

**MINUTES OF LACHLAN SHIRE
ORDINARY COUNCIL MEETING
HELD AT THE LAKE CARGELLIGO MEMORIAL HALL
ON WEDNESDAY, 28 APRIL 2021 AT 2:00PM**

PRESENT: Mayor John Medcalf (OAM), Cr Elaine Bendall, Cr Melissa Blewitt, Cr Dennis Brady, Cr Dave Carter, Cr Mark Hall, Cr Peter Harris, Cr Brian Nelson, Deputy Mayor Paul Phillips

IN ATTENDANCE: Greg Tory (General Manager), Adrian Milne (Director - Infrastructure Services), Jon Shillito (Director - Environment, Tourism and Economic Development) and Carolyne Marchant (Minute Taker)

WELCOME

The Chair declared the meeting open at 2.05pm.

Cr Phillips welcomed Councillors, Staff and the Public to the Lake Cargelligo Council Meeting.

1 ACKNOWLEDGEMENT OF COUNTRY AND ELDERS

The Acknowledgement of Country and Elders was read by Councillor Hall.

2 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

RESOLUTION 2021/77

Moved: Cr Dennis Brady

Seconded: Deputy Mayor Paul Phillips

That the apologies of Cr Rees be accepted and leave of absence be granted.

CARRIED

3 CONFIRMATION OF MINUTES

RESOLUTION 2021/78

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That the minutes of the Ordinary Meeting held on 24 March 2021 be confirmed.

CARRIED

4 MAYORAL MINUTE

4.1 MEETINGS AND FUNCTIONS ATTENDED BY THE MAYOR AND DEPUTY MAYOR - APRIL

RESOLUTION 2021/79

Moved: Cr Mark Hall

Seconded: Deputy Mayor Paul Phillips

That Council

1. Read and note Mayoral Minute R21/92.

CARRIED

4.2 MAYORAL MINUTE - DAYLIGHT SAVING

RESOLUTION 2021/80

Moved: Cr Dennis Brady

Seconded: Deputy Mayor Paul Phillips

That Council

1. Make a recommendation to the next Country Mayors conference on 28th May 2021 that Day Light Saving be reduced to four months of the year. Starting on the first weekend in November and finishing in the last weekend in February. To be implemented no later than November 2021.

CARRIED

4.3 MAYORAL MINUTE - ELIZABETH MCGREGOR PLAQUE

RESOLUTION 2021/81

Moved: Cr Dave Carter

Seconded: Cr Elaine Bendall

That Council

1. Accept the unveiling of a plaque for Elizabeth McGregor at the Condobolin RSL Club and agree to contribute \$1800 to the cost of the plaque, travel and accommodation.

CARRIED

5 PUBLIC FORUM

Mr Gus Blacker spoke on behalf of Lakes Alive Progress Association as Secretary. He gave an update on the proposed Mural on the water tower on the corner Uabba and Canda Street Lake Cargelligo. The Association received 26 written submissions after consultation with the community. Three draft mural designs will be placed on public exhibition with the public requested to vote, this will then be reported to Council for approval. Mr Blacker requested that when the Water treatment plant is tidied up that the area be used as a parking area for viewing of the mural.

6 DISCLOSURE OF INTEREST

Cr Blewitt declared a Non-pecuniary Less Than Significant Interest in item 7.1 Active Resolutions April – 275/20 Exclusive use Licence – Willow Bend Sport Centre – Department of Education School Infrastructure NSW.

Cr Brady declared a Non-pecuniary Less Than Significant Interest in item 8.4 Adoption of Youth Strategy 2021-2030 Realising Our Potential as he is a Board Member.

7 GENERAL MANAGER

Cr Blewitt declared a Non-pecuniary Less Than Significant Interest in item 7.1 Active Resolutions April – 275/20 Exclusive use Licence – Willow Bend Sport Centre – Department of Education School Infrastructure NSW.

7.1 ACTIVE RESOLUTIONS APRIL

RESOLUTION 2021/82

Moved: Cr Dave Carter

Seconded: Cr Peter Harris

That Council

1. Receive and note General Manager's Report no R21/96.

CARRIED

7.2 JUNE COUNCIL MEETING - PROPOSED CHANGE OF DATE

RESOLUTION 2021/83

Moved: Cr Dennis Brady

Seconded: Cr Peter Harris

That:

1. The General Manager's Report No. R21/102 be received and noted.
2. The Lachlan Shire Council June Ordinary Council Meeting be held on Wednesday 30 June 2021.

CARRIED

8 CORPORATE AND COMMUNITY SERVICES

8.1 DONATIONS

RESOLUTION 2021/84

Moved: Cr Dennis Brady

Seconded: Cr Peter Harris

That

1. The Director of Corporate and Community Services Report No. R21/43 be received and noted.
2. Council provide donations to:
 - i. RSL Life Care – Biggest morning tea \$200
 - ii. 2021 NAIDOC week Koori Kids \$450

CARRIED

8.2 INVESTMENTS AS AT 31 MARCH 2021**RESOLUTION 2021/85**

Moved: Cr Peter Harris
Seconded: Cr Dennis Brady

That:

1. The Director Corporate and Community Services Report No. R21/75 be received and noted.

CARRIED

8.3 CUSTOMER REQUESTS - 31 MARCH 2021**RESOLUTION 2021/86**

Moved: Cr Peter Harris
Seconded: Cr Dennis Brady

That:

1. The Director Corporate and Community Services Report No. R21/76 be received and noted.

CARRIED

Cr Brady declared a Non-pecuniary Less Than Significant Interest in item 8.4 Adoption of Youth Strategy 2021-2030 Realising Our Potential as he is a Board Member.

8.4 ADOPTION OF YOUTH STRATEGY 2021-2030 REALISING OUR POTENTIAL**RESOLUTION 2021/87**

Moved: Cr Dennis Brady
Seconded: Cr Dave Carter

That:

1. The Director Corporate and Community Services Report R21/90 be received and noted.
2. Council adopt the Youth Strategy 2021-2030 Realising Our Potential as presented subject to the inclusion of additional actions regarding Dental Health.

CARRIED

9 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT**9.1 FY2021 PROJECT MONTHLY UPDATE FOR MARCH/APRIL****RESOLUTION 2021/88**

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That:

1. The Director of Environment, Tourism and Economic Development Report No.R21/47 be received and noted.

CARRIED**9.2 DEVELOPMENT DATA MARCH 2021****RESOLUTION 2021/89**

Moved: Cr Mark Hall

Seconded: Cr Dennis Brady

That:

1. The Director Environment Tourism and Economic Development Report No. R21/79 be received and noted.

CARRIED**9.3 DRAFT KEEPING OF DOMESTIC ANIMALS POLICY****RESOLUTION 2021/90**

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That:

1. The Director of Environment, Tourism and Economic Development Report No. R21/94 be received and noted.
2. The draft Keeping of Domestic Animals Policy be placed on public exhibition for a minimum period of 28 days, allowing for public submissions to be made.
3. A further report be presented to Council detailing any submissions received on the draft Policy during the exhibition period for the consideration of Council prior to finalisation / adoption of the policy.

CARRIED

10 INFRASTRUCTURE SERVICES**10.1 FY2021 ROADWORKS MONTHLY UPDATE FOR MARCH****RESOLUTION 2021/91**

Moved: Cr Mark Hall

Seconded: Cr Peter Harris

That the Director of Infrastructure Services report No. R21/74 be received and noted.

CARRIED

10.2 FY2021 RECREATION MONTHLY UPDATE FOR MARCH**RESOLUTION 2021/92**

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That:

1. The Director Infrastructure Services Report No. R21/80 be received and noted.

CARRIED

10.3 LACHLAN SHIRE COUNCIL TRAFFIC COMMITTEE MEETING APRIL 2021**RESOLUTION 2021/93**

Moved: Cr Peter Harris

Seconded: Cr Mark Hall

That

1. Director Infrastructure Services Report No D21/83 be received and noted
2. The status of outstanding and completed matters from previous Traffic Committee Meetings be noted.
3. The modification of the School Bus Zone Signage on Orange Street Condobolin, to include and afternoon pickup between 2:30-4pm be supported and written notification be provided to the relevant bus companies.
4. Updated signage be installed as appropriate.
5. Council support the concept of reprioritisation of Boona Road and Maitland Street – with priority given to Maitland Street. Further detailed design be brought back to the traffic committee and Council for consideration.

CARRIED

10.4 BURCHER WATER TREATMENT UPDATE**RESOLUTION 2021/94**

Moved: Cr Peter Harris
Seconded: Cr Elaine Bendall

That

1. The Director Infrastructure Services Report No R21/84 be received and noted.
2. Council note the process review completed to date. Upon completion of this review, complete a stakeholder information session with the residence of Burcher, with a preference of a non-potable water supply.

CARRIED

10.5 FY2021 UTILITIES MONTHLY UPDATE FOR MARCH**RESOLUTION 2021/95**

Moved: Cr Peter Harris
Seconded: Deputy Mayor Paul Phillips

That the Director Infrastructure Services Report No. R21/86 be received and noted.

CARRIED

10.6 TREE ASSESSMENT - HARDING AV AND MCDONNELL ST, CONDOBOLIN**RESOLUTION 2021/96**

Moved: Cr Dave Carter
Seconded: Cr Brian Nelson

That

1. The Director of Infrastructure Services report No. R21/87 be received and noted.
2. Four trees on Harding Street and seven trees on McDonnell Street, between Orange and Molong Streets be removed and replaced with suitable species at the completion of the construction projects.

CARRIED

11 DEPUTATIONS

Nil

12 NOTICES OF MOTION

Nil

13 NOTICES OF RESCISSION

Nil

14 DELEGATES REPORT

Cr Brady reported that the Sunrise Project was still moving along.

Cr Medcalf reported that the CCC meeting was held today, they have purchased another block of land and have had a name change.

Cr Carter reported that he attended the Aboriginal Scholarship meeting in Sydney recently.

15 CORRESPONDENCE**15.1 CORRESPONDENCE - APRIL****RESOLUTION 2021/97**

Moved: Cr Peter Harris

Seconded: Cr Elaine Bendall

That Council

1. Receive and note Correspondence Report no R21/93.
2. Send a letter of support to the Inner West Council regarding their suggestion to increase the Jobseeker payment.

CARRIED

16 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

17 PETITIONS

Nil

At 3.25pm the meeting paused for a break.

At 3.43pm the meeting resumed.

18 CLOSED SESSION**RESOLUTION 2021/98**

Moved: Cr Elaine Bendall

Seconded: Cr Dennis Brady

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 Offer to purchase land - Walker 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.

18.2 Provision of Youth Services from 1 July 2021 - update to Councillors

This matter is considered to be confidential under Section 10A(2)c 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.

18.3 Quote Q2021/17 - Replacement of Road Patching Truck

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.

18.4 Licence Agreement - Condobolin Men's Shed

This matter is considered to be confidential under Section 10A(2)c 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.

18.5 Lake Cargelligo, Tottenham and Tullibigeal - Draft Plan of 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.

CARRIED

RESOLUTION 2021/99

Moved: Cr Mark Hall

Seconded: Cr Dennis Brady

That Council moves out of Closed Council into Open Council.

CARRIED

18.1 OFFER TO PURCHASE LAND - WALKER STREET LAKE CARGELLIGO**RESOLUTION 2021/100**

Moved: Cr Peter Harris

Seconded: Cr Mark Hall

That

1. The General Manager's Report No. R21/89 be received and noted.
2. Council accept the offer to purchase Lot 2 Section 58 DP 758595 Walker 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

18.2 PROVISION OF YOUTH SERVICES FROM 1 JULY 2021 - UPDATE TO COUNCILLORS**RESOLUTION 2021/101**

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That:

The Director Corporate and Community Services Report R21/91 be received and noted.

CARRIED

18.3 QUOTE Q2021/17 - REPLACEMENT OF ROAD PATCHING TRUCK**RESOLUTION 2021/102**

Moved: Deputy Mayor Paul Phillips

Seconded: Cr Peter Harris

That

1. The Director Environment, Tourism and Economic Development Report No. R21/95 be received and noted.
2. Council purchase 1 new AusRoad Jet Master 6m³ road patching unit with Isuzu FXZ 240 – 350 truck with selected options, from Tracserv Pty Ltd, Dubbo for \$481,913.50 and sell Fleet No. 7022 to Pickles Auction for \$70,000.00, with a total changeover of \$411,913.50.
3. The Director Environment, Tourism and Economic Development be authorised to raise a Council purchase order for this procurement.

CARRIED

18.4 LICENCE AGREEMENT - CONDOBOLIN MEN'S SHED

RESOLUTION 2021/103

Moved: Cr Dennis Brady

Seconded: Cr Peter Harris

That:

1. The General Manager's Report No. R21/99 be received and noted.
2. The draft licence agreement for the use of a building at 7 Hay Street Condobolin by the Condobolin Men's Shed be accepted as presented.
3. The Mayor and General Manager be authorised to sign the licence agreement on behalf of Council.

CARRIED

18.5 LAKE CARGELLIGO, TOTTENHAM AND TULLIBIGEAL - DRAFT PLAN OF MANAGEMENT

RESOLUTION 2021/104

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That

1. The Director Infrastructure Services Report No R21/101 be received and noted.
2. Council endorse the Draft Plan of Management for the Lake Cargelligo Sportsground and Showground, Tottenham Sportsground and Racetrack and Tullibigeal Sportsground and the Plans be submission to the Department for review.
3. Council receive and note the Native Title advice for each draft Plan of Management.

CARRIED

The Meeting closed at 4.17pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 26 May 2021.


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CHAIRPERSON