

**MINUTES OF LACHLAN SHIRE
ORDINARY COUNCIL MEETING
HELD AT THE CONDOBOLIN COUNCIL CHAMBERS
ON WEDNESDAY, 30 JUNE 2021 AT 2:06PM**

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, Cr Melissa Rees

IN ATTENDANCE: Greg Tory (General Manager), Karen Pegler (Director - Corporate and Community Services), Stephen Taylor (Acting Director - Infrastructure Services), Jon Shillito (Director - Environment, Tourism and Economic Development), Robyn Ryan (Communications and Community Engagement Coordinator) and Paula Ewing (Executive Assistant)

1 ACKNOWLEDGEMENT OF COUNTRY AND ELDERS

Was read out by Councillor Brian Nelson

2 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

Councillor Paul Phillips (later joined the meeting at 2:46pm)

Councillor Dave Carter (later joined the meeting at 2:58pm)

RESOLUTION 2021/120

Moved: Cr Peter Harris

Seconded: Cr Elaine Bendall

3 CONFIRMATION OF MINUTES

RESOLUTION 2021/121

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That the minutes of the Ordinary Meeting held on 26 May 2021 be confirmed.

CARRIED

4 MAYORAL MINUTE

4.1 MAYORAL MINUTE - GENERAL MANAGER'S 2020/2021 PERFORMANCE REVIEW

RESOLUTION 2021/122

Moved: Cr Peter Harris

Seconded: Cr Elaine Bendall

That:

1. Mayoral Minute R20/150 be received and noted.

CARRIED

4.2 MAYORAL BOARD REPORT CNSWJO

RESOLUTION 2021/123

Moved: Cr Peter Harris

Seconded: Cr Mark Hall

That:

1. Mayoral Minute No R21/67 be received and noted.

CARRIED

4.3 MAYORAL MINUTE - MEETINGS AND FUNCTIONS ATTENDED BY THE MAYOR AND DEPUTY MAYOR

RESOLUTION 2021/124

Moved: Cr Peter Harris

Seconded: Cr Brian Nelson

That Council

- (i) Read and note Mayoral Minute R21/171.

CARRIED

The WNSW Local Health District, Community Meeting with Key Stakeholders, SRA Pavilion, Condobolin was postponed and is to be rescheduled.

5 PUBLIC FORUM

Nil

6 DISCLOSURE OF INTEREST

Councillor Blewitt declared a non-significant interest in Item 8.2 donations as an applicant is her intern.

Councillor Rees declared a non-significant, non-pecuniary interest in Item 10.6 as she works with the applicant.

Councillor Blewitt declared a non-significant, non-pecuniary interest in Item 10.6 as she works with a close relative of one of the applicants.

Councillor Brady declared a non-significant non-pecuniary interest in the WPRD youth services reports as he is on the board of WPRD.

7 GENERAL MANAGER

7.1 LOCAL GOVERNMENT REMUNERATION TRIBUNAL 2021

RESOLUTION 2021/125

Moved: Cr Mark Hall

Seconded: Cr Dennis Brady

That

1. The General Manager's Report No. R21/149 be received and noted.
2. Council note advice regarding the 2021/2022 Determination of the Local Government Remuneration Tribunal relating to the annual fees for the Mayor and Councillors.
3. Council determine the annual fees for 2021/2022 to be:
 - (a) Mayor - \$27,060
 - (b) Councillors - \$12,400
 - (c) Deputy Mayor - \$2,950 (from the Mayoral fee)

Upon voting the motion was won by the Mayor's casting vote.

Councillors Harris, Blewitt, Bendall and Rees asked for their names to be recorded against the motion.

CARRIED

7.2 ACTIVE RESOLUTIONS JUNE

RESOLUTION 2021/126

Moved: Cr Peter Harris

Seconded: Cr Elaine Bendall

That:

- (i) The General Manager's Report No R21/174 be received and noted.

Councillor Blewitt apologised as she hadn't mentioned her relationship to her brother-in-law who currently has the lease at Willow Bend Sports Centre.

CARRIED

7.3 STRONGER COUNTRY COMMUNITIES FUND ROUND 4

RESOLUTION 2021/127

Moved: Cr Elaine Bendall

Seconded: Cr Peter Harris

That:

1. The General Managers Report No. R21/177 be received and noted.
2. Council confirm approval for the submissions of applications to Round 4 of the Stronger Country Communities Program for the following projects;
 - Tullibigeal Aussie Rules and Netball - Removal of fence and courts and install new court. (Club to replace fence and shelter)

- Lachlan Valley Physie - Upgrade of facility
- Lake Cargelligo Junior Cricket Club/Assoc – Purchase and install modular toilet, sewer and drainage
- Diggers Ave Condobolin - River walk
- Tottenham Recreation Area - Purchase and installation of fencing for child care area.
- Willow Bend Sports Centre Condobolin - Roof repair
- Lake Cargelligo Memorial Hall - Security cameras, doors and heating
- Condobolin Youth Centre - Accessibility drainage and fencing
- Lachlan Shire Council - Electronic Noticeboard – Ute design

CARRIED

8 CORPORATE AND COMMUNITY SERVICES

8.1 MAKING OF THE RATES FOR 2021-2022 FINANCIAL YEAR

RESOLUTION 2021/128

Moved: Cr Mark Hall

Seconded: Cr Elaine Bendall

That

1. The Director of Corporate and Community Services Report No. R21/142 be received and noted.
2. Council resolve to MAKE the Rates, Annual Charges and Water Consumption Charges, and ADOPT the Fees and Charges for the year 1 July 2021 to 30 June 2022, as set out in the 2017 – 2022 Delivery Program, the 2021/2022 Operational Plan and the 2021/2022 Budget, being as follows:

1. ORDINARY RATES

In accordance with Sections 494, 500, 535 and 543 of the *Local Government Act 1993*, an Ordinary Rate be now made and levied for the year 1 July 2021 to 30 June 2022, being;

ORDINARY RATES 2021/2022						
Rates Category	Base Rate	Base Rate income as a % of Total Levy for Rates category	Ad Valorem	Ad Valorem income as a % of Total Levy for Rates category	% of Total Ordinary Rates Levy	Estimated Total yield \$
Ordinary: RESIDENTIAL URBAN	\$293.00	49.75%	0.017249	50.25%	15.57%	\$1,225,033
Ordinary: RESIDENTIAL	\$300.00	37.34%	0.009093	62.66%	2.21%	\$174,279

NON-URBAN						
Ordinary: BUSINESS	\$335.00	36.27%	0.025421	63.73%	5.14%	\$404,043
Ordinary: MINING	\$649.00	0.12%	0.303511	99.88%	13.83%	\$1,087,868
Ordinary: FARMLAND	\$291.00	8.43%	0.00278	91.57%	63.26%	\$4,977,149

2. WATER CHARGES

In accordance with sections 501, 535, 541 and 543 of the *Local Government Act 1993*, an Annual Charge be now made and levied for the year 1 July 2021 to 30 June 2022 for the provision of water and / or the availability of water service, on;

- a) land which is supplied with water from pipe of the Council; or
- b) land which is situated within 225 metres of a water pipe of the Council, whether the land has a frontage or not to the public road (if any) in which the water pipe is laid, even though the land is not actually connected with water from any water pipe of the Council, and that charge be made and levied, under the following criteria:

Annual Water Availability Charge		
2021/2022		
All properties - Connected	Metered Service	Charge per connection
	20 mm Water Service	\$486
	25 mm Water Service	\$742
	32 mm Water Service	\$ 1,196
	40 mm Water Service	\$1,842
	50 mm Water Service	\$2,861
	80 mm Water Service	\$7,273
	100 mm Water Service	\$11,342
All properties - Connected	No Metered Service	Charge per connection
	Residential	\$1,058
	Farmland / Rural	\$1,058
	Business	\$1,185
	Business-Interconnected	\$889
	Non-Rateable	\$1,058
Rateable properties - Not Connected	No Metered Service	Charge
	Residential Water Availability	\$486
	Business Water Availability	\$486

Annual Water Availability Charge - BURCHER AND FIFIELD ONLY		
	No Metered Service	Charge
All Properties - Connected	Water Connected B/F	\$804
All Properties - Unconnected	Water Availability B/F	\$374

Water Consumption Charges

In accordance with Section 502, 539, 540 and 543 of the *Local Government Act 1993*, Council now make and levy Water Consumption Charges in accordance with Council's 2021/22 Fees and Charges, based on the appropriate tariff charge per measure, or estimate of measure, during the 2021/22 Reading Cycle Periods 1, 2, 3 and 4 as shown below:

WATER CONSUMPTION CHARGES 2021/2022				
Category	1st 600 kilolitres per annum	> than 600 kilolitres per annum	Flat Rate per kilolitre	Minimum charge
Residential, Non-Urban, Farmland	\$3.00	\$4.25		\$22.00
Business, Non-Residential, Non-Rateable Usage			\$3.00	\$22.00
Raw Water Usage			\$2.05	\$22.00
Murrin Bridge Residential Water (as per Council resolution 2021/113)				
	1st 14,000 kilolitres per annum	> than 14,000 kilolitres per annum	Flat Rate per kilolitre	Minimum charge
Residential	\$3.00	\$4.25		\$22.00

3. SEWER CHARGES

In accordance with Sections 501, 535, 539 and 543 of the *Local Government Act 1993*, an Annual Charge be now made and levied for the year 1 July 2021 to 30 June 2022 for the provision of sewer, and / or the availability of a sewer service, on:

- a) land which is supplied with sewer supply of the Council; or
- b) land which is situated within 75 metres from a sewer of the Council and is able to be connected;

and that charge be made and levied under the following criteria:

SEWER CHARGES 2021/2022		
Annual Sewer Access Availability Charge		Charge per connection
All Rateable Properties Connected	Residential Sewer Charge	\$768
	Business Sewer Charge	\$768
All Rateable Properties Unconnected	Sewer Charge	\$768

Annual Sewer Charges		
Crown and Schools Connected	Charge per Water Closet	\$80
	Charge per Urinal or Cistern	\$61
All Other Non-Rateable Properties - Connected	Charge per Water Closet	\$137
	Charge per Urinal or Cistern	\$61

4. WASTE MANAGEMENT CHARGES

Annual Domestic Waste Management Charges

In accordance with Sections 496, 501, 502, 504, 535 and 543 of the Local Government Act 1993, an Annual Charge be now made and levied for the year 1 July 2021 to 30 June 2022 for the provision or the availability of a periodic collection of a Waste Service, as described in Council's Fee and Charges, on all land for which a service is available, being:

SERVICE COLLECTION - REGULAR			
Domestic Waste Management Charge - Section 496	2021/22	Charge	Service
Residential Properties - Condobolin	Domestic Waste Management	\$551.00	1 x General + Organic + Recycling
Non-Rateable Residential Properties - Condobolin	Domestic Waste Management	\$551.00	1 x General + Organic + Recycling
Residential Properties - Villages	Domestic Waste Management	\$414.00	1 x General + Recycling
Non-Rateable Residential Properties - Villages	Domestic Waste Management	\$414.00	1 x General + Recycling
Residential Properties - Condobolin	Domestic Waste Management - Add General	\$136.00	1 x Additional General
Residential Properties - Condobolin	Domestic Waste Management - Add Recycling	\$128.00	1 x Additional Recycling
Residential Properties - Condobolin	Domestic Waste Management - Add Organic	\$136.00	1 x Additional Organic
Residential Properties - Villages	Domestic Waste Management - Add General	\$136.00	1 x Additional General
Residential Properties - Villages	Domestic Waste Management - Add Recycling	\$128.00	1 x Additional Recycling
All Properties - Residential	Domestic Waste Management - Replacement	\$79.00	Replacement of 240 litre each

Other Waste Charges

In accordance with Sections 501, 502, and 535 of the *Local Government Act 1993*, an Annual Charge be now made and levied for the year 1 July 2021 to 30 June 2022 for the provision or the availability of a periodic collection of a Waste Service, as described in Council's Fees and Charges, being;

SERVICE COLLECTION - REGULAR

Waste Management Charge - Section 501	2021/22	Charge	Service
Non-Residential Properties - Condobolin	Business Waste Management	\$414.00	1 x General + Organic + Recycling
Non-Rateable Non-Residential Properties - Condobolin	Business Waste Management	\$414.00	1 x General + Organic + Recycling
Non-Residential Properties - Condobolin	Business Waste Management: Additional Service General	\$136.00	1 x General
Non-Residential Properties - Condobolin	Business Waste Management: Additional Service Recycling	\$128.00	1 x Recycling
Non-Residential Properties - Condobolin	Business Waste Management: Additional Service Organic	\$136.00	1 x Organic
Non-Residential Properties - Villages	Business Waste Management	\$414.00	1 x General + Recycling
Non-Rateable Non-Residential Properties - Villages	Business Waste Management	\$414.00	1 x General + Recycling
Non-Residential Properties - Villages	Business Waste Management Other: Additional Service General	\$136.00	1 x Additional General
Non-Residential Properties - Villages	Business Waste Management Other: Additional Service Recycling	\$128.00	1 x Additional Recycling
All Properties - Non-Residential	Domestic Waste Management - Replacement	\$79.00	Replacement of 240 litre
Waste Management - Minimum Charge* (s496 & s501)			
Burcher & Mining - Uncollected	Waste Management Charge	\$ 136.00	Availability
Farmland, Residential, Non-Urban, Rateable Vacant Land - Uncollected	Waste Management Charge	\$ 123.00	Availability

*Previously Tip Management and Rehabilitation Charge

5. STORMWATER CHARGES

In accordance with Sections 496A, 510A, 535 and 543, and clause 125A and clause 125AA, of the *Local Government Act 1993*, an Annual Charge be now made and levied for the year 1 July 2021 to 30 June 2022 for the provision of Stormwater Management Services for all occupied rateable urban residential and business land in the areas of Albert, Burcher, Condobolin, Derriwong, Fifield, Lake Cargelligo, Tottenham and Tullibigeal, as follows:

ANNUAL STORMWATER MANAGEMENT CHARGE 2021/2022		
Stormwater Management Charge		Charge
All Rateable Properties (excluding Strata units)	Residential Stormwater Management	\$ 25.00
All Rateable Properties	Business Stormwater Management	\$ 25.00
All Residential Strata Units (each)	Residential Stormwater Management	\$ 12.50

6. ACCRUAL OF INTEREST ON OVERDUE RATES AND CHARGES

In accordance with the provisions of Section 566 of the Local Government Act 1993, that the interest rate to apply on overdue rates and charges, including water usage charges, for the period 1 July 2021 to 3 June 2022, will be 6%, the maximum allowed as determined by the Minister of Local Government for the 2021/2022 period.

7. FEES AND CHARGES

The Fees and Charges as set out in the Delivery Program, Operational Plan and Budget 2017–2022, inclusive of any amendments, be adopted for the year commencing 1 July 2021.

8. SERVICE OF RATE NOTICES

The Rate, and / or Charge for the 2021/2022 rating year be levied on the land specified in the Rates and Charges Notice, including Water Usage Charge notices, by the service of that notice and the General Manager be and is hereby authorised to prepare and serve such notice for and on behalf of the Council.

9. REDUCTION FOR ELIGIBLE PENSIONERS

Eligible pensioners as defined in the NSW Local Government (General) Regulations 2005, Division 4 Section 134, may apply for a rating concession as per Section 575 of the Local Government Act 1993.

- 50% of the combined Ordinary Rate and Domestic Waste Management Service Charge (if applicable), up to a maximum of \$250;
- 50% of the Water Availability Charge per annum (if applicable), up to a maximum of \$87.50; and
- 50% of the Sewerage Access Availability Charge per annum (if applicable) up to a maximum of \$87.50

Or pro-rata thereof, in accordance with section 575 (2) and 575 (4) of the Local Government Act 1993

CARRIED

8.2 DONATIONS

RESOLUTION 2021/129

Moved: Cr Dennis Brady

Seconded: Cr Mark Hall

That

1. The Director of Corporate and Community Services Report No. R21/143 be received and noted.
2. Council determine the amount of any donation to be granted to:

- a. Condobolin & District Kennel Club - \$2000.00

Councillor Blewitt declared an interest and left the room at 2:35pm

RESOLUTION 2021/130

Moved: Cr Peter Harris

Seconded: Cr Mark Hall

- b. Speak Up - \$200.00

Councillor Blewitt returned to the room at 2:35pm

RESOLUTION 2021/131

Moved: Cr Dennis Brady

Seconded: Cr Melissa Blewitt

- c. Condo Cook up – fees waived

RESOLUTION 2021/132

Moved: Cr Peter Harris

Seconded: Cr Melissa Blewitt

- d. NAIDOC week – Condobolin - fees waived

RESOLUTION 2021/133

Moved: Cr Mark Hall

Seconded: Cr Melissa Blewitt

- e. Galari Lachlan TAFE NSW Carers Day - Declined

Cr Mark Hall moved an amendment to the original recommendation as follows:

That Council waive 50% of the fees

The amendment was put and declared by Cr Hall

The motion was not seconded.

CARRIED

8.3 INVESTMENTS AS AT 31 MAY 2021

RESOLUTION 2021/134

Moved: Cr Peter Harris

Seconded: Cr Elaine Bendall

That:

1. The Director Corporate and Community Services Report No. R21/144 be received and noted.

CARRIED

At 2:54pm Councillor Brady declared a non-significant, non-pecuniary interest in Item 18.2 and left the meeting.

8.4 YOUTH SERVICES REPORTS - QUARTERLY REPORTS OCTOBER TO DECEMBER 2020 AND JANUARY TO MARCH 2021

RESOLUTION 2021/135

Moved: Cr Peter Harris

Seconded: Cr Mark Hall

That:

1. The Director Corporate & Community Services Report No. R21/145 be received and noted.
2. Council provide feedback on the content of the reports for the Western Plains Regional Development Committee.

CARRIED

At 2:56pm Councillor Brady returned to the meeting.

8.5 ADOPTION OF UPDATED DELIVERY PROGRAM 2017-2022 AND THE 2021-2022 OPERATIONAL PLAN, INCORPORATING THE 2021-2022 BUDGET AND FEES AND CHARGES

RESOLUTION 2021/136

Moved: Cr Peter Harris

Seconded: Cr Elaine Bendall

That:

1. The Director of Corporate & Community Services Report R21/151 be received and noted.
2. The updated 2017-2022 Delivery Plan and the 2021-2022 Operational Plan incorporating the Fees and Charges and Budget for 2021-2022 be adopted, subject to any changes recommended by Council being incorporated into the documents.

CARRIED

8.6 ADOPTION OF AN INTERNAL AUDIT CHARTER

RESOLUTION 2021/137

Moved: Cr Mark Hall

Seconded: Cr Peter Harris

That:

1. The Director Corporate & Community Services Report No. R21/158 be received and noted.
2. Council adopt Internal Audit Charter No. 2 based on the Office of Local Government internal audit guidelines, subject to any changes proposed.

CARRIED

Councillor Phillips joined the meeting at 2:36pm

Councillor Carter joined the meeting at 2:58pm

Councillor Dave Carter left the meeting at 3:18pm

9 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT**9.1 DA2020/45 - SOLAR FARM****RESOLUTION 2021/138**

Moved: Cr Dennis Brady

Seconded: Cr Melissa Rees

That

1. The Director Environment, Tourism and Economic Development Report No. R21/105 be received and noted.
2. Council approve DA2020/45 in accordance with the Recommended Conditions of Consent provided in Attachment 2, subject to a clause being included in Condition 33, that the applicant pay an agreed amount of funds to Council to ensure that there is adequate site remediation funds available, subject to such a condition being legally enforceable.

In Favour: Crs John Medcalf, Paul Phillips, Elaine Bendall, Dennis Brady, Mark Hall, Peter Harris, Melissa Rees and Brian Nelson

Against: Cr Melissa Blewitt

CARRIED**9.2 COUNCIL REBRANDING AND TOURISM BRANDING****RESOLUTION 2021/139**

Moved: Cr Peter Harris

Seconded: Cr Elaine Bendall

That

1. The Director Environment Tourism and Economic Development Report No. R21/147 be received and noted.
2. Council adopt Option 1 for the Corporate Brand and Option B for the Tourism Brand.
3. A style guide and strategy be prepared to accompany and roll out the brands.

CARRIED**9.3 DEVELOPMENT DATA MAY 2021****RESOLUTION 2021/140**

Moved: Cr Elaine Bendall

Seconded: Cr Peter Harris

That:

1. The Director Environment, Tourism and Economic Development Report No. R21/156 be received and noted.

CARRIED

9.4 PLANNING PROPOSAL - AMENDMENT TO LACHLAN LOCAL ENVIRONMENTAL PLAN 2013 TO ALLOW AN ADDITIONAL PERMITTED USE FOR A "VEHICLE REPAIR STATION" AT 48 BROWNIES LANE, TOTTENHAM

RESOLUTION 2021/141

Moved: Cr Mark Hall
Seconded: Cr Dennis Brady

That

1. The Director of Environment, Tourism and Economic Development Report No. R21/157 be received and noted.
2. Council endorse the preparation and lodgement of a planning proposal to amend Lachlan Local Environmental Plan 2013, to have "Vehicle Repair Station" listed as an Additional Permitted Use in Schedule 1 at 48 Brownies Lane, Tottenham, being Lots 68, 69 and 162 DP 753968 that is currently zoned R5 Large Lot Residential.
3. Council approve the Planning Proposal for public authority consultation and public exhibition in accordance with any conditions imposed under the Gateway Determination.
4. Council seek authority from the Department of Planning, Industry and Environment to exercise the delegation of all functions of the relevant local plan making authority under Section 3.36 of the Environmental Planning and Assessment Act 1979 to make the local environmental plan to put into effect the Planning Proposal.
5. Authority be delegated to the General Manager to make any minor variations to the Planning Proposal, following receipt of the Gateway Determination.
6. A further report be brought back to Council following the public exhibition of the Planning Proposal detailing any submissions received during the public exhibition period.

In Favour: Crs John Medcalf, Paul Phillips, Elaine Bendall, Melissa Blewitt, Dennis Brady, Mark Hall, Peter Harris, Melissa Rees and Brian Nelson

Against: Nil

CARRIED

9.5 UPDATE ON NSW GOVERNMENT FLOOD-PRONE LAND PACKAGE

RESOLUTION 2021/142

Moved: Cr Peter Harris
Seconded: Cr Mark Hall

That

1. The Director Environment, Tourism and Economic Development Report No. R21/175 be received and noted.

2. Council decide not to opt in to the new optional "special flood considerations" clause at this time.
3. A further report be presented to Council in relation to the implications for the new flood planning package.

CARRIED

9.6 FY2021 PROJECT MONTHLY UPDATE FOR MAY/JUNE

RESOLUTION 2021/143

Moved: Cr Peter Harris

Seconded: Cr Mark Hall

That:

1. The Director of Environment, Tourism and Economic Development Report No.R21/162 be received and noted.

CARRIED

10 INFRASTRUCTURE SERVICES

10.1 LAKE CARGELLIGO AND CONDOBOLIN LANDCARE - SIGNAGE PROJECTS

RESOLUTION 2021/144

Moved: Cr Peter Harris

Seconded: Cr Elaine Bendall

That

1. The Director Infrastructure Services Report R21/136 be received and noted.
2. Council offer:-
 - (a) In principal support for the initiative;
 - (b) Continue to work with the stakeholders to develop the artwork;
 - (c) The cost of installing the sign be funded from Council's existing Reserves maintenance budget;
 - (d) The Condobolin and Lake Cargelligo Landcare groups fund the manufacture and delivery of the signs.

CARRIED

10.2 FY2021 ROADWORKS MONTHLY UPDATE FOR MAY

RESOLUTION 2021/145

Moved: Cr Peter Harris

Seconded: Cr Mark Hall

That

1. The Director of Infrastructure Services Report No. R21/148 be received and noted.

CARRIED

10.3 FY2021 UTILITIES MONTHLY UPDATE FOR MAY

RESOLUTION 2021/146

Moved: Cr Peter Harris

Seconded: Cr Elaine Bendall

That

1. The Director Infrastructure Services Report No. R21/164 be received and noted.

CARRIED

10.4 BURCHER WATER TREATMENT UPDATE

RESOLUTION 2021/147

Moved: Cr Peter Harris

Seconded: Cr Elaine Bendall

That

1. The Director Infrastructure Services Report No. R21/165 be received and noted.
2. The outcomes from the stakeholder information session held on 1 June 2021 be noted.
3. Council provide guidance on the matter of water supply for the community of Burcher.

CARRIED

10.5 FY2021 - URBAN WORKS MONTHLY UPDATE FOR MAY

RESOLUTION 2021/148

Moved: Cr Peter Harris

Seconded: Cr Mark Hall

That

1. The Director Infrastructure Services Report No. R21/170 be received and noted.

CARRIED

Councillors Blewitt and Rees declared a non-significant, non-pecuniary interest and left the meeting at 3:41pm

10.6 REQUEST TO TRANSFER A CROWN ROAD - NEAR TO NORTH FORBES ROAD**RESOLUTION 2021/149**

Moved: Cr Dennis Brady

Seconded: Cr Mark Hall

That

1. The Director Infrastructure Services Report No. R21/172 be received and noted.
2. The application for Council to take over the Crown road off North Forbes Road to upgrade and maintain be declined.
3. Council consents to the closure of the unnamed section of public road linking lot 13 DP1053434 to the Crown road at the applicant's full cost.
4. Council acknowledge that the land in the unnamed road will vest in the Crown if closed and any proceeds from the sale of the road will be returned to the Crown.

Councillor Nelson and Councillor Brady asked for their names against the motion.

CARRIED

Councillor Blewitt and Rees returned to the meeting at 3:41pm

11 DEPUTATIONS

Nil

12 NOTICES OF MOTION

Nil

13 NOTICES OF RESCISSION

Nil

14 DELEGATES REPORT**14.1 COUNTRY MAYOR'S ASSOCIATION****RESOLUTION 2021/150**

Moved: Cr Mark Hall

Seconded: Cr Brian Nelson

That:

1. Mayoral Minute No R21/166 be received and noted.

CARRIED

Councillor Nelson attended the Road Safety Steering Committee meeting held on June 1st at the Forbes Council Administration building.

15 CORRESPONDENCE

15.1 CORRESPONDENCE JUNE

RESOLUTION 2021/151

Moved: Cr Peter Harris

Seconded: Cr Mark Hall

That

1. Correspondence report no R21/160 be received and noted.

CARRIED

At 3:55pm Council ceased for a break

At 4:00pm Council resumed

16 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

17 PETITIONS

Nil

18 CLOSED SESSION

RESOLUTION 2021/152

Moved: Cr Peter Harris
Seconded: Cr Elaine Bendall

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 Audit, Risk & Improvement Committee - Minutes December 2020 & February 2021 meetings; ARIC Chair resignation

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 Provision of Youth Services from 1 July 2021

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 Q2021-20 Purchase 1 new Outfront Broom and Small tractor combination

This matter is considered to be confidential under Section 10A(2)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 commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

18.4 Supply of crushed gravel and stone

This matter is considered to be confidential under Section 10A(2)c and dii 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 information that would, if disclosed, confer a commercial advantage on a competitor of the council.

18.5 Contract extensions - Riverview Caravan park and lakeview caravan park

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.

18.6 Rates and Charges Donations - 2020/21

This matter is considered to be confidential under Section 10A(2)b 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 discussion in relation to the personal hardship of a resident or ratepayer.

18.7 Lease Negotiations - 16 Mile Pump Station

This matter is considered to be confidential under Section 10A(2)g 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 advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

18.8 Tottenham Tennis Court lighting

This matter is considered to be confidential under Section 10A(2)dii 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 competitor of the council.

CARRIED

RESOLUTION 2021/153

Moved: Cr Mark Hall
Seconded: Cr Peter Harris

That Council moves out of Closed Council into Open Council.

CARRIED

18.1 AUDIT, RISK & IMPROVEMENT COMMITTEE - MINUTES DECEMBER 2020 & FEBRUARY 2021 MEETINGS; ARIC CHAIR RESIGNATION

RESOLUTION 2021/154

Moved: Cr Mark Hall
Seconded: Cr Peter Harris

That:

1. The Director Corporate & Community Services Report R21/145 be received and noted.
2. The confirmed minutes of the Audit, Risk & Improvement Committee meeting held on 7 December 2020 be noted.
3. The unconfirmed minutes of the Audit, Risk & Improvement Committee meeting held on 10 February 2021 be noted.

CARRIED

4:08 Council Brady declared a non-significant, non-pecuniary interest in Item 18.2 and left the meeting.

18.2 PROVISION OF YOUTH SERVICES FROM 1 JULY 2021

RESOLUTION 2021/155

Moved: Cr Peter Harris
Seconded: Cr Mark Hall

That:

1. The Director Corporate and Community Services Report R21/141 be received and noted.
2. A single provider model be retained for the delivery of youth services in the Lachlan Shire Council area.
3. The 4 year youth services contract be awarded to Western Plains Regional Development as recommended by the tender evaluation panel.
4. Council delegate authority to the General Manager to sign the contract for the provision of youth services commencing 2 August 2021 and terminating on 30 June 2025.

5. Council authorise the affixing of the Council seal to the contract documents.

CARRIED

At 4:10 Councillor Brady returned to the meeting.

18.3 QUOTE Q2021-20 PURCHASE 1 NEW OUTFRONT BROOM AND SMALL TRACTOR COMBINATION

RESOLUTION 2021/156

Moved: Cr Peter Harris
Seconded: Cr Elaine Bendall

That

1. The Director Environment, Tourism and Economic Development Report No. R21/154 be received and noted.
2. Council purchase 1 new Kubota B3150 Cab Tractor with a McCormick 3611-180-0005 Out Front Mounted Broom from Equipment & Service for \$53,900.00.

CARRIED

4:05pm Guy Marchant joined the meeting.

18.4 SUPPLY OF CRUSHED GRAVEL AND STONE

RESOLUTION 2021/157

Moved: Cr Peter Harris
Seconded: Deputy Mayor Paul Phillips

That

1. The Director of Infrastructure Services Report No. R21/159 be received and noted.
2. The Mays Earthmoving offer to supply gravel from Milby quarry at the rates quoted be accepted under contract T2019/1.

CARRIED

18.5 CONTRACT EXTENSIONS - RIVERVIEW CARAVAN PARK AND LAKEVIEW CARAVAN PARK

RESOLUTION 2021/158

Moved: Cr Peter Harris
Seconded: Cr Dennis Brady

That:

1. The Director Environment, Tourism and Economic Development Report No. R21/161 be received and noted.

2. The existing contract with P.R.O Management Pty Ltd for the operation and management of the Riverview and Lakeview Caravan Parks be extended from 30 June 2021 to 31 January 2022.
3. The Mayor and General Manager be authorised to sign a deed/contract with P.R.O Management Pty Ltd (and affix the Council seal if required).

CARRIED

18.6 RATES AND CHARGES DONATIONS - 2020/21

RESOLUTION 2021/159

Moved: Cr Peter Harris

Seconded: Deputy Mayor Paul Phillips

That:

- 1) The Director of Corporate and Community Services Report No. R21/168 be received and noted.
- 2) Council grant the requested rates and charges concession to the All Saints Anglican Church, Albert.

CARRIED

At 4:06pm Guy Marchant left the room.

18.7 LEASE NEGOTIATIONS - 16 MILE PUMP STATION

RESOLUTION 2021/160

Moved: Cr Peter Harris

Seconded: Cr Elaine Bendall

That:

1. Director Infrastructure Services Report R21/169 be received and noted
2. Council instruct the General Manager to continue negotiations for a new lease as per option 2 of the report.
3. Council delegate authority to the Mayor and General Manager to sign the lease agreement and affix the Council seal.
4. If agreement cannot be negotiated for a fair lease fee, the General Manager be authorised to commence acquisition of the 16 Mile Pump Station land under the Land Acquisition (Just Terms Compensation) Act 1991.

CARRIED

18.8 TOTTENHAM TENNIS COURT LIGHTING

RESOLUTION 2021/161

Moved: Cr Peter Harris

Seconded: Cr Melissa Blewitt

That

1. The Director Infrastructure Services Report No. R21/173 be received and noted.
2. Council accept the quote from Light Up Sports for \$46,114 (ex GST) to complete the upgrade of the Tottenham Tennis Court Lighting.
3. The additional funds required to complete the upgraded project, totalling \$13,231, be allocated from savings achieved on other projects funded under the Local Road and Community Infrastructure Program Round 1.

CARRIED

The Meeting closed at 4:27pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 28 July 2021.


.....
CHAIRPERSON