

137 Oberon Street  
PO Box 84  
Oberon NSW 2787

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



## UNCONFIRMED MINUTES

Oberon Council Ordinary Meeting  
Tuesday 18 September 2018

Commencing at 5.30pm  
at the Oberon Council Chambers

Agenda Items	page
1. OPENING OF MEETING .....	4
2. ACKNOWLEDGEMENT OF COUNTRY .....	4
3. PRAYER.....	4
4. RECORD OF ATTENDANCE .....	4
5. DECLARATIONS OF INTEREST.....	5
6. PRESENTATIONS.....	5
7. QUESTIONS FROM THE PUBLIC .....	5
8. CONFIRMATION OF MINUTES .....	9
10. NOTICES OF MOTIONS .....	10
10.01 NOTICE OF ALTERED MOTION – FLUORIDE.....	10
9. MAYORAL MINUTE AND REPORT .....	10
09.01 MAYORAL MINUTE AND REPORT.....	10
11. COUNCILLOR AND DELEGATES REPORTS.....	10
11.01 CENTROC BOARD AND CENTRAL NSW JOINT ORGANISATION MEETING	10
11.02 LOCAL GOVERNMENT FOREST AND TIMBER INDUSTRY CONFERENCE 9 – 10 AUGUST 2018.....	11
12. COMMITTEE REPORTS .....	11
12.01 LOCAL EMERGENCY MANAGEMENT COMMITTEE.....	11
12.02 TRAFFIC ADVISORY LOCAL COMMITTEE.....	11
12.03 OBERON YOUTH COUNCIL.....	12
12.04 HERITAGE COMMITTEE .....	12
13. REPORTS FOR DECISION.....	13
13.01 CENTROC SUPPLY AND DELIVERY OF BULK FUEL CONTRACT .....	13
13.02 REQUEST FOR SUPPORT – MOUNT RYAN UHF CB SERVICE.....	14
13.03 COMINGLED RECYCLING – REVIEW OF CURRENT SITUATION .....	14
13.04 PROPOSAL TO RELOCATE CARE CAR (COMMUNITY TRANSPORT).....	15
13.05 OBERON CRAFT SHOP .....	15
13.06 DEVELOPMENT APPLICATION 10.2018.63.1 – PRIMITIVE CAMPING GROUND	16
13.07 OBERON DOG OFF LEASH AREA (DOG PARK).....	17
14. REPORTS FOR INFORMATION .....	18
14.01 MONTHLY ACTIVITY REPORT – GENERAL MANAGER .....	18
14.02 MONTHLY ACTIVITY REPORT – PLANNING & DEVELOPMENT .....	18
14.03 MONTHLY ACTIVITY REPORT – TECHNICAL SERVICES .....	18
14.04 MONTHLY ACTIVITY REPORT – FINANCE & COMMUNITY SERVICES .....	19
14.05 GRANTS MONTHLY UPDATE .....	19
14.06 STATEMENT OF INVESTMENTS .....	19
14.07 WATER USAGE – DROUGHT ASSISTANCE.....	20
14.08 WATER AND SEWER PLANT REPORT.....	20
14.09 UNAUDITED DRAFT 2017/18 FINANCIAL STATEMENTS.....	20

15. URGENT BUSINESS..... 21

16. CLOSED SESSION / CONFIDENTIAL REPORTS ..... 21

    16.01    PROPERTY & LAND DEVELOPMENT – INDUSTRIAL ESTATE.....22

    16.02    PROPERTY & LAND DEVELOPMENT – LAND PURCHASE .....22

    16.03    NOTICE OF MOTION – GENERAL MANAGER ANNUAL PERFORMANCE REVIEW  
            FOR PERIOD ENDING 30 JUNE 2018 .....23

17. CLOSURE OF MEETING ..... 23

## 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 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

Leave of Absence      Clr Don Capel

Moved:                      Kellam  
Second:                     McCarthy

That the apology be received and accepted for the leave of absence of Councillor Don Capel.

Carried 01 180918

## 5. DECLARATIONS OF INTEREST

File No: Governance/Councillors/Declarations of Interest

Pecuniary	-	Nil
Non-Pecuniary Significant	-	Nil
Non-Pecuniary Less than Significant	-	Clr Ian Doney declared an interest in Report Item 12.04. Clr Doney is a member of the congregation of the St Thomas Anglican Church, O'Connell.

---

## 6. PRESENTATIONS

Nil

---

## 7. QUESTIONS FROM THE PUBLIC

Racheal Maher addressed Council in relation to her previous presentation. Racheal advised that although the response was appreciated it was received with disappointment and sadness. It appears there is a disregard not only for the needs and choices of the people within the Oberon community, but also a lack of understanding of Councils elected positions and roles of representing the voice and opinion of the community, a community who elected this Council with the traditional expectation and good faith of being honestly and fairly represented regardless of personal opinion.

It has always been my intent and that of the majority of people within the group that I represent to engage in positive discussion that would see the concerns raised and discussed and possible errors of process and communication reviewed whilst ensuring that there is as much emphasis on the process as there is on the decision.

I will admit I do not fully understand the mode of processing matters such as this, however I did have an expectation that the issues raised would have been discussed in an open Council enabling the community to understand the individual views on the issues and as to how Councillors perceive their role of being an "Oberon Councillor". It would be appreciated if the Council or the General Manager could advise as to how the intended outcome could be achieved or what has to be changed to allow it to occur.

To avoid becoming involved in a debate at the expense of meaningful discussion I do not wish to respond to the content in the reply other than to say that the comments and response were indirect and in some cases non-existent, they were the opinion of one person and will do nothing in my opinion to reduce the angst and resentment felt by those opposed to the decision.

In light of the town survey that was submitted to Council on Tuesday 11 September regarding the addition of fluoride to the towns water supply, one could only assume that Council is aware and concerned with the disharmony and resentment that is prevalent within their community caused by what can only be perceived as Council imposing their own personal opinion on the community and in doing so taking away their individual democratic rights.

Perhaps now that Council is armed with this recent and very valuable information from the town survey they will consider reassessing and aiming to achieve what is the best way forward as a whole community as stated in the Community Strategic Plan "Making Our Future Together".

Page 5 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday 18 September 2018.

---

General Manager

---

Mayor

Racheal asked the following questions and asked that the responses be provided via email:

What does each Councillor believe are their roles and functions as a councillor in regards to representing the Oberon people and their community?

In the name of transparency and total honesty has Council already or are they willing to provide a complete list to the residents of Oberon of all the ingredients and chemicals that will be added to the town's water supply through the fluoridation process along with the origin of the intended ingredients?

Is Council willing to review their decision to fluoridate Oberon's reticulated water supply taking into consideration the results from the recent town survey and if not can the reasoning of disregard for the extremely high statistics of 76% against please be explained?

I do hold faith that our Council is acting with what they believe to be in the best interest of the community but ask that they are able to go beyond their own beliefs and respect those of every individual by representing their choices and by not taking away the foundation of what this town is built on, Freedom of Choice.

It is with great community passion and a hopeful heart I request Oberon Council to withdraw their application to NSW Health for approval to fluoridate Oberon's water supply.

Chris Freeman addressed Council and asked Council to support the motion put forward by Clr Lyon.

Chris spoke about the survey results which have been provided to Council and advised the results confirm the previous 2014 survey results. The survey conducted by NSW Health of 371 people of which two thirds live out of town where 35% oppose fluoridation are incompatible with previous community survey and the most recent community survey results.

In response to the Mayor's objections the community survey results were reviewed and all duplications and non Oberon residents were removed. The final result is 76% of people oppose fluoridation. This is from 580 confirmed entries. Chris advised the community survey is transparent and asked did the SRC or NSW Health provide their raw data for their survey or just their final data? Chris welcomed a complete analysis of the community survey data.

Chris went on to comment about recent information provided to Council from the EPA and also in relation to a certificate of analysis obtained from a Chinese company confirming the content of the Schedule 6 poison which confirms what we have said right from the beginning that the product is not natural.

Chris asked Council to take into consideration the health of both the people and the environment and withdraw the motion to fluoridate the Oberon water supply.

Phillip Haynes addressed Council and provided a quote off the Channel Nine website "its going to be a pretty close call through Council. Councillors need to discount their personal opinions and make the decision in the best interests of the community". This was a quote by the Mayor.

What went wrong? NSW Health created a phony, fake poll. Phillip asked Council to write to NSW Health and ask them to explain their numbers in light of the community survey results. He

Page 6 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday 18 September 2018.

suggested Council call for a royal commission or a commission of enquiry. He added it is very suspicious and asked Council to write to NSW Health and ask serious questions.

Kathie Noble addressed Council as a citizen and ratepayer as follows:

I made a decision who to vote for the last Oberon Council election by principles I consider essential. These are the ability to uphold the democratic process by people of integrity, the ability to put aside their personal agendas for the betterment of the community, the ability to make hard decision and the courage to stand by them amid the criticisms that invariably come with the territory of elected members.

I believe our councillors have made their decisions based in informed and intelligent testimony from experts in their field, and having done this, are fulfilling their obligation to represent the citizens of Oberon shire in a responsible manner.

The most outstanding draw card for me to settle in this town is the wonderful sense of community spirit, the lack of schisms and its law abiding conservatism and sense of fair play.

However the recent agitation by some against the thoughtfully considered decision of our council to introduce fluoride into the water system is disappointing.

These citizens are passionate about their cause and I believe overall that they have the interest of the community at heart, but the impetus behind this ongoing rebellion it seems to me is founded by a childish inability to accept that the decision has been democratically voted on and legally passed.

We saw what a town united can achieve in the recent anti-amalgamation contest, but this undermining of our Council and its members and the continual agitation by 'dummy spitters' needs to stop. It is divisive in nature and immature. It is tearing the very fabric that has held this community together so strongly for so long. And it is not a good look to visitors to our shire.

In my view there is more at stake here than fluoridation. It has to do with unwillingness by a few to accept the majority decision of our Shire. I urge councillors who may be swayed by these 'squeaky doors' to resist their accusations that you were wrong in making your original decision.

No matter how passionate one is about a cause, or how much we may hate to lose in that cause, we all should accept the decision of Council for the general well-being of the community.

What example are we setting for the next generation of our community leaders? Is it one of integrity and honour? Is it one of respect for the laws of democratic process? Or are they seeing that emotional self-promoting of personal agendas is more important than community welfare?

We have a unique ability in this town to draw together on important issues. No matter where any of us sit regarding fluoride introduction, we need to put our full support behind those who are elected to make decisions on our behalf, not tear them down and destroy their integrity and commitment to our community.

I urge us all to pull together, stop this petty insurrection and determine to support and assist our council members in every way possible so as to advance Oberon shire. For only united will this community continue to stand strong.

Keith Sullivan addressed Council and advised he is not against fluoridation. I am about due process and the traditional way Council operates and the community expectation.

Local Council is about people, people fought to save our own Council. Why did we bother fighting for? Council should not have secret squirrel meetings and there is talk the General Manager is getting advice from the Bathurst Council, we don't need advice from Bathurst.

There should have been a town meeting to hear the views of the community regarding fluoride. The reason previous Council's knocked it back is to avoid what's happening now, its tearing the town apart. If amalgamation comes up again it's good night for us.

Maree Arrow addressed Council in relation to the survey recently conducted.

Imagine the scenario that a couple of community members came door knocking and they came up with a resounding yes, would the anti-fluoridation group accept this as a valid survey, of course not. Don't be surprised if many of us are sceptical. The group also refused to give credence to the survey conducted by SRC.

Oberon has been fed constant scaremongering. The anti-fluoride group has a poster saying there has been two surveys conducted, one by Oberon Council. Letters to the Oberon Review also did the same thing saying they represent the majority of residents. In the submissions contained in the Oberon Council business papers there were at least four names of people I am related to who mention Oberon as their residence and they haven't lived here in over 15 years. I wonder how many other non-residents signed the petitions.

Freedom of choice – whose freedom I ask, they are not interested in giving freedom to supporters of fluoride.

I urge Councillors to not be intimidated by the anti-fluoridation lobby. I worked as hard as anyone against amalgamation and fought for Oberon. At the end of the Council term I will vote for Councillors based on their overall performance, not just fluoride.

Melissa Jones addressed Council and commented this is not about a 'dummy spit' my son is unwell. I walked town along with a few others, I did not influence people or give an opinion. We want a true indication of what people want. I walked 9 hrs per day. I have children and my son is unwell. I did this so the people of Oberon could be heard. Its not about sour grapes, it's about overall health.

Robin Wiseman addressed Council and advised she has returned after being away for three months. She has been speaking with a young African friend who said cancer rates in Australia are shocking, its one of the worse in the world. In Africa they are very low and they have no fluoride.

I object to being called a liar. If the majority of people had said yes then you get what you want. I wanted to have a rally but people are not motivated to come out.

Robin also addressed Council in relation to the number of dead animals on the roadsides. She asked is there any way we can save our wombats and kangaroos. Its devastating, between Hampton and Oberon there was a large number, we have to try to do something about it. Can we ask the local truckies to slow down and consider the wildlife?



## 8. CONFIRMATION OF MINUTES

### Ordinary Meeting 20 August 2018

Moved: McKibbin  
Second: Doney

That the Minutes of the Ordinary Meeting held on 20 August 2018 be confirmed.

Carried

### Matters Arising from the Minutes

It was noted that in the presentation by Dr. David Goldney, Chairperson Great Western Walk Committee the local representatives on the Great Western Walk Committee were noted as Fran Charge this is incorrect and should read Fran White. The minutes have been amended to reflect this.

### Works Committee Meeting 11 September 2018

Moved: McKibbin  
Second: Kellam

That the Minutes of the Works Committee Meeting held on 11 September 2018 be confirmed.

Carried 02 180918

### Matters Arising from the Minutes

Nil

Doney  
Kellam

That report item 10.01 be bought forward and dealt with at this point in time.

Carried 03 180918

## 10. NOTICES OF MOTIONS

### 10.01 NOTICE OF ALTERED MOTION – FLUORIDE

File No: Water Supply/Reporting/Fluoridation

Author: Clr Brenda Lyon

Moved: Lyon  
Second: Gibbons

That Council resolve to withdraw its Section 6(4) Application to the fluoridation of Oberon Water Supply.

The motion was put and lost. The Mayor exercised the casting vote.

---

## 9. MAYORAL MINUTE AND REPORT

### 09.01 MAYORAL MINUTE AND REPORT

File No: Governance/Meetings/Ordinary

Author: Clr Kathy Sajowitz, Mayor

#### Summary

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

---

Moved: Doney  
Second: McKibbin

That Report Item 09.01 is received as information.

Carried 04 180918

---

## 11. COUNCILLOR AND DELEGATES REPORTS

### 11.01 CENTROC BOARD AND CENTRAL NSW JOINT ORGANISATION MEETING

File No: Government Relations/Regional Liaison/Centroc

Author: Mayor Kathy Sajowitz

#### Summary

On 23 August 2018 Clr Kathy Sajowitz and General Manager Gary Wallace attended the Centroc Board Meeting held at Parliament House Canberra.

---

Moved: McKibbin  
Second: Kellam

That report item 11.01 is received as information.

Carried 05 180918

Page 10 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday 18 September 2018.

**11.02 LOCAL GOVERNMENT FOREST AND TIMBER INDUSTRY CONFERENCE  
9 – 10 AUGUST 2018**

File No: Government Relations/Regional Liaison/Centroc  
Author: Mayor Kathy Sajowitz

**Summary**

Clr Sajowitz and GM. Gary Wallace attended the 2018 Local Government Forest and Timber Industry Conference hosted by the National Timber Councils Association (NTCA) held in Melbourne on 9 - 10 August 2018.

Moved: Gibbons  
Second: McKibbin

That report item 11.02 is received as information.

Carried 06 180918

**12. COMMITTEE REPORTS**

**12.01 LOCAL EMERGENCY MANAGEMENT COMMITTEE**

File: Governance/Meetings/Local Emergency Management Committee  
Author: Chris Schumacher, Works and Engineering Director

**Summary**

Minutes of the Local Emergency Management Committee Meeting held on 13 August 2018 are submitted for Council's information and consideration.

Moved: Gibbons  
Second: Kellam

That the Minutes of the Local Emergency Management Committee Meeting held on 13 August 2018 are received as information.

Carried 07 180918

**12.02 TRAFFIC ADVISORY LOCAL COMMITTEE**

File: Governance/Meetings/Traffic Advisory Local Committee  
Author: Chris Schumacher, Works and Engineering Director

**Summary**

Minutes of the Traffic Advisory Local Committee Meeting held on 16 August 2018 are submitted for Council's information and consideration.

Moved: McCarthy  
Second: Kellam

That:

1. The Minutes of the Traffic Advisory Local Committee Meeting held on 16 August 2018 be received as information
2. Not proceed with any formal line marking of car parking spaces on Oberon Street
3. Replace the existing 45 degree parking signage with 60 degree angle parking signs and continue to monitor use of parking on Oberon Street
4. Council will write to RMS requesting information regarding the “Route Lighting Subsidy Scheme” and what options may be available for upgrades to lighting in Albion Street.

Carried 08 180918

### **12.03 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: McKibbin  
Second: Kellam

That the Oberon Youth Council report 12.03 is received as information.

Carried 09 180918

Clr Doney declared a non-significant, non-pecuniary interest in report item 12.04, item 5. Clr Doney remained in the room for consideration of the matter.

### **12.04 HERITAGE COMMITTEE**

File: Governance/Meetings/Heritage Committee

Author: Shane Wilson Planning and Development Director

#### **Summary**

Minutes of the Heritage Committee held on 27 August 2018 submitted for Council’s information and consideration.

Moved: McCarthy  
Second: Doney

That:

1. The Minutes of the Heritage Committee held on 27 August 2018 received as information.

Carried 10 180918

2. Council to explore options for a proposed pathway for the Walking Track at O'Connell. The current costing for a concrete footpath is too expensive.

Carried 11 180918

3. Council to seek approval from relatives of Brett Whitely to use the sketch he completed of "Nestlebrae" in the 1980 for possible future advertising.

Carried 12 180918

4. Council to investigate access options for the Chimney Stack at Burruga.

Carried 13 180918

5. Council to consider agreeing to meeting the cost (\$2,750.00) to replace the windows in the St Thomas Rectory at O'Connell.

The motion was put and lost.

6. Council to consider the reinstatement of the Local Heritage Fund and a report be provided in relation to the availability of State Heritage Funding \$ for \$.

Carried 14 180918

---

## 13. REPORTS FOR DECISION

### 13.01 CENTROC SUPPLY AND DELIVERY OF BULK FUEL CONTRACT

File No: Plant Equipment Stores/Fleet/General  
Author: Chris Schumacher, Technical Services Director

#### Summary

This report seeks Council's decision to participate in a regional purchase of fuel through Central NSW Councils (Centroc).

Council has participated in Centroc's regional contract for the purchase of fuel for the past 7 years and subject to councils resolve, Council's inclusion would be for the next contract which will commence 1 July 2019.

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

---

Moved: Kellam  
Second: Doney

That Council:

1. Agree to participate in a regional procurement process for the supply and delivery of bulk fuel;
2. Advise Centroc of its decision; and
3. Note the balance of the report.

Carried 15 180918

### **13.02 REQUEST FOR SUPPORT – MOUNT RYAN UHF CB SERVICE**

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

#### **Summary**

This report seeks to update Council regarding the support for the retention of the Mount Ryan UHF CB Service in the Burruga locality.

Moved: McCarthy  
Second: McKibbin

That Council write to Bathurst Regional Council and seek to broker an agreement to protect the Mt Ryan UHF Telecommunications tower.

Carried 16 180918

### **13.03 COMINGLED RECYCLING – REVIEW OF CURRENT SITUATION**

File No: Environmental Management/Waste  
Author: Shane Wilson - Planning & Development Director

#### **Summary:**

As previously advised to Council, the cost to dispose of co-mingled recycling has increased by some 277%, resulting in a review of the current arrangements within Oberon.

Moved: Kellam  
Second: McKechnie

That Council:

1. Change the current recycling services in Oberon, as detailed in Option Two of this report, including the removal of the North Street recycling area; and
2. Review the recycling situation in six (6) months and report back to Council.

Carried 17 180918

Page 14 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday 18 September 2018.

\_\_\_\_\_  
General Manager

\_\_\_\_\_  
Mayor

**13.04 PROPOSAL TO RELOCATE CARE CAR (COMMUNITY TRANSPORT)**

File No: Community Service/Community Transport  
Author: Shane Wilson, Planning & Development Director

**Summary:**

At the Ordinary Meeting on the 21<sup>st</sup> August 2018 it was resolved that Council investigate the housing of the community transport vehicle to a more suitable sized shed and a further report be provided regarding options for recycling and containing recycled material so that it does not become a rubbish issue.

Moved: McCarthy  
Second: Kellam

That Council:

1. Note that the current building can not be simply modified to suit the storage of the vehicles being owned and operated by LiveBetter, Oberon Community Transport;
2. Discuss the current situation with LiveBetter, Oberon Community Transport prior to further considering any changes;
3. Defer expanding the current recycling within Oberon until the cost of recycling returns to a reasonable level.

Carried 18 180918

**13.05 OBERON CRAFT SHOP**

File No: Community Relations/Donations/Requests for Donations  
Author: Lynette Safranek, Finance & Community Services Director

**Summary:**

Council was approached by representatives of the Oberon Craft Shop for assistance to relocate due to the sale of the premise they were occupying, Malachi.

Moved: Kellam  
Second: Gibbons

That Council assist the Oberon Craft Shop with \$250 as part of the Section 356 Donations for 2018/19 financial year.

Carried 19 180918

**13.06 DEVELOPMENT APPLICATION 10.2018.63.1 – PRIMITIVE CAMPING GROUND**

File No: Land Use & Planning/Crown Land  
Author: Shane Wilson – Planning & Development Director

**Summary**

An application has been received from Oberon Council for a primitive campground consisting of 20 camping sites, 4 designated fire pits, new gas barbeques and provision of additional rubbish bins.

The proposed camping sites will be spread over the entirety of Lot 7006 which is Crown Reserve under Trust of Oberon Council for the purpose of Public Recreation.

This application is referred to Council for determination in accordance with Part H.4.2 of the Development Control Plan (DCP) 2001. Part H.4.2 of the DCP requires:

*“Where it is considered a development proposal will generate significant community interest, Council may arrange a public meeting so that:*

- *Details of the proposal can be more fully explained;*
- *Community concerns can be discussed; and*
- *Conflicts can be identified and possibly resolved.*

Part H.3.10 of the Development Control Plan (DCP) 2001 requires:

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

The application was notified from 16 August 2018 to 5 September 2018. During the notification period a total of Seven (7) submissions were received from surrounding land owners.

---

Moved: McKibbin  
Second: Kellam

That:

1. Council approve Development Application 10.2018.63.1 for a proposed 20 site primitive camping ground at Lot 7006 in DP 1032531, being known as The Reef Reserve in accordance with Section 4.16 of the *Environmental Planning and Assessment Act 1979* and conditions contained within this report.
2. A division be called in accordance with Section 375A of The Local Government Act 1993.

Carried 20 180918

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

Votes for: Cirs Sajowitz; McKibbin; McKechnie; McCarthy; Lyon; Kellam and Gibbons  
Votes against: Clr Doney



**13.07 OBERON DOG OFF LEASH AREA (DOG PARK)**

File No: Environmental Management/Companion Animals/Animal Welfare  
Author: Shane Wilson - Planning & Development Director

**Summary:**

Council resolved at the Ordinary meeting in August 2018 to:

*That Council investigate the creation of a declared Off Leash area within Oberon and a detailed review of the potentially suitable sites be undertaken and detailed costings be prepared for presentation at the September Council meeting.*

Moved: Kellam  
Second: McKibbin

That Council:

1. Approve the creation of a declared Off Leash area on portion of Lot 1 DP1070400, Ross Street, Oberon,
2. The establishment of the Off Leash area be funded from the Oberon Town Improvements.

Amendment Moved: Sajowitz  
Second: Doney

That council put on public exhibition the sites in Bligh Street and Ross Street as proposed locations for an off leash dog park and following a period of public consultation a further report including costing for each location be provided to Council for decision.

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

Moved: Sajowitz  
Second: Doney

That council put on public exhibition the sites in Bligh Street and Ross Street as proposed locations for an off leash dog park and following a period of public consultation a further report including costing for each location be provided to Council for decision.

Carried 21 180918

Clr McCarthy requested his vote against the motion be recorded.

## 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 summarises the main activity by the General Manager since the August 2018 Council Meeting. Items include Human Resources, Workplace Health & Safety, Community Activity, Regional Issues, Executive Management Team Meetings and planned activities.

Moved: McCarthy  
Second: Doney

That report item 14.01 is received as information.

Carried 22 180918

### 14.02 MONTHLY ACTIVITY REPORT – PLANNING & DEVELOPMENT

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 August Council Meeting.

Moved: Doney  
Second: McKibbin

That report item 14.02 is received as information.

Carried 23 180918

### 14.03 MONTHLY ACTIVITY REPORT – TECHNICAL SERVICES

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

#### Summary

This report provides a summary of the completed works for August and proposed works in the Technical Services area for the month of September.

Moved: McKechnie  
Second: McCarthy

That report item 14.03 be received as information.

Carried 24 180918

#### **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 August 2018, plus planned activities for the upcoming months.

---

Moved: McCarthy  
Second: Gibbons

That report item 14.04 is received as information.

Carried 25 180918

#### **14.05 GRANTS MONTHLY UPDATE**

File No: Governance/Grants/ September 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 August 2018.

---

Moved: McCarthy  
Second: Kellam

That report item 14.05 is received as information.

Carried 26 180918

#### **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 31 August 2018.

Moved: Kellam  
Second: Doney

That report item 14.06 is received as information.

Carried 27 180918

#### **14.07 WATER USAGE – DROUGHT ASSISTANCE**

File No: Water Supply/Monitoring/Water Standpipe  
Author: Gary Wallace, General Manager

##### **Summary**

This report outlines the take up of drought assistance (water usage) for the period 10 August 2018 to 7 September 2018.

---

Moved: McKibbin  
Second: McKechnie

That report item 14.07 be received as information.

Carried 28 180918

#### **14.08 WATER AND SEWER PLANT REPORT**

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

##### **Summary**

Providing a summary of Oberon Council LGA water consumption and sewerage treatment processes for the month of August 2018 and WaterNSW Oberon Dam Raw Water Quality Report update.

---

Moved: McCarthy  
Second: Gibbons

That report item 14.08 is received as information.

Carried 29 180918

#### **14.09 UNAUDITED DRAFT 2017/18 FINANCIAL STATEMENTS**

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

##### **Summary**

The Financial Statements are currently being audited by Crowe Horwath and the Auditor General's Department as part of the annual audit process. This report provides a briefing of the unaudited draft 2017/18 financial statements.

Moved: McKibbin  
Second: Gibbons

That Report Item 14.09 is received as information.

Carried 30 180918

---

## 15. URGENT BUSINESS

Nil

---

## 16. CLOSED SESSION / CONFIDENTIAL REPORTS

### **16.01 PROPERTY & LAND DEVELOPMENT – INDUSTRIAL ESTATE**

File No: Council Property/Land Sales & Development  
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:

(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 PROPERTY & LAND DEVELOPMENT – LAND PURCHASE**

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.

### **16.03 NOTICE OF MOTION – GENERAL MANAGER ANNUAL PERFORMANCE REVIEW FOR PERIOD ENDING 30 JUNE 2018**

File No: Confidential/Personnel/General Manager  
Author: Mayor Kathy Sajowitz

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)

Page 21 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday 18 September 2018.

---

General Manager

---

Mayor

Moved: McKibbin  
Second: McKechnie

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 31 180918

*Council moved into Closed Session at 9.16pm. Members of the public present left the meeting at this point in time.*

#### **16.01 PROPERTY & LAND DEVELOPMENT – INDUSTRIAL ESTATE**

File No: Council Property/Land Sales & Development  
Author: Shane Wilson – Planning & Development Director

Moved: Kellam  
Second: McCarthy

That Council consider the offer to purchase the land and authorise the General Manager with delegation to make the offer as per the direction of Council.

Carried 32 180918

#### **16.02 PROPERTY & LAND DEVELOPMENT – LAND PURCHASE**

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

Moved: McKECHNIE  
Second: McCarthy

That Council consider and authorise the General Manager to continue negotiation with in the parameters of delegation provided within this report.

Carried 33 180918

Staff members present left the meeting at 10.06pm prior to consideration of report item 16.03.

**16.03 NOTICE OF MOTION – GENERAL MANAGER ANNUAL PERFORMANCE REVIEW FOR PERIOD ENDING 30 JUNE 2018**

File No: Confidential/Personnel/General Manager  
Author: Mayor Kathy Sajowitz

Moved: McKibbin  
Second: Kellam

That Council:

1. Note the report of the General Manager Performance Review Committee.
2. Note the finding of the Committee on the General Manager's Annual Performance Review for the period ending 30 June 2018.
3. Note that the Committee has agreed on a Performance Agreement for 2018/19.
4. Endorse the recommended total remuneration package (TRP) increase of 5% pa.

Carried 34 180918

---

*Open Council resumed at 10.13pm.*

The Mayor advised that resolutions 32 180918, 33 180918 and 34 180918 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 10.15pm.

The next Ordinary Meeting of Oberon Council will be held on Tuesday 15 October 2018 commencing at 5.30pm in the Oberon Council Chambers, 137 – 139 Oberon Street, Oberon.