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OBERON COUNCIL

UNCONFIRMED MINUTES

Oberon Council Ordinary Meeting
Tuesday 20 February 2018

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 5.30pm.

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.

3. PRAYER

The Meeting was opened in prayer by Sister Maureen Schiemer.

4. RECORD OF ATTENDANCE

Members Mayor Kathy Sajowitz (in the Chair)
 Deputy Mayor Kerry Gibbons
 Clr Don Capel
 Clr Ian Doney
 Clr Mark Kellam
 Clr Brenda Lyon
 Clr Clive McCarthy
 Clr Mick McKechnie
 Clr Andrew McKibbin

Staff Gary Wallace, General Manager
 Shane Wilson, Planning and Development Director
 Lynette Safranek, Finance and Community Services Director
 Chris Schumacher, Technical Services Director
 Sharon Swannell, Executive Coordinator

Apologies Nil

5. DECLARATIONS OF INTEREST

File No: Governance/Councillors/Declarations of Interest

Pecuniary	-	Nil
Non-Pecuniary Significant	-	Clr McKibbin declared an interest in report item 13.06. Clr McKibbin is a member of the Ben Chifley Catchment Management Committee.
Non-Pecuniary Less than Significant	-	Nil

6. PRESENTATIONS

Nil

7. QUESTIONS FROM THE PUBLIC

Veronika Cvitanovic provided information about a press release from Shadow Minister for Health Walt Secord MLC and comments made on National radio last week about Oberon water being fluoridated. Veronika has had email correspondence with the Shadow Minister and it has been confirmed the information related to the Duckmaloi Water Treatment Plant, which serves the Lithgow area. The Shadow Minister has indicated that a small number of properties in the Oberon LGA are serviced by the Fish River Water Supply Scheme and Veronika requested information regarding what properties are affected and are they aware their water supply has been fluoridated.

Gary Wallace advised that there are a number of rural properties along the pipeline that are supplied from the scheme. Cllr Kellam added that the pipeline runs from Oberon to the Duckmaloi Weir and the properties that access water from this pipeline are provided raw water.

Sam Lord asked about the report on Page 60 of the Business Paper regarding Joint Organisations. Sam wonders if joining a Joint Organisation then allows additional authority over Oberon Council. What happens if amalgamations raise their heads again, would we have a say in the future. Can Oberon Council opt out of the JO?

The Mayor advised the proposed Joint Organisation is the former Centroc region, there does not appear to be an issue with amalgamations from joining a Joint Organisation. Once we become a member of the JO we can opt out of initiatives, but not out of the JO.

Chris Freeman, Private Investigator in the region also addressed Council in relation to the proposed Joint Organisations. Chris commented that the legal advice provided by Crennan Legal and included in the report to Council outlines the structure of statutory organisations rather than voluntary. The JO will have a recognisable legal status of its own. Given that Oberon has just been through the amalgamation issue, how is this not a legally created body that has authority over this Council. How is this not removing Oberon Council's own legal status.

The Mayor advised this would be taken as a comment. The Joint Organisation is not a legal entity over Oberon Council. The Mayor advised the new regulations for Joint Organisations had been received by Council today.

Neil O'Grady addressed Council on behalf of the Oberon Tigers. The Oberon Tigers thanked Council for tabling a request on their behalf to update the change rooms at the Oberon Leagues Club. The Club has approached Country Rugby League to host some trial games with Manly Under 16's and Under 18's against the Western Rams teams. Country Rugby League inspected the Oberon facilities, but they were unsuitable. Country Rugby League has given the Oberon Tigers an overview of the improvements required to allow them to host these types of games. The Club propose to supply the manpower to carry out the improvement works, and are requesting Council provide the materials. Upgrades to the facility are not only good for the Tigers, but also for all sporting clubs that can use the grounds and amenities and it is also good for the town.

David Walker, Geolyse addressed Council in relation to a planning proposal at O'Connell. David thanked Councillors for visiting the site to inspect the proposal. The applicant believes this is an excellent site and feels there is high demand in the area for this type of land. Whilst it is recognised that the recommendation included in the report to Council does not support the proposal, David asked Council to consider an alternate motion recommending approval of the proposal. David also added that this would enable the matter to progress to the next stage where it would be assessed by the Department of Planning.

Keith Sullivan asked about comments contained in the Sports Facilities Committee Minutes where it mentions discussion with Borgs regarding the sale of the football fields. Keith asked who initiated these discussions. When Council purchased the Leagues Club they had been advised that the cost to relocate and construct a similar facility was extremely significant.

Gary Wallace advised that we have not received a formal approach, there have however been preliminary discussions initiated by Borgs. If a formal approach is received it will be provided to Council.

8. CONFIRMATION OF MINUTES

Works Committee Meeting 12 December 2017

Moved: McCarthy
Second: McKibbin

That the Minutes of the Works Committee Meeting held on 12 December 2017 be confirmed.

Carried 01 200218

Matters Arising from the Minutes

Nil

Ordinary Meeting 19 December 2017

Moved: Capel
Second: Doney

That the Minutes of the Ordinary Council Meeting held on 19 December 2017 be confirmed.

Carried 02 200218

Matters Arising from the Minutes

Nil

Moved: Capel
Second: Doney

That report item 13.02 be brought forward and dealt with at this point in time.

Carried 03 200218

13.02 PLANNING PROPOSAL – 2519 O’CONNELL ROAD

File No: PR186-2519

Author: Brendan O’Loan Consulting Town Planner / Shane Wilson Planning & Development Director

Summary:

Council is in receipt of a Planning Proposal from ‘Geolyse’ for an amendment to the Oberon Local Environmental Plan 2013. The Planning Proposal has been submitted to Oberon Council on behalf of Belvoir Hill Pastoral Company Pty Ltd in May 2017. The subject site is land located at 2519 O’Connell Road, O’Connell which is to the south of the township of O’Connell and 18km south-east of Bathurst. The Planning proposal is for a rezoning of the subject site from RU1 Primary Production Zone to R5 Large Lot Residential Zone with a 10ha minimum lot size. This rezoning would facilitate a potential 17-lot subdivision on the subject site.

Oberon Council officer’s assessed the planning proposal in August 2017 and identified the following reasons on which not to recommend support to the planning proposal at that time:

- *Does not accord with the Oberon Land Use Strategy criteria in identifying future rural lifestyle living sites as O’Connell is not a primary or secondary service centre.*
- *The additional lot supply in O’Connell may generate disproportionate demands for services and infrastructure in the village of O’Connell which is currently not zoned to allow commercial, retail or community facilities.*
- *There has been no evidence provided within the Planning Proposal that there is less than 10 years supply of rural lifestyle living sites and/or a lack of supply of rural lifestyle living sites in O’Connell or Oberon Council.*
- *In accordance with Section 117 Direction 1.2 Rural Lands, there is no compelling reason that this agricultural land should be rezoned to lifestyle living lots.*
- *Is not supported by SEPP (Rural Lands) 2008, as the Planning Proposal has failed to provide evidence that additional R5 zoned land would contribute to the social and economic welfare of the O’Connell community.*

Despite not supporting the planning proposal the Council officer’s assessment of August 2017 stated:

“To a certain extent there is some planning merit to the Planning Proposal as the subject site is located between two areas of R5 zoned land and in the future there may be some land use conflict between the R5 and the subject sites RU1 zoning. The land also has manageable constraints, is close to the centre of O’Connell and is potentially the most suitable RU1 land in the O’Connell surrounds suited for large lot living.”

Initial advice on the draft report was provided to ‘Geolyse’ for their consideration. ‘Geolyse’ have since responded to the Council officer’s recommendation with ‘Further Information’ dated 5 October 2017, which is affirmation of the strategic merit of the planning proposal. This report has subsequently been prepared in response to the Geolyse ‘Further Information’.

Moved: McCarthy

Second: Lyon

That:

1. Council support the Planning Proposal and request for gateway determination due to the following reasons:

- This area should have been included in the 2013 LEP.
 - The land release is of low agricultural value.
 - Services and infrastructure are currently available in the area.
 - Community interest in the adoption of the 2013 LEP.
2. Forward the endorsed Planning Proposal to the Department of Planning and Environment with a request for a Gateway determination and proceed to public exhibition subject to advice received and
 3. Request that the Gateway delegate plan making functions to Council under Sections 59(2) and (3) of the Environmental Planning and Assessment Act 1979, in this instance.
 4. A division be called in accordance with Section 375A of The Local Government Act 1993.

Amendment Moved: Capel
Second: Kellam

That the matter be deferred for one month to allow Council the opportunity to seek further information.

The amendment was put and lost, the original motion stands.

Moved: McCarthy
Second: Lyon

That:

1. Council support the Planning Proposal and request for gateway determination due to the following reasons:
 - This area should have been included in the 2013 LEP.
 - The land release is of low agricultural value.
 - Services and infrastructure are currently available in the area.
 - Community interest in the adoption of the 2013 LEP.
2. Forward the endorsed Planning Proposal to the Department of Planning and Environment with a request for a Gateway determination and proceed to public exhibition subject to advice received and
3. Request that the Gateway delegate plan making functions to Council under Sections 59(2) and (3) of the Environmental Planning and Assessment Act 1979, in this instance.
4. A division be called in accordance with Section 375A of The Local Government Act 1993.

Carried 04 200218

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

Votes For: Councillors Kellam, Lyon, McKechnie, McCarthy, Capel, McKibbin and Gibbons
Against: Councillors Sajowitz and Doney

9. MAYORAL MINUTE AND REPORT

09.01 MAYORAL MINUTE AND REPORT

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

Summary

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

Moved: McCarthy
Second: Lyon

That Report Item 09.01 is received as information.

Carried 05 200218

10. NOTICES OF MOTIONS

10.01 NOTICE OF MOTION – OBERON COMMON CARPARK

File No: Parks and Reserves/Service Provision/Oberon Common
Author: Cllr Clive McCarthy

Summary

Seeking to seal the new carpark at the Oberon Common.

Moved: McCarthy
Second: Gibbons

That Oberon Council look to reserves to fund hot mix seal of the new car park at the Oberon Common and that costing of an alternate finished colour and longevity of an alternate product be sought.

Carried 06 200218

10.02 NOTICE OF MOTION – PURCHASE OF A TIPPING TRAILER

File No: Plant and Equipment/Acquisition/Purchase
Author: Cllr Clive McCarthy

Summary

Seeking to purchase a tipping trailer to utilise the use of the low loader prime mover more often.

The notice of motion was withdrawn prior to be considered by Council.

11. COUNCILLOR AND DELEGATES REPORTS

11.01 UPPER MACQUARIE COUNTY COUNCIL MEETING – 2 FEBRUARY 2018

File No: Environmental Management/Meetings/Upper Macquarie County Council
Author: Clr Andrew McKibbin

Summary

The most recent meeting of the Upper Macquarie County Council was held on Friday 2 February 2018 at the Council Offices in Kelso. The meeting was attended by Council's delegates Clr Andrew McKibbin and Clr Don Capel.

Moved: McKibbin
Second: Capel

1. That report item 11.01 is received as information.
2. Council General Manager and Mayor (or the Mayors delegate) attend the Meeting on 16 March 2018 together with Oberon Council UMCC delegates.

Carried 07 200218

12. COMMITTEE REPORTS

12.01 LOCAL EMERGENCY MANAGEMENT COMMITTEE

File: Governance/Meetings/Local Emergency Management Committee
Author: Chris Schumacher, Technical Services Director

Summary

Minutes of the Local Emergency Management Committee Meeting held on 13 November 2017 are submitted for Council's information and consideration.

Moved: McCarthy
Second: Capel

That the Minutes of the Local Emergency Management Committee Meeting held on 13 November 2017 are received as information.

Carried 08 200218

12.02 OBERON SPORTS FACILITIES COMMITTEE

File: Governance/Meetings/Oberon Sports Facilities Committee
Author: Chris Schumacher, Technical Services Director

Summary

Minutes of the Oberon Sports Facilities Committee held on 15 November 2017 are submitted for Council's information.

Moved: Gibbons
Second: Kellam

That the Minutes of the Oberon Sports Facilities Committee Meeting held on 15 November 2017 are received as information.

Carried 09 200218

12.03 COMMUNITY SERVICES COMMITTEE

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

Summary

Minutes of the Community Services Committee held on 1 February 2018 is submitted for Council's information.

Moved: Kellam
Second: Lyon

That Council:

1. That the Minutes of the Community Services Committee Meeting held on 1 February 2018 are received as information.
2. The Committee would like Council to advise on how they will deal with the Air Bed & Breakfast establishments within the LGA.

Carried 10 200218

13. REPORTS FOR DECISION

13.01 DEVELOPMENT APPLICATION 10.2017.1006.1 – TWO STOREY DWELLING

File No: PO24-25
Author: Shane Wilson, Planning and Development Director

Summary

A Development Application for a proposed two storey dwelling has been received by Council and is referred to Council for the following reasons:

- Variation to Development Control Plan for height plane & site density
- Request for Clause 4.6 exceptions to development standards of the Oberon Local Environmental Plan, 2013 (LEP 2013).
- Consider objection of the development.

Moved: Capel
Second: Gibbons

That Council:

1. Approve the variation to Clause 4.6 - Exceptions to development standards of LEP 2013 for proposed boundary adjustment between Lots 2 & 3 DP 541312, development consent can be granted.
2. Grant conditional APPROVAL for Development Application 10.2017.100.1 for a two storey dwelling and subsequent boundary adjustment on Lot 2 in DP 541312 being known as 25 Fleming Street, Oberon in accordance with Section 80 of the Environmental Planning & Assessment Act 1979.
3. A division be called in accordance with Section 375A of The Local Government Act 1993.

Carried 10 200218

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, Kellam, Doney, Lyon, McKechnie, McCarthy, Capel, McKibbin and Gibbons
Against: Nil

13.03 JOINT ORGANISATIONS – OBERON COUNCIL INVOLVEMENT

File No: PR186-2519
Author: Gary Wallace, General Manager

Summary:

The purpose of this report is to provide advice to the Minister for Local Government that Council seeks to be part of a Joint Organisation in Central NSW. The resolution is as provided by the Office of Local Government (OLG) to give effect to this decision.

The report provides background advice to this resolve and has been developed in consultation with Central NSW Councils (Centroc), a Pilot Joint Organisation, using advice from the OLG.

Moved: McKibbin
Second: Doney

That:

1. Oberon Council inform the Minister for Local Government (Minister) of the Council's endorsement of the Minister recommending to the Governor the establishment of a Joint Organisation (Joint Organisation) in accordance with this resolution.
2. Council approve the inclusion of the Oberon Local Government Area in the Joint Organisation's area.
3. That the Joint Organisation be established to cover the Council's area and any one or more of the following council areas:

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Blayney Shire Council, Bathurst Regional Council, Cabonne Council, Cowra Shire Council, Forbes Shire Council, Lachlan Shire Council, Lithgow City Council, Oberon Council, Orange City Council, Parkes Shire Council and Weddin Shire Council.

4. That, on the expiry of a period of 28 days from the making of this resolution, the General Manager provide the Minister:
- a. with a copy of this resolution including the date on which Council made this resolution, and
 - b. inform the Minister that this resolution has not been rescinded,
- for the purpose of the Minister issuing a certificate under section 400P of the Act.

Carried 11 200218

13.04 REQUEST FOR ASSISTANCE – OBERON TIGERS CHANGE ROOMS

File No: Recreation & Cultural Services/Event Management/Sporting & Cultural Events/2018
Author: Gary Wallace, General Manager

Summary

The Oberon Tigers Rugby League Club Inc. has written to Council requesting assistance with upgrades to the existing change rooms at the Oberon Rugby Leagues Ground.

Moved: Capel
Second: Gibbons

That Council investigate the costs of upgrading the change rooms at the Oberon Rugby Leagues Ground and report back to Council in March.

Carried 12 200218

13.05 REQUESTS FOR ASSISTANCE - SENIORS WEEK, INTERNATIONAL WOMENS DAY & OTHR

File No: Recreation & Cultural Services/Event Management/Sporting & Cultural Events/2018
Author: Gary Wallace, General Manager

Summary

A number of requests have been provided to Council requesting assistance with undertaking community events in the near future. This report seeks to identify funding opportunities for these events.

Moved: McCarthy
Second: Kellam

That:

1. Council provides \$600 to the Burruga Agricultural Bureau to assist in running a Seniors Week Lunch at the Burruga Recreational and Sports Club sourced from general revenue.
2. Council provides a budget of \$600 to support International Women's Day to be sourced from general revenue.
3. Council provide in kind assistance to Oberon Tarana Heritage Railway to supply and return the transportation of a steam traction engine for the OTHR Heritage Transport Rally 2018 to the capped value of \$1,000.
4. Council allow the use of its unformed parking area on the corner of Albion and North Streets be used to facilitate the display of vehicles and machinery for the Heritage Transport Rally in 2018 upon the appropriate undertaking of a risk assessment for the event in consultation with Councils Work, Health, Safety and Risk Officer.

Carried 13 200218

Clr McKibbin declared an interest in report item 13.06. Clr McKibbin left the meeting at 6.58pm.

13.06 PROPOSAL - BEN CHIFLEY CATCHMENT STEERING COMMITTEE

File No: Environmental Management/Meetings/Catchment Management Authority
Author: Gary Wallace, General Manager

Summary

This report outlines additional information sought by Oberon Council on behalf of the Ben Chifley Catchment Steering Committee (BCCSC) and requests Council support in programs being undertaken by the Committee

Moved: McCarthy
Second: Capel

That:

1. Oberon Council investigate the proposal of Ben Chifley Catchment Steering Committee (BCCSC) for undertaking works to care for Oberon Waterways including the activities outlined in the letter dated 13 February 2018.
2. The General Manager, or his delegate undertake inspections with the BCCSC Coordinator to identify areas of concern and report back to Council a proposed means of funding identified works within the Oberon Local Government Area and the proposed budget

Carried 14 200218

Clr McKibbin returned to the meeting at 7.04 pm.

13.07 DOG ROCKS ROAD – COMPULSORY ACQUISITION OF FORESTRY CORPORATION NSW LAND

File No: Roads/Maintenance/Roads

Author: Works & Engineering Director, Chris Schumacher

Summary

This report is to further the Compulsory Acquisition process requirements seeking Ministerial approval from the Minister for Lands for the transfer of 1.055Ha of land referenced as Lot 101 DP 1235365, Forestry Corporation NSW to Oberon Councils as part of the unexpected Naturally Occurring Asbestos issue at Dog Rocks Road, January 2016.

Moved: McCarthy

Second: Gibbons

That:

1. Council authorise the compulsory acquisition of the land shown within the attached Deposited Plan (DP 1235365) Lot 101 1.055Ha to be purchased and consolidate into the existing Dog Rocks Road as additional Road Reserve.
2. Council authorise an application to be made to the Minister for the Compulsory Acquisition of the land.
3. Council agree to the terms and conditions of the 'Memorandum of Understanding' between the Forestry Corporation of New South Wales and Oberon Council dated 23 December 2016.
4. That the General Manager be duly authorised to execute legal documents on Councils behalf for the purchase and transfer of this compulsory land acquisition.
5. Oberon Council pay Forestry Corporation NSW the amount of \$2,900.00 for the transfer of land to Oberon Council, in accordance with the licenced valuation completed by Opteon 22 March 2017.
6. That Council puts survey marks on each corner to highlight the concerned area.

Carried 15 200218

13.08 BAILEYS LANE – POTENTIAL CONSTRUCTION

File No: R57

Author: Gary Wallace, General Manager

Summary

Council has received correspondence from a landowner off Baileys Lane looking for Council consideration to undertake works to complete the formation of Baileys Lane linking it to Adams Lane.

Moved: Doney
Second: Lyon

That:

1. Councils Technical Services Director undertake a formal investigation on the costs and benefits associated with the construction of Baileys Lane that is a Council Public Road and currently unformed.
2. A further report be brought back to Council outlining all options associated with the construction of a through road on Baileys Lane.

Carried 16 200218

13.09 OBERON RUGBY LEAGUES CLUB – WATER MAIN RENEWAL

File No: Recreation/Maintenance/Sporting Facilities
Author: Technical Services Director, Chris Schumacher

Summary

This report highlights the on-going operational concerns associated with the aging 50mm water line service that currently feeds into the Oberon Rugby League ground to service the irrigation of the No.1 field.

Moved: Gibbons
Second: McKechnie

That:

1. Council commit \$33,000 from the Town Improvement reserves to replace the existing internal Rugby League Club sports field water main.
2. Council commit \$5,000 from the Town Improvement reserves for purchase of an additional 'Travelling Irrigator'.

Carried 17 200218

13.10 PROPOSED CROWN ROAD CLOSURES

File No: Roads/RCI/Perm
Author: Chris Schumacher, Technical Services Director

Summary

Council has received notification of the intent to close a Crown Road within the Oberon Local Government Area.

Moved: McCarthy
Second: Kellam

That Council has no objection to the closure of this section of Crown Road, File ref: 13/15854 provided that no properties are left without legal and practical access.

Carried 18 200218

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13.11 OFFICE OF LOCAL GOVERNMENT DRAFT MODEL CODE OF MEETING PRACTICE FOR LOCAL COUNCILS IN NSW

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

Summary

This report seeks Councils endorsement to prepare a response to the NSW State Government in relation to the draft Model Code of Meeting Practice for Local Councils in NSW.

Moved: McKibbin
Second: Capel

That Councillors provide feedback to the General Manager for inclusion in a submission in relation to the draft Model Code of Meeting Practice for Local Councils in NSW.

Carried 19 200218

13.12 PROPOSED COUNCILLOR INDUCTION AND PROFESSIONAL DEVELOPMENT GUIDELINES

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

Summary

This report seeks Councils endorsement to prepare a response to the NSW State Government in relation to the proposed Councillor Induction and Professional Development Guidelines currently on public exhibition.

Moved: Kellam
Second: McKibbin

That Councillors provide feedback to the General Manager for inclusion in a submission in relation to the proposed Councillor Induction and Professional Development Guidelines.

Carried 20 200218

13.13 QUARTERLY BUDGET REVIEW STATEMENT OCTOBER - DECEMBER 2017

File No: Governance/Meetings/Ordinary/February 2018
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 2017.

Moved: Doney
Second: McKibbin

That Council endorse report item 13.13 noting the internal changes proposed.

Carried 21 200218

14. REPORTS FOR INFORMATION

14.01 MONTHLY ACTIVITY REPORT – GENERAL MANAGER

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

Summary

This report item summaries the main activity by the General Manager since the December 2017 Council Meeting. Items including Human Resources and Workplace Health & Safety, Community Activity, Regional Issues, Executive Management Team Meetings, and planned activities.

Moved: McCarthy
Second: Capel

That report item 14.01 is received as information.

Carried 22 200218

14.02 MONTHLY ACTIVITY REPORT – PLANNING & DEVELOPMENT DEPT.

File No: Governance/Meetings/Ordinary
Author: Shane Wilson, Planning and Development Director

Summary

This report item summaries the main activity in the Planning and Development Department since the December Council Meeting.

Moved: Kellam
Second: McCarthy

That report item 14.02 is received as information.

Carried 23 200218

14.03 MONTHLY ACTIVITY REPORT – TECHNICAL SERVICES

File: Governance/Meetings/Ordinary
Author: Chris Schumacher, Technical Services Director

Summary

Providing a summary of the work activities in the Technical Services Department for the months of December 2017 and January 2018 and including scheduled work for the coming month of February 2018.

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Moved: Capel
Second: McKibbin

That report item 14.03 is received as information.

Carried 24 200218

14.04 MONTHLY ACTIVITY REPORT – FINANCE & COMMUNITY SERVICES

File No: Governance/Meetings/Ordinary
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 2017 and January 2018, plus planned activities for the upcoming months.

Moved: McKibbin
Second: Lyon

That report item 14.04 is received as information.

Carried 25 200218

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 2018.

Moved: McKibbin
Second: McCarthy

That report item 14.05 is received as information.

Carried 26 200218

14.06 GRANTS MONTHLY UPDATE

File No: Governance/Grants/ February 2018
Author: Gillian Salmon, Grants Coordinator; Lynette Safranek, Finance & Community Services Director

Summary

This report provides a summary of Grant Funding applications and submissions, both internal and external, during December 2017 and January 2018

Moved: Gibbons
Second: Kellam

That report item 14.06 is received as information.

Carried 27 200218

14.07 WATER AND SEWER PLANT REPORT

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

Summary

This report provides a summary Water & Waste Water Activity for the month of December 2017 and January 2018.

Moved: Doney
Second: Kellam

That report item 14.07 is received as information.

Carried 28 200218

15. URGENT BUSINESS

Nil

16. CLOSED SESSION / CONFIDENTIAL REPORTS

Summary

In accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is of a kind as referred to in Section 10A(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

16.01 LAND PURCHASE CORNER ABERCROMBIE & CAMPELLS RIVER ROAD BLACK SPRINGS

File No: R191
Author: Planning Development Director, Shane Wilson

This report item contains matters and information which relate to Section 10A (1) – (3) of the Local Government Act 1993.

- (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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16.02 PROPERTY & LAND DEVELOPMENT – INDUSTRIAL ESTATE

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

This report item contains matters and information which relate to Section 10A (1) – (3) of the Local Government Act 1993.

This report item contains matters and information listed in Section 10A (2) of the Act:

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

Moved: Capel
Second: McCarthy

That:

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

Carried 29 200218

Council moved into Closed Session at 7.52pm. Members of the public present left the meeting at this point in time.

16.01 LAND PURCHASE CORNER ABERCROMBIE & CAMPELLS RIVER ROAD BLACK SPRINGS

File No: R191
Author: Planning Development Director, Shane Wilson

Moved: Gibbons
Second: Capel

That:

1. Council approve the sale of the land parcel on the Corner of Abercrombie and Campbell's River Road as per plan design reference 16142 for a sale price of not less than \$4,200 ex. GST.
2. That all costs associated with formalising the allotment including legal, survey, valuation and registration of the land shall be borne by the applicant.
3. Councils General Manager be authorised to determine which licenced real estate will be engaged to sell the land.

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4. Councils General Manager be authorised to sign and affix the Councils Common Seal to Contract of Sale.

Carried 30 200218

16.02 PROPERTY & LAND DEVELOPMENT – INDUSTRIAL ESTATE

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

Moved: McKechnie
Second: McCarthy

That Council not accept the proposal from the proponent and provide the General Manager with an appropriate delegation to respond.

Amendment Moved: Doney
Second: Kellam

That the General Manager provide Council with a valuation report on industrial land.

The amendment was put and lost the original motion stands.

Moved: McKechnie
Second: McCarthy

That Council not accept the proposal from the proponent and provide the General Manager with an appropriate delegation to respond.

Carried 31 200218

Open Council resumed at 8.28pm.

The Mayor advised that resolutions 30 200218 and 31 200218 were made while the meeting was closed to the public. There were no members of the public present.

17. CLOSURE OF MEETING

The Mayor declared the meeting closed at 8.30pm.

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

Tuesday 20 March 2018
commencing at 5.30pm

in the Oberon Council Chambers
137 – 139 Oberon Street, Oberon.