

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)



## CONFIRMED MINUTES

Oberon Council Ordinary Meeting  
Tuesday 16 April 2019

Commencing at 5.30pm  
at the Oberon Council Chambers

Page 1 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday 16 April 2019.

---

General Manager

---

Mayor

Agenda Items	page
1. OPENING OF MEETING .....	3
2. ACKNOWLEDGEMENT OF COUNTRY .....	3
3. PRAYER.....	3
4. RECORD OF ATTENDANCE .....	3
5. DECLARATIONS OF INTEREST.....	4
6. PRESENTATIONS.....	4
7. QUESTIONS FROM THE PUBLIC .....	4
8. CONFIRMATION OF MINUTES .....	5
13.05    DEVELOPMENT APPLICATION 10.2019.6.1 – CAMPING GROUND .....	6
13.06    DEVELOPMENT APPLICATION 10.2019.9.1 – FUNCTION CENTRE.....	7
9. MAYORAL MINUTE AND REPORT .....	9
09.01    MAYORAL MINUTE AND REPORT.....	9
10. NOTICES OF MOTIONS .....	10
10.01    REQUEST TO SEAL 150 METRES OF FAUGHA BALLAUGHA ROAD .....	10
11. COUNCILLOR AND DELEGATES REPORTS.....	10
11.01    OBERON ARTS COUNCIL.....	10
12. COMMITTEE REPORTS .....	10
12.01    OBERON YOUTH COUNCIL.....	10
13. REPORTS FOR DECISION.....	11
13.01    COMMUNITY BRANDING STRATEGY .....	11
13.02    DRAFT DELIVERY PLAN 2019-2022 .....	11
13.03    UMCC – REQUEST FOR SUPPORT.....	12
13.04    COUNCIL COMPLIANCE WITH HEAVY VEHICLE LEGISLATION.....	12
13.07    LATE REPORT DROUGHT COMMUNITIES PROGRAM – O’CONNELL FOOTPATH.....	13
13.08    LATE REPORT - RATING REVIEW 2019 .....	13
14. REPORTS FOR INFORMATION .....	14
14.01    MONTHLY ACTIVITY REPORT – GENERAL MANAGER .....	14
14.02    MONTHLY ACTIVITY REPORT – PLANNING & DEVELOPMENT .....	14
14.03    MONTHLY ACTIVITY REPORT – TECHNICAL SERVICES .....	14
14.04    MONTHLY ACTIVITY REPORT – CORPORATE SERVICES .....	15
14.05    GRANTS MONTHLY UPDATE .....	15
14.06    STATEMENT OF INVESTMENTS.....	15
14.07    WATER USAGE – DROUGHT ASSISTANCE.....	16
14.08    WATER AND SEWER PLANT REPORT.....	16
15. URGENT BUSINESS.....	16
16. CLOSED SESSION / CONFIDENTIAL REPORTS .....	16
16.01    ROAD CLOSURE PORTIONS OF EDITH ROAD.....	18
16.02    COMMUNITY HUB FUNDING .....	18
17. CLOSURE OF MEETING .....	19

Page 2 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday 16 April 2019.

## 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 Janet Clayton.

---

## 4. RECORD OF ATTENDANCE

Members      Mayor Kathy Sajowitz (in the Chair)  
                  Clr Don Capel  
                  Clr Ian Doney  
                  Clr Mark Kellam  
                  Clr Brenda Lyon  
                  Clr Clive McCarthy  
                  Clr Mick McKechnie  
                  Clr Andrew McKibbin (from 5.36pm)

Staff            Gary Wallace, General Manager  
                  Shane Wilson, Planning and Development Director  
                  Lynette Safranek, Finance and Community Services Director  
                  Chris Schumacher, Technical Services Director  
                  Tania Matthews, Records and Media Coordinator

Apologies     Deputy Mayor Kerry Gibbons and Sharon Swannell, Executive Coordinator

Moved:        McKechnie  
Second:       Kellam

That the absence of Deputy Mayor Kerry Gibbons and Executive Coordinator, Sharon Swannell be accepted.

Carried 01 160419

## 5. DECLARATIONS OF INTEREST

File No: Governance/Councillors/Declarations of Interest

Pecuniary	-	Nil
Non-Pecuniary Significant	-	Nil
Non-Pecuniary Less than Significant	-	Nil

---

## 6. PRESENTATIONS

A presentation was provided by Mr Brian Beesley on behalf of the Black Springs Community Association Inc. He had on display a replica model of the Charles Throsby Monument and Black Springs Heritage Wall. A bronze bust of Charles Throsby stood in the centre surrounded with pathways, gardens and seating. He discussed briefly the history of Charles Throsby and his importance as a pioneer exploring west of the Blue Mountains 200 years ago and eventually opening up the area for settlement. Brian also had on display the bronze plaque that will be etched with the timeline of the history and placed on the wall. The etching's will arrive at the end of the week. Formal Invitations were left by Mr Beesley for the Mayor Kathy Sajowitz and Councillors to join the Black Springs Community to attend the official unveiling of the Charles Throsby Memorial and Black Springs Heritage Wall on Saturday May 11, 2019, Abercrombie Road, Black Springs.

The Mayor thanked Brian for his presentation and expressed she was at Black Springs along with Darren Chester MP and that the wall looked stunning and will add to the experience of visitors while visiting Black Springs.

Clr McCarthy asked what the red marking was around the model. Brian explained that it was a pathway.

A presentation was provided by Jenny Bennett, Executive Officer Central NSW Joint Organisation. She gave an overview of the role, purpose, present and future direction of Centroc (Central NSW Councils) who represents over 200,000 people covering an area of more than 50,000 sq kms. She expressed that it is the Mayors who are their greatest advocates.

Several points were addressed that being the transitioning from Centroc to the Central NSW Joint Organisation, the Waratah Brand a bold representation, the value to Oberon in savings and grant funding and the costs to Oberon.

---

## 7. QUESTIONS FROM THE PUBLIC

Glen Armstrong addressed Council in relation to the Camping Ground DA 10.2019.6.1 offering his objection to the development. He advised that he lives 220 metres from the venue due to the close proximity of his residence this would increase the noise levels. He asked why was there no noise assessment performed and added that noise levels would exceed above rural standards over 35 decibels. He asked Council what can be done.

The Planning and Development Director advised Glen to contact Council email or come and see him and he would be happy to discuss the issue.

Page 4 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday 16 April 2019.

Dr Sinna addressed Council in relation to the Camping Ground DA 10.2019.6.1. Her main objection to the development was the lack of waste management. The use of toilet, shower, and porta-toilet has not been addressed. There is no onsite effluent disposal, no facility for proper discharge of it. She made reference to the diagram and commented that the proposed camping ground is too close to waterways. When it rains there is a serious consequence that waste generated from the campsite will contaminate our water.

Constanza Gaiser – resident on McKeon’s Creek Road addressed Council in relation to the Camping Ground DA 10.209.6.1. Her submission related to the camping ground and asked Council to record her question as an objection. She voiced her concern about the wildlife in the area and how the camping ground would impact upon them. Several species are already close to extinction, the frog the platypus endless number of species to many to name and she expressed that she was speaking on their behalf.

---

## 8. CONFIRMATION OF MINUTES

### Ordinary Meeting 19 March 2019

Moved: Capel  
Second: Kellam

That the Minutes of the Ordinary Meeting held on 19 March 2019 be confirmed.

Carried 02 160419

### Matters Arising from the Minutes

Nil

### Finance Committee Meeting 09 April 2019

Moved: McKibbin  
Second: Capel

That the Minutes of the Ordinary Meeting held on 09 April 2019 be confirmed.

Carried 03 160419

### Matters Arising from the Minutes

Nil

---

Moved: Doney  
Second: McKechnie

That report item 13.05 and 13.06 be brought forward and dealt with at this point in time.

Carried 04 160419

**13.05 DEVELOPMENT APPLICATION 10.2019.6.1 – CAMPING GROUND**

File No: PR53-280

Author: Town Planner, Dylan Furnell

**Summary**

A Development Application has been received for a Camping Ground at 280 Burroughs's Crossing Road, Edith

The proposed development consists of a new camping ground featuring three (3) designated camp sites which can house up to 12 persons each. The camping ground is designed to the primitive camp ground standards under the Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005. The three (3) proposed camping sites are all located close to the existing function centre and tourist accommodation units which operate regularly on site.

All aspects of the development are permissible in the RU1 zone and are consistent with the controls of the Oberon Local Environmental Plan 2013 and the Oberon Development Control Plan 2001. The application was notified for a period of two weeks to a radius of one kilometre and to properties along Burroughs's Crossing Road, as well as being advertised in the Oberon Review. The application has subsequently received four (4) submissions objecting to the development.

In accordance with the neighbour notification process prescribed within the Oberon Development Control Plan (DCP) 2001 Part H, the application must be decided by Council as it has received objections against the proposed development.

---

Moved: Sajowitz

That:

1. Council approve Development Application 10.2019.6.1 for a Camping Ground at Lot 4 in DP 264133, being known as 280 Burroughs's Crossing EDITH in accordance with Section 4.16 of the *Environmental Planning and Assessment Act 1979* and conditions contained within this report, for the following reason:
  - The proposal is permissible with consent within the RU1 – Primary Production zone of the Oberon Local Environmental Plan 2013.
  - The proposal is consistent with the Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2005.
  - The proposal is consistent with the controls of the Oberon Local Environmental Plan 2013 and the Oberon Development Control Plan 2001.
  - The application reasonably addresses and implements mitigation methods, or is conditioned to do so, for issues raised in submissions received by notified landowners in the locality.
  - Overall the application will not unreasonably impact on neighbouring properties in the locality from a noise and amenity perspective with sufficient mitigation and monitoring of guests from the operator of the consent.
2. That a further report is tabled to May meeting advising status of road access and ongoing amenity issues in relation to DA 10.2015.83.1 Tourist Facility Function Centre.
3. A division be called in accordance with Section 375A of the Local Government Act 1993.

Page 6 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday 16 April 2019.

---

General Manager

---

Mayor

Amendment Moved: Doney  
Second: Capel

That Council defer a decision in relation to the development until such times that an onsite inspection is carried out and a further report is tabled to May meeting advising status of road access and ongoing amenity issues in relation to DA 10.2015.83.1 Tourist Facility Function Centre.

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

Moved: Doney  
Second: Capel

That Council defer a decision in relation to the development until such times that an onsite inspection is carried out and a further report is tabled to May meeting advising status of road access and ongoing amenity issues in relation to DA 10.2015.83.1 Tourist Facility Function Centre.

Carried 05 160419

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, Doney, Lyon, McKechnie, McCarthy, Capel, McKibbin, and Sajowitz  
Votes against: Nil

### **13.06 DEVELOPMENT APPLICATION 10.2019.9.1 – FUNCTION CENTRE**

File No: PR67-167

Author: Town Planner, Dylan Furnell

#### **Summary**

A Development Application has been received for a Function Centre at 167 Harvey's Road Oberon.

The proposed development consists of a change of use to a Function Centre, utilising the existing BBQ and Entertainment Building which is situated between the tourist cabins approved within DA 10.2013.16.1. The development also consists of a new toilet block at the rear of the existing building and a carpark which is situated east of the existing buildings and cabins at the entrance to the site. An OSWW system is also proposed to treat waste from the toilet building, existing toilets and kitchen facilities that are within the existing building. The Function Centre proposes a maximum of 120 occupants and operating hours up to midnight on weekends.

All aspects of the development are permissible in the RU1 zone and are consistent with the controls of the Oberon Local Environmental Plan 2013 and the Oberon Development Control Plan 2001. The application was notified for a period of two weeks to a radius of two kilometres. The application has subsequently received two submissions against the development.

A "restriction as to user" easement exists, which prohibits all construction or development within 30 metres of site boundary, in which the proposed carpark and existing rainwater tank are located.

In accordance with the neighbour notification process prescribed within the Oberon Development Control Plan (DCP) 2001 Part H, the application must be decided by Council as it has received objections against the proposed development.

Moved: McKibbin  
Second: Kellam

That:

1. Council approve Development Application 10.2019.9.1 for a Function Centre at Lot 401 in DP 1105551, being known as 167 Harvey's Road, Oberon in accordance with Section 4.16 of the *Environmental Planning and Assessment Act 1979* and conditions contained within this report, for the following reasons:
  - The development is permissible within the RU1 – Primary Production zone as prescribed by the Oberon Local Environmental Plan 2013.
  - The development is consistent with the controls within the Oberon Local Environmental Plan 2013 and the Oberon Development Control Plan 2001.
  - Through effective conditions of consent objectors issues are resolved or mitigated to a reasonable level. Noise and amenity impacts are considered to be reasonable.
2. Council permit development on portions of the land within the easement over the land known as Lot 401 in DP 1105551, 167 Harvey's Road, OBERON, designated as a "restriction as to user" prohibiting development or construction within 30 metres of a boundary.
3. A division be called in accordance with Section 375A of the Local Government Act 1993.

Amendment Moved: Doney  
Second: Capel

That Council defer its decision until such time as a site inspection is carried out and further information is provided to Council relating to traffic, road and noise impacts together with light and visual amenity.

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

Further amendment Moved: Doney  
Second: Lyon

That Council defer its decision until a site inspection is carried out.

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



Moved: McKibbin  
Second: Kellam

1. Council approve Development Application 10.2019.9.1 for a Function Centre at Lot 401 in DP 1105551, being known as 167 Harvey's Road, Oberon in accordance with Section 4.16 of the *Environmental Planning and Assessment Act 1979* and conditions contained within this report, for the following reasons:
  - The development is permissible within the RU1 – Primary Production zone as prescribed by the Oberon Local Environmental Plan 2013.
  - The development is consistent with the controls within the Oberon Local Environmental Plan 2013 and the Oberon Development Control Plan 2001.
  - Through effective conditions of consent objectors issues are resolved or mitigated to a reasonable level. Noise and amenity impacts are considered to be reasonable.
2. Council permit development on portions of the land within the easement over the land known as Lot 401 in DP 1105551, 167 Harvey's Road, OBERON, designated as a "restriction as to user" prohibiting development or construction within 30 metres of a boundary.
3. A division be called in accordance with Section 375A of the Local Government Act 1993.

Carried 06 160419

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, McKechnie, McCarthy, Capel, McKibbin, and Sajowitz  
Votes against: Councillors Doney and Lyon

---

## 9. MAYORAL MINUTE AND REPORT

### 09.01 MAYORAL MINUTE AND REPORT

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

#### Summary

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

---

Moved: McKibbin  
Second: Kellam

That Report Item 09.01 is received as information.

Carried 07 160419

## 10. NOTICES OF MOTIONS

### 10.01 REQUEST TO SEAL 150 METRES OF FAUGHA BALLAUGHA ROAD

File No: Engineering\Roads\R24  
Author: Cllr Clive McCarthy

Moved: McCarthy  
Second: Lyon

That Oberon Council seal 150 metres of the Faugha Ballaugh Road southern end to stop corrugations re-occurring in the road when braking going down hill to the O'Connell Road using funds from Section 94 Rural Roads to the value of \$20,000.00.

Carried 08 160419

---

## 11. COUNCILLOR AND DELEGATES REPORTS

### 11.01 OBERON ARTS COUNCIL

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

#### Summary

Councillor Sajowitz attended the last meeting of the Oberon Arts Council Committee. The report outlines topics of discussion and actions from the meeting.

Moved: McCarthy  
Second: Lyon

That report item 11.01 is received as information.

Carried 09 160419

---

## 12. COMMITTEE REPORTS

### 12.01 OBERON YOUTH COUNCIL

File: Governance/Meetings/OYC  
Author: Lynette Safranek, Corporate 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: Capel  
Second: McCarthy

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

Carried 10 160419

---

## 13. REPORTS FOR DECISION

### 13.01 COMMUNITY BRANDING STRATEGY

File No: Economic Development\Project  
Author: Tourism and Economic Development Manager, Mathew Webb

#### Summary

This report seeks council endorsement for Council and Brijid Media to develop a new community branding strategy for the Oberon Region. This is a key activity in conjunction with the development of the Mission and Vision in the CSP together with a Community Brand with the aim to have a more integrated and professional visual representation for the Oberon Region.

The following report outlines the planned activities, involved partners and intended outcomes of this activity.

---

Moved: Capel  
Second: Kellam

That Council endorse the community consultation process to undertake the Branding Strategy for the Oberon Local Government Area.

Carried 11 160419

### 13.02 DRAFT DELIVERY PLAN 2019-2022

File No: Governance/Policies  
Author: Lynette Safranek, Corporate Services Director

#### Summary

This report provides the draft Delivery Plan for 2019-2022 for Councils consideration and placement on public exhibition for the period 17 April to 31 May 2019 for community feedback. This document will then be presented to Council for adoption as part of the Community Strategic Plan suite of documents at the June 2019 Ordinary Council Meeting.

---

Moved: Capel  
Second: Kellam

That Council place the Draft Delivery Plan for 2019-2022 on public exhibition from 17 April to 31 May 2019 for community feedback.

Carried 12 160419

Page 11 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday 16 April 2019.

### **13.03 UMCC – REQUEST FOR SUPPORT**

File No: Weeds/UMCC

Author: Gary Wallace, General Manager

#### **Summary**

This report seeks Councils support for a concept from the Upper Macquarie County Council (UMCC) to allow for prosecutions to be undertaken by the UMCC and avoid potential cost shifting from State to Local Government by the introduction of the Biosecurity's Act.

Moved: McKibbin

Second: Capel

That Council support the initiative by Lithgow City Council to form a delegation to seek additional funding for the Upper Macquarie County Council from the State Government subject to all constituent councils participating.

Carried 13 160419

### **13.04 COUNCIL COMPLIANCE WITH HEAVY VEHICLE LEGISLATION**

File No: PlantEq/FleetMgt/Gen

Author: Petr Morgan, Technical Services Manager

#### **Summary**

Council at its Works Committee Meeting 12 March 2019 considered a report dealing with the Heavy Vehicle legislation requirements of 'Chain of Responsibility' (CoR) that now affects Local Government Councils as owners, operators and users of heavy vehicles. The report specifically dealt with the issues of liability in relation to drivers, management and owners of such vehicles.

Moved: McKibbin

Second: Doney

That:

1. Council allocate funding from the 2018/2019 Plant Program of \$10,800 including travel and accommodation for engagement of Mass Management to complete a gap analysis, training and recommend policies and procedures in relation to the compliance with the Heavy Vehicle Legislation as required under the Act.
2. Council also agree that Mass Management meet with sub contractors to present current CoR requirements and tools and to create an acknowledgement process and sign off with sub contractors.

Carried 14 160419

**13.07 LATE REPORT DROUGHT COMMUNITIES PROGRAM – O’CONNELL FOOTPATH**

File No: Grants/Grants General 2019

Author: Chris Schumacher, Technical Services Director

**Summary**

As part of the Drought Communities funding recently provided to Oberon Council by the State Government, one of Councils projects is to provide the construction of a footpath through the O’Connell Village. This report seeks Council endorsement on the proposed change of project scope and expenditure of the current funding for building of this project.

---

Moved: Doney  
Second: McCarthy

That Council accept the changes to the original scope of works and proceed with the construction of two timber pedestrian bridges and footpath construction from the O’Connell Hotel to the O’Connell Cafe as the first stage of implementation of the O’Connell Pedestrian footpath project.

Carried 15 160419

Clr McCarthy requested that his vote against the motion be recorded.

**13.08 LATE REPORT - RATING REVIEW 2019**

File No: Governance/Meetings/Ordinary/April 2019

Author: Lynette Safranek, Corporate Services Director

**Summary**

As part of the 2019/20 Operational Plan, Council’s current rating structure was reviewed. This review was to assist Council determine if the rating structure could be adjusted to provide assistance to the ratepayers within the Farmland Category, within the parameters of the Local Government Act.

---

Moved: Doney  
Second: Kellam

That Council continue with the current rating structure as presented.

Carried 16 160419

## 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 March 2019 Council Meeting. Items include Human Resources, Workplace Health & Safety, Community Activity, Regional Issues, Executive Management Team Meetings and planned activities.

Moved: Capel  
Second: McKechnie

That report item 14.01 is received as information.

Carried 17 160419

### 14.02 MONTHLY ACTIVITY REPORT – PLANNING & DEVELOPMENT

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

#### Summary

This report item summarises the main activity in the Planning and Development Department since the March 2019 Council Meeting.

Moved: McKibbin  
Second: McKechnie

That report item 14.02 is received as information.

Carried 18 160419

### 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 March 2019 and proposed works in the Technical Services area for the month of April 2019.

Moved: McCarthy  
Second: Capel

That report item 14.03 be received as information.

Carried 19 160419

Page 14 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday 16 April 2019.

#### **14.04 MONTHLY ACTIVITY REPORT – CORPORATE SERVICES**

File No: Governance/Meetings/Ordinary

Author: Lynette Safranek, Corporate Services Director

##### **Summary**

This report provides a summary of work within the Corporate Services Department during March 2019, plus planned activities for the upcoming months.

Moved: Capel  
Second: McKibbin

That report item 14.04 is received as information.

Carried 20 160419

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

File No: Governance/Grants/ December 2018

Author: Gillian Salmon, Grants Coordinator

##### **Summary**

This report provides a summary of Grant Funding applications and submissions, both internal and external, during March 2019.

Moved: Doney  
Second: McKibbin

That report item 14.05 is received as information.

Carried 21 160419

#### **14.06 STATEMENT OF INVESTMENTS**

File No: Financial Management/Investments/Register

Author: Lisa Koleda, Management Accountant; Lynette Safranek, Corporate Services Director

##### **Summary**

Reporting the Statement of Investments as at 31 March 2019.

Moved: McKechnie  
Second: Doney

That report item 14.06 is received as information.

Carried 22 160419

#### **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 11 March to 5 April 2019.

---

Moved: McCarthy  
Second: Capel

That report item 14.07 be received as information.

Carried 23 160419

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

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

##### **Summary**

This report provides a summary of Oberon Council LGA water consumption and sewerage treatment operations for the month of March 2019.

---

Moved: Doney  
Second: Kellam

That report item 14.08 is received as information.

Carried 24 160419

---

### **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 ROAD CLOSURE PORTIONS OF EDITH ROAD

File No: Roads/RoadClosures/Permanent  
Author: Rebecca Burgess, Technical Services Administration

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 LATE REPORT - COMMUNITY HUB FUNDING

File No: S:/Governance/Ordinary/May 2019  
Author: Lynette Safranek, Corporate Services Director

Set out below is section 10A(2)(d) of the *Local Government Act 1993* in relation to matters which can be dealt with in the closed part of a meeting.

The matters and information are the following:

- (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.

---

Moved: Capel  
Second: McKibbin

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 25 160419

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

## 16.01 ROAD CLOSURE PORTIONS OF EDITH ROAD

File No: Roads/RoadClosures/Permanent

Author: Rebecca Burgess, Technical Services Administration

Moved: McCarthy  
Second: McKibbin

That:

1. Council approve the revised proposal to close those parts of public road located on Edith Road shown as Lot 1 and Lot 2 (Land) in the Plan for First Title Creation and Road Closing pursuant to section 38A of the Roads Act 1993 (NSW);
2. That upon closure the Land be classified as operational land;
3. That upon closure, Council approve the sale of those parts of public road located on Edith Road shown as Lot 1 and Lot 2 in the Plan for First Title Creation and Road Closing for the agreed sum
4. That all costs associated with the legal, survey and registration of the land parcels be borne by the applicant who is the adjoining landowner.
5. That the General Manager be delegated authority to undertake the notification process required under section 38 of the *Roads Act 1993* (NSW) and to execute all documents associated with giving effect to the above resolutions of Council.

Carried 26 160419

## 16.02 COMMUNITY HUB FUNDING

File No: S:/Governance/Ordinary/May 2019

Author: Lynette Safranek, Corporate Services Director

Moved: Sajowitz

That:

That Council resolve to fund the construction of the Community Hub through an internal loan from Town Improvement Reserves and if grant funding is secured before the loan maturity date it be used to repay the loan in full.

Amendment Moved: McKibbin  
Second: McKechnie

That Council use the secured funding to expand the Library building to accommodate more space for youth and the Community Technology Centre. This could be an addition to the back area (utilizing the space behind the Library and Community Centre), with a future plan to be developed to create a Community Hub.

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

Moved: McKibbin  
Second: McKechnie

That Council use the secured funding to expand the Library building to accommodate more space for youth and the Community Technology Centre. This could be an addition to the back area (utilizing the space behind the Library and Community Centre), with a future plan to be developed to create a Community Hub.

Carried 27 160419

*Open Council resumed at 10.18pm.*

The Mayor advised that resolutions 26 160419 and 27 160419 was 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 10.19pm.

The next Ordinary Meeting of Oberon Council will be held on Tuesday 21 May 2019 commencing at 5.30pm in the Oberon Council Chambers, 137 – 139 Oberon Street, Oberon.