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## UNCONFIRMED MINUTES

Oberon Council Ordinary Meeting  
Tuesday 21 February 2017

Commencing at 5.30pm  
at the Oberon Council Chambers

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## 1. OPENING OF MEETING

The Mayor welcomed members and declared the meeting open at 5.32pm.

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## 2. ACKNOWLEDGEMENT OF COUNTRY

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

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## 3. PRAYER

The meeting was opened in prayer by Pastor Andy Godden.

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## 4. RECORD OF ATTENDANCE

Members Mayor Kathy Sajowitz (in the Chair)  
Deputy Mayor Kerry Gibbons  
Clr Ian Doney  
Clr Jill Evans  
Clr Neil Francis  
Clr Sam Lord  
Clr Clive McCarthy  
Clr John Morgan

Staff Lynette Safranek, Acting General Manager/Finance and Community Services Director  
Gary Wallace, Deputy General Manager/Planning and Development Director  
Chris Schumacher, Works and Engineering Director  
Sharon Swannell, Executive Coordinator

Apologies Nil

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## 5. DECLARATIONS OF INTEREST

File No: Governance/Councillors/Declarations of Interest

Pecuniary - Nil

Non-Pecuniary - Nil  
Significant

Non-Pecuniary - Clr Doney – Item 13.01, Councillor Doney is a neighbour of  
Less than the applicant.  
Significant

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## 6. GENERAL AND CIVIC PRESENTATIONS

A presentation was provided by Chair of Centroc, Clr Gary Rush and Executive Officer Jenny Bennett in relation to the current activities of Centroc.

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## 7. COMMUNITY PRESENTATIONS AND QUESTIONS

Russell Reynolds, 10 Herborn Street addressed Council in relation to the Review of Determination for a shed in his neighbours property. Mr Reynolds advised that he believes this matter has been going on far too long and to date none of his concerns have been addressed. The shed roof is lifting, the gutter is sagging, the development is illegal and should be stamped on.

Gaynor Stapleton addressed Council in relation to the request for a review of determination for their Shed. Gaynor advised that the shed has been erected for three years, they are happy to paint the shed. She then read from the staff report outlining the reasons that officers had initially recommended approval with conditions.

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## 8. CONFIRMATION OF MINUTES

### Ordinary Meeting 20 December 2016

Moved: McCarthy  
Second: Francis

That the Minutes of the Ordinary Meeting held on 20 December 2016 be confirmed.

Carried 01 210217

### Matters Arising from the Minutes

Nil

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Moved: McCarthy  
Second: Morgan

That items 13.01, 13.02 and 13.03 be brought forward and dealt with at this point in time.

Carried 02 210217

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Councillor Doney declared a non-substantial less than significant interest in report item 13.01. Councillor Doney is a neighbour of the applicant. Councillor Doney remained in the meeting during discussion as an observer.

### **13.01 DA 10.2016.74.1 – REVIEW OF DETERMINATION**

File No: Property/PO49-15  
Author: Kerry Davison, Health and Building Surveyor

#### **Summary**

This report requests Council to consider a Review of Determination under Section 82A of the Environmental and Assessment Act 1979 for the Retrospective Use of Existing Shed at Lot 14, Section A, in DP 2364, being known as 15 Scotia Avenue, Oberon.

At the November 2016 Ordinary Council Meeting, Council determined to refuse the application for the following reasons:

- The development did not meet the requirements of the Oberon DCP 2001
- The development did not adequately address amenity issues
- The development was not in the public interest.

And subsequently at the December 2016 Ordinary Council Meeting voted to defer demolition proceedings until after the February 2017 Ordinary Meeting to allow the owner of the land an opportunity to submit a review and supply additional information of Council.

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Moved: Gibbons  
Second: Lord

That:

1. Council approve Development Application 10.2016.74.1 in accordance with Section 82A Review of Determination, of the Environmental and Assessment Act 1979 subject to further conditions that new guttering be installed on the shed and attached appropriately and all conditions be met within six months.
2. A division be called in accordance with Section 375A of The Local Government Act 1993.

Amendment Moved: Morgan  
Second: McCarthy

That:

1. Council approve Development Application 10.2016.74.1 in accordance with Section 82A Review of Determination, of the Environmental and Assessment Act 1979 subject to inclusion of all conditions outlined in the November 2016 staff report and a further condition that new guttering be installed on the shed and attached appropriately and all conditions be met within six months.
2. The material on the entire building be replaced with appropriate new material subject to Council approval.
3. Council issue a deferred development consent seeking confirmation and clarification on stormwater being provided to Council's stormwater system prior to the activation of any consent.
4. A division be called in accordance with Section 375A of The Local Government Act 1993.

The amendment was put and won the amendment becomes the motion.

Moved: Morgan  
Second: McCarthy

That:

1. Council approve Development Application 10.2016.74.1 in accordance with Section 82A Review of Determination, of the Environmental and Assessment Act 1979 subject to inclusion of all conditions outlined in the November 2016 staff report and a further condition that new guttering be installed on the shed and attached appropriately and all conditions be met within six months.
2. The material on the entire building be replaced with appropriate new material subject to Council approval.
3. Council issue a deferred development consent seeking confirmation and clarification on stormwater being provided to Council's stormwater system prior to the activation of any consent.
4. A division be called in accordance with Section 375A of The Local Government Act 1993.

Carried 03 210217

In accordance with Section 375A of The Local Government Act 1993 the following votes are recorded for and against the Motion:

Votes For: Councillors Gibbons, Morgan, McCarthy, Lord and Evans  
Against: Councillors Sajowitz, Francis, Doney

Councillor Doney abstained from voting.

### **13.02 DEVELOPMENT APPLICATION 10.2017.2.1 – TWO STOREY DWELLING**

File No: Property/PO32-32  
Author: Health and Building Surveyor, Kerry Davison

#### **Summary**

A Development Application has been received for a two storey dwelling at Lot 3 in DP1183701, 32 Jenolan Street, Oberon. Variation to Development Control Plan (DCP) 2001 is sought, with particular reference to Part C.4.3 – “Height of Building” and Part C 5.5 – “Building Height Plane”.

Moved: McCarthy  
Second: Doney

That:

1. Delegation is granted to the Deputy General Manager to vary Part C.4.3 – “Height of Building” and Part C 5.5 – “Building Height Plane” of the Oberon Development Control Plan 2001 associated to Development Application 10.2017.2.1 for a two storey dwelling at Lot 3 in DP1183701, 32 Jenolan Street, Oberon.
2. A division be called in accordance with Section 375A of The Local Government Act 1993.

Carried 04 210217

In accordance with Section 375A of The Local Government Act 1993 the following votes are recorded for and against the Motion:

Votes For: Councillors Sajowitz, Francis, Gibbons, Morgan, McCarthy, Lord, Doney and Evans  
Against: Nil

**13.03 DEVELOPMENT APPLICATION 10.2016.95.1 PROPOSED RESIDENTIAL DWELLING**

File No: PR6-333  
Author: Jaclyn Burns, Health and Building Manager

**Summary**

An application for a proposed dwelling and associated intensive plant agricultural development has been received on land described as Lot 3 in DP 1212684 known as 333 Bosworth Falls Road, The Lagoon and is referred to Council for determination in accordance with Part H.3.10 of the Development Control Plan (DCP) 2001. Part H.3.10 of the DCP requires:

*“In determining applications Council and/or delegated officers of Council, will consider all submissions before the application is determined.”*

During the notification period Two (2) submissions were received from adjoining land owners.

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Moved: Morgan  
Second: McCarthy

That:

1. Council approve Development Application 10.2016.95.1 for a dwelling on land described as Lot 3 in DP 1212684 known as 333 Bosworth Falls Road, The Lagoon in accordance with the 79C Assessment contained within this report; and
2. A division be called in accordance with Section 375A of The Local Government Act 1993.

Carried 05 210217

In accordance with Section 375A of The Local Government Act 1993 the following votes are recorded for and against the Motion:

Votes For: Councillors Sajowitz, Francis, Gibbons, Morgan, McCarthy, Lord, Doney and Evans  
Against: Nil

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## 9. MAYORAL MINUTE AND REPORT

**09.01 MAYORAL MINUTE AND REPORT**

File No: Governance/Meetings/Ordinary  
Author: Mayor Kathy Sajowitz

**Summary**

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

Moved: McCarthy  
Second: Evans

That report item 09.01 is received as information.

Carried 06 210217

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## 10. NOTICES OF MOTIONS

Nil

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## 11. COUNCILLOR AND DELEGATES REPORTS

### 11.02 OBERON ARTS COUNCIL AND ARTS OUTWEST

File No: Community Relations/Community Consultation/Oberon Arts Council  
Author: Mayor Kathy Sajowitz

#### Summary

Councillor Sajowitz submitted an apology for the meeting of the Oberon Arts Council held on 14 November 2016.

President of Oberon Arts Council Fran Charge is the delegate to Arts OutWest and attended their meeting held on 8 November 2016 as Oberon Council's representative.

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Moved: Francis  
Second: Evans

That delegate's report item 11.01 is received as information.

Carried 07 210217

### 11.02 UPPER MACQUARIE COUNTY COUNCIL

File No: Environmental Management/Meetings/Upper Macquarie County Council  
Author: Cllr John Morgan

#### Summary

Councillors John Morgan and Neil Francis attended the last meeting of the Upper Macquarie County Council held on 3 February 2017 representing the interests of Oberon Council at the meeting.

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Moved: Morgan  
Second: Francis

That report item 11.02 is received as information.

Carried 08 210217



### 11.03 OBERON HEALTH COUNCIL

File No: Public Health/Health  
Author: Mayor Kathy Sajowitz

#### Summary

Councillor Sajowitz attended the last meeting of the Oberon Health Council Meeting.

Moved: Lord  
Second: McCarthy

That report item 11.03 is received as information.

Carried 09 210217

## 12. COMMITTEE REPORTS

### 12.01 OBERON SPORTS FACILITIES COMMITTEE

File: Governance/Meetings/Oberon Sports Facilities Committee  
Author: Chris Schumacher, Works and Engineering Director

#### Summary

Minutes of the Oberon Sports Facilities Committee held on 14 December 2016 and 8 February 2017 are submitted for Council's information and consideration.

Moved: Gibbons  
Second: Lord

That:

1. The Minutes of the Oberon Sports Facilities Committee held on 14 December 2016 are received as information.
2. The Minutes of the Oberon Sports Facilities Committee held on 8 February 2017 are received as information.
3. Council allocate \$15,000 from the 2017/2018 Town Improvement Fund in support of 6 signs to facilitate the identification of Council sporting assets in Oberon, subject to the finalisation of Councils branding strategy plan.

Amendment Moved: Sajowitz  
Second McCarthy

1. The Minutes of the Oberon Sports Facilities Committee held on 14 December 2016 are received as information.
2. The Minutes of the Oberon Sports Facilities Committee held on 8 February 2017 are received as information.
3. Council consider allocate \$15,000 from the 2017/2018 Town Improvement Fund in support of 6 signs to facilitate the identification of Council sporting assets in Oberon, subject to the finalisation of Councils branding strategy plan.

Page 9 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday, 21 Feb 2017.

The amendment was put and won, the amendment becomes the motion.

Moved: Sajowitz  
Second: McCarthy

1. The Minutes of the Oberon Sports Facilities Committee held on 14 December 2016 are received as information.
2. The Minutes of the Oberon Sports Facilities Committee held on 8 February 2017 are received as information.
3. Council consider allocate \$15,000 from the 2017/2018 Town Improvement Fund in support of 6 signs to facilitate the identification of Council sporting assets in Oberon, subject to the finalisation of Councils branding strategy plan.

Carried 10 210217

## **12.02 BLACK SPRINGS COMMUNITY HALL COMMITTEE**

File: Governance/Meetings/Black Springs Community Hall Committee  
Author: Lynette Safranek, Finance & Community Services Director

### **Summary**

Minutes of the Black Springs Community Hall Committee held on 8 February 2017 is submitted for Council's information.

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Moved: Gibbons  
Second: Lord

That:

1. The Minutes of the Black Springs Community Hall Committee Meeting held on 8 February 2017 are received as information.
2. Council use the Village Improvement funds for Black Springs from 2016/17 and 2017/18 to install a sealed car park the length of the front of the Black Springs Community Centre.

Carried 11 210217

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## **13. REPORTS FOR DECISION**

### **13.04 POLICY 2104 UPDATE**

File No: Governance/Policies  
Author: Lynette Safranek, Acting General Manager

### **Summary**

Management is working through its Policies and intend to submit at least one policy per Ordinary Council Meeting to bring them all up to date. This meeting we have Policy 2104 which was Payment of Sick Leave Bonus. The new Leave policy includes the sick leave bonus, as well as all other leave under the Local Government (State) Award 2014.

Moved: Doney  
Second: Morgan

That Council adopt Policy 2104 - Leave Policy as submitted.

Carried 12 210217

### **13.05 QUARTERLY BUDGET REVIEW STATEMENT – OCT TO DEC 2016**

File No: Governance/Meetings/Ordinary/February 2017  
Author: Lynette Safranek, Finance & Community Services Director

#### **Summary**

The Quarterly Budget Review Statement (QBRS) is presented with income and expenditure for the period from 1 October to 31 December 2016.

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Moved: McCarthy  
Second: Morgan

That Council accepts the third quarter Quarterly Budget Review Statements for 2016/17 as presented.

Carried 13 210217

### **13.06 2016/17 FEES & CHARGES AMENDMENTS**

File No: Governance/Finance/February 2017  
Author: Lynette Safranek, Acting General Manager

#### **Summary**

As a result of the State Library NSW Audit, it was discovered that Council was contravening the Library Act by imposing a fee for public use of the Library computers. As we are making this amendment to the Fees & Charges it would suggested that a few other minor amendments be corrected at the same time.

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Moved: Morgan  
Second: Francis

That Council adopt the amendments to the 2016/17 Fees & Charges be placed on public display for 28 days and presented to Council for consideration and adoption at the March 2017 Council meeting.

Carried 14 210217

**13.07 ENVIRONMENT AND WATERWAYS ALLIANCE**

File No: Governance/Ordinary/February 2017

Author: Chris Schumacher, Works & Engineering Director

**Summary**

The Central West Councils Environment & Waterways Alliance (Alliance) has 18 member Councils. The Alliance is an active partnership of Councils in the NSW Central West Region, engaging all tiers of Government and our Communities, contribution to the protection and enhancement of the environmental, social, economic and cultural condition of our part of the world.

Moved: Doney  
Second: Gibbons

That Council delegate the Acting General Manager to sign the Central West Councils Environment & Waterways Alliance Terms of Reference & Membership Agreement.

Carried 15 210217

**13.08 FAUGHA BALLAUGHA ROAD – DUST EMISSION COMPLAINT**

File No: Governance/Engineering/February 2017

Author: Chris Schumacher, Works & Engineering Director

**Summary**

Further the last Ordinary Council Meeting 20 December 2016 report Item 13.05 Faugha Ballaugha Road – request to bitumen seal, further information is provided in relation to upgrade costs and possible options to remedy dust emission adjacent to 90 Faugha Ballaugha Road.

Moved: Morgan  
Second:

That Council consider upgrading and widening a 1km section of the Faugha Ballaugha Road from the existing intersection with O'Connell Road due east at an estimated cost of \$180,000 funded from the Roads to Recovery Program during the 2017/2018 financial year.

The motions lapsed for want of a seconder.

Amendment Moved: Sajowitz  
Second: McCarthy

That the request be deferred to consideration of the 2017/18 budget and that Council seek the landowners interest in contributing to sealing 200m at the front of his property.

The amendment was put and won, the amendment becomes the motion.

Moved: Sajowitz  
Second: McCarthy

That the request be deferred to consideration of the 2017/18 budget and that Council seek the landowners interest in contributing to sealing 200m at the front of his property.

Carried 16 210217

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## 14. REPORTS FOR INFORMATION

### 14.01 MONTHLY ACTIVITY REPORT – ACTING GENERAL MANAGER

File No: Governance/Meetings/Ordinary  
Author: Lynette Safranek, Acting General Manager

#### Summary

This report item summaries the main activity by the Acting General Manager since the December Council Meeting including Human Resources and Workplace Health & Safety, Community Activity, Regional Issues, Executive Management Team Meetings, and planned activities.

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Moved: Doney  
Second: McCarthy

That report item 14.01 is received as information.

Carried 17 210217

### 14.02 MONTHLY ACTIVITY REPORT – DEPUTY GENERAL MANAGER

File No: Governance/Meetings/Ordinary  
Author: Gary Wallace, Deputy General Manager

#### Summary

This report item summaries the main activity by the Deputy General Manager since the December Council Meeting and major work within the Planning & Development Department.

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Moved: McCarthy  
Second: Gibbons

That report item 14.02 is received as information.

Carried 18 210217

### 14.03 MONTHLY ACTIVITY REPORT - WORKS AND ENGINEERING

File: Governance/Meetings/Ordinary  
Author: Chris Schumacher, Works and Engineering Director

#### Summary

Providing a summary of the work activities in the Works & Engineering Department for the months of December 2016 and January 2017 and including scheduled work for the coming month of February 2017.

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Moved: Doney  
Second: Francis

That report item 14.03 is received as information.

Carried 19 210217

#### **14.04 MONTHLY ACTIVITY REPORT – FINANCE & COMMUNITY SERVICES**

File No: Governance/Meetings/Ordinary/February 2017  
Author: Lynette Safranek, Finance and Community Services Director

##### **Summary**

This report provides a summary of work within the Finance and Community Services Department during December 2016 and January 2017, plus planned activities for the upcoming months.

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Moved: Lord  
Second: Morgan

That report item 14.04 is received as information.

Carried 20 210217

It was noted that the report incorrectly stated a donation had been received from Oberon Heritage and Collectors Club, the donation was provided by Oberon Tarana Heritage Rail.

#### **14.05 STATEMENT OF INVESTMENTS**

File No: Financial Management/Investments/Register  
Author: Lisa Koleda, Management Accountant; Lynette Safranek, Finance & Community Services Director

##### **Summary**

Reporting the Statement of Investments as at 31 January 2017.

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Moved: McCarthy  
Second: Gibbons

That report item 14.05 is received as information.

Carried 21 210217

#### **14.06 GRANTS MONTHLY UPDATE**

File No: Governance/Meetings/Ordinary/February 2017  
Author: Gillian Salmon, Grants Officer

##### **Summary**

This report provides a summary of grant funding applications and submissions, both internal and external, during December 2016 and January 2017.

Moved: McCarthy  
Second: Lord

That report item 14.06 is received as information.

Carried 22 210217

#### **14.07 COMMUNITY SURVEY 2016 RESULTS**

File No: Governance/Ordinary/February 2017  
Author: Lynette Safranek, Acting General Manager

##### **Summary**

Following the December Council Meeting report containing preliminary results from the Oberon Council Community Survey 2016, this report provides a full report on the analysis of the Survey.

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Moved: McCarthy  
Second: Lord

That report item 14.07 is received as information.

Carried 23 210217

#### **14.08 COMMUNITY TRANSPORT UPDATE**

File No: Governance/Ordinary/February 2017  
Author: Lynette Safranek, Acting General Manager

##### **Summary**

The transition of Lithgow Community Transport to CareWest was completed in October 2016. The transition for all clients, staff and drivers was smooth. It was announced recently that CareWest will be expanding and will be known as *Live Better* from 2017.

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Moved: McCarthy  
Second: Morgan

That report item 14.08 is received as information.

Carried 24 210217

#### **14.09 WATER AND SEWER PLANT REPORT**

File: Governance/Meetings/Ordinary  
Author: Chris Schumacher, Works and Engineering Director & Richard Robinson, Sewer & Water Plant Operator.

##### **Summary**

This report provides a summary Water & Waste Water Activity for the month of January 2017.

Moved: Gibbons  
Second: Francis

That report item 14.09 is received as information.

Carried 25 210217

#### **14.10 BAILEYS LANE STATUS - SURVEY & INVESTIGATION**

File No: Roads/R57  
Author: Chris Schumacher, Works & Engineering Director

##### **Summary**

This report outlines the request from Council to obtain further road status information relating to the unformed section of Baileys Lane located between the existing formed section and Adams Lane within the Blenheim State Forest.

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Moved: Morgan  
Second: Gibbons

That report item 14.10 be received as information.

Carried 26 210217

#### **14.11 NATURAL DISASTER FUNDING – JULY 2016 STORM DAMAGE**

File No: Roads/General  
Author: Prasanna Kariyawasam, Project Engineer

##### **Summary**

This report is with reference to the storm damage incurred during July 2016 resulting in wide spread damage to the Oberon road network. Roads & Maritime Services assessment results indicate that Oberon Council will be reimbursed the combined amount of \$436,643 for damages incurred.

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Moved: Gibbons  
Second: Lord

That report item 14.11 be received as information.

Carried 27 210217

#### **14.12 BEACONSFIELD ROAD - ROAD RESERVE GRAVEL**

File No: Roads/R4  
Author: Chris Schumacher, Works & Engineering Director

##### **Summary**

This report is with reference to the 'Notice of Motion' Item 10.01 – Beaconsfield Road reported to the Ordinary Meeting Council 20 December 2016.

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Moved: Doney  
Second: Morgan

That report item 14.12 be received as information.

Carried 28 210217

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## 15. URGENT BUSINESS

Nil

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## 16. CLOSED SESSION / CONFIDENTIAL REPORTS

### 16.01 HATHAWAY COTTAGE SALE

File No: Governance/Property/February 2017  
Author: Lynette Safranek, Acting General Manager

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

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

### 16.02 STAFF UPDATE

File No: Governance/Management/February 2017  
Author: Lynette Safranek, Acting General Manager

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

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

### 16.03 OBERON SEWERAGE TREATMENT PLANT UPGRADE

File No: Waste Management/Design and Construction/Waste Management Facilities  
Author: Chris Schumacher, Works and Engineering Director

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

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

### 16.04 LATE REPORT WATER WRITE-OFF REQUEST – ACCOUNT 12367567

File No: PR38.1-15  
Author: Lynette Safranek, Acting General Manager

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

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- (d) Commercial information of a confidential nature that would, if disclosed:
- (i) prejudice the commercial position of the person who supplied it, or
  - (ii) Confer a commercial advantage on a competitor of the council, or
  - (iii) Reveal a trade secret

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Moved: Francis  
Second: Lord

That:

1. Council resolve into Closed Council to consider business identified, together with any late confidential reports tabled at the meeting.
2. Pursuant to Section 10A(1)-(3) of the *Local Government Act 1993*, the media and public be excluded from the meeting on the basis that the business to be considered is classified as confidential under the provisions of Section 10A(2) as outlined above.
3. The correspondence and reports relevant to the subject business be withheld from access to the media and public as required by Section 11(2) of the *Local Government Act 1993*.

Carried 29 210217

*Council moved into Closed Session at 08.07pm. Members of the public present left the meeting at this point in time.*

#### **16.01 HATHAWAY COTTAGE SALE**

File No: Governance/Property/February 2017  
Author: Lynette Safranek, Acting General Manager

Moved: Doney  
Second: Francis

That Council delegate Authority to the Mayor and Acting General Manager to place Hathaway Cottage for auction in accordance with the report submitted for discussion.

Carried 30 210217

#### **16.02 STAFF UPDATE**

File No: Governance/Management/February 2017  
Author: Lynette Safranek, Acting General Manager

Moved: McCarthy  
Second: Morgan

That report 16.02 be received as information.

Carried 31 210217

**16.03 OBERON SEWERAGE TREATMENT PLANT UPGRADE**

File No: Waste Management/Design and Construction/Waste Management Facilities  
Author: Chris Schumacher, Works and Engineering Director

Moved: Doney  
Second: McCarthy

That Council:

1. Proceed with the Oberon Sewerage Project.
2. Investigate borrowing of \$4.95 million funds, being 50% of this project;
3. Authorise the Acting General Manager to execute the Restart NSW Funding Deed;
4. Accept the proposal from WaterOz Pty Ltd to complete item one of this project, Investigation;
5. Provide additional information in relation to the project management of this program to the March Ordinary Council Meeting.
6. Allocate funding from the borrowing for this project across the 2016/17 to 2018/19 financial years, in accordance with the timeframe in this report.

Carried 32 210217

It was noted that in addition to the items listed under the project on page 19 item c. will include "support the total capacity of the proposed new system including future expansion at Springfield Street and Oberon West."

Clr McCarthy left the meeting at 8.37pm.

**16.04 LATE REPORT WATER WRITE-OFF REQUEST – ACCOUNT 12367567**

File No: PR38.1-15  
Author: Lynette Safranek, Acting General Manager

Moved: Lord  
Second: Doney

That Council write off 50% of the current outstanding rates to a value of \$2,347.94 once Council has received written confirmation from the lessee that they will enter into a payment plan for the remaining 50%.

Amendment moved: Doney  
Second: Gibbons

That Council write off 50% of the total outstanding rates to a value of \$3,392.64 once Council has received written confirmation from the lessee that they will enter into a payment plan for the remaining outstanding balance of \$1,201.64.

The amendment was put and won, the amendment becomes the motion.

Moved: Doney  
Second: Gibbons

That Council write off 50% of the total outstanding rates to a value of \$3,392.64 once Council has received written confirmation from the lessee that they will enter into a payment plan for the remaining outstanding balance of \$1,201.64.

Carried 33 210217

Councillors Sajowitz, Lord and Evans requested that their vote against the motion be recorded.

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Moved: Doney  
Second: Gibbons

That Council move out of closed council and into open council.

Carried 34 210217

*Open Council resumed at 8.57pm.*

The Mayor advised that resolutions 30 210217, 31 210217, 32 210217 and 33 210217 were made while the meeting was closed to the public. There were no members of the public present.

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## 17. CLOSURE OF MEETING

The Mayor declared the meeting closed at 8.58pm.

The next Ordinary Meeting of Oberon Council will be held on:

Tuesday 21 March 2017, commencing at 5.30pm in the Oberon Council Chambers, 137 – 139 Oberon Street, Oberon.