

**MINUTES OF LACHLAN SHIRE  
ORDINARY COUNCIL MEETING  
HELD AT THE CONDOBOLIN COUNCIL CHAMBERS  
ON WEDNESDAY, 15 MAY 2024 AT 2:00 PM**

**PRESENT:** Mayor Paul Phillips, Cr Judith Bartholomew, Cr Megan Mortimer, Cr Melissa Blewitt, Cr Dennis Brady, Cr Melissa Rees(zoom), Cr Peter Harris (zoom).

**IN ATTENDANCE:** Greg Tory (General Manager), Karen Pegler (Director - Corporate and Community Services), Adrian Milne (Director - Infrastructure Services), Patrick Ruettjes (Director - Environment and Planning) and Cherise Small (Executive Assistant).

**Meeting opened 2:05pm**

**1 WEBCASTING**

The statement regarding the webcasting was read out by the **Mayor**.

**2 ACKNOWLEDGEMENT OF COUNTRY AND ELDERS**

The Acknowledgement of Country and Elders was made by **Cr Judith Bartholomew**.

**3 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE**

**RESOLUTION 2024/80**

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That:

Cr Robyn Turner and Cr John Medcalf be granted Leave of Absence.

**CARRIED**

**4 CONFIRMATION OF MINUTES**

**RESOLUTION 2024/81**

Moved: Cr Megan Mortimer

Seconded: Cr Peter Harris

That the minutes of the Ordinary Meeting held on 17 April 2024 be confirmed.

**CARRIED**

**5 MAYORAL MINUTE**

**5.1 MAYORAL MINUTE - MEETINGS AND FUNCTIONS**

**RESOLUTION 2024/82**

Moved: Cr Megan Mortimer

Seconded: Cr Dennis Brady

That:

1. The Mayoral Minute No. R24/116 be received and noted.

**CARRIED**

**5.2 MAYORAL MINUTE - GENERAL MANAGER'S 2023/2024 PERFORMANCE REVIEW**

**RESOLUTION 2024/83**

Moved: Cr Judith Bartholomew

Seconded: Cr Dennis Brady

That:

1. Mayoral Minute R24/129 be received and noted.

**CARRIED**

**6 PUBLIC FORUM**

Three Rivers Department of Rural Health.

**7 DISCLOSURE OF INTEREST**

Nil.

**8 READ AND NOTE**

**RESOLUTION 2024/84**

Moved: Cr Dennis Brady

Seconded: Cr Megan Mortimer

That:

The recommendations included in the business paper to receive and note, the following items be adopted:

- 8.1 Building Projects Monthly Update for April/May;
- 8.2 Investments as at 30 April 2024.

**CARRIED**

**8.3 ACTIVE RESOLUTIONS**

**RESOLUTION 2024/85**

Moved: Cr Peter Harris  
 Seconded: Cr Megan Mortimer

That:

1. The General Manager’s Report No. R24/113 be received and noted.

**CARRIED**

**RESOLUTION 2024/86**

Moved: Cr Peter Harris  
 Seconded: Cr Dennis Brady

That:

The recommendations included in the business paper to receive and note, the following items be adopted:

- 8.4 Development Data April 2024;
- 8.5 FY23/24 Utilities Monthly Update.

**CARRIED**

**8.6 TOURISM AND PROMOTIONS UPDATE - APRIL 2024**

**RESOLUTION 2024/87**

Moved: Cr Peter Harris  
 Seconded: Cr Melissa Blewitt

That:

1. The General Manager’s Report No. R24/120 be received and noted.

**CARRIED**

**RESOLUTION 2024/88**

Moved: Cr Peter Harris  
 Seconded: Cr Melissa Rees

The recommendations included in the business paper to receive and note, the following items be adopted:

- 8.7 FY23/24 Utilities Monthly Update for April;
- 8.8 FY23/24 Roadworks Monthly Update for April.

**CARRIED**

## 9 DECISION REPORTS

### 9.1 GENERAL MANAGER

#### 9.1.1 LACHLAN SHIRE COUNCIL - OUR PLACEMENT PROJECT

##### RESOLUTION 2024/89

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That:

1. The General Managers report No. R24/125 be received and noted.
2. Note the PlaceMat's purpose is to have an informed conversation with community about their aspirations, particularly for their Community Strategic Plan,
3. Acknowledge that the PlaceMat uses publicly provided data and as such can rapidly date;
4. Note that this is the second iteration of this project and that repeating the process will show change and ultimately trends;
5. Commend to the CNSWJO Board that it repeats the process in good time for the next round of Integrated Planning and Reporting (IP&R); and
6. Continue to advocate, including through the CNSWJO for better recognition of Integrated Planning and Reporting.

**CARRIED**

### 9.2 CORPORATE AND COMMUNITY SERVICES

#### 9.2.1 DRAFT INTEGRATED PLANNING & REPORTING DOCUMENTS 2024.2025

The **Director Corporate and Community Service** made an amendment to the recommendation to read as follows:

1. The Director Corporate and Community Services Report R23/380 be received and noted.
2. The draft Operational Plan 2024-2025, the 2022-2026 Delivery Program, the draft updated Resourcing Strategy, the draft Fees and Charges, and the 10 year Long Term Financial Plan be placed on public exhibition for a period of 28 days from 16 May to **13 June 2024**.
3. Following the completion of the public exhibition period the Director of Corporate and Community Services present a further report, summarising any submissions received during the public exhibition period, for the consideration of Council prior to final adoption of the Operational Plan (OP) 2024-2025, the 2022-2026 Delivery Program, the updated Resourcing Strategy, the draft Fees and Charges, and the Long Term Financial Plan.

**Cr Harris** and **Cr Mortimer** made no objection to the amendment.

**RESOLUTION 2024/90**

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

1. The Director Corporate and Community Services Report R23/380 be received and noted.
2. The draft Operational Plan 2024-2025, the 2022-2026 Delivery Program, the draft updated Resourcing Strategy, the draft Fees and Charges, and the 10 year Long Term Financial Plan be placed on public exhibition for a period of 28 days from 16 May to 13 June 2024.
3. Following the completion of the public exhibition period the Director of Corporate and Community Services present a further report, summarising any submissions received during the public exhibition period, for the consideration of Council prior to final adoption of the Operational Plan (OP) 2024-2025, the 2022-2026 Delivery Program, the updated Resourcing Strategy, the draft Fees and Charges, and the Long Term Financial Plan

**CARRIED**

**9.2.2 PUBLIC INTEREST DISCLOSURE POLICY****RESOLUTION 2024/91**

Moved: Cr Peter Harris

Seconded: Cr Judith Bartholomew

That

1. The Director Corporate and Community Services Report R24/40 be received and noted;
2. The draft Public Interest Disclosure Policy be placed on public exhibition for 28 days, and adopted subject to no significant issues being raised.
3. Council rescinds the Internal Report Policy adopted April 2020 and all earlier versions.
4. Council rescinds all earlier versions of the Public Interest Disclosure Policy.

**CARRIED**

**9.2.3 MODERN SLAVERY POLICY V1****RESOLUTION 2024/92**

Moved: Cr Dennis Brady

Seconded: Cr Peter Harris

That:

1. The Director Corporate and Community Services Report R24/38 be received and noted.
2. The Draft Modern Slavery Policy v1 be placed on public exhibition for 28 days, and adopted subject to no significant responses being received.

**CARRIED**

**Cr Rees left the meeting at 3:04pm.**

#### **9.2.4 COMMUNITY DONATION AND EVENT SUPPORT PROGRAM - FUNDING ROUND APPLICATIONS**

##### **RESOLUTION 2024/93**

Moved: Cr Peter Harris

Seconded: Cr Melissa Blewitt

That:

1. The Director of Corporate and Community Services Report R24/105 be received and noted.
2. Council rescinds Resolution 2024/57 for the Tullibigeal Team Penning as the event has been cancelled due to lack of entries. An estimated amount of \$400 for in-kind support was approved at the March 2024 Council Meeting.
3. Council approves the transfer of \$3,000 from the elected member general donation to the in kind support budget.
4. Council approve a financial donation of \$500 for Dance 2873. This donation will be funded from the Annual Budget for Elected Members General Donation, and is conditional on the event proceeding.
5. Council decline the application from the Lachlan Arts Council – Film Footage project and invite them to submit another application in the future.
6. Council approve the request from the Lachlan Arts Council to retain the \$500 funding for the “tile project”. This financial donation was funded from the annual budget for general donation - elected members and is conditional on the project completing by 31 august 2024.

**CARRIED**

A foreshadow motion was moved by **Cr Blewitt** and seconded by **Cr Brady** that:

1. Council decline a financial donation in the amount of \$800 to Can Assist for their High Tea event.
2. Council approve a financial donation in the amount of \$500 to Can Assist for their High Tea event.

The foreshadow motion was put to a vote and the vote was **WON**.

The foreshadow motion became the motion and was **CARRIED**.

#### **RESOLUTION 2024/94**

Moved: Cr Melissa Blewitt

Seconded: Cr Dennis Brady

7. Council approves a financial donation of \$500 to Can Assist for their High Tea event. This donation will be funded from the Annual Budget for General Donation– Elected Members and is conditional on the event proceeding.

**CARRIED**

#### **RESOLUTION 2024/95**

Moved: Cr Dennis Brady

Seconded: Cr Judith Bartholomew

8. Council declines an application from the Anglican Parish of Lake Cargelligo as it is excluded under the Community Donations and Event Support Policy.

**CARRIED**

A alternate motion was moved by **Cr Blewitt** and seconded by **Cr Harris** that:

Community Donation and Event Support Program Funding Round Applications – **Item number 9** be deferred until the next meeting of Council scheduled to be held on 19 June 2024.

The alternate motion was put to a vote and the vote was **WON**.

The alternate motion became the motion and was **CARRIED**.

#### **RESOLUTION 2024/96**

Moved: Cr Melissa Blewitt

Seconded: Cr Peter Harris

That:

9. Council agree that Community Donation and Event Support Program Funding Round Applications – Item number 9 be deferred until the next meeting of Council scheduled to be held on 19 June 2024.

**CARRIED**

**RESOLUTION 2024/97**

Moved: Cr Peter Harris

Seconded: Cr Melissa Blewitt

10. Council decline the request for a financial donation of \$1,200 from the Condobolin Public School P&C for their "Get Arty" project, as this is not permitted under the policy.
11. Council approve a financial donation of \$300 for the Condobolin RSL Diggers Swimming Club on the proviso the club continues to hold the "Diggers weekly swims". This financial donation is to be funded from the Annual Budget for Elected members General Donation.
12. Council approves a donation of \$500 to Lakes Alive/ Lake Cargelligo Progress Association for the ongoing beautification of Frog's Hollow. This financial donation will be funded from the Annual Budget for Elected Members General Donation and is conditional on the group continuing with beautification activities.
13. Council approve the request from the Condobolin PAH & I Association for in-kind support, estimated to be worth \$15,250 for the show. This contribution is to be funded from the In-Kind support budget and is conditional on the show proceeding.
14. Council approve the request from the Condobolin Camp Draft Association for a financial donation of \$500 and in-kind support of estimated worth \$3,430. This contribution is to be funded from the In-Kind contributions budget. This is conditional on the event proceeding.
15. Council approve a financial donation of \$800 for the Tottenham Hospital Auxiliary Branch to support their Annual Spring Fair Luncheon. This financial donation will be funded from the Annual Budget for General Donation – Elected Members and is conditional on the event proceeding.

**CARRIED**

A foreshadow motion was moved by **Cr Brady** and seconded by **Cr Bartholomew** that:

16. Council **decline** a financial donation of \$800 for the Tottenham Welfare Committee to support improvements at the community centre.

The foreshadow motion was put to a vote and the vote was **WON**.

The foreshadow motion became the motion and was **CARRIED**.

**RESOLUTION 2024/98**

Moved: Cr Dennis Brady

Seconded: Cr Judith Bartholomew

That:

16. Council decline a financial donation of \$800 for the Tottenham Welfare Committee to support improvements at the community centre.

**CARRIED**



A foreshadow motion was moved by **Cr Brady** and seconded by **Cr Mortimer** that:

1. Council decline a financial donation of \$500 for Born to Read Condobolin event.
2. Council approve a financial donation in the amount of \$800 for the Born to Read Condobolin event.

The foreshadow motion was put to a vote and the vote was **WON**.

The foreshadow motion became the motion and was **CARRIED**.

**RESOLUTION 2024/99**

Moved: Cr Dennis Brady

Seconded: Cr Megan Mortimer

That:

17. Council approve a financial donation of \$800 for the Born to Read Condobolin event. This financial donation will be funded from the Annual Budget for Elected Members General Donation, and is conditional on the event proceeding.

**CARRIED**

**RESOLUTION 2024/100**

Moved: Cr Peter Harris

Seconded: Cr Melissa Blewitt

18. Council approves a financial donation of \$4,095.39 to the Condobolin & District Kennel Club Incorporated to cover the cost of mobile lighting towers. This donation is to be funded from the Community Events program budget and is conditional on the All Breeds Championship Dog Shows event proceeding.

19. Council approve in kind support of an estimated \$5,980 for the Lake Cargelligo Show. This contribution is to be funded from the In-Kind contributions budget and is conditional on the show proceeding.

**CARRIED**

**9.2.5 REVIEW OF THE COMMUNITY DONATION AND EVENT SUPPORT POLICY**

**RESOLUTION 2024/101**

Moved: Cr Peter Harris

Seconded: Cr Judith Bartholomew

That:

1. The Director of Corporate & Community Services Report R24/108 be received and noted.

2. The Community Donation and Event Support Policy v2 be adopted, as presented, with effect from 1 July 2024.
3. Council delegates to the General Manager, with the approval of the Mayor, the power to grant financial assistance under section 377(1A) of the *Local Government Act 1993*.
4. Council rescinds all and any prior resolutions for community event support, donations, fee concessions, and rates and charges donations, unless specifically listed in the Integrated Planning and Reporting documents commencing 1 July 2024.
5. Council rescinds the Community Donation & Event Support Policy v1 that was last adopted June 2023, and any donations policies that may have not already been previously extinguished.

**CARRIED**

### **9.2.6 QUARTERLY BUDGET REVIEW 3 2024 FY**

#### **RESOLUTION 2024/102**

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That:

1. The Director Corporate and Community Services Report No. R24/109 be received and noted.
2. The Quarterly Budget adjustments including reserve movements be adopted as presented.

**CARRIED**

### **9.2.7 BUSH BURSARY PROGRAM 2024**

#### **RESOLUTION 2024/103**

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

1. The Director Corporate & Community Services Report No. R24/111 be received and noted.
2. Council decline the invitation to provide support for the Bush Bursary 2024 program.

**CARRIED**

### 9.3 ENVIRONMENT AND PLANNING

#### 9.3.1 TOTTENHAM PLANNING PROPOSAL

##### RESOLUTION 2024/104

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

1. The Director of Environment and Planning Report No. R24/74 be received and noted.
2. Council endorse the preparation and lodgement of a Planning Proposal for rezoning in Tottenham, amending Lachlan Local Environmental Plan 2013, in accordance with the Council's Industrial and Rural Lands Strategy.
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, Housing and Industry 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 submitted to Council following the public exhibition of the Planning Proposal detailing any submissions received during the public exhibition period.

**CARRIED**

#### 9.3.2 GOANNA MANOR - CONSULTATION

##### RESOLUTION 2024/105

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

1. The Director – Environment and Planning Report No. R24/107 be received and noted.
2. The submissions regarding the proposed demolition of Goanna Manor be noted.
3. As the reasons for the proposed demolition of the building were not provided with the petition documents the individual petitioners be contacted to provide them with the additional information and they be asked to confirm that they still oppose the demolition of the building.
4. A further report be provided to Council on the outcome of the inquiries with the petitioners.

**CARRIED**

**9.4 INFRASTRUCTURE SERVICES**

Nil

**10 DEPUTATIONS**

**11 NOTICES OF MOTION**

Nil

**12 NOTICES OF RESCISSION**

Nil

**13 DELEGATES REPORT**

Nil

**14 CORRESPONDENCE**

**14.1 CORRESPONDENCE**

**RESOLUTION 2024/106**

Moved: Cr Megan Mortimer

Seconded: Cr Peter Harris

That:

1. The Correspondence Report No. R24/104 be received and noted.

**CARRIED**

**15 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN**

Nil

**16 PETITIONS**

**16.1 PETITION - GOANNA MANOR**

**RESOLUTION 2024/107**

Moved: Cr Dennis Brady

Seconded: Cr Peter Harris

That:

1. Report No R24/112 be received and noted.

**CARRIED**

**17 CLOSED SESSION****RESOLUTION 2024/108**

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

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:

**17.1 19 McDonnell Street, Condobolin**

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.

**17.2 Offer to donate optometry equipment**

This matter is considered to be confidential under Section 10A(2)a 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 personnel matters concerning particular individuals (other than councillors).

**17.3 Expression of Interest to lease or purchase part Lot 14 DP 816194 and part Lot 2342 DP566794**

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. Appointment of independent facilitator to review the ARIC Chairperson, review of Internal Audit effectiveness and review of ARIC effectiveness**

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.

**19 Rural Fire Service Assets**

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.

**CARRIED**

**RESOLUTION 2024/109**

Moved: Cr Dennis Brady

Seconded: Cr Megan Mortimer

That Council moves out of Closed Council into Open Council.

**CARRIED**

**17.1 19 MCDONNELL STREET, CONDOBOLIN****RESOLUTION 2024/110**

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That:

1. The Director of Environment and Planning Report No. R24/114 be received and noted.
2. The General Manager be authorised to make an offer and negotiate the purchase of the property to the value detailed in option 1 of the report.
3. Funds for the purchase of the property and associated costs, as detailed in option 1 of the report, be allocated from Council's Condobolin Purchase Dwelling Capital Improvement Reserve.
4. If acquired the property be classified as operational land in Council's Land and Building Asset Register as it will be used for operational purposes.
5. The Mayor and General Manager be authorised to sign the contract documents and affix the Council seal if required.

**CARRIED**

**17.2 OFFER TO DONATE OPTOMETRY EQUIPMENT****RESOLUTION 2024/111**

Moved: Cr Dennis Brady

Seconded: Cr Megan Mortimer

That:

1. The General Manager's report No. R24/123 be received and noted.
2. Council accept the donation of optometry equipment and records from AC Lord and PA Wells.
3. The donated equipment be stored at the Melrose Street Medical facility or the Old Melrose Street Medical facility building for the use of visiting Optometrists.

4. If the Royal Flying Doctors Service agree, the equipment be added to the inventory of equipment provided under the lease for the Melrose Street Medical Facility for the coordination of optometry services by the RFDS.
5. A letter of thanks be sent to AC Lord and PA Wells for their generous donation and their long service to the Lachlan Shire community.

**CARRIED**

**17.3 EXPRESSION OF INTEREST TO LEASE OR PURCHASE PART LOT 14 DP 816194 AND PART LOT 2342 DP566794**

**RESOLUTION 2024/112**

Moved: Cr Dennis Brady

Seconded: Cr Megan Mortimer

That:

1. The General Manager's report No R24/124 be received and noted.
2. Council decline the offer to purchase or lease part Lot 14 DP 816194 and Lot 2342 DP 566794.
3. Strategic consideration be given to the future redevelopment or disposal of the site.

**CARRIED**

**Cr Melissa Blewitt requested that her name be recorded as voted against the motion.**

**18 APPOINTMENT OF INDEPENDENT FACILITATOR TO REVIEW THE ARIC CHAIRPERSON, REVIEW OF INTERNAL AUDIT EFFECTIVENESS AND REVIEW OF ARIC EFFECTIVENESS**

**RESOLUTION 2024/113**

Moved: Cr Dennis Brady

Seconded: Cr Peter Harris

That:

1. The Director Corporate & Community Services Report R24/130 be received and noted.
2. Council resolves to appoint GHR Accounting to undertake the review of the ARIC Chairperson.
3. Council resolves to appoint Mead Perry to undertake the review of the ARIC.
4. Council resolves to appoint Centium to undertake the review of the Internal Audit.

**CARRIED**

**19 RURAL FIRE SERVICES ASSETS**

**RESOLUTION 2024/114**

Moved: Cr Dennis Brady

Seconded: Cr Megan Mortimer

That:

1. Council does not recognise Rural Fire Service assets in Council's financial statements.

**CARRIED**

**The Meeting closed at 4:18pm.**

**The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 19 June 2024.**

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**CHAIRPERSON**