

137 Oberon Street
PO Box 84
Oberon NSW 2787

Telephone: (02) 6329 8100
Fax: (02) 6329 8142
Email: council@oberon.nsw.gov.au



UNCONFIRMED MINUTES

Oberon Council Ordinary Meeting
Tuesday 15 May 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 Clr Ian Doney.

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 (from 5.39pm)

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

Apologies Nil

5. DECLARATIONS OF INTEREST

File No: Governance/Councillors/Declarations of Interest

Pecuniary - Nil

Non-Pecuniary - Nil
Significant

Non-Pecuniary - Nil
Less than
Significant

6. PRESENTATIONS

Nil

Clr Andrew McKibbin entered the meeting at 5.39pm.

7. QUESTIONS FROM THE PUBLIC

Donna Russo from Gingkin stated her opposition to fluoride being added to the Oberon water supply. She has studied health for 30 years and restored her daughters health after she suffered from eczema. Donna advised she had voted for the Councillors to represent the community and wants assurance that Councillors have done their due diligence in this matter.

Robin Wiseman spoke about fluoride and commented that the community have said emphatically no. Robin outlined her previous health issue having aluminium behind her eye and her daughters medical background. Due to this Robin has researched Alzheimer's and other medical conditions and advises "if in doubt don't do it". Robin is aware the Government has an agenda but it shouldn't be forced upon us as a community. She also requested Councillors do their own research prior to making any decisions.

Chris Freeman addressed Council and offered an apology for confusion. Chris asked Council to confirm if the fluoride that's proposed to be added to the water supply is calcium fluoride or sodium fluoride. He asked Council to confirm that sodium fluoride is free of all other industrial contaminates. Can Council confirm it doesn't contain any lead, arsenic or aluminium.

The Mayor replied, Council has not decided to add fluoride to the water or sourced the product as yet. The question was taken on notice and advice will be provided to Chris when it is available.

Phillip Haynes addressed Council in relation to the effect of fluoride on animals. He read a passage in relation to the effect on guinea pigs which stated the animals should be given water from pure sources such as rain water. Reticulated water containing fluoride and chlorine should be avoided. Magnesium is something that is needed in the body and sodium fluoride in water inhibits the uptake of magnesium and calcium. Pets should not be fed anything but rain water. Another side effect is it inhibits absorption of Vitamin A & E.

Veronika Cvitanovic advised that she along with some friends is providing information on fluoride to the community. She has received 300 signatures on a petition to date and 21 shops have agreed to put signs in their windows. She has also collected 41 letters from individuals and notes the correspondence already supplied to Council. Veronika commented that a lot of people are incredibly angry that after four years this policy is being reviewed and hopes Council enjoys the public feedback, there is no support for this policy at all.

8. CONFIRMATION OF MINUTES

Ordinary Meeting 17 April 2018

Moved: Doney
Second: Capel

That the Minutes of the Ordinary Meeting held on 17 April 2018 be confirmed.

Carried 01 150518

Matters Arising from the Minutes

Nil

Page 4 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday 15 May 2018.

Extraordinary Meeting 23 April 2018

Moved: Kellam
Second: McKibbin

That the Minutes of the Extraordinary Meeting held on 23 April 2018 be confirmed.

Carried 02 150518

Matters Arising from the Minutes

Nil

9. MAYORAL MINUTE AND REPORT

09.01 MAYORAL MINUTE AND REPORT

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

Summary

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

Moved: McCarthy
Second: Capel

That Report Item 09.01 is received as information.

Carried 03 150518

10. NOTICES OF MOTIONS

Nil

11. COUNCILLOR AND DELEGATES REPORTS

11.01 NSWPLA CENTRAL WEST ZONE MEETING APRIL 2018

File No: Community Services/Libraries/NSW Libraries
Author: Clr Kathy Sajowitz

Summary

Councillor Sajowitz attended the NSW Public Libraries Association (NSWPLA) Central West Zone Meeting held in Oberon, April 12/13 2018

Moved: Lyon
Second: McCarthy

That report item 11.01 is received as information.

Carried 04 150518

12. COMMITTEE REPORTS

12.01 OBERON YOUTH COUNCIL

File: Governance/Meetings/OYC
Author: Lynette Safranek, Finance and Community Services Director

Summary

The Oberon Youth Council meeting is held on the fourth Wednesday of each month, except for January. This report provides an update on outcomes from this meeting and any other activities that have been undertaken.

Moved: Gibbons
Second: Capel

That the Oberon Youth Council report 12.01 is received as information.

Carried 05 150518

13. REPORTS FOR DECISION

13.01 DEVELOPMENT APPLICATION 10.2018.31.1 –CONSTRUCTION OF A SHED

File No: Property/PO28-22
Author: Health and Building Surveyor, Kerry Davison

Summary

A Development Application has been received for the construction of a new shed at 22 Herborn Street, Oberon with particular reference to Part C.6.4 – “Carports and Garages”.

Moved: McCarthy
Second: McKibbin

That

1. Council vary Part C.6.4 – “Carports and Garages of its current DCP 2001 associated to Development Application 10.2018.31.1 for the construction of a shed at Lot 50 Section A in DP 2364, being known as 22 Herborn Street, Oberon.
2. A division be called in accordance with Section 375A of the Local Government Act 1993.

Carried 06 150518

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

13.02 DEVELOPMENT APPLICATION 10.2018.29.1 – TRANSPORTABLE DWELLING and SHIPPING CONTAINER

File No: Property/PR208-212

Author: Town Planner, Dylan Furnell

Summary

A Development Application has been received for a transportable dwelling and associated shipping container at 212 Beattie Road, Oberon. In accordance with Oberon's Development Control Plan (DCP) 2001 prior to the determination of the Development Application, Council is required to approve a reduced setback and buffer as the proposed setback for the dwelling is 20m from the eastern boundary and 40m from the eastern neighbours boundary (including a 20m road reserve).

A 50m setback would comply with the part B.14.12.9 of the Development Control Plan 2001 DCP, however in exceptional circumstances Council can approve less than 50m if a proposed buffer is submitted and approved by Council, in accordance with the DCP.

Moved: Gibbons

Second: Kellam

That:

1. Council vary Part B14.12.9 – Dwelling Setbacks and Buffers of the Oberon Development Control Plan 2001 associated DA 10.2016.61.1 for a proposed dwelling with a boundary setback of 40m from the western boundary of Lot 10 in DP 864594, 251 Beattie Road, Oberon.
2. A division be called in accordance with Section 375A of the Local Government Act 1993

Carried 07 150518

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, Lyon, McKechnie, McCarthy, Capel, McKibbin and Gibbons

Against: Councillors Doney

13.03 DEVELOPMENT APPLICATION 10.2018.18.1 – FIRE SHED

File No: Property/PR50-3

Author: Town Planner, Dylan Furnell

Summary

A Development Application has been received for a new fire shed at 3 Simmons Road, Wisemans Creek. In accordance with Oberon's Development Control Plan (DCP) 2001 prior to the determination of the Development Application, Council is required to approve a buildings located within 20 metres of the property boundary in the RU1 zone.

A 20m setback is required to comply with the part A.4.3 of the Development Control Plan 2001 DCP, however as the site is unique in its dimensions of 19.9m and 31.9m this is unattainable. The fire shed currently has setbacks of 1.66m to Simmons Road and 12.15m to Beaconsfield Road. It should also be noted that the fire shed is located 2.00m from a crown road reserve which is currently unused.

Moved: McCarthy
Second: Doney

That

1. Council vary Part A.4.3 – Building Setback from Roads of the Oberon Development Control Plan 2001 associated DA 10.2018.18.1 for a proposed fire shed with boundary setbacks of 1.66m from Simmons Road boundary, 12.15m from Beaconsfield Road boundary and 2.00m from Crown Road boundary of Lot 12 in DP 759100, Section 5, 3 Simmons Road, Wisemans Creek.
2. A division be called in accordance with Section 375A of the Local Government Act 1993.

Carried 08 150518

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

13.04 PLANNING PROPOSAL (PP_OBERO_001_00) RE1 & RE2 PUBLIC RECREATION ZONE

File No: Land Use & Planning/Planning/LEP

Author: Shane Wilson – Planning & Development Director

Summary

Council at its Ordinary meeting on 20 December 2016, resolved to:

1. Council support the planning proposal in principle to amend the Oberon Local Environmental Plan 2013 to incorporate the RE1 Public Recreation Zone into the plan and identify permissible compatible land uses,
2. As part of the proposal to include the RE1 Public Recreation zone, that Council seek to rezone identified public recreation, open space and parkland areas to the RE1 Public Recreation zone,
3. Council authorise the Acting General Manager to submit the attached planning proposal to the Department of Planning and Environment requesting Gateway Determination in accordance with the requirements of section 56 of the Environmental Planning and Assessment Act 1979, and
4. Council receive a further report on the outcomes of the planning proposal following the mandatory public exhibition period and prior to final authorisation.

The planning proposal was submitted to the Department of Planning and Environment requesting Gateway Determination in accordance with the requirements of section 56 of the Environmental Planning and Assessment Act 1979, which was issued in September 2017.

In the review of the Gateway determination and preparation to exhibit the proposal, it was identified that the Oberon Rugby ground and associated area was included within the proposal to rezone the land to RE1 Public Recreation and two lots of the Golf Club to be rezoned to RE2 Private Recreation were excluded.

Given the potential plans for that are it is recommended that the previously identified as the Oberon Rugby League/Hockey/Netball Ground be removed from the Gateway via a modification to it.

Moved: McKibbin
Second: Doney

That:

1. Council support the amended planning proposal dated April 2018 to amend the *Oberon Local Environmental Plan 2013* to incorporate the RE1 Public Recreation Zone into the plan and identify permissible compatible land uses,
2. As part of the proposal to include the RE1 Public Recreation zone, that Council seek to rezone identified public recreation, open space and parkland areas to the RE1 Public Recreation zone,
3. Council authorise the General Manager to submit the attached amended planning proposal to the Department of Planning and Environment requesting a modification to the Gateway Determination dated 13 September 2018 in accordance with the requirements of section 3.33 of the *Environmental Planning and Assessment Act 1979*,
4. Request that an extension of the Gateway determination be granted for a further 6 months, and
5. Council receive a further report on the outcomes of the planning proposal following the mandatory public exhibition period and prior to final authorisation.

Carried 09 150518

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General Manager

Mayor

13.05 BOUNDARY ADJUSTMENT 19 BRIEN ROAD OBERON

File No: Roads/Agreement/General

Author: Chris Schumacher Technical Services Director.

Summary

This report relates to recent correspondence receive from the property owners 19 Brien Road, requesting Council consideration to rectify a long standing boundary anomaly affecting there current property and Oberon Council's road reserve fronting Brien Road, Oberon.

Moved: Kellam
Second: Capel

That:

1. Council agree to gift the 1,812sq/m in return for the dedication of approx. 70 to 100sq/m of land to road reserve located on the north eastern corner of Lot 20 in DP 860460.
2. The current fence along the frontage of Lot 20 shall be designated as the new property boundary alignment.
3. The existing water bore located within the Titania Road reserve is to be relocated fully within the confinements of Lot 20, at full cost to the owner.
4. All costs associated with survey, and legal expenses be at the applicants full cost.

Amendment Moved: Kellam
Second: Capel

1. That the General Manager be authorised to obtain a market value for both the adjustment of boundaries for 1812sq/m and the 70 to 100sq/m of land on the north eastern corner of Lot 20 In DP 860460 taking account of:
 - a. The current fence along the frontage of Lot 20 shall be designated as the new property boundary alignment.
 - b. The existing water bore located within the Titania Road reserve is to be relocated fully within the confinements of Lot 20, at full cost to the owner.
 - c. All costs associated with survey, and legal expenses be at the applicants full cost.
2. That a further report be provided to Council before the matter is progressed.

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

Moved: Kellam
Second: Capel

1. That the General Manager be authorised to obtain a market value for both the adjustment of boundaries for 1812sq/m and the 70 to 100sq/m of land on the north eastern corner of Lot 20 In DP 860460 taking account of:
 - b. The current fence along the frontage of Lot 20 shall be designated as the new property boundary alignment.
 - b. The existing water bore located within the Titania Road reserve is to be relocated fully within the confinements of Lot 20, at full cost to the owner.
 - c. All costs associated with survey, and legal expenses be at the applicants full cost.
2. That a further report be provided to Council before the matter is progressed.

Carried 10 150518

13.06 BAILEYS LANE – PROPOSED OPTION TO PROVIDE ONGOING PUBLIC ACCESS

File No: R57

Author: Chris Schumacher Technical Services Director.

Summary

This report provides an outline of options for Councils consideration allowing for a northern formalised legal road corridor for the residents of Baileys Lane linking it with Adams Lane.

Moved: McCarthy
Second: Capel

That:

1. Council accept the offer from the owner of the property to dedicate the already formalised private road existing on Lot 2 which links the northern end of the constructed portion of Baileys Lane to a public road reserve which exists beside the western boundary of Lot 152.
2. Council relinquish its interest of the unformed section of Council Public Road known as Baileys Lane which traverses Lot 152 and agree to transfer the unformed public road to the current property owner for consolidation purposes into Lot 152.
3. All costs associated with the legal formalisation of this request be borne by the applicant.

Carried 11 150518

13.07 QUARTERLY BUDGET REVIEW STATEMENT – JAN TO MAR 2018

File No: Governance/Meetings/Ordinary/May 2018

Author: Lynette Safranek, Finance & Community Services Director

Summary

The Quarterly Budget Review Statements (QBRS) is presented with income and expenditure for the period from 1 January to 31 March 2018.

Moved: McKibbin
Second: Doney

That Council:

1. Report item 13.07 is received as information.
2. Accept the budget adjustments made for the third quarter of 2017/18 adopted budget.

Carried 12 150518

13.08 DRAFT 2018/19 COMMUNITY STRATEGIC PLAN

File No: Governance/Integrated Planning and Reporting/Community Strategic Plan

Author: Gary Wallace, General Manager; Lynette Safranek, Finance & Community Services Director; Shane Wilson, Planning & Development Director; and Chris Schumacher, Technical Services Director

Summary

This report seeks endorsement from Council to place the Draft 2018/19 Community Strategic Plan documents on public exhibition until 8 June 2018. During this time Council will also consult further with the Community to gauge public feedback and comments through public meetings in Oberon, Black Springs, Burruga and O'Connell during May.

The draft 2018/19 Operational Plan has total income forecasted at \$18.5m, with a Net Operating **Surplus** of **\$131,662** after Continuing Operations and Capital Expenditure.

Moved: McKibbin
Second: Capel

That Council place the Draft 2018/19 Community Strategic Plan and associated documents on public exhibition until 12 June 2018.

Carried 13 150518

13.09 CENTROC LINE MARKING PROCUREMENT

File No: Corporate Mgt/Tendering/TenderDocuments2018

Author: Chris Schumacher – Technical Services Director

Summary:

This report seeks Council's resolve to participate in a regional purchase of line marking services through Central NSW Councils (Centroc) Compliance and Cost Savings Program and Roads Technical Committee.

The following report provides more background advice regarding both Centroc's Compliance and Cost Savings Program and the regional purchase of line marking services.

Moved: McCarthy
Second: Gibbons

That Council:

1. Receive and note the information contained in report item 13.09
2. Agree to participate in a Regional Procurement process for line marking services
3. Advise Centroc of its decision

Carried 14 150518

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

File No: Roads/Maintenance/Roads

Author: Acting Technical Services Manager and Technical Services Director, Chris Schumacher

Summary

This report is to further the Compulsory Acquisition process requirements seeking the Minister for Lands and the Governor's approval 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: McKibbin
Second: Gibbons

That subsequent to Councils resolution dated 20 February 2018, Resolution No. 15 200218, Council authorise an application to be made to the Minister of Lands and the Governor for the compulsory acquisition of land described as Lot 101 DP 1235365 being 1.055Ha currently held by the Forestry Corporation NSW in the amount of \$2,900.00.

Carried 15 150518

13.11 OBERON BICENTENNIAL TAPESTRIES – REPAIR AND REMOVAL

File No: Governance/Ordinary/May 2018
Author: Gary Wallace, General Manager

Summary

This report seeks council endorsement to undertake repairs to the Oberon Bicentennial Tapestries.

Moved: Lyon
Second: Kellam

That Council provide \$1,000 from the General Fund to undertake repairs to the Oberon Bicentennial Tapestries.

Carried 16 150518

13.12 DROUGHT ASSISTANCE

File No: Governance/Meetings/Ordinary/May 2018
Author: Lynette Safranek, Finance & Community Services Director

Summary

As drought conditions begin to raise concern in the community and with the onset of winter leading to severely depleted feed reserves in most of the Oberon Local Government Area, Council have been receiving a number of enquiries about drought support measures available to farmers and residents who rely on tank water for domestic and stock purposes. This Report provides Council with a summary of current conditions in the Oberon LGA and assistance that may be provided.

Moved: McKibbin
Second: Capel

That Council approve assistance to rural and non residential ratepayers through potable drinking water, for use only within the Oberon Local Government area, at a rate of \$0.55 cents per kilolitre reduced from the standard residential rate of \$2.92 for a period of 3 months.

Carried 17 150518

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 April 2018 Council Meeting. Items including Human Resources and Workplace Health & Safety, Community Activity, Regional Issues, Executive Management Team Meetings, and planned activities.

Moved: McCarthy
Second: McKibbin

That report item 14.01 is received as information.

Carried 18 150518

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 April Council Meeting.

Moved: McKibbin
Second: McCarthy

That report item 14.02 is received as information.

Carried 19 150518

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 month of April 2018 and including scheduled work for the coming month of May 2018.

Moved: Kellam
Second: Gibbons

That report item 14.03 is received as information.

Carried 20 150518

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 April 2018, plus planned activities for the upcoming months.

Moved: McCarthy
Second: Kellam

That report item 14.04 is received as information.

Carried 21 150518

14.05 GRANTS MONTHLY UPDATE

File No: Governance/Grants/May 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 April 2018

Moved: McKibbin
Second: Capel

That Council receive report item 14.05 as information.

Carried 22 150518

14.06 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 30 April 2018.

Moved: McKibbin
Second: Doney

That report item 14.06 is received as information.

Carried 23 150518

14.07 WATER AND SEWER PLANT REPORT

File: Governance/Meetings/Ordinary

Author: Chris Schumacher, Technical Services Director & Richard Robinson, Sewer & Water Plant Operator

Summary

This report provides a summary Water & Waste Water Activity for the month of April 2018.

Moved: Capel
Second: Gibbons

That report item 14.07 is received as information.

Carried 24 150518

14.08 AUDIT OFFICE REPORT TO PARLIAMENT

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

Summary

This report is a summary of the report presented to Parliament on Friday 20 April 2018 in relation to the Audit of Local Government for the 2016/17 Financial Year.

Moved: McKibbin
Second: Kellam

That the Audit Office Report to Parliament and report 14.08 is received by Council as information.

Carried 25 150518

14.09 SPECIAL RATE VARIATION UPDATE

File: Governance/Meetings/Ordinary/May
Author: Chris Schumacher, Technical Services Director; Lynette Safranek, F&CS Director

Summary

This report is a summary of the Special Rate Variation (SRV) from its implementation in 2015/16 to present. This report provides an indication of how the road maintenance budget bottom line has increased in order to address infrastructure backlog.

Moved: Kellam
Second: McKibbin

That the Special Rate Variation report 14.09 is received by Council as information.

Carried 26 150518

15. URGENT BUSINESS

Nil

16. CLOSED SESSION / CONFIDENTIAL REPORTS

16.01 CONTRACT FOR SUPPLY AND DELIVERY OF COLDMIX ASPHALT

File No: Governance/Ordinary/Confidential
Author: Chris Schumacher, Technical Services 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:

(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 LEGAL MATTER

File No: Legal
Author: Shane Wilson – Planning & Development Director

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:

(g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege

16.03 LATE SECTION 356 FINANCIAL ASSISTANCE APPLICATIONS

File No: Governance/Meetings/Ordinary/May 2018
Author: Lynette Safranek, Finance & Community Services Director

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:

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

16.04 NOTICE OF MOTION – PURCHASE OF LAND O'CONNELL

File No: Parks and Reserves/Acquisitions
Author: Cllr Ian Doney

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.

Moved: McKibbin
Second: Capel

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 27 150518

Council moved into Closed Session at 7.50pm. Members of the public present left the meeting at this point in time.

16.01 CONTRACT FOR SUPPLY AND DELIVERY OF COLDMIX ASPHALT

File No: Governance/Ordinary/Confidential
Author: Chris Schumacher, Technical Services Director

Moved: McKibbin
Second: Kellam

That Council:

1. Endorse Boral Asphalt and Civil Independence as the preferred suppliers for the supply and delivery of coldmix asphalt.
2. Advise Centroc of its decision.

Carried 28 150518

16.02 LEGAL MATTER

File No: Legal
Author: Shane Wilson – Planning & Development Director

Moved: McCarthy
Second: McKibbin

That Council receive report item 16.02 for information.

Carried 29 150518

16.03 LATE SECTION 356 FINANCIAL ASSISTANCE APPLICATIONS

File No: Governance/Meetings/Ordinary/May 2018

Author: Lynette Safranek, Finance & Community Services Director

Moved: Doney
Second: Kellam

That Council accept the late Section 356 Donation Applications from the Oberon Golf Club, Oberon Show Society and St Aidan's Committee as presented to the meeting.

Council support the application from Oberon Show Society and Oberon Golf Club request for in kind support for fuel as presented and provide an allocation for raw water for the Oberon Golf Club as part of its annual maintenance budget.

Carried 30 150518

16.04 NOTICE OF MOTION – PURCHASE OF LAND O'CONNELL

File No: Parks and Reserves/Acquisitions

Author: Clr Ian Doney

Moved: Doney
Second: Capel

That:

1. Council reconsider the delegation granted the General Manager with respect to negotiations related to land purchases for a recreation ground at O'Connell.
2. Necessary funds be sourced from land bank reserves.

Carried 31 150518

Open Council resumed at 8.48pm.

The Mayor advised that resolutions 28 150518, 29 150518, 30 150518 and 31 150518 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 8.48pm.

The next Ordinary Meeting of Oberon Council will be held on Tuesday 19 June 2018 commencing at 5.30pm in the Oberon Council Chambers, 137 Oberon Street, Oberon.