gauge interest. Also exploring the option, at the request of the Chair of the Heritage Committee, for volunteers to make the Blacks Spring sign.

Resolution Number – 16150211 Development Application 10.2011.2.1

That subject to Council receiving no submissions from the neighbour notification;

- Part C.5.5 “*Building Height Planes*” of the Development Control Plan 2001 is varied to allow the construction of a new garage 0.9m off the Northern and Western property boundaries at Lot 5 DP 32231, 41 Carrington Avenue Oberon.
- That Part C.6.4 “*Carports and Garages*” of the Development Control Plan 2001 is varied to allow the construction of a new garage approximately 72m² at Lot 2 in DP 758805, 18 Dart Street Oberon.

Status

No submissions received, matter resolved.

Closed

Resolution Number 15150211 Development Application 10.2010.86.1

Council endorse the refund of application fees totalling \$519.00 paid on 18/11/2010 in respect to Development Application 10.2010.86.1, Construction Certificate 11.2010.86.1 and On-Site Waste Water (Section 68) Application No 20.2010.16.1 for a proposed meeting room and toilet facilities at Lot 3 in DP: 758805, Ross Street Oberon, as requested by the Oberon Men’s Shed in accordance with Councils Policy Number 2209, upon approval of the abovementioned applications.

Status

In progress.

Resolution Number – 12150211 Council’s Policy, Lapsing of Development Consents in respect of Physical Commencement

That Council’s Policy, Lapsing of Development Consents, in respect of Physical Commencement be removed from Councils policy register to enable each application to be assessed on its merits and with consideration of the requirements of the Environmental Planning and Assessment Act, 1979, the proposed amendments to the Regulations and to the appropriate case law applicable at the time of assessment.

Status

Policy Register updated.

Closed

Resolution Number – 11150211 Development Application 154/05

That the works undertaken on the property access associated to Development Application 154/05 (which lapsed on the 29 January 2010) in accordance with Construction Certificate 11.2004.154.1 at Lots 1 and 2 in DP: 390371, Lot 10 in DP: 111675 and Lot 130 in DP: 757047, “Ryan View”, 54 Sloggetts Road, Oberon be considered as physical commencement in accordance with staff merit assessment.

Status

Matter actioned.

Closed

Resolution Number – 07150211

- a. That the Minutes of the Heritage Committee meeting held on the 6 December 2010 be received for information.
- b. That a letter of appreciation be forwarded to Mr MacKenzie for his input and time spent on the Heritage committee.
- c. That a letter of thanks be forwarded to the Coxs Road Committee for their assistance with the Old Coxs Road Heritage signs.
- d. That the section of the Old Coxs Road that passes through the Oberon LGA be recommended for listing on the State Heritage Register.
- e. That a letter be sent to Lithgow City Council requesting that they address the preservation of the Old Coxs Road located in their LGA near Fish River with a view of protecting it for the future.

Status

- a. Closed
 - b. In progress
 - c. In progress
 - d. Action to be taken
 - e. Action to be taken
-

Resolution Number – 32141210 - Oberon Community Centre Internal Renovations

That:

- a) The floor plan as marked drawing number 0709 TOC/002 and dated 30 July 2009 as presented to the community be endorsed by Council or Council undertake any necessary amendments to the floor plan.
- b) Quotations be called for the internal building works as shown on the final endorsed floor plan.

Status

Quotations have not to be called yet as still awaiting grant funding documentation.

Resolution Number – 23141210 - Oberon Community Centre

That the Oberon Community Centre be known as the Robert (Bob) Hooper Community Centre in recognition of Councillor Hooper's service to the Oberon Community over many years.

Status

Quotations for signs are currently being obtained and reviewed.

Resolution Number – 10141210 - Development Control Plan 2001

That Council's Development Control Plan 2001 be reviewed with particular reference to the requirement for variations to residential garaging and proposed amendments be reported to Council.

Status

To be undertaken in the future, most likely after the time the new LEP is implemented

Resolution Number – 08141210 - 10.02.02 Mudgee Stone Company Pty Ltd (Oberon White Granite Quarry Project) - Exhibition of Environmental Assessment

That the information be received and noted and Council make a submission in response to such.

Status

Submission made – await outcome.

Resolution Number – 08191010 – Heritage Committee Meeting Minutes

That a main street study for Oberon, incorporating aspects such as:

- Seating
- Vegetation/landscaping
- Awnings reconstruction
- Car parking
- Painting of buildings
- Waste bins
- Paving
- Potential for tourism, heritage, and economic benefits

be undertaken, subject to an investigation of potential funding and involvement of appropriate community groups.

Status

Discussed at heritage Committee Meeting of 6 December 2010. To be undertaken if funding available and subject to further discussions with heritage Committee and other stakeholders.

To be discussed with Heritage Advisor at next planned visit, being 6 December 2010.

Resolution Number – 43161110 - Australian Native Landscapes – Stockpiling of Sawdust in Industrial Area

That:

- a) The five Infringement Notices issued in respect to Lot 28 in DP 877490, 7 Endeavour Street, Oberon, not be revoked.
- b) Three of the five Infringement Notices issued in respect of Lot 28 in DP 877490, 7 Endeavour Street, Oberon be reactivated, with two being held in abeyance until the Department of Environment, Climate Change and Water complete their Environment Protection Licence process and become the Appropriate Regulatory Authority for environmental matters.
- c) That once b) has occurred that Council reconsider the remaining two Infringement Notices and related action.

Status

See resolution below for the updates.

Resolution Number – 41210910 – Stockpiling of Sawdust in Industrial Area

That an Infringement Notice be issued daily to Australian Native Landscapes, 7 Endeavour Street, Oberon until such time as the site complies with the conditions of consent or an acceptable demonstrated plan for compliance has been established and agreed to by Council and further that investigations immediately be undertaken to ascertain the feasibility of transferring the consent authority to the Department of Environment, Climate Change and Water.

Status

Infringement Notice first issued 23 September 2010. Last notice issued was October 5 2010 at which time ANL contacted Council to make a meeting time for October 7 2010. Prior to this five Infringement Notices have been issued.

Daily site inspections made and continuing.

Meeting conducted with ANL Management and Council staff on October 7 2010, with a suitable plan for compliance now in place. The plan has actions to be undertaken over the next two weeks, where by October 22 the issues as they now stand will have been addressed.

Documentation dated 27 September 2010 has been forwarded to the Department of Environment, Climate Change and Water (DECCW) seeking their consent to take on the Appropriate Regulatory Authority role from Council owing to the possibility that the facility can be classified as "Resource Recovery" pursuant to Schedule 1, Scheduled Activities, Part 1, Item 34 of the Protection of the Environment Operations Act 1997.

As at the date of writing this report, Council has not received a response from DECCW.

November Update – An update to be presented in a Closed Session Report to Council's 16 November 2010 Ordinary Meeting.

December Update – At meeting of 29 November 2010, Managing Director advised that he was completing his application to be forwarded to DECCW for them to assume the Appropriate Regulatory Authority role. Director of Development has contacted State Debt Recovery Office asking them to enforce three of the PINS as resolved by Council.

General Manager and Director of Development met with the Managing Director and Site Supervisor of ANL on 29 November 2010 to discuss the enforcement of three Infringement Notices and the way forward.

January Update - Two of the three PINS have been paid. No information to hand as yet from the State regarding the outcome of their action.

March Update – No further news to report. Still awaiting an outcome from the State.

Resolution Number – 06210910 – Proposed Development Application

That Council extend the resolution of 17 February 2009 Ordinary Meeting for an additional six months from today's date to submit the Development Application and further that Council requires the payment of any increase in fees from the original application.

Status

Applicant advised in writing. Awaiting submission of new Development Application as at 5 November 2010.

December Update – Still awaiting submission of new Development Application as at 30 November 2010.

January Update – Development Application received 14 January 2011.

March Update – Ongoing

Resolution Number – 32170810 – Heritage Committee Meeting Minutes

In respect to the proposed sign structures at Black Springs, Burruga and O'Connell:

- a) The quotation from Peter Anderson for the supply and erection of three sign structures to accommodate proposed signs at Black Springs, Burruga and O'Connell at a cost of \$1,900 each plus GST (funded from the Local Heritage Fund) be accepted,
- b) Second-hand galvanised iron be used for the roof of the structure at O'Connell, and
- c) An additional sum of up to \$100 per structure be provided (funded from the Local Heritage Fund) for treatment for the preservation of the timber members.

Status

Works Order issued to Peter Anderson for commencement of construction of structures.

January Update - Staff actively pursuing completion of this project.

March update – New contractor being sort – see resolution 40150211 Heritage Interpretive Signs.

Resolution Number - 29200710 - Heritage Committee Meeting Minutes

- a) The Principal of Oberon High School be contacted regarding the project to ascertain their support
- b) An appropriate plaque be designed and manufactured depicting the first landing of Sir Charles Kingsford-Smith in Oberon on 6 March 1921
- c) The plaque is to include photographs of the landed plane
- d) The plaque be erected at the front of Oberon High School so that it is visible to the public from the footpath.

Status

- a) Heritage Committee members to meet with Principal of Oberon High School at a mutually convenient time.

December update – Site inspected by Director of Development with Principal of Oberon High School on 4 December 2010 and details to be given to Heritage Committee Meeting on 6 December 2010.

January update – Work to commence on drafting wording for the plaque and identification of an appropriate photograph to be included in the plaque.

March Update – Works progressing

Resolution Number - 28200710 - Heritage Committee Meeting Minutes

That the Heritage Committee be asked to investigate appropriate advice with a view to establishing a suitable program to restore and retain the PISE Barn at Lindlegreen.

Status

To be arranged shortly in conjunction with Resolution 27200710.

Resolution Number – 27200710 - Heritage Committee Meeting Minutes

That the Heritage Advisor (Christo Aitken), Director of Development (Ralph Tambasco) and a practising Structural Engineer meet on site at the PISE Barn at Lindlegreen to ascertain the extent of existing deterioration and to establish a monitoring program for the cracking of the Western wall and that an amount of \$1000 from the Local Heritage Fund be allocated for this project.

Status

To be arranged shortly.

Resolution Number – 01110210 – Draft Land Use Strategy

That the Draft Land Use Strategy be advertised for public comment noting that the views within the Strategy are not necessarily views expressed by all Councillors.

Status

Can only be done after endorsement received from DoP.

December update – Works progressing on updating the Strategy so that it can be endorsed by Council firstly.

January update – Works progressing on updating the strategy so that it can be endorsed by Council. Awaiting return of revised maps from the consultant.

March update – Department of Planning and Council are both seeking to source updated information from the consultant.

Resolution Number – 05150909 – Proposed O’Connell Conservation Area

1. The Heritage Committee be asked to provide the reasons and logic in relation to what they perceive needs to be protected.
2. All affected landowners within the proposed area, regardless of the size of property, be given adequate time to provide comment in regards to the proposal including the information requested in Item 2 above.
3. Consultation between the Council and the relevant parties be undertaken prior to the Council taking a decision on any issue relative to the matter.

Status

Ongoing and will be considered in the Draft Land Use Strategy.

File: A1.2.1
Author: Mark Dicker
Date: 8 March 2011

10.02 Reports for Decision

10.02.01 Section 96 (A1) Modification 10.2005.349.2 to Development Consent 349/05

Application: Section 96 (A1) Modification 10.2005.349.2 to Development Consent 349/05
Applicant: Mr D Humphries and D J Oberon Pty Limited.
Location: Lot 43 DP: 1009069 and Lot 7 DP: 2364, 79 – 81 North Street, Oberon.
Proposal: Front fence and modification to Common Open Area.
Zone: Village 2 (v).

Executive Summary

On the 4th February, 2011 Council staff received a Section 96 (1A) Modification Application for Development Consent 349/05 to;

1. Retrospectively obtain Development Consent for a front fence,
2. To reduce Common Open Area associated to the eight medium density residential unit developments at 79-81 North Street Oberon.

During the assessment of the modification the development was notified in accordance with Part H.3.2 of Development Control Plan 2001 (DCP). In response to the amended plans two objections were received from one adjoining land owner and in accordance with the requirements of Clause H.3.10.1 of Development Control Plan 2001, the application is referred to Council for determination.

Council staff considers the front fence appropriate and in accordance with the provision of both the Development Control Plan and does not detract from the existing streetscape. However Council staff do not consider the significant reduction of Public Open Space for all 8 units appropriate to increase the Private Open Space for the benefit of only two units. Council staff considers that the proposal lacks merit in respect to the provision of appropriate and well planned open space for the benefit of all occupants.

For Council Decision

Recommendation

That the Section 96 (A1) Modification 10.2005.349.2 to Development Consent 349/05 for the retrospective approval for a front fence and reduction of Common Open Area to increase Private Open Space on Lot 43 DP: 1009069 and Lot 7 DP: 2364, 79 – 81 North Street, Oberon, be refused due to non-compliance with the Oberon Development Control Plan, 2001, Common Open Area, in accordance with Section 79C (1)(a)(iii) of the Environmental Planning and Assessment Act, 1979.

Background

On the 4 November, 2010, Council staff were requested to carry out a footing inspection of the Southern retaining wall of Development Consent 349/05, during the inspection the builder/applicant requested that Council staff also inspect the footings for a proposed front fence (eastern elevation) even though the fence was not approved in Development Consent 349/05.

The inspection was undertaken subject to the builder/applicant providing a plan showing the proposed fence and subsequently the applicant was required to submit a Section 96 Modification to enable the retrospective assessment of the front fence.

The Section 96 Modification Application was received by Council staff on the 4 February, 2011 (attachment A). The proposed plans were further amended by the applicant on the 21 February 2011 and adjoining land owners were notified of the proposed minor changes to the common open area. The application also includes a request to modify the area designated as common open area under Development Consent 349/05.

Objection

On the 15th February, 2011 and also 7 March 2011 Council staff received two objections (attachment B) from an adjoining land owner who raises ten identical, specific objections in both objections. The ten specific objections to the application to modify development consent 349/05, as summarised as follows;

- Item 1 The construction and completion of the fence is without consent of Council.
- Item 2 Notification of adjoining land owners has been given after the work has been completed.
- Item 3 The plans submitted do not indicate the true dimensions of the modification sought not in fact what has already been constructed.
- Item 4 The fence height at the south eastern corner is at present some 2000mm, which is far and above the 1200mm as shown on the plan submitted.
- Item 5 The enclosed common area as shown on the plan does not indicate its purpose and should be behind the Council 6000mm building line.
- Item 6 The areas indicated as grassed between the Unit 1 and Unit 5 and the Common area are indicative of an attempt to have additional Private Open Space for these two units and in this fact is an enclosure in front of the minimum building line.
- Item 7 It is indicative that a minimum 1500mm high colour bond fence will be placed upon the existing retaining wall (with its encroaching footing system upon our property) from the South eastern corner along our common boundary.
- Item 8 The height shown of the proposed colour bond fence and the existing retaining wall at the South western corner is indicated as 2660mm (1550 + 1160) this is incorrect as the retaining wall alone in that location is 1490mm in height.
- Item 9 The proposed modifications do not appear to comply with Councils Part C Residential Development Code in particular relative to what exists within the immediate vicinity and streetscape in general.

- Item 10 The front fence is unauthorised and should have been stopped by Councils previous Director of Development when he, on the 4 November, 2010, inspected the footing system.

In response to the ten specific objections the applicant has responded (attachment E) on the 1 March, 2011, as summarised:

- Item 1 As stated in my letter to Council dated 14 January, 2011 *“As you have mentioned in your letter there was a discussion with Councils former Director of Development on the 4 November. At this time he also inspected and passed pier holes for the proposed eastern retaining wall and fence. I was instructed to proceed with the pier holes and posts for the retaining wall with the understanding that the former Director would be in touch if he found any issues relation to Council’s DCP. I was also instructed to provide amended plans for the eastern retaining wall.”* The Director of Development did not reply with any concerns relating to Councils DCP and as such I proceeded as we had agreed. Plans for the amendment were then submitted to Council.
- Item 2 Notification of neighbours is up to Council Staff.
- Item 3 Relevant and accurate plans have been submitted to Council for all amendments.
- Item 4 In plans submitted to Council the eastern elevation clearly shows at a scale of 1:100 the fall of the land, and actual height of the front fence. Council development staff have inspected the South eastern corner and eastern Boundary fence and deemed it to be as shown on the plans submitted.
- Item 5 The purpose of the new common open area is for mail boxes and garbage bin storage.
- Item 6 The areas between Units 1 and 5 have been modified to create ease of maintenance for the owners and also reduce the risk of vandalism.
- Item 7 Not applicable – see attachment for further detail.
- Item 8 Not applicable – see attachment for further detail.
- Item 9 This objection appears to be up to Council and not for me to determine.
- Item 10 Again this objection is for Council to determine.

Council staff have individually assessed each objection and the corresponding response by the applicant and make the following comments:

- Item 1 & 2 It is acknowledged that the construction of the front fence was commenced without appropriate consent; however an important feature of Section 96 of the Environmental Planning and Assessment Act, 1979, that distinguishes a Modification Application from a Development Application is retrospectivity. Consequently should the development be approved the modification removes the unlawful nature of the development. As such Section 96 enables a consent authority to deal with unexpected developments as they arise during the construction process of a development.
- Item 3 A site inspection reveals that generally the plans appear to be consistent with the fence as constructed on site. Please refer to the photos in Attachment D
- Item 4 A site inspection revealed that the south eastern corner incorporating a retaining wall and a fence has a total height of approximately 1950mm (refer

to photo's a, b and c in Attachment D). The height of the southern retaining wall and fence is as per the approved plans in Development Consent 349/05.

- Item 5 & 6 The DCP does not specifically require the common open area (or common landscape area) to be behind the front building line. Part C.5.7 requires in respect to both common landscape areas and Private Open Space that the development site should be useable as part of the living environment and as such "*Council will discourage the provision of bare spaces between buildings and the street which are unusable*".
- Item 7 & 8 Appear to essentially relate to issues directly associated to Development Consent 349/05 and are not specifically relevant to the proposed modification.
- Item 9 Part C.5.7 of the DCP, Set back from the street, provides flexible setback requirements to achieve "*more varied and interesting orientation of residential development with regard to sun, shade, wind and neighbouring development and better use of allotments to create Private Open Space and Courtyards.*" Furthermore Part C5.11 of the DCP, Visual Impact, requires that the street face of a building and any open space between it and the street should contribute to the general attractiveness of the street scape by means of good design, appropriate materials and effective landscaping. In the assessment of the fence in accordance with the comments of the DCP Council staff do not consider that the front fence detracts from the street scape even though it is not necessarily in keeping with the existing adjoining developments. It has been proposed by the applicant to further "soften" the fencing by the provision of landscaping to the front facade of the wall.

Compliance with the Development Control Plan:

In accordance with Part C8.3 Private Open Space of the DCP, each dwelling unit is required, to have a minimum 30 square metres. In Development Consent 349/05 units 1, 2, 3 and 4 did all have 30 square metres however did not have a minimum length and width of 4m and did not have a significant northerly aspect (as required in the DCP) and as such did not comply with the Private Open Space requirements of the DCP. The original proposal was put to Council with a staff recommendation for refusal.

The proposed plans submitted with the section 96 Modification increases the Private Open Space for units one and five only from;

- Approximately 30 square metres to 84 square metres for unit one, and
- Approximately 30 square metres 62 square metres for unit five.

It is acknowledged that this increase will greatly enhance only these units however it will be to the detriment of the remaining six units.

Part C.5.8 Common Open Area, requires 50 square metres per large unit (as determined by floor area and as specified in the DCP) exclusive of Private Open Space; accordingly for this development to fully comply with the DCP 400 square metres of Common Open Area would be required. The Common Open Area approved by Development Consent 349/05 was 204 square metres. The DCP also stipulates that a minimum of 75% of the total Common Open Area of the site should be of an absorbent finish.

The proposed plans submitted with the section 96 Modification equates to a reduction of Common Open Area from approximately 190 square metres to 32 square metres (please note the plans submitted do not accurately, to scale, depict the areas of public and Private

Open Space and have been estimated by Council staff) thus the total Common Open Area for the site would total approximately 32 square metres.

To illustrate the above areas please refer to Attachment E, a plan prepared by staff, which depicts a site plan highlighting in green absorbent (grass and gardens) Common Open Area and blue for Private Open Space. Orange depicts the existing hard stand areas. The proposed plan can be compared to the approved plan in Development Consent 349/05 shown in Attachment F.

The amendment for the front fence has been submitted to enable the provision of both Private Open Space for both units one and five as well as providing a screened garbage bin area. The only requirement of the DCP in respect to garbage (C.9.3) is that one mobile garbage bin be provided to each dwelling unit and be located so as to facilitate ease of servicing and minimise nuisance.

Discussion:

In accordance with Section 79C (1) (a) (iii) Development Control Plans must be considered as part of the merit assessment in the determination of a Development Application or subsequent modification, especially in consideration of the fact that these planning policies and development standards are formulated in consideration of the results of public consultation.

In *BP Australia Ltd v Campbelltown City Council (1994)* it was confirmed that Council is entitled to be concerned about the risk of creating a legal precedent when it is being asked to depart from its consistently applied policy and to refuse consent when it considers that the departure has not been justified.

Essentially the modification application requests to amend Development Consent 349/05 in two ways;

1. Virtue of the retrospective determination of an existing front fence, and
2. Reduce the common open area.

Council staff considers the front fence appropriate and in accordance with the provision of both the Development Control Plan and does not detract from the existing streetscape. However Council staff do not consider the significant reduction of Public Open Space for all 8 units appropriate to increase the Private Open Space for the benefit of only two units. Council staff considers that the proposal lacks merit in respect to the provision of appropriate and well planned open space for the benefit of all occupants.

Subsequently the modification containing two individual components also presents a problem for staff as Council staff cannot put forward a split recommendation. Both parts of the modification must be determined one way or another.

Council staff acknowledge that the front fence on its merits is acceptable and Council staff would normally recommend approval, in this instance however because it is conjoined in the one application with the reduction of common open area which this part of the application is considered not justified on its merits the abovementioned recommendation is made to Council.

Attachments:



10.02.01 Attachment
A Proposed Plans.pdf



10.02.01 Attachment
B Objections.pdf



10.02.01 Attachment
C Applicants Response



10.02.01 Attachment
D Photos of Site.pdf



10.02.01 Attachment
E Proposed Common C



10.02.01 Attachment
F Approved Common C

Statutory Environment:

Environmental Planning and Assessment Act, 1979; and
Oberon Local Environmental Plan, 1998; and
Oberon Development Control Plan, 2001

Policy Implications:

There are no policy implications as the application has been assessed on its merits.

Financial Implications:

There are no financial implications.

Strategic Implications:

There are no strategic implications.

Officers Comment:

Nil

Consulted With

Acting Director of Development
General Manager

File: PO38.79 and PO38.81
Author: Jaclyn Burns and Mark Dicker
Date: 9 March 2011

10.03.01 General Business - Development

11 Director of Corporate Service Reports

11.01 Reports for Information

Recommendation

That the Director of Corporate Services reports for information as presented in Report 11.01.01 to 11.01.04 of the Business Papers be received and noted by Council.

11.01.01 Monthly Update Report – Corporate Services Department

The following items are presented for Councillors' information and are reflective of the period February 1 to February 28 2011.

1. Rates Collections Reports

The monthly statistical report on the collection of rates and annual charges for the period to 28 February 2011 is attached for information.

Total collections to date for the year to February 28 represent 68.7% of the total receivable, compared with 69.34% at the same time last year.

Ongoing recovery action is continuing in an attempt to reduce the total outstanding.

Attachment



11.01.01 Attachment
A Rates Jan 2011.pdf

2. Councillor and General Manager Expenses

The monthly summary of Councillor and General Manager Expenses is attached for information.

Attachment



11.01.01 Attachment
B Councillor and Gene

3. Oberon Library Statistics

The monthly report for the Oberon Library is attached for information.

Attachment



11.01.01 Attachment
CLibrary Statistics Feb

File: A1.2.1
Author: John Chapman
Date: 8 March 2011

11.01.02 Statement of Bank Balances and Investments

Executive Summary

In accordance with Clause 212 of the Local Government (General) Regulation 2005:

“(1) The responsible accounting officer of a council:

(a) must provide the council with a written report (setting out details of all money that the council has invested under section 625 of the Act) to be presented:

(i) if only one ordinary meeting of the council is held in a month, at that meeting, or

(ii) if more than one such meeting is held in a month, at whichever of those meetings the council by resolution determines, and

(b) must include in the report a certificate as to whether or not the investment has been made in accordance with the Act, the regulations and the council’s investment policies.

(2) The report must be made up to the last day of the month immediately preceding the meeting.”

The statement of Bank Balances and Investments as at 28 February 2011, together with a graphical summary for the period from April 2007, are attached for Council’s information.

For Council Information

Recommendation:

That the information be received and noted.

Background

In addition to the statement of Bank Balances and Investments the following comparative figures, with those reported at 28 February 2010, are presented for information.

	<u>2010</u>	<u>2011</u>
Face Value of all Investments Held	\$4,656,725	\$5,122,811
Face Value of Grange/Lehman Bros Investments	\$2,500,000	\$2,000,000
Market Value of Grange/Lehman Bros Investments	\$1,069,879	\$787,403
Market Value of Grange as % of Face Value	43%	39%
Cheque Account Cash Book Balance	\$2,442	(\$99,238)
Total Cash and Investments (Market Value)	\$3,229,045	\$3,810,976
Interest Received Year to Date	\$110,677	\$160,373
Call A/c Interest Rate	3.70%	4.70%

Coupon payments continue to be received for the Grange Securities/Lehman Bros Investments, with the exception of the Zircon/Coolangatta CDO.

The total sum held in investments and cash is comparable to the same period last year.

Attachments



11.01.02 Attachment
A Investments Feb 20:



11.01.02 Attachment
B Investments Graph F

File: C17.1
Author: John Chapman
Date: 7 March 2011

11.01.03 Staff Appointments

Executive Summary

Council resolved at its 16 June 2009 Ordinary Meeting, “That staff be allowed to recruit within the adopted structure and keep council informed of staff replacements at its ordinary meetings.”

In keeping with this resolution the following summary of staff appointed since the last report to Council is provided:

- Mr Rodney Wilcox was appointed to the position of Full-time Truck Driver commencing Monday 28 February, 2011.
-

For Council Information

Recommendation:

That the information be received and noted.

Background

Council resolved at its 16 June 2009 Ordinary Meeting, “That staff be allowed to recruit within the adopted structure and keep council informed of staff replacements at its ordinary meetings.”

Attachments

No Attachments

Statutory Environment

Local Government Act, 1993

Policy Implications

Not applicable

Financial Implications

Provisions made in the 2010-2011 Budget.

Strategic Implications

Not applicable.

Officers Comment

Consulted With

General Manager
Director of Corporate Services

File: C19.1
Author: Amanda McGrath
Date: 7 March 2011

11.01.04 Director of Corporate Services Status Report

Resolution Number – 27150211 Oberon Swimming Pool – Potential Extension of the 2010-11 Opening Period

That, as no provision has been made in the current budget, no action be taken to extend the period of operation of the Oberon Swimming Pool beyond the planned and budgeted dated of 20 March 2011.

Status

Staff advised, arrangements in hand for pool to close for season on 20 March 2011.

Resolution Number – 26150211 Finance Committee Meeting Minutes

That:

1. That the minutes from the February 7 2011 Finance Committee Meeting be received for information.
2. That a sale price be set for the residential property at 70 Dart Street Oberon as advised to the General Manager
3. That the property be listed with both of the local agents, Ray White Rural and First National Real Estate; and
4. That authority be delegated to the General Manager to negotiate a figure to a minimum value as advised to the General Manager should a counter-offer be received.
5. That the Quarter 2 Budget Review Statements for 2010/2011 be received and noted and the revised budgeted income and expenditure items be voted including provision for a reduction in the budgeted capital works on Beaconsfield Road by \$200,000 to be reviewed following completion of the major RTA works on The Mount.
6. That the information relating to New South Wales rate pegging limits be noted and that the draft budget for 2011/2012 include provision for a 2.8% increase in costs of materials and contracts, and an increase of 2.8% in ordinary rates levied.

Status

- Agreements signed with both agents for sale of 70 Dart Street.
 - Beaconsfield Road sealing deleted from current works program pending review following completion of the major RTA works on The Mount.
 - Draft 2011/2012 budget being prepared on the basis of a 2.8% increase in costs of materials and contracts, and an increase of 2.8% in ordinary rates levied.
-

Resolution Number – 25150211 Requests for Donations

That:

1. The invitation to participate in the 2011 Bush Bursary/Country Women's Association Scholarship Scheme be declined.
2. A donation of \$140 be made to the Oberon Writers' Workshop for sponsorship of the 3rd Oberon Young Writers' Competition.

Status

Letters forwarded and cheque for Oberon Writers' Workshop sponsorship prepared.

Resolution Number – 23150211 Assets Management Plan

That:

1. The first draft of Council's Assets Management Plan as presented be received for information.
2. The draft plan be reviewed by the Executive Management Team.
3. Following the review by the Executive Management Team, a workshop for Councillors be arranged to facilitate their input to the plan.

Status

Draft Assets Management Plan to be reviewed by EMT

Resolution Number – 22150211 Integrated Planning and Reporting Implementation

That the revised schedule for the implementation of the Local Government Amendment (Planning and Reporting) Act 2009 be adopted.

Status

Revised schedule noted.

Resolution Number – 21150211 Jenolan Caravan Park Lease

That a review be undertaken regarding the lease arrangements in relation to Jenolan Caravan Park and that the review take into consideration Council's capital investment in the facility, the process of the Department of Land's involvement in the light of the potential sale of the lease and the terms of the lease.

Status

General Manager report to March 2011 Council Meeting

Resolution Number – 09150211 Library Committee Meeting Minutes

Council approach Christine Parker to attend the meeting of the Country Public Libraries Association to be held in Sydney on 4 March 2011.

Status

Christine Parker accepted nomination and attended meeting.

Resolution Number – 08150211 Events Committee Meeting Minutes

1. The Rotary Club of Oberon be invited to facilitate the Open Gardens component of the 2011 Oberon Spring Gardens Festival.
2. It be noted that the Rotary Club will endeavour to engage the Oberon Garden Club's assistance to conduct the Open Gardens event.
3. Council support, in principle, the proposed endurance mountain bike ride on 16 October 2011 subject to further clarification of the proposed event.

Status

Letters to be sent.

Resolution Number – 38141210 - Outstanding Rates, Charges and Legal Costs

That the placement of a caveat on the title deeds of the subject property to secure the legal costs debt be endorsed.

Status

Referred to Council's Solicitor on 9th February 2011. Staff report to March 2011 Council Meeting.

Rental Payments for RFS Fire Sheds on Private Land

Councillor McMahon also advised that a landholder at Native Dog has requested information regarding what is happening with rental payments for RFS Fire Sheds on private land.

The Director of Corporate Services will investigate the matter and provide feedback.

Status

Affected properties, agreement dates, lease terms and rent amounts identified. Details of payments made are being investigated. Report to be prepared for April 2011 Council meeting.

Resolution – 13161110 - Oberon Liquor Accord

That Councillor O’Bernier be nominated as Councils delegate to the Oberon Liquor Accord.

Status

Liquor Accord secretary to be advised.

Resolution Number – 26170810 – Policy Reviews, Investments Policy

That Policy 2211 – Investments be deferred pending a further report to Council.

Status

Referred to 2011 Finance Committee Meeting

Resolution Number – 16171109 – Annual Financial Reports

That staff be requested to seek justification from Council’s insurance providers for the increase in the base workers compensation premium for the period 2007 to 2009 and a report be provided to Council.

Status

Report will be provided to 2011 Finance Committee meeting.

File: A1.2.1
Author: John Chapman
Date: 7 March 2011

11.02 Reports for Decision

11.02.01 Conduct Review Committee

Executive Summary

Council's Code of Conduct provides for the appointment of a Conduct Review Committee which is required to consist of three or more persons independent of council who are selected from those appointed by council to review allegations of breaches of the code of conduct by councillors or the general manager.

Council confirmed the appointment of members to the committee in August 2008 for a period of 12 months and it is now desired to review those appointments and endorse the appointees without a fixed term.

For Council Decision

Recommendation:

That the following be confirmed as members of the Central Tablelands Strategic Alliance Conduct Review Committee:

- Mr Pat Bird, Solicitor, Oberon LGA
 - Mr Stephen Blackadder, Solicitor, Mid-Western LGA
 - Mr David Clarke, Solicitor, Mid-Western LGA
 - Mr Steve Flynn, Solicitor, Mid-Western LGA
 - Mr Tim Le Fevre, Solicitor, Lithgow LGA
 - Mr Russel Sear, Solicitor, Mid-Western LGA
 - Mr Ian Woodward, Solicitor, Lithgow LGA
-

Background

Council's Code of Conduct provides for the appointment of a Conduct Review Committee which is required to consist of three or more persons independent of council who are selected from those appointed by council to review allegations of breaches of the code of conduct by councillors or the general manager.

Council resolved on 12 August 2008 that the following persons be appointed for a period of 12 months:

Mr. Tim Le Fevre, Solicitor
Mr. Ian Woodward, Solicitor
Mr. Steve Flynn, Solicitor
Mr. Russel Seare, Retired Clerk of the Court
Mrs. Margaret Conn, Solicitor
Mr. Pat Bird, Solicitor

Lithgow City Council and Mid-Western Regional Council have recently confirmed that the following people are willing to accept appointment to the committee without a fixed term:

- Mr Stephen Blackadder, Solicitor, Mid-Western LGA
- Mr David Clarke, Solicitor, Mid-Western LGA
- Mr Steve Flynn, Solicitor, Mid-Western LGA
- Mr Tim Le Fevre, Solicitor, Lithgow LGA
- Mr Russel Sear, Solicitor, Mid-Western LGA
- Mr Ian Woodward, Solicitor, Lithgow LGA

Council's solicitor, Mr Pat Bird, has also indicated that he is willing to continue as a member of the committee on an ongoing basis.

The code provides that:

- “12.12 Council must resolve to appoint persons independent of council to comprise the members of a conduct review committee and/or to act as sole conduct reviewers.*
- 12.13 The members of the conduct review committee and/or the persons acting as sole conduct reviewers should be appropriately qualified persons of high standing in the community. These persons do not need to be residents of the local government area of the council that has appointed them.*
- 12.14 The conduct review committee, members of such committee and sole conduct reviewers may act in that role for more than one council.”*

Attachments

Nil

Statutory Environment

Local Government Act 1993
Oberon Council's Code of Conduct
Central Tablelands Strategic Alliance Memorandum of Understanding

Policy Implications

Council's Code of Conduct provides for the appointment of members to the Conduct Committee.

Financial Implications

Not applicable.

Strategic Implications

Not applicable.

Officers Comment

Nil

Consulted With

Central Tablelands Strategic Alliance
Mr Pat Bird, Council's Solicitor

File: A2.21
Author: John Chapman
Date: 15 February 2011

11.02.02 Requests for Donations

Executive Summary

By letter dated 2 February 2011, St Joseph's Central School has written to Council seeking assistance with the cost of providing Level 1 Refereeing Certificates in Rugby League and Hockey and Level 2 Certificate in Sports Taping to students.

For Council Decision

Recommendation:

That a contribution of \$ _____ be provided to St Joseph's Central School from the 2010/11 Donations Budget.

Background

By letter dated 2 February 2011, St Joseph's Central School has written to Council seeking assistance with the cost of providing Level 1 Refereeing Certificates in Rugby League and Hockey and Level 2 Certificate in Sports Taping to students.

The school proposes to offer 14 students in Year 9 and 10 the training and the cost to provide this training is \$75 per student. This is a total expense of \$1050.

Below is a table detailing donations from Council over the last three years.

Recipient	2007/2008	2008/2009	2009/2010	2010/2011 (to date)
Bathurst Broadcasters - Junior Sports Awards		100		750
Black Springs Avoca Church - Concrete Slab		181		
Black Springs Rural Fire Brigade - DA etc Fees		730		
Burruga Bugs Playgroup				200
Burruga Public School - Donation		200		
Country Women's Association - Public Speaking	100	100	100	
Dept Education & Training - Industry Links Prog		500		500
Friends of the Oberon Library - Waste to Art Prizes				250
Lifeline Central West	500		500	
LSL Fee Refund re DA166/08 (Able)	140			
Oberon Arts Council - The Common Project	5,000			
Oberon High School - Leaders Day	660	850		
Oberon Men's Shed		500		
Oberon RSL - Refund Planfirst Fee (Museum)		38	460	
Oberon RSL Museum - Rates (Resid/Bus)		443		398
Oberon RSL Museum - Water Charges	215	209	217	228
Oberon Show Society - Showgirl Competition	1,500	1,500	1,000	1,500
Oberon Show Society - Showgirl Zone Finals			1,000	
Oberon Tarana Heritage Railway - Clearing Sale		2,000	2,000	
Oberon Tennis Club - DA etc Fees		463		

Oberon Tigers Supporters Club	500			
Oberon Young Writers Workshop				140
O'Connell Picnic Day - Swimming Pool Passes			200	
Schools Annual Presentations				
St Josephs Catholic School	100	100	150	150
Black Springs Public School	100	100	150	150
O'Connell Public School	100	100	150	150
Oberon High School	100	100	150	150
Oberon Public School	100	100	150	150
Burruga Public School			150	150
St Josephs Catholic School - Bronze Medallions	695		585	
Victorian Bushfire Appeal		1,000		
Total Approved by Council	\$ 9,810	\$ 9,314	\$ 6,962	\$ 4,866

Budget:

\$ 11,700	\$ 11,950
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Balance of Budget Remaining:

\$7,084

Attachments



11.02.02 Attachment B Letter St Josephs Ce



11.02.02 Attachment C Financial Assistance

Statutory Environment

Local Government Act 1993

Policy Implications

The request for assistance complies with Council's Financial Assistance Policy.

Financial Implications

Council currently has funds available in its 2010/11 Donations Budget.

Strategic Implications

Not applicable

Officers Comment

Nil

Consulted With

Nil

11.02.03 Council Traineeships

Executive Summary

By letter dated 11 February 2011, the Oberon High School P and C have written requesting that Council reintroduce the student traineeships, offering to support Council with a contribution of \$1,000.

For Council decision

Recommendation:

That Council refer provision for one Local Government Administration School-Based traineeship for consideration in the 2011/2012 budget deliberations.

Background

By letter dated 11 February 2011, the Oberon High School P and C have written requesting that Council reintroduce the student traineeships, offering to support Council with a contribution of \$1,000.

Council successfully ran three, two year traineeships beginning January 2009 in Administration, Library Services, and Visitor Information. No traineeships were offered in 2010/2011 due to budget constraints.

The traineeships provided Council with the opportunity to;

- Identify the trainees with long-term employment potential, particularly in areas of skills shortage.
- Raise Council's profile as an employer of choice.
- Invest in the region's future workforce.
- Relieve the workload of permanent staff.
- Develop the supervisory, training and mentoring skills of existing staff.
- Share the skills of older workers with young workers of the future.

The three trainees were required to spend a minimum of 100 days in council employment across years 11-12 and approximately 300 hours in structured training.

A trainee wage is payable and has been calculated at an estimated \$4,120 per year. Council is also required to pay superannuation of 9% and the pro-rata leave entitlements, totalling an estimated \$750. This is offset by a subsidy of \$1,250 upon commencement of a Certificate 2, and \$750 on completion of Year 12.

Attachments



11.02.03 Letter
Oberon High School P

Statutory Environment

Local Government Act 1993
Oberon Council Management Plan 2010-2015

Policy Implications

Not applicable

Financial Implications

Direct cost to Council over a two year period is an estimated \$7,886 after subsidies. So after the \$1,000 P&C contribution there is still a budget of \$6,886 to be allocated to make this proposal possible.

Strategic Implications

Not applicable

Officers Comment

Not applicable

Consulted With

Director Corporate Services

File: C19.2
Author: Amanda McGrath
Date: 2 March 2011

11.02.04 Upper Macquarie County Council Funding

Executive Summary

By letter 18 February 2011, the Upper Macquarie County Council has advised that they will be increasing contributions by the maximum 'rate pegging' amount of 2.8% for 2011/2012.

For Council Decision

Recommendation:

That Council refer the provision of \$86,749 to the 2011/2012 budget in relation to the Upper Macquarie County Council contribution.

Background

By letters dated 20 January 2011 and 18 February 2011, the Upper Macquarie County Council has advised that they have not yet received confirmation of funding from the State Government, however they will be budgeting for a CPI increase on their 2009/2010 State funding. Contributions from Constituent Councils will be increased by the maximum 'rate pegging' amount of 2.8% for 2011/2012.

Oberon Council made a contribution of \$84,386 in 2010/2011, and therefore the contribution for Oberon in 2011/2012 under the current agreement will increase to \$86,749.

Upper Macquarie County Council also advise that Councils are not prevented from making additional funds available for specific weed control projects or other purposes in addition the agreed contribution amount.

Attachments



11.02.04 -
Attachment A Upper M



11.02.04 -
Attachment B Upper M

Statutory Environment

Local Government Act 1993
Oberon Council Management Plan 2010-2015

Policy Implications

Not applicable

Financial Implications

\$86,749 provision in 2011/2012 budget.

Strategic Implications

Not applicable

Officers Comment

Not applicable

Consulted With

Director Corporate Services

File: E39.6
Author: Amanda McGrath
Date: 4 March 2011

11.03.01 General Business – Corporate Services

12 Director of Engineering Reports

12.01 Reports for Information

Recommendation

That the Director of Engineering reports for information as presented in Report 12.01.01 to 12.01.03 of the Business Papers be received and noted by Council.

12.01.01 Monthly Update Report – Engineering Department

The following items are presented for Councillors information and are reflective of the period 1 February 2011 to 28 February 2011.

1. General Fund

Shooters Hill Road

Gravelling of the final stage of the Shooters Hill Road is complete and the primer seal has been applied. Line marking is yet to be done.

Isabella Road

Some preliminary works on the reconstruction of 3.9km of Isabella Road (set out, clearing, drainage) is being commenced whenever resources permit.

2. RTA Works

Abercrombie Road

Earthworks on the current stage of Abercrombie Road near Murrays Lane and Grady's Lane are in progress. Ripping of the old bitumen and adding extra gravel layers will commence soon.

Duckmaloi Road Curve Widening

This project is currently on hold while the works at The Mount are in progress.

The Mount

Widening of the curves at the top and bottom of The Mount is in progress. Concrete median barriers will then be installed.

Abercrombie Road Patching

Heavy patching has been carried out on some severe failures on Abercrombie Road, including a large patch near Reef Road. Some survey work will be carried out in a couple of areas in an effort to overcome some drainage problems.

3. Town Improvement Fund

Oberon Street Footpath

Application of the coloured and patterned coating on the asphalt footpath in Oberon Street is complete.

The Common

Laying of pavers which were supplied by the Arts Council is in progress. Refurbishment of the timber pedestrian bridge is in progress.

4. Sewer Fund

Nil

5. Water Fund

Replacement of a section of water main in Albion Street is in progress. Pipes for the stormwater harvesting scheme are also being laid. On completion this section of Albion Street will be reshaped and resealed.

6. Rural Fire Service cadets

The RFS are offering cadetships for students at St Josephs and Oberon High School for Year 9 and 10 students.

The cadetship runs for 10 weeks and instruction is for one and a half hours per week and introduces the practical skills from the Basic Fire fighting programme.

7. External Meetings

a. Fish River Water Supply Customer Council Meeting

Fish River Water Supply Strategy 2040 is underway with objectives of:

- Identify and examine all project feasibility options to meet future demand for FRWS bulk water consumers and increase efficiency in the delivery of FRWS bulk water.
- Identify a preferred option(s) to meet future demand for FRWS bulk water consumers and increase efficiency in the delivery of FRWS bulk water over the strategy period.

- Engage with FRWS stakeholders and customers in developing the FRWS Strategy.
- To provide both short term (1 – 3 years) and longer term options (to 30 years) for investment in the FRWS.

b. Preliminary Water Review

The review was released on 4 March 2011 – see report item.

8. Stormwater Harvesting Project

Design work 95% complete.

9. Disposal of Plant

Nil

10. Staff Training

Consultation with Customer Council members took place on 24 February 2011 and the short term and longer term options will be reported to the April Ordinary Meeting.

11. Road Safety Pilot Program Grant

Activities during February include:

- Variable message signs at Oberon and O'Connell have been re-installed for another month.
- Banners are in place near Sheps Hill, Doneys Pit, and O'Connell Park.
- A training session for inexperienced drivers took place at OTC.

12. Other

Nil

File: A1.2.1
Author: Leigh Robins
Date: 28 February 2011

12.01.02 Progress of 2010/11 Road Projects

Executive Summary

A summary of those road projects to which funding has been allocated in 2010/11 follows, including those which are expected to be completed by 30 June, and which may need to be carried over to 2011/12.

For Council Information

Recommendation:

That the information be received and noted.

Background

Councillors requested an update of capital projects funded in 2010/11, showing current progress, and which are likely to be carried over to 2011/12.

Construction work has been significantly disrupted by prolonged wet weather. Maintenance costs will also exceed the budget allocation. Consequently some capital projects will need to be reallocated with the funds redirected to maintenance. Others will not be able to be completed by 30 June.

The expected progress by 30 June will be:

RMCC Projects

- Heavy patching, approximately \$245,000, complete.
- Reseals, approximately \$340,000, will be completed.
- The Mount Widening and Median Barriers, \$966,000, currently in progress, will be completed.
- Duckmaloi Road Widening and Guardrails, \$606,000, commenced, currently on hold, will be completed.

Council Projects

- Shooters Hill Road Reconstruction, \$868,000, complete.
- Abercrombie Road Reconstruction, \$1,152,000. First section complete, second section in progress, will be completed.
- Isabella Road Reconstruction, \$1,211,000, works commenced, will be completed.
- Beaconsfield Road Seal, \$200,000, will not be commenced.
- Carlwood Road Upgrade, \$105,000, culvert upgrade completed, no further works will be commenced.
- Gingkin Road Upgrade, \$131,000, will not be commenced.
- Faugha Ballaugha Road Widening, \$20,000, complete.
- Gravel Resheeting, \$335,000, some projects complete, further works likely by 30 June, remaining funds to be carried over.

- Reseals, \$316,000, complete.
- Hazelgrove Road Seal, \$110,000, further works will be completed by 30 June, remaining funds to be carried over.
- Albion Street Reshaping, approximately \$60,000, will be completed.
- Dart Street Footpath, \$11,000, will be completed.

Attachments

Nil

Statutory Environment

N/A

Policy Implications

N/A

Financial Implications

Some of these allocations may be reallocated to cover maintenance over-expenditure, or may be carried over to 2011/12.

Strategic Implications

As discussed in Council previously, the wet season has demonstrated the vulnerability of Council's road network. This is likely to result in a move away from extending the sealed road network, and increasing the funding on maintenance, including resheeting and heavy patching.

Officers Comment

Nil

Consulted With

Director of Engineering
Director of Corporate Services

File No: E31.1
Author: Ian Tucker
Date: 07 March 2011

12.01.03 Director of Engineering Status Report

Resolution Number – 44150211 Water Restrictions

That the water restrictions currently in place be lifted to Level 1 restrictions.

Status

Matter actioned

Closed

Resolution Number – 34150211 Schumachers Road

That signs be erected on Schumachers Road that say “No Through Road When Wet” as the road is accessible during dry weather.

Status

Matter actioned

Closed

Resolution Number – 33150211 Speed Limit on Edith Road

That the Traffic Local Advisory Committee be requested to evaluate moving the speed limit signs on Edith Road to the eastern side of the bridge.

Status

Referred to next Traffic Advisory Local Committee for consideration.

Resolution Number – 32150211 Minutes of Works Committee Meeting

That the Director of Engineering inspect and commence appropriate negotiations with surrounding landholders from Jeremy Road with a view to realign access onto Arkstone Road.

Status

Written to the receiver and awaiting response.

Resolution Number - 31150211 Robinson Park Fencing

That the request for Council to contribute towards the cost of fencing part of the boundary of Robinson Park be declined.

Status

Matter actioned

Closed

Resolution Number – 30150211 Naming of Council Road – Golden Valley Road, Duckmaloi

That the name “Golden Valley Road” be accepted by Council and a notification to the public be placed in the Oberon Review advising of Council’s intention to formally name the road and objections be received within the required timeframe of 28 days. Relevant authorities will then be notified in writing of Council’s decision.

Note: Mr Lee Cook raised the matter of Golden Valley Road from the gallery and advised that he believes there are two roads with the same name within the LGA. The Director of Engineering noted the comments will investigate the matter.

Status

Road name advertised for 28 days seeking public comment.

Resolution Number – 04150211 Traffic Advisory Local Committee Meeting

1. That the application for 25m B-Double access on Moss Grove Road off Campbells River Road not be approved.
2. That the application for 25m B-Double access on Edith Road and Bastard Point Road not be approved.
3. That the application for 25m B-Double access on Arkstone Road west of Campbells River Road, and on Jeremy road, not be approved.

Status

Actioned

Closed

Library Container Storage

It was noted that the Director of Development was requested to progress the installation of a ceiling ventilation fan in the storage container at the back of the Library.

Status

Actioned

Closed

Resolution Number – 40161110

That a seat be installed in the Oberon Common overlooking the Edith Road with a stone and a plaque next to it as a memorial to Councillor Hooper.

Status

Underway

Resolution Number – 37161110 - Oberon Sports Complex Committee Meeting

1. The following priorities be set for work to be carried out at the Oberon Sports Complex, subject to available funding:
 - a. Major Senior League (front) Playing field, Small Soccer Field (next to SES Shed) and Recreation Ground are first priority for top dressing, seeding, aeration and eliminating the tufts of grass on the playing fields.
 - b. Junior League (rear) Playing field, Hockey field priority two.

And that costing, funding sources and a timeline for works be prepared for consideration by Council.

2. Covering of outdoor Netball Courts, improvements/provision of change facilities at Leagues Club, Netball Courts and Recreation Ground should be considered as part of an overall Oberon Sports Complex improvement project. Funding sources including possible grant funding for a major project are to be evaluated
3. Investigation be undertaken into a design and costing to modify the goals on the recreation ground, small soccer field and league fields to make the grounds fit for multi-purpose use.
4. That the works required to be carried out to address the lighting issues at the Major Senior League Playing field be determined and an estimate of costs be obtained for the works and brought back to Council for consideration.
5. That investigation be undertaken regarding the opportunity to utilise water from the Stormwater Harvesting Project for watering sporting facilities in the future.
6. That the cost of core testing on the Junior League rear field be ascertained to establish the stability of the surface prior to spending significant time and money resurfacing the field.

Status

To be considered for 2011/12 budget inclusion.

Resolution Number – 48191010 - Enclosure of Oberon Tennis Courts

That subject to funding approval being given, that the Tender for the construction of a steel framed colourbond metal enclosure over Courts Three and Four at the Oberon Tennis Complex be awarded to M and J Certoma and Sons.

Status

Project commenced

Resolution Number – 18210910 – Sewells Creek Road

That an allocation of \$50,000 to construct and seal a section of Sewell's Creek Road west of Sewell's Creek be referred to the 2011/12 budget considerations.

Status

For consideration in 2011-12 budget.

Resolution Number – 41170810 – Rural Fire Service

That a letter be sent to the Minister and Local Member stating that as the Oberon Office is the Headquarters of the Chifley Zone, why does the Rural Fire Service continue to make appointments of senior staff based in Bathurst, particularly when Council contributes 40% to the running of the zone.

Status

The Minister for Emergency Services has advised that regular reviews of RFS service delivery in the Chifley Zone identified greater efficiencies in using the Bathurst Fire Control Centre as the main administrative centre.

Unless Council wish to pursue this matter further the matter is closed.

Resolution Number – 05200610 – Golf Club Assistance

1. \$110,000 be allocated from the Sewerage Fund for the construction of a recycled wastewater system to the Oberon Golf Club.
2. That the General Fund reimburse the Sewerage Fund \$11,000 per year until 2021/22.
3. The Oberon Golf Club enter an agreement with Council to accept treated effluent on the basis that Oberon Golf Club are responsible for the energy costs on the scheme.
4. The raw water feed to the Golf Club be disconnected.

Status

Agreement on an alternate shorter route has been reached.

Resolution Number – 32180510 – Mayfield Bridge and Road Sealing

That an invitation be extended to the Premier and the Minister for Tourism via the Member for Bathurst, Gerard Martin, inviting them to visit the Mayfield Garden facility following consultation with the owners of the facility with a view to obtain funding assistance for the Mayfield Road and Bridge.

Status

Report made to the September 2010 meeting advising Council's letters have been acknowledged. The Hon Jodi McKay MP, Minister for Tourism will be happy to meet with Oberon Council in relation to tourism issues in the LGA on any upcoming visit to the electorate. The Minister's office will contact Council when such a visit is arranged.

Resolution Number – 16180510 – Sloggetts Road Intersection

That an application be made to the Minister for Local Government and the Governor for approval to compulsorily acquire part of Lot 3 DP 1076999 at the intersection of Abercrombie Road and Sloggetts Road.

Status

Application submitted. Awaiting response.

Resolution Number – 46200410 – Traffic Education Park

That staff be requested to evaluate possible sites for the location of a traffic education park for children and pursue grant funding opportunities with the RTA.

Status

Letter sent to RTA – awaiting response.

Resolution Number – 36160310 – Kerbside Recycling

That the recommendation be deferred until further investigation into the viability of introducing a kerbside recycling service can be undertaken.

Status

Ongoing

Resolution Number – 25171109 – Drought Management

That the Minister for Water be requested to intervene and apply the measures for operation of the Oberon Dam in accordance with the confidential staff report.

Status

Matter actioned

Closed.

Resolution Number – 07171109 – Road Transfer

1. All costs associated with the conversion and closure be met by the owner of Lot 7, DP 838411.
2. The owner of Lot 7, DP 838411 agree to purchase the closed road at the equivalent market value of adjoining subdivided lots and adjoining owners be offered the same arrangement.

Status

Awaiting plan registration by the Department of Lands.

Resolution Number – 09201009 – Classification of Land

That the following land be classified as Operational Land:

Lot 1 in DP 1126275
Lot 1 in DP 248152 and Lot C in DP 158146
Lot 44 in DP 846942

Status

Process commenced.

File No: A1.2.1
Author: Leigh Robins
Date: 8 March 2011

12.02 Reports for Decision

12.02.01 Fish River Water Supply Review

Executive Summary

The Review of the Fish River Water Supply water sharing arrangements has been released.

For Council Decision

Recommendation:

That the Minister for Water and staff involved with the review be congratulated on the final outcome of the Review of the Fish River Water Supply water sharing arrangements.

Background

The NSW Office of Water has completed a review of the Fish River Water Supply water sharing arrangements.

The Minister for Water has endorsed the 36 recommendations contained in the review. The key changes for Oberon are:

- Annual allocation increased from 750 ML to 1064 ML
- Restriction levels reduced for Oberon
- Restriction levels are tightened for other major users
- Restrictions do not apply if water is extracted from Duckmaloi Weir
- If the Oberon Dam falls below 40% Delta and SCA should preferentially access Duckmaloi water

Attachments



12.02.01 Attachment A Press Release from



12.02.01 Attachment B Review of FRWS We

Statutory Environment

Policy Implications

Council's water restrictions policy will be reviewed.

Financial Implications

The increased allocation will result in higher water access charges.

Strategic Implications

The increased allocation and reduction in restrictions enhances water security for Oberon.

Officers Comment

A decent outcome.

Consulted With

File No: E32.2
Author: Leigh Robins
Date: 4 March 2011

12.02.02 Stormwater Harvesting Scheme

Executive Summary

Concerns raised about the site and site contamination and flooding at the proposed stormwater storage pond have been addressed.

For Council Decision

Recommendation:

That the information be received and noted.

Background

The Review of Environmental Factors for the stormwater harvesting scheme was advertised and comment invited.

A submission was received from the Department of Environment, Climate Change and Water which generally supports the proposed scheme and has added comments for further consideration.

Another submission was received suggesting there was contamination on the site from previous discharges but testing has indicated there is no contamination from hydrocarbons on the proposed dam storage area.

The dam storage dam level has been modified to ensure that peak water in a 1 in 100 year rainfall event is below the stormwater pipe invert below Herborn Street.

It was suggested that a site further north along Lowes Mount Road would be a more suitable location.

The person lodging this submission wished to remain anonymous.

Attachments



12.02.02 Attachment 12.02.02 Attachment
A - Submission from EB - Amended Plan of S

Statutory Environment

The request for comments on the Review of Environmental Effects was necessary to seek community and stakeholder comment on the proposed scheme.

Policy Implications

Nil

Financial Implications

N/A

Strategic Implications

Without any objection from the community or other stakeholders there does not appear to be any impediment to the scheme proceeding.

Officers Comment

Nil

Consulted With

N/A

File No: E32.11
Author: Leigh Robins
Date: 2 March 2011

12.02.03 Oberon Waste Depot Licence

Executive Summary

The expansion of the Oberon Waste Depot will require a licence from the Department of Environment and Climate Change under the Protection of the Environment Operations Act 1997.

For Council Decision

Recommendation:

That the information be received and noted.

Background

In 2010 discussions commenced with the Department of Environment and Climate Change regarding expansion of the waste depot site into land which Council had purchased in 1999 for this purpose.

The site will expand towards the west of the existing disposal area.

The Department advised in December 2010 that licencing of the site would be required.

In preliminary advice from the DECCW the issues raised which would be addressed by licencing were:

- Need for an accurate measuring system
- Absence of surface water or groundwater monitoring
- Absence of leachate collection and control
- Volume currently being received
- Fires at the site

Attachments



12.02.03 Oberon
Waste Depot.pdf

Statutory Environment

Protection of the Environment Operations Act 1997

Policy Implications

Nil

Financial Implications

Although costing of the site upgrades will not be calculated until the conditions of the licence are determined the cost of a REF or EIS together with groundwater monitoring and remediation works if required are likely to exceed \$200,000.

Budget provision will be considered with 2011/12 budget preparation.

Strategic Implications

Officers Comment

Nil

Consulted With

Nil

File No: E35.1
Author: Leigh Robins
Date: 4 March 2011

12.02.04 Oberon Sports Complex Works Program

Executive Summary

Funding applications are invited from Communities NSW for funding for investing in facilities and community, cultural and sporting infrastructure.

The Oberon Sports Complex committee has prioritised improvement works for consideration in the 2011/12 budget. It is these works that are eligible under the funding program and as such it is suggested that Council make application for such funds.

The total project is \$82 000 and it is proposed that \$41 000 comes from the State funding program and \$41 000 from Council's own funds.

For Council Decision

Recommendation:

That an application be submitted under the Communities NSW Sport and Community Facilities Program for funding to the value of \$41,000 for sporting field enhancements. Further that a provision of matching funds of \$41,000 from the 2011-12 budget be allocated to this project.

Background

The Oberon Sports Complex committee has prioritised improvement works for consideration in the 2011/12 budget.

The projects are:

1. Major Senior League playing field, small soccer field and Recreation Ground top dressing, seeding, aeration and eliminating tufts of grass on the playing fields (\$35,000)
2. Junior League playing field and hockey field top dressing, seeding, aeration (\$35,000)
3. Covering of outdoor netball courts and improvement/provision of change facilities at the Leagues Club, netball courts and recreation ground (\$400,000)

Although not included as a priority from the July 2010 meeting at a subsequent meeting in November 2010 it was suggested that the design and costing of multipurpose goals be investigated. A total of \$12,000 is required for these multipurpose goals and it is recommended that this work be included in the grant application.

Thus items 1) and 2) together with the multipurpose goals gives a total project value of \$82 000. The grants being offered are between \$500 - \$200,000. The grant amount requested cannot be more than 50% of the project cost.

Attachments



12.02.04 Sport and
Recreation Facility Gra

Statutory Environment

Local Government Act 1993

Policy Implications

Nil

Financial Implications

Grant is to be matched from a combination of maintenance budget and Section 94 funds from the 2011-12 budget.

Strategic Implications

Nil

Officers Comment

Nil

Consulted With

Initial consultation with the Oberon Sports Complex Committee to establish these works as priority actions.

File No: E34.9.1
Author: Leigh Robins
Date: 7 March 2011

12.02.05 Local Emergency Management Committee

Executive Summary

There have been difficulties obtaining a quorum at meetings of the Local Emergency Management Committee (LEMC).

The Committee has reviewed which organisations should be represented, but the decision on membership is to be made by Council.

For Council Decision

Recommendation:

That the following organisations be represented on the Local Emergency Management Committee:

- NSW Police
 - Fire and Rescue NSW
 - SES
 - RFS
 - Ambulance Service
 - Forests NSW
 - NPWS
 - Jenolan Caves Reserve Trust
 - Livestock Health and Pest Authority
 - Oberon Hospital
 - Country Energy
 - Department of Community Services
 - Department of Corrective Services
 - State Water
-

Background

The current membership of the LEMC was determined by Council some years ago. However, some members rarely or never attended, and obtaining a quorum has sometimes been difficult.

The LEMC has reviewed its membership, however this decision is required to be made by Council.

Those organisations which will cease to be members will still continue to receive meeting notices and minutes. They could attend meetings by invitation or where there is an issue they wish to raise. Those organisations are:

- Telstra
 - Oberon Timber Complex
 - Department of Industry and Investment
 - RTA
-

Also, there will no longer be a representative for the transport functional area, previously represented by one of the bus companies.

Attachments



12.02.05 Section 28
Local Emergency Man:

Statutory Environment

The State Emergency and Rescue Management (SERM) Act requires the establishment of an LEMC for each LGA. Section 28 of that Act sets out the membership of this committee. A copy is attached.

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications

Nil

Officers Comment

It is hoped these minor changes will reduce the instances where LEMC meetings cannot proceed due to lack of quorum.

Consulted With

LEMC Meeting on 17 February 2011
District Emergency Management Officer

File No: A3.5.2
Author: Ian Tucker
Date: 03 March 2011

12.02.06 CSR Rehabilitation of Kings Stockyard Creek

Executive Summary

CSR are in consultation with DECCW with regards rehabilitating Kings Stockyard Creek through the former Cunynghame owned property.

For Council Decision

Recommendation:

That the information regarding CSR disposing suitable cover material at the Oberon Waste Depot be noted.

Background

Contamination of Kings Stockyard Creek is now being rehabilitated by CSR on the former Cunynghame property.

The contaminants Aldrin and Dieldrin have been transported via stormwater flows and are to be removed to rehabilitate the stream.

CSR will remove the contaminated material from the stream and stockpile on site to allow dewatering. Independent accredited third party testing of the material to confirm suitability for cover material at the waste depot will be required prior to disposal.

A maximum of 18,000m³ will be removed from the site.

Attachments

Nil

Statutory Environment

Protection of the Environment Operations Act 1997

Policy Implications

Nil

Financial Implications

The receipt of this material will not be a burden to the waste cost centre.

Strategic Implications

Receipt of income for this work provides an opportunity to offset the cost of licencing the waste depot.

Officers Comment

Nil

Consulted With

General Manager

File No: E35.1
Author: Leigh Robins
Date: 4 March 2011

12.03.01 General Business - Engineering

13 General Manager Reports

13.01 Reports for Information

Recommendation

That the General Manager reports for information as presented in Report 13.01.01 to 13.01.03 of the Business Papers be received and noted by Council.

13.01.01 Monthly Update Report – General Manager

The following items are presented for Councillors information and are reflective of the period February 1 – 28 2011.

1. Staff Matters

a) Executive Management

Weekly meeting continue with the executive management team.

b) General Staff

One on one meetings with staff have recommenced and will continue until I have meet with all staff.

2. Workplace Health and Safety Matters

a) General

Nil to report.

b) Incidents

No incidents in the month of February.

3. Attendance at External Stakeholder Meetings and Conferences

In my capacity as General Manager for Oberon Council I have attended the following meeting:

- a. OPTA meeting with the VIC staff
- b. Blue Mountains, Lithgow and Oberon Tourism Board Meeting
- c. Meeting with the Acting Director of Development and Borg representatives regarding a possible modification to the DA approved in January 2011

- d. Meeting with the Director of Engineering and Works Manager with NSW State Forests
- e. Meeting with the United Services Union representative
- f. Meeting with representatives from OPTA and OBA
- g. Meeting with BMLOT Marketing Manager
- h. Meeting with BMLOT Public Relations Manager
- i. Meeting with the Oberon Show subcommittee – Show Girl Competition, attendance at their awards function
- j. E Division meeting in Cowra with the Mayor
- k. Meeting with the Oberon Aged Care Committee
- l. Meeting with the Bathurst Command, NSW Police with the Mayor
- m. Meeting with the Bathurst Command, NSW Fire Service with the Mayor
- n. Meeting with the Acting Director of Planning, Planning Officer and Corrie Bright
- o. Meeting with the Acting Director of Planning, Planning Officer and Dale Humphries

4. Committee Meetings

I have attended:

- Library Committee
- Works Committee
- Events Committee
- Finance Committee
- Heritage Committee

5. Other Meetings of Note

- a. Meeting with Council's integrated planning consultants.

6. Events Calender



13.01.01 Attachment
A Calendar March 2011



13.01.01 Attachment
B Calendar April 2011.

7. Grants

1. Council were unsuccessful in securing the Library Development Grant 2010-11. Having sought feedback from the funding body it seems that the fund was well over subscribed this year, with submissions received totally \$7.7m, to be delivered from a fund pool of \$3.19m.

The primary reason for refusal was 'insufficient funds'. Additional feedback included:

- This was a very competitive year
- 14 building applications were received – a record year - seven qualified ahead of ours
- Nothing wrong with our application as such – provided a strong argument for support

- New building or more extensive redevelopments were funded as a preference under the funding guidelines
 - There should be two more years of \$2m each year for this funding pool, contingent on any governmental changes and we are encouraged to apply
2. Through the BINC Centre in Bathurst \$45k has been sourced to establish a Community Hub centre for Oberon. BINC plan to brief Councillors at the Community Briefings Session on March 22 2011.
 3. Via a press release on March 3 2011 Council is now aware it has been successfully funded under the Building the Country, Country Halls Renewal Fund to refurbish the older section of the Community Hall. At the time of wiring this report we are awaiting funding documentation.

8. Use of Reportable Delegations

None to report

9. Economic Development

a) General

There have been two new enquires regarding business opportunities in February.

- Retail floor space to establish a service sector business
- Small business

In addition a local company looking to establish a service in National Parks has progressed their concept further and is looking to move towards implementation stage over the next couple of months.

b) Tourism

Oberon Information Centre



13.01.01 Attachment C VIC Report.pdf



13.01.01 Attachment D Tourism Statistics.pdf

- Planning is underway for the Kanangra Classic MTB (mountain bikes) to be held on Sunday October 16 (weekend after Bathurst Races and weekend before Mayfield Garden). This event is aimed at the Family and beginner MTB sector with shorter and easier course than the main MTB event 3 weeks later. This event is seen as a practice course in the lead up to the main event. Council, along with National Parks and the Event Organiser have taken part in stakeholder meetings and are currently providing input into the planning stage.
- The combined Lithgow, Oberon and Bathurst DL brochure “Making Tracks” has progressed to design stage. Covering Bathurst, Lithgow and Oberon regions the brochure includes a map of the region and reference information on camping, fishing, fossicking, bushwalking, 4WD adventures, nature reserves and natural

attractions. The brochure will be distributed at visitor information centres, at consumer shows and sent to enquiries. A web based version will be placed online for downloading. This initiative is being funded from the 2010-11 promotional budget and has been undertaken in response to consumer enquiry.

c) Regional Tourism

There are a number of initiatives underway which at this stage remain commercial in confidence. Please see the separate report in the closed session papers.

The regional Birds Trail brochure is finished and printed.

10. Regional Matters

a) CENTROC

Due to other commitments there was no Oberon representative at the February 2011 CENTROC meeting.

11. Other Matters

a) Recruitment – Director of Planning and Development

Blackadder Associates were appointed to undertake the recruitment for the Director of Development position vacated by the departure of Ralph Tambasco. The timeline for recruitment is as follows.

Stage	Tasks	Due Date
1. Understanding of the key requirements	<ul style="list-style-type: none"> Visit to Oberon to discuss position and person requirements with General Manager - to identify the key skills, abilities and attributes of the new Director 	<ul style="list-style-type: none"> 22 February
2. Review selection documentation	<ul style="list-style-type: none"> Identify position description - review and update Develop Information Package Develop meeting protocols 	<ul style="list-style-type: none"> 28 February (Mon)
3. Advertising strategy	<ul style="list-style-type: none"> Develop strategy, and design creative advertisements Obtain quotes and authorise proofs 	<ul style="list-style-type: none"> 28 February (Mon)
4. The Search Process – making industry contact – prior to and during advertising	<ul style="list-style-type: none"> Place advertising Make contact with potential candidates Initial meetings/telephone discussions with potential applicants Close applications 	<ul style="list-style-type: none"> 1 March (Tues) 21 March (Mon)
5. Preliminary short listing	<ul style="list-style-type: none"> Meet with candidates in Concord for assessment Prepare overview of candidates, submit to and discuss with General Manager/Interview Panel 	<ul style="list-style-type: none"> 24 and 25 March 1 April (Fri)

	<ul style="list-style-type: none"> • Select short list for interview with Interview Panel • Notify unsuccessful candidates • Conduct referee checks (GM may want to do this with preferred candidate only) • Arrange personality profiles 	
6. Short List interviews	<ul style="list-style-type: none"> • Short list candidates interviewed by Interview Panel and preferred candidate selected 	<ul style="list-style-type: none"> • 12 April (Tue)
8. Selection	<ul style="list-style-type: none"> • Liaison with successful candidate • Finalisation of offer and contract of employment • Notify unsuccessful short list candidates 	<ul style="list-style-type: none"> • 13 April (Wed)

The planned Interview Panel to conduct the shortlisted interviews on April 12 2011 is the General Manager, Director of Engineering and two Councillors, along with Stephen Blackadder to facilitate.

To date there have been 15 enquiries regarding the role.

The information package, as given to potential applicants is attached for reference.



13.01.01 Attachment
E Director of Developn

File: A1.2.1
Author: Leanne Mash
Date: 4 March 2011

13.01.02 Minutes E Division Meeting

Executive Summary

A meeting of the E Division of the Shires Association of NSW was held in Cowra on 11 February 2011.

For Council Information

Recommendation:

That the information be received and noted.

Background

A meeting of the E Division of the Shires Association of NSW was held in Cowra on 11 February 2011.

Oberon Council submitted a motion to the E Division Meeting as follows:

Motion

That the Local Government and Shires Association make representations to the State Government to have non-rateable lands under the control of Government agencies utilised for commercial use such as Forestry to contribute a percentage of their royalties to the Local Government Councils to assist with the maintenance of Local Government roads servicing these lands.

The motion was carried at the meeting.

A copy of the minutes of the meeting are provided for Council's information.

Attachments



110307 - 13.01.02
Minutes E Division Cor

File: A1.4.3
Author: Leanne Mash
Date: 7 March 2011

13.01.03 General Manager Status Report

Minutes from Committee Meetings

Councillor McCarthy raised the issue of Minutes from Committee Meetings not being presented to Council in a timely fashion. The General Manager will review the meeting schedule to enable the minutes to be presented in a more timely fashion.

Status

The policy will be reviewed and submitted for the resolution of Council in due course.

Resolution Number – 50150211 2011 Country and Regional Living Expo

That Council reaffirms its November 2010 resolution and will not consider any proposal to participate at the 2011 Country and Regional Living Expo.

Status

OPTA and OBA advised.

Closed

Resolution Number – 39150211 Upcoming Meetings

1. That Councillor O’Bernier and the Director of Engineering attend the Australian Water Congress 2011 if they deem it worthwhile.
2. That Councillor Sullivan, the General Manager and other interested Councillors attend the half day Building Better Communities with Tourism Seminar being held on 9 March 2011.
3. That the dates for the National General Assembly of Local Government and the National Local Roads and Transport Congress be noted for future opportunities.

Status

1. Councillor O’Bernier and the Director of Engineering have declined to attend the Australian Water Congress 2011.
2. Conference held. Attended by Councillor Sullivan (Mayor’s workshop only) General Manager and Visitor Information Centre Manager (full program).
3. Noted

Items 1 and 2 Closed

Resolution Number – 38150211 Australian Local Government Women’s Association

That Council decline to take up membership of the Australian Local Government Women’s Association.

Status

No further action required.

Closed

Resolution Number – 03150211 Highland Steam and Vintage Fair

That a letter of congratulations be forwarded to the organisers of the Highland Steam and Vintage Fair for the outstanding job done at the recently held fair.

Status

Letter sent.

Closed

Resolution Number – 30141210 - Broadband Submission

That Council makes a submission to the National Broadband Network to be a pilot site for the wireless broadband network to cover areas of the Oberon LGA not able to access the fibre optic network.

Status

Letter sent to the CEO of the NBN Co on December 20 2011. No response to date.

February Update: New contact name established – letter resent – await response.

Police Response to Vandalism

Councillor McMahon also commented that a resident in the area has contacted the police during a time that vandalism was occurring at the Common and was advised that the matter was not considered a high priority.

Staff are requested to raise the concerns over the police response with the Chifley Area Commander.

Status

Letter sent on December 17 2010. No response to date.

February Update: Matter raised by Councillors Sullivan and O’Bernier at the February meeting with the Commander. A position communicated that all vandalism reports will be responded to and dealt with in an appropriate manner.

Closed

Resolution Number – 44191010 - Tasman Estate

That the General Manager be authorised to negotiate with the Agent with regards a counter offer for the purchase of Lot 18 in the Tasman Estate.

Status

January Update: Purchase price agreed – legal documentation to be completed.

February Update: Additional questions from the purchaser addressed by officers, sale moving forward.

Resolution Number – 40191010 - Absence of Journalist

That a letter be forwarded to Rural Press to express disappointment that a replacement journalist was not provided for the Council's Ordinary Meeting held on 19 October 2010.

Status

Letter sent, await response.

January Update: As at January 31 2011 a second letter was written requesting a response, with a copy of the original letter enclosed.

February Update: Phone call received from the Editor, matter discussed. No ready solution as it is a staffing resource issue for Rural Press.

Closed

Resolution Number – 46210910 – Legal Advice from Marsden's Law Group – Proposed Class 4 Proceedings

That the General Manager be requested to deal with the matter and report back to Council.

Status

No additional progress to date.

Resolution Number – 40210910 – Upper Macquarie County Council

That the General Manager be requested to contact Forests NSW with a view to discussing options for the control of Bidy Bush in the Local Government Area.

Status

Mayor raised the matter in a phone call with Forest NSW. Await response.

November Update: Forestry has agreed to meet with Councillors Francis and McMahon. The Executive Assistant is to confirm a date for this meeting to occur.

February Update: Inspection confirmed for Friday March 25 2011 with Councillor McMahon, Councillor Francis and Forests NSW representative Mike McLean.

Resolution Number – 18200610 – Motor Vehicle Policy

That the information be received and noted and referred to the new General Manager for review and comment.

Status

November Update: expect a revised policy to the February 2011 meeting.

January Update: Discussion underway with LGSA, awaiting additional information with regards contract packaging for senior employees.

Resolution Number – 35161208 – Oberon – Hazelgrove Walking Track

That upon securing a lease over the walking track corridor between Oberon and Hazelgrove Stations, a sublease to provide access to Lot 3 DP 1080555 be granted.

Status

Awaiting lease document approval.

Alternative access off walking track now approved for construction.

November Update: Lease for the walking track is awaiting a risk assessment concerning the interface between the proposed operational track and walk/cycle track.

January Update: Alternative access off walking track now constructed. Draft risk assessment completed.

File: A1.2.1
Author: Leanne Mash
Date: 4 March 2011

13.02 Reports for Decision

13.02.01 Telecommunications

Executive Summary

Council continues to experience frustrations with Telstra with regards to the provision of acceptable telecommunications for the Oberon LGA. It may now be the time to begin negotiations with alternate service providers, particularly with respect to establishing improved mobile phone coverage for the region.

For council decision

Recommendation

That Mayor, on behalf of Council begin discussions with alternative telecommunications providers with the aim being to address mobile phone coverage throughout the Oberon LGA.

Background

For some time now Council has been in discussions with Telstra regarding improved broadband internet access and mobile phone coverage for the Oberon LGA.

While the broadband aspect is now being progressed through a direct approach to the NBC Co, this possible solution does not extend to the mobile coverage issue.

Council is frustrated with the lack of progress being made with Telstra and now seeks to approach other providers to address the mobile phone coverage issues for the Oberon LGA.

Attachments

Nil

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications

Telecommunications, or more specifically the lack thereof of adequate mobile and broadband coverage in the Oberon LGA has been identified as an inhibiting factor to future growth for the LGA. As such Council views this matter as having a negative impact on our region's ability to develop to its full potential. The strategic implication of this is significant given its impact on the capability of Council to increase its own sources of revenue if future growth is impacted upon by this factor.

Officers Comment

Nil

Consulted With

The Mayor

File: A3.4
Author: Leanne Mash
Date: 1 March 2011

13.02.02 Seniors Welfare Committee

Executive Summary

The Mayor sent an email to Councillors in late February 2011 canvassing the idea of establishing a 355 Committee to oversee matters of significance to the Oberon LGA's over 55 years resident population.

It is envisaged that the members of this committee would come from various areas of the community, with different life and professional experiences and be able to offer expert advice and opinion on a wide range of issues relevant to the resident over 55 years population of the Oberon Local Government Area.

Given the support for this concept as detailed in the Mayor's email Expressions of Interest (EOI) for membership of this proposed committee will be called by way of public notice in the Oberon Review on March 11 2011. The EOI process concludes on March 25 2011.

After March 25 it is suggested that the Councillors delegated to this committee meet and consider the remaining membership of this committee. Such suitably qualified persons are then to be invited to a preliminary meeting to define current issues and discuss the charter and focus of the Seniors Welfare Committee.

It is expected that a recommendation will be brought to the April 2011 Ordinary Meeting to formally endorse the public membership of this committee.

For Council Decision

Recommendation

That Council establish a 355 Committee, known as the Seniors Welfare Committee, with the charter of offering Council input, feedback and recommendations on matters pertinent to the resident over 55 years population of the Oberon Local Government Area.

That Councillors _____, _____ and _____ be the nominated Council representative on the Seniors Welfare Committee.

Further that the Expressions of Interest for membership of the Seniors Welfare Committee be considered by the nominated Councillors and suitable persons be invited to a preliminary meeting of the proposed committee to establish current issues.

Background

For some time now Council has been concerned regarding the welfare and general well-being of the resident over 55 years population of the Oberon Local Government Area. With this in mind discussion have taken place over a number of months regarding the formation of a 355 Committee aimed at addressing some the issues relevant to our seniors population.

These issues would include but not be limited to the following:

- Home care provision and other home service programs
 - Aged service provision
-

- Identification of needs of the elderly in our community
- Aged Care facilities
- Aged Care service sector
- Social security matters

It is envisaged that in addition to Councillor membership that the membership for this committee may come from people with experience in the area of:

- health service facility design/establishment/management
- home care providers
- institutional care providers
- assisted living care providers
- aged care services
- social security system

Attachments

Nil

Statutory Environment

355 Committees are created under Section 355 of the Local Government Act 1993.

Policy Implications

Council's Volunteer and 335 Committees Policy and Code of Conduct Policy will apply to this committee.

Financial Implications

Nil

Strategic Implications

Formalised engagement with this sector of the community will lead to improved outcomes for the community and a more focused approach by Council to dealing with the topical and long term issues.

Officers Comment

Consulted With

File: C22.4
Author: Leanne Mash
Date: March 7 2011

13.02.03 Kanangra Classic MTB

Executive Summary

The Mountain Trail Bike (MTB) Association of NSW plans to run beginners 50kms and 100kms races within Kanangra Boyd National Parks on the Sunday October 16 2011. MTB organisers would like to extend the race day to Saturday October 15 to incorporate a family fun and learning day at Oberon.

The Saturday event, to be located at the Common, would be managed by Council and add to the economic impact of the overall event. Council's involvement would be to facilitate and coordinate the Saturday event. There is provision within the current budgets of the Visitor Information Centre and Economic Development to resource this.

For Council Decision

Recommendation:

That Council facilitate and coordinate the Family Fun and Learning Day in conjunction with the MTB October 2011 event.

Background

Discussions between the Mountain Trail Bike (MTB) Association of NSW and NSW National Parks have occurred over a period of time with regards the establishment of an annual MTB ride within the Oberon LGA.

To increase potential visitor numbers, participation, local engagement and duration of stay there have now been discussions with Council regarding a family day on the Saturday at the Common, featuring family day activities such as:

- Beginners Bike skills
- Learning Bike Maintenance
- Bike Stalls
- Camping Stalls
- Guided Bike rides from the Common around the Oberon Dam
- Oberon Heritage Railway bike track rides
- OTHR involvement – opening the Train Station Opened etc

As an indication of the popularity of events of this type Eugowra started a new MTB race last year and received 400 nominations in the first year.

Council's involvement would be to facilitate, coordinate and manage the Saturday event. There is provision within the current budget between the Visitor Information Centre and Economic Development budget to resource this to happen.

The Events Committee have given their in principle support to the main event.

Attachments

Nil

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

There is provision within the current budget between the Visitor Information Centre and Economic Development budget to resource this to happen

Strategic Implications

Nil

Officers Comment

Year one of this activity is viewed as a trial event. If successful then the event would be included in the yearly activities of the MTB Association of NSW.

Consulted With

National Parks
MTB Sean Greenhill
General Manager

File No: 72.1
Author: Jennifer Youman
Date: 08/03/2011

13.02.04 Sale of Dart Street Property

Executive Summary

Councillor McCarthy has requested that the sale of the Dart Street property be placed on the agenda for discussion.

Councillors will recall that the property is now considered surplus to needs and is seen as a source of funds to restore reserves accessed in 2009-10. In the last quarterly review report tabled to Council at the November 2010 meeting the resolution in part read:

That:

1. *Provision made in this quarterly review for the sale of the residential property in Dart Street with the proceeds to be transferred to the Roads Reserve be endorsed;*

Since that time officers have acted on that resolution and a subsequent discussion from the February 2011 meeting and listed the house for sale with the two Oberon based residential real estate agents.

Councillor Fitzpatrick has given advance notice of his absence at this meeting and sent apologies. As such he has requested that the discussion and any subsequent decision be deferred until the next Ordinary meeting of Council

For Council Decision

Recommendation

Submitted for discussion.

Background

The report from the November 2010 meeting and subsequent resolution are included for the information of Council.

In addition, given that Councillor Fitzpatrick is an apology tonight his email states the following...

“My position from the last council was firstly, not to buy it and secondly, when in the minority in the first decision, I was in favour of selling it in the current council, a recommendation that was adopted. Therefore, my fellow councillors are fully aware of my view that the house should be sold.

From memory the most recent decision to sell the residence was a majority of 5 to 4. Due to the closeness of this decision, I would appreciate any further discussion regarding the sale to be deferred

My views on selling are very strong and are based around Council owned residences and the effect on finances of having up to \$XXX 000 tied up in a non-core asset and therefore a non-core business.”

Attachments



13.02.04 Attachment
A Staff Report from 16



13.02.04 Attachment
B Confirmed Minutes 1

Statutory Environment

Nil

Policy Implications

Nil

Financial Implications

Funds from the sale of this property are intended to replenish reserves exhausted at the end of the 2009-10 budget year.

Strategic Implications

Varied

Officers Comment

Consulted With

File: PO16.70
Author: Leanne Mash
Date: March 7 2011

13.02.05 Upcoming Meetings

Executive Summary

A summary of meeting and conference opportunities for the coming months is provided.

These include:

- Shires Association of NSW Annual Conference 2011 – Monday 30th May – Wednesday 1st June 2011
 - Local Government and the NBN Summit – 4 May 2011
-

For Council Decision

Recommendation

4. That the Mayor, Councillors _____ and the General Manager be nominated to attend the Shires Association of NSW Annual Conference 2011.
 5. That Councillor _____ be nominated to attend the Local Government and the NBN Summit on 4 May 2011.
-

Background

Shires Association of NSW Annual Conference 2011

The Shires Association of NSW Annual Conference 2011 will be held from Monday 30 May to Wednesday 1 June 2011. Registrations and the draft program for the conference will be available in late March.

The deadline for motions to be submitted for inclusion in the business paper is Monday 4 April 2011. The draft Business Paper will be available for comment from 11 – 18 April 2011 with the final Business Paper being distributed to Councils after 4 May 2011.

Council in previous years has been represented by the Mayor, other nominated Councillors and the General Manager.

Conference registration and accommodation costs have not been provided at this time.

Local Government and the NBN Summit

The Local Government and the NBN Summit will provide comprehensive advice for Local Governments to prepare for the roll-out of the National Broadband Network.

The summit is intended to provide information for a wide range of local government professionals and Councillors who need to be fully informed of the issues and opportunities the National Broadband Network will generate.

A full program for the event has been attached for Council's information.

Cost of registration for the 1 day conference is \$550 plus GST. Travel and accommodation costs would also be incurred to attend the event.

Attachments



13.02.05 Attachment

A Shires Association o



13.02.05 Attachment

B Local Government ai

Statutory Environment

Not applicable

Policy Implications

Nil

Financial Implications

There is an allocation in the 2010-11 budget for meeting attendance.

Strategic Implications

Not applicable

Officers Comment

Nil

Consulted With

Not applicable

File: A1.2.1
Author: Leanne Mash
Date: 8 March 2011

13.03.01 General Business – General Manager

14 Closed Session Reports

- 14.01.01 Mayoral Minute LEP
- 14.01.02 Garbage Collection Options for Burruga and Black Springs
- 14.01.03 Blue Mountains, Lithgow and Oberon Tourism (BMLOT)
- 14.01.04 Wastewater Refund – Account 12365098
- 14.01.05 Potential Public Liability Claims Register
- 14.01.06 Investments – Legal Action Update
- 14.01.07 Jenolan Caravan Park – Oberon
- 14.01.08 Outstanding Rates, Charges and Legal Costs

15 New Business of an Urgent Nature Admitted by Council

Recommendation:

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

16 Closure of Meeting

The next Ordinary Meeting of Oberon Council will be held on 19 April 2011, commencing at 5.30pm in the Oberon Council Chambers, 137 – 139 Oberon Street, Oberon.