

**MINUTES OF LACHLAN SHIRE
ORDINARY COUNCIL MEETING
HELD AT THE CONDOBOLIN COUNCIL CHAMBERS
ON WEDNESDAY, 24 NOVEMBER 2021 AT 2.04PM**

PRESENT: Mayor John Medcalf (OAM), Cr Elaine Bendall, Cr Melissa Blewitt, Cr Dennis Brady, Cr Mark Hall, Cr Melissa Rees

IN ATTENDANCE: Greg Tory (General Manager), Karen Pegler (Director - Corporate and Community Services), Adrian Milne (Director - Infrastructure Services), Jon Shillito (Director - Environment, Tourism and Economic Development), Paula Ewing (Executive Assistant)

1 ACKNOWLEDGEMENT OF COUNTRY AND ELDERS

Was read out by Cr Bendall

2 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

Leave of Absence - Cr Brian Nelson

Apology - Cr Peter Harris

RESOLUTION 2021/263

Moved: Cr Dennis Brady

Seconded: Cr Melissa Blewitt

3 CONFIRMATION OF MINUTES

RESOLUTION 2021/264

Moved: Cr Dennis Brady

Seconded: Cr Melissa Rees

That the minutes of the Ordinary Meeting held on 27 October 2021 be confirmed.

CARRIED

4 MAYORAL MINUTE

4.1 MAYORAL MINUTE - MEETINGS AND FUNCTIONS ATTENDED BY THE MAYOR AND DEPUTY MAYOR NOVEMBER

RESOLUTION 2021/265

Moved: Cr Mark Hall

Seconded: Cr Elaine Bendall

That:

1. The Mayoral Minute no R21/345 be received and noted.

CARRIED**5 PUBLIC FORUM**

nil

6 DISCLOSURE OF INTEREST

Clr Melissa Blewitt declared a non- significant, non-pecuniary interest in item 7.3 as her future brother-in -law is the manager at Willowbend Sports Centre.

RESOLUTION 2021/266

Moved: Cr Elaine Bendall

Seconded: Cr Melissa Blewitt

That item 8.3 be the first item of business.

Leanne Smith from Intentus gave a presentaiton to Council on the audited financial statements.

8.3 ADOPTION OF ANNUAL REPORT, END OF TERM REPORT AND AUDITED FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2021**RESOLUTION 2021/267**

Moved: Cr Dennis Brady

Seconded: Cr Mark Hall

That:

1. The Director Corporate and Community Services Report No. R21/327 be received and noted.
2. The Annual Report 2020-2021 and End of Term Report 2017-2021 be adopted as presented.
3. The Lachlan Shire Council Annual Financial Statements and Audit Reports for the year ended 30 June 2021 be adopted as presented.
4. Council thanks the Corporate Services directorate.

CARRIED

Paul Hannock from Statewide Mutual gave a presentation on Continuous Improvement Program (CIP). Insurance self-assessment results.

7 GENERAL MANAGER**7.1 DELEGATIONS OF MAYOR - ELECTION PERIOD****RESOLUTION 2021/268**

Moved: Cr Dennis Brady

Seconded: Cr Melissa Rees

That

1. The General Manager's report No. R21/342 be received and noted.
2. Council delegate to Mr Arthur John Medcalf OAM the authority to:
 - Carry out the civic and ceremonial functions of the Mayoral office, between election day and the holding of the Mayoral election after the elections.

CARRIED

7.2 MOTIONS FOR THE NSW LOCAL GOVERNMENT SPECIAL CONFERENCE 2022

RESOLUTION 2021/269

Moved: Cr Dennis Brady

Seconded: Cr Mark Hall

That:

1. The General Manager's Report No. R21/346 be received and noted.
2. The following motions be endorsed for submission to the Local Government NSW 2022 Special Conference;
 - a) That LGNSW advocates to the NSW Government that changes be made to the NSW Local Government Act 1993 Chapter 9 Part 2 Division 3 clause 234(d) as detailed in the report,
 - b) That LGNSW advocates to the NSW Government that changes be made to the NSW Local Government Act 1993 Chapter 9 Part 2 Division 5 clause 248 as detailed in the report.

Moved: Cr Melissa Blewitt

Seconded: Cr Dennis Brady

That the motion endorsed be:

5)If a Councillor is absent from more than one (1) ordinary meeting of Council in any calendar year, without prior leave of the Council or leave granted by the council at any of the meetings concerned, then the Councillor shall forfeit 100% of their councillor monthly fee for the meetings they were absent.

Upon voting the motion was lost.

For- Rees, Blewitt, Brady

Against – Bendall, Hall, Medcalf

The Mayor used his casting vote

CARRIED

RESOLUTION 2021/270

Moved: Cr Melissa Rees

Seconded: Cr Melissa Blewitt

That an additional motion be submitted to the LGNSW conference proposing that any Councillor who is removed from office is disqualified from nominating for the next general election.

7.3 ACTIVE RESOLUTIONS - NOVEMBER

RESOLUTION 2021/271

Moved: Cr Melissa Rees
Seconded: Cr Elaine Bendall

That:

1. The General Manager's Report No. R21/347 be received and noted.

CARRIED

8 CORPORATE AND COMMUNITY SERVICES

8.1 DONATIONS

RESOLUTION 2021/272

Moved: Cr Elaine Bendall
Seconded: Cr Mark Hall

That

1. The Director of Corporate and Community Services Report No. R21/318 be received and noted.
2. Council determine the amount of any donation to be provided to:
 - a. Tullibigeal Swimming Pool; \$500
 - b. Lake Cargelligo Central School; \$100
 - c. Authorise the General Manager to approve any similar requests from Lachlan Shire schools for support toward their annual school presentations; yes, \$100
 - d. Tottenham Christmas Tree Committee. \$500

CARRIED

8.2 INVESTMENTS AS AT 31 OCTOBER 2021

RESOLUTION 2021/273

Moved: Cr Elaine Bendall
Seconded: Cr Dennis Brady

That:

1. The Director Corporate and Community Services Report No. R21/324 be received and noted.

CARRIED

8.4 QUARTERLY BUDGET REVIEW 1 2022 FY

RESOLUTION 2021/274

Moved: Cr Elaine Bendall

Seconded: Cr Melissa Rees

That:

1. The Director Corporate and Community Services Report No.R21/337 be received and noted.
2. The Quarterly Budget adjustments and reserve movements be adopted as presented.

CARRIED

At 3:44pm Councillor Rees left the meeting.

9 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT

9.1 DRAFT RURAL AND INDUSTRIAL LAND USE STRATEGY

RESOLUTION 2021/275

Moved: Cr Elaine Bendall

Seconded: Cr Mark Hall

That:

1. The Director of Environment, Tourism and Economic Development Report No. R21/321 be received and noted.
2. The draft Rural and Industrial Land Use Strategy be placed on public exhibition for a minimum period of 60 days.

CARRIED

At 3:46pm Councillor Rees returned to the room.

9.2 DEVELOPMENT DATA OCTOBER 2021

RESOLUTION 2021/276

Moved: Cr Mark Hall

Seconded: Cr Elaine Bendall

That:

1. The Director Environment, Tourism and Economic Development Report No. R21/322 be received and noted.

CARRIED

9.3 FY20/21 AND FY21/22 PROJECT MONTHLY UPDATE FOR OCTOBER/NOVEMBER

RESOLUTION 2021/277

Moved: Cr Mark Hall
 Seconded: Cr Melissa Blewitt

That:

1. The Director of Environment, Tourism and Economic Development Report No.R21/329 be received and noted.

CARRIED

9.4 REQUEST TO SUSPEND ALCOHOL FREE ZONE ON NEW YEARS EVE AT FEDERATION STREET, ALBERT

RESOLUTION 2021/278

Moved: Cr Mark Hall
 Seconded: Cr Elaine Bendall

That

1. The Director of Environment, Tourism and Economic Development Report No. R21/331 be received and noted.
2. Approve the suspension of the alcohol free zone in Albert, on Federation Street, between the intersections of Dandaloo Road and Rymer Street. The dates of the suspension are 31 December 2021 and 1 January 2022.
3. Council notify the NSW Police of the suspension.
4. Council advertise the suspension for a period of 14 days on Council's website and Facebook page and alter any signage within the area over this period.

CARRIED

10 INFRASTRUCTURE SERVICES

10.1 FY2122 ROADWORKS MONTHLY UPDATE FOR OCTOBER

RESOLUTION 2021/279

Moved: Cr Elaine Bendall
 Seconded: Cr Mark Hall

That

1. The Director of Infrastructure Services Report No. R21/333 be received and noted.

CARRIED

10.2 FY21/22 URBAN WORKS UPDATE FOR NOVEMBER

RESOLUTION 2021/280

Moved: Cr Dennis Brady
Seconded: Cr Melissa Blewitt

That:

1. The Director Infrastructure Services Report No. R21/336 be received and noted.

CARRIED

10.3 FY2122 UTILITIES MONTHLY UPDATE FOR OCTOBER

RESOLUTION 2021/281

Moved: Cr Mark Hall
Seconded: Cr Melissa Blewitt

That

1. The Director Infrastructure Services Report No. R21/338 be received and noted.

CARRIED

11 DEPUTATIONS

Nil

12 NOTICES OF MOTION

Nil

13 NOTICES OF RESCISSION

Nil

14 DELEGATES REPORT

14.1 MINING & ENERGY RELATED COUNCILS MEETING

RESOLUTION 2021/282

Moved: Cr Mark Hall
Seconded: Cr Dennis Brady

That:

1. The Delegate's Report No R21/340 be receive and noted.

CARRIED

14.2 COUNTRY MAYORS' ASSOCIATION OF NEW SOUTH WALES

RESOLUTION 2021/283

Moved: Cr Dennis Brady

Seconded: Cr Melissa Rees

That:

1. The Delegate's Report No R21/343 be receive and noted.

CARRIED

15 CORRESPONDENCE

15.1 CORRESPONDENCE NOVEMBER

RESOLUTION 2021/284

Moved: Cr Mark Hall

Seconded: Cr Dennis Brady

That:

1. The General Manager's Correspondence Report No R21/339 be received and noted.

CARRIED

16 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

17 PETITIONS

Nil

18 CLOSED SESSION**RESOLUTION 2021/285**

Moved: Cr Mark Hall

Seconded: Cr Melissa Rees

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 10A(2) of the Local Government Act 1993:

18.1 Internal Audit - Records Management

This matter is considered to be confidential under Section 10A(2)f of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with details of systems and/or arrangements that have been implemented to protect council, councillors, staff and Council property.

18.2 Update on Cyber Security Action Plan

This matter is considered to be confidential under Section 10A(2)f of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with details of systems and/or arrangements that have been implemented to protect council, councillors, staff and Council property.

18.3 2018-2023 IT Strategic Plan Update

This matter is considered to be confidential under Section 10A(2)f of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with details of systems and/or arrangements that have been implemented to protect council, councillors, staff and Council property.

18.4 Offer to purchase land - 71 Loughnan Street Lake Cargelligo

This matter is considered to be confidential under Section 10A(2)c and di of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

CARRIED**RESOLUTION 2021/286**

Moved: Cr Elaine Bendall

Seconded: Cr Dennis Brady

That Council moves out of Closed Council into Open Council.

CARRIED

18.1 INTERNAL AUDIT - RECORDS MANAGEMENT**RESOLUTION 2021/287**

Moved: Cr Mark Hall

Seconded: Cr Dennis Brady

That:

1. The Director Corporate & Community Services Report No. R21/313 be received and noted.
2. The Internal Audit Report – Records Management be noted.
3. Councillors provide feedback on the recommendations and proposed actions detailed in the report.

CARRIED**18.2 UPDATE ON CYBER SECURITY ACTION PLAN****RESOLUTION 2021/288**

Moved: Cr Dennis Brady

Seconded: Cr Elaine Bendall

That:

1. The Director of Corporate and Community Services Report No. R21/325 be received and noted.

CARRIED**18.3 2018-2023 IT STRATEGIC PLAN UPDATE****RESOLUTION 2021/289**

Moved: Cr Mark Hall

Seconded: Cr Elaine Bendall

That:

1. The Director Corporate and Community Services Report No R21/323 be received and noted.

CARRIED**18.4 OFFER TO PURCHASE LAND - 71 LOUGHNAN STREET LAKE CARGELLIGO****RESOLUTION 2021/290**

Moved: Cr Mark Hall

Seconded: Cr Elaine Bendall

That

1. The General Manager's Report No. R21/341 be received and noted.
2. Council accept the offer to purchase Lot 8 Section 58 DP 758595 Loughnan Street Lake Cargelligo as per option 1 in the report.
3. The General Manager engage Council's legal representative to prepare the contract documents and transact the sale.
4. The Mayor and General Manager be delegated authority to sign the contract documents and affix the Council Seal.

CARRIED

The Meeting closed at 4:44pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 27 January 2022.


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CHAIRPERSON