

**MINUTES OF LACHLAN SHIRE
ORDINARY COUNCIL MEETING
HELD AT THE CONDOBOLIN COUNCIL CHAMBERS
ON WEDNESDAY, 16 OCTOBER 2024 AT 2:00 PM**

PRESENT: Mayor John Medcalf, Cr Paul Phillips, Deputy Mayor Megan Mortimer, Cr Juanita Wighton, Cr Melissa Blewitt, Cr Melissa Rees, Cr Dennis Brady, Cr Robyn Turner.

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

Meeting opened at 2:01pm.

1 WEBCASTING

The statement regarding the webcasting was read out by the **General Manager**.

2 ACKNOWLEDGEMENT OF COUNTRY AND ELDERS

The Acknowledgement of Country And Elders was made by **Director of Corporate and Community Services**.

9 DECISION REPORTS

9.1 GENERAL MANAGER

9.1.3 OATH OF AFFIRMATION

The following Councillors took an oath or affirmation of office:

- Cr Paul Phillips – oath.
- Cr Megan Mortimer – affirmation.
- Cr Juanita Wighton – affirmation.
- Cr John Medcalf – affirmation.
- Cr Melissa Blewitt – affirmation.
- Cr Melissa Rees – affirmation.
- Cr Dennis Brady – oath.
- Cr Robyn Turner – affirmation.

9.1.1 ELECTION OF MAYOR, DEPUTY MAYOR AND DELEGATES TO COMMITTEES

A foreshadow motion was moved by **Cr Medcalf** and seconded by **Cr Phillips** that:

The term of office for the Deputy Mayor be 2 years.

The foreshadow motion was put to a **VOTE** and the motion was **CARRIED**.

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

The voting system for the election of the Mayor to be the preferential voting system determined by secret ballot and the voting system for the election of the Deputy Mayor to be the ordinary secret ballot system.

The foreshadow motion was put to a **VOTE** and the motion was **CARRIED**.

Cr John Medcalf was elected Mayor and Cr Megan Mortimer was elected Deputy Mayor.

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

Council meetings will be held on the **4th Wednesday** of every month at **2:00pm**.

The foreshadow motion was put to a **VOTE** and the motion was **CARRIED**.

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

Pre-meeting briefing sessions be held on the **2nd Wednesday** of every month at **2:00pm**.

The motion was put to a **VOTE** and the motion was **CARRIED**.

RESOLUTION 2024/235

Moved: Cr Melissa Rees

Seconded: Cr Robyn Turner

That:

1. The General Manager's Report No R24/255 be received and noted.
2. Council resolve the voting system for the election of the Mayor to be the preferential voting system determined by secret ballot and the voting system for the election of the Deputy Mayor to be the ordinary secret ballot system.
3. Council resolve the term of office for the Deputy Mayor be 2 years.
4. Council elected Cr John Medcalf as Mayor and Cr Megan Mortimer as Deputy Mayor and delegates to committees as outlined in the report.
5. Council set the time and dates for Ordinary meetings of Council to be held the **4th Wednesday** of each month at **2:00pm** and Pre-meeting Briefing sessions to be held the **2nd Wednesday** of every month at **2:00pm**.

CARRIED

Cr Medcalf took his chair as Mayor.

3 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

Councillor elect Peter Harris was an apology.

4 CONFIRMATION OF MINUTES

RESOLUTION 2024/236

Moved: Cr Dennis Brady

Seconded: Deputy Mayor Megan Mortimer

That the minutes of the Ordinary Meeting held on 7 August 2024 and the Extraordinary Meeting held on 9 October 2024 be confirmed.

CARRIED

5 MAYORAL MINUTE

5.1 MEETINGS AND FUNCTIONS

RESOLUTION 2024/237

Moved: Cr Dennis Brady

Seconded: Cr Melissa Rees

That:

1. The Mayoral Minute No. R24/274 be received and noted.

CARRIED

6 PUBLIC FORUM

Born to Read – Amy Milne.

7 DISCLOSURE OF INTEREST

Cr Melissa Blewitt declared a Non-Pecuniary Less Than Significant interest in item No 17.1 Land Sale – Scott Street Subdivision as her employer The Condobolin Argus provided quotes for marketing of the land sale.

Cr Melissa Rees declared a Non-Pecuniary Less Than Significant interest in item No 17.4 EOI Short term Licence Stable B and Stable 6, SRA Grounds Condobolin as Fiona Doyle is a work colleague.

Cr Melissa Blewitt declared a Non-Pecuniary Less Than Significant interest in item No 17.4 EOI Short term Licence Stable B and Stable 6, SRA Grounds Condobolin as Fiona Doyle’s mother is a work colleague.

8 READ AND NOTE

RESOLUTION 2024/238

Moved: Cr Melissa Rees

Seconded: Deputy Mayor 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 August/September/October.
- 8.2 Development Data August 2024 and September 2024.
- 8.3 Investments as at 31 August 2024.
- 8.4 Tourism and Promotions update – August/September 2024.

CARRIED

8.5 FY24/25 ROADWORKS MONTHLY UPDATE AUGUST/SEPTEMBER

RESOLUTION 2024/239

Moved: Deputy Mayor Megan Mortimer

Seconded: Cr Melissa Rees

That:

- 1. The Director Infrastructure Services report No R24/282 be received and noted.

CARRIED

READ AND NOTE

RESOLUTION 2024/240

Moved: Deputy Mayor Megan Mortimer

Seconded: Cr Robyn Turner

That:

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

- 8.6 Active Resolutions.
- 8.7 FY24/25 Urban Works Monthly Update for September.
- 8.8 FY24/25 Utilities Monthly Update for September.
- 8.9 Investments as at 30 September 2024.

CARRIED

9 DECISION REPORTS

9.1 GENERAL MANAGER

4. COUNCIL COMMITTEES

GENERAL MANAGER’S PERFORMANCE REVIEW

RESOLUTION 2024/241

Moved: Cr Robyn Turner

Seconded: Deputy Mayor Megan Mortimer

Council resolved Cr Harris to be the council representative on the General Manager’s Performance Review Committee. The General Manager selected Cr Paul Phillips to the committee.

CARRIED

AUDIT RISK AND IMPROVEMENT COMMITTEE

RESOLUTION 2024/242

Moved: Cr Paul Phillips

Seconded: Cr Robyn Turner

Council resolved Cr Harris to be the council representatives on the Audit Risk and Improvement Committee.

CARRIED

AUSTRALIA DAY COMMITTEES

RESOLUTION 2024/243

Moved: Cr Melissa Rees

Seconded: Cr Robyn Turner

Council resolved Cr Turner to be the council representatives on the Australia Day Committees.

CARRIED

The following changes were requested and adopted by Council to the Committees:

Committee	Membership
ADVISORY COMMITTEES	
<p>Gum Bend Lake Committee</p> <p>To consider matters referred to it in relation to the Gum Bend Lake facility and make recommendations to Council on those matters.</p>	<p>Two Councilors (currently Cr Brady and Cr Wighton) and representatives of the community.</p> <p>Committee to be serviced by the Director of Infrastructure Service and other departmental staff as appropriate.</p> <p>Meets quarterly.</p>
<p>Lake Cargelligo Foreshore Committee</p> <p>To consider matters referred to it in relation to Lake Cargelligo and make recommendations to Council on those matters.</p>	<p>Recommendation up to two local Councillors (currently Cr Turner and vacant) and representatives of the community.</p> <p>Committee to be serviced by the Director of Infrastructure Services and other departmental staff as appropriate.</p>
<p>Aboriginal Advisory Committee</p> <p>To provide Council with advice direction and recommendations on project, programs, policy and other initiatives relevant to the Indigenous community.</p>	<p>Two Councillors (currently Cr Wighton and vacant) and nine representatives from the community who identify as Aboriginal.</p> <p>Committee to be serviced by the Director, Corporate and Community Services and other departmental staff as appropriate.</p> <p>The General Manager is also a member of this Committee.</p> <p>The committee has not met for several years and alternate methods of consulting with the Aboriginal community are being utilized.</p> <p>Meets quarterly</p>
<p>Floodplain Risk Management Committee</p> <p>To prepare for consideration by Council the Floodplain Study for those areas in the Council area affected by flooding from the Lachlan River.</p>	<p>Membership of two Councillors (currently Cr Brady and vacant) and representatives of the community.</p> <p>Committee to be serviced by the Director of Infrastructure Services and Director of</p>

<p>Council is required under the terms of the legislation to establish and use a Community Committee during the preparation of the study.</p>	<p>Environment and Planning and other departmental staff as appropriate.</p>
<p>Willow Bend Sports Centre Committee</p> <p>To develop and recommend policy to Council for the operation of the Willow Bend Sports Centre.</p>	<p>Membership of one Councillor (currently Cr Rees) plus two Department of Education representatives and two community representatives.</p> <p>Committee to be serviced by the Director Environment and Planning and other departmental staff as appropriate.</p>
<p>Heritage Advisory Committee</p> <p>Provide recommendations to Council on the distribution of heritage funding and other general heritage matters.</p>	<p>Two Councillors (currently Cr Medcalf and vacant) and community representatives.</p> <p>Committee to be serviced by the Director Environment and Planning and other departmental staff as appropriate.</p>
<p>Condobolin Cemetery Advisory Committee</p> <p>Provide advice to Council on the management and improvement of the Condobolin Cemetery.</p>	<p>Membership of two Councillors (currently Cr Brady and Cr Rees) and community representatives.</p> <p>Committee to be serviced by the Director Infrastructure Services and other departmental staff as appropriate.</p>
<p>Condobolin Showground and Recreation Area Users Committee</p> <p>Provides advice to Council on the operation and infrastructure requirements at the SRA Grounds.</p>	<p>Membership comprises representatives of user groups, three Councillor delegates (currently Cr Blewitt, Cr Rees and vacant), General Manager, Director Infrastructure and Director Environment and Planning.</p>

DELEGATES TO ORGANISATIONS	
ORGANISATION	DELEGATE(S)
<p>Ambassador to Penrith Alliance</p> <p>The ambassador is expected to play a lead role in alliance activities including attendance at Council and community organised events at both locations. Likely involve at least two trips per year to Penrith and attendance at local functions.</p>	<p>One Councillor and an alternate delegate. (currently Cr Phillips alt Cr Mortimer)</p>
<p>Delegates to CNSW Joint Organisation of Councils</p> <p>CNSW Joint Organisation Board meets quarterly with meetings held throughout the region on a rotating basis. Council pays an annual subscription to CNSW Joint Organisation which is currently based on population and use of services.</p>	<p>Constitution of CNSW Joint Organisation states Mayor and General Manager.</p>
<p>Delegates to the Mid-Lachlan Alliance (Parkes, Forbes, Weddin & Lachlan Councils)</p> <p>The MLA is a local alliance that is designed to allow member councils to address issues on a joint basis and to resource share wherever possible. The Board meets when required.</p>	<p>Mayor and the General Manager.</p>
<p>Delegates to Lachlan Western Regional Services</p> <p>The organisation facilitates and provides a number of services to the community and receives annual funding from Lachlan Shire Council. Board meetings are held every two months in Condobolin</p>	<p>Mayor and Director Corporate and Community Services.</p>
<p>Delegate to Arts Out West</p> <p>Lachlan Shire Council is a member of this regional organisation based in Orange and pays an annual subscription.</p>	<p>Council is represented on the group by a local resident whose appointment is confirmed annually (currently Heather Blackley, alternate delegate Tourism Manager).</p>

<p>Delegates to the Evolution Lake Cowal Community Environmental and Monitoring Consultative Committee</p> <p>This Committee was established under the Development Consent for the former Barrick Lake Cowal Mine and comprises representatives from Council, the community and Evolution Mining. It meets regularly at the mine.</p>	<p>Councillor delegate and alternate delegate. (currently Cr Brady and vacant)</p>
<p>Delegates to the Association of Mining and Energy Related Councils</p> <p>This Association comprises Councils throughout NSW that have mining and renewable energy activities within their local government areas and meets quarterly at venues on a rotational basis.</p> <p>Councils pay an annual subscription to the association.</p>	<p>One Councillor delegate and an alternate delegate plus General Manager. (currently Cr Brady alt Cr Mortimer)</p>
<p>Delegates to Murray Darling Association</p> <p>The Association comprises members from across NSW, Victoria and South Australia and meets quarterly with an annual conference at venues on a rotational basis.</p>	<p>One Councillor delegate and alternate delegate. (currently Cr Brady)</p>
<p>Delegates to the Bush Fire Management Committee</p> <p>This Committee comprises delegates from the Lachlan Zone Councils, Brigades and the Rural Fire Service</p> <p>Meetings are held quarterly at venues on a rotational basis</p>	<p>Mayor and one other Councillor alternate delegate plus Director Infrastructure. (currently Alt Delegate is Cr Mortimer)</p>
<p>Local Emergency Management Committee (LEMC)</p> <p>This committee comprises delegates from emergency management organisations and Council so that a coordinated response to an emergency can be undertaken.</p>	<p>One Councillor delegate and an alternate delegate plus the Director Infrastructure Services and relevant departmental staff. (currently Cr Phillips alt vacant)</p>

<p>Lachlan Local Area Command Community Safety Precinct Meeting</p> <p>Mayors and General Managers from Forbes, Parkes & Lachlan LGA's.</p> <p>Meets quarterly on a rotational basis.</p>	<p>Mayor and General Manager</p>
<p>Parkes, Forbes and Lachlan Shire Council's Road Safety Steering Committee</p> <p>To consider road and traffic related safety issues from across the three LGAs of Parkes, Forbes and Lachlan in an effort to pool resources and provide a consistent approach to these issues.</p>	<p>Membership of elected representatives, Engineering staff and the Road Safety Injury Prevention Officer (RSIPO).</p> <p>Recommendation of one Councillor and an alternate delegate plus the Director of Infrastructure Services.</p> <p>(currently Cr Brady alt Cr Turner)</p>
<p>Traffic Committee</p> <p>To consider and recommend policy to Council on traffic related issues and developments.</p>	<p>Membership is State Local Member's representative(s), Police representatives, RMS representatives and the Director Infrastructure Services.</p> <p>Recommendation that one Councillor and an alternate delegate plus other departmental staff as required.</p> <p>(currently Cr Turner alt Cr Mortimer)</p>
<p>Condobolin Chamber of Commerce</p> <p>Established to expand business opportunities and economic development in Condobolin.</p>	<p>Council delegate and alternate delegate as well as GM & Director Environment and Planning.</p> <p>(currently Cr Brady alt Cr Blewitt)</p>
<p>Western Regional Planning Panel</p> <p>For large development applications over \$10m or \$5m if Council Development – these DA's are submitted to the Western Regional Planning Panel for a decision.</p>	<p>Comprises three State appointed members and two Councillor delegates experienced in business, economic development and/or planning. Meet as required.</p> <p>(currently Cr Phillips and vacant)</p>
<p>Newell Highway Committee</p> <p>Promotion of tourism and diversion off the Newell Highway</p>	<p>One delegate and Director Environment and Planning.</p> <p>(currently Cr Mortimer)</p>
<p>Sunrise Energy Metals Community Consultative Committee</p>	<p>One Councillor delegate</p> <p>(currently Cr Phillips alt Cr Mortimer)</p>

For consultation between Sunrise Energy Metals and community stakeholders	
Western Slopes Pipeline – Murray Darling Basin	One Councillor delegate (currently Cr Brady)

DELEGATES TO SEC.355 COMMITTEES	
ORGANISATION	DELEGATE(S)
<p>Bena Cemetery Management Committee</p> <p>Provides for the care, control and management of the Bena Cemetery.</p>	<p>Council Delegate and alternate delegate as well as Director Infrastructure Services. (currently Cr Turner)</p>
<p>Burcher Development Management Committee</p> <p>Provides for the care, control and management of the Burcher Hall and Recreation Ground and development of Burcher.</p>	<p>Council delegate and alternate delegate plus the Director Infrastructure and Director Corporate and Community Services. (currently Cr Brady)</p>
<p>Condobolin Community Centre Management Committee</p> <p>Provides for the care, control and management of the community centre.</p>	<p>Council Delegate and alternate delegate as well as Director Corporate and Community Services. (currently Cr Blewitt alt vacant)</p>
<p>Condobolin Senior Citizens Hall Management Committee</p> <p>Provides for the care, control and management of the hall.</p>	<p>Council delegate and alternate delegate plus the Director Environment and Planning. (currently Cr Blewitt alt Cr Rees)</p>
<p>Fifield Development Management Committee</p> <p>Provides for the care, control and management of the hall and other infrastructure and development of Fifield</p>	<p>Council delegate and alternate delegate plus the Director Infrastructure and Director Environment and Planning. (currently Cr Mortimer)</p>
<p>Kiacatoo Hall & Recreation Ground Committee</p> <p>Provides for the care, control and management of the hall and recreation ground.</p>	<p>Council delegate and alternate delegate plus the Director Environment & Planning and Director Infrastructure Services (currently Cr Blewitt)</p>

<p>Lachlan Shire Health Education Trust Committee</p> <p>To consider and recommend the allocation of trust monies to students in the field of providing health services to the community within the Lachlan Shire.</p> <p>This could be in the form of scholarships or financial assistance to assist students undertake courses in health related disciplines</p>	<p>This Committee was formed to replace the former Lachlan Shire Health Education Trust Inc. which was deregistered as an incorporated Association.</p> <p>Council as founder has formally appointed this S355 Committee as Trustee of the Trust.</p> <p>Membership to be three Councillors and supported by the General Manager and Director Corporate and Community Services. There are no members of the community on this committee.</p> <p>(currently Cr Blewitt, Cr Rees and vacant)</p>
<p>Lake Cargelligo Australia Day Committee</p> <p>Organise events on Australia Day and select Australia Day Award recipients for Lake Cargelligo.</p>	<p>Two Council delegates and Director Corporate and Community Services.</p> <p>(currently vacant)</p>
<p>Lake Cargelligo Cemetery Management Committee</p> <p>Provides for the care, control and management of the Lake Cargelligo Cemetery</p>	<p>(currently Cr Phillips)</p>
<p>Lake Cargelligo Memorial Hall Management Committee</p> <p>Provides for the care, control and management of the hall.</p>	<p>Council delegate and alternate delegate plus the Director Environment and Planning.</p> <p>(currently Cr Phillips alt vacant)</p>
<p>Lake Cargelligo Showground & Recreation Management Committee</p> <p>Provides for the care, control and management of the showground.</p>	<p>Council delegate and alternate delegate plus the Director Infrastructure Services.</p> <p>(currently Cr Phillips and vacant)</p>
<p>Lake Cargelligo Tennis Club</p> <p>Provides for the care, control and management of the tennis club and courts</p>	<p>Council delegate and alternate delegate plus the Director Infrastructure Services</p> <p>(currently vacant)</p>
<p>Lake Cargelligo Tourism Management Committee</p> <p>Provides a volunteer tourism service from the Visitor Information Centre in Lake Cargelligo.</p>	<p>Council delegate and alternate delegate plus the Manager Tourism.</p> <p>(Cr Phillips alt vacant)</p>

<p>Tottenham Memorial Hall Management Committee</p> <p>Provides for the care, control and management of the hall.</p>	<p>Council Delegate and alternate delegate as well as Director Environment and Planning. (currently Cr Medcalf)</p>
<p>Tottenham Racecourse Management Committee</p> <p>Provides for the care, control and management of the racecourse.</p>	<p>Council delegate and alternate delegate plus the Director Infrastructure Services. (currently Cr Medcalf)</p>
<p>Tottenham Recreation Ground Management Committee</p> <p>Provides for the care, control and management of the hall and recreation ground</p>	<p>Council delegate and alternate delegate plus the Director Environment and Planning and Director Infrastructure Services. (currently Cr Medcalf)</p>
<p>Tottenham/Albert Cemetery Management Committee</p> <p>Provides for the care, control and management of the Tottenham and Albert Cemeteries</p>	<p>Council delegate and alternate delegate plus the Director Infrastructure Services. (currently Cr Medcalf)</p>
<p>Tottenham Tourist Committee</p> <p>Provides a volunteer tourism service from the Visitor Information Centre in Tottenham</p>	<p>Council delegate and alternate delegate plus the Manager Tourism. (currently Cr Medcalf)</p>
<p>Tullibigeal Hall, Cemetery & Recreation Ground Management Committee</p> <p>Provides for the care, control and management of the hall, cemetery and recreation ground</p>	<p>Council delegate and alternate delegate plus the Director Environment and Planning and Director Infrastructure Services. (currently Cr Turner)</p>
<p>Vermont Hill Hall & Recreation Ground Management Committee</p> <p>Provides for the care, control and management of the hall and recreation ground</p>	<p>Council delegate and alternate delegate plus the Director Environment and Planning and Director Infrastructure Services. (currently Cr Rees)</p>

9.1.2 COUNTBACK TO FILL CASUAL VACANCIES**RESOLUTION 2024/24411**

Moved: Cr Dennis Brady

Seconded: Cr Melissa Rees

That:

1. The General Manager's Report No. R24/272 be received and noted.
2. Pursuant to section 291A(1)(b) of the Local Government Act 1993 (the Act) Lachlan Shire Council declares that casual vacancies occurring in the office of a councillor, within 18 months after the last ordinary election of councillors for the Council on 14 September 2024, are to be filled by a countback of votes cast at that election for the office in accordance with section 291(A) of the Act and directs the General Manager to notify the NSW Electoral Commissioner of Council's decision within 7 days of the decision.

CARRIED

9.2 CORPORATE AND COMMUNITY SERVICES**9.2.1 REVIEW OF INDEPENDENT ARIC MEMBERS, OTHER THAN THE ARIC CHAIR.****RESOLUTION 2024/245**

Moved: Cr Dennis Brady

Seconded: Cr Paul Phillips

That:

1. The Director Corporate and Community Services Report R24/269 be received and noted.
2. Council adopt the ARIC Independent Members (other than the Chair) Performance Review document as presented.

CARRIED

9.2.2 COMMUNITY DONATION AND EVENT SUPPORT PROGRAM**RESOLUTION 2024/246**

Moved: Cr Dennis Brady

Seconded: Cr Melissa Rees

That:

1. The Director of Corporate and Community Services Report R24/261 be received and noted.
2. The donation request from West Milby Rodeo and Gymkhana Association for a financial donation of \$1,000 and in-kind support estimated to be worth \$5,000 for their event to be held on the 19th October 2024 be approved.

CARRIED

9.2.3 COMMUNITY DONATION AND EVENT SUPPORT PROGRAM - SEPTEMBER 2024 HALF YEARLY FUNDING ROUND**RESOLUTION 2024/247**

Moved: Cr Dennis Brady

Seconded: Deputy Mayor Megan Mortimer

That:

1. The Director of Corporate and Community Services Report No. R24/277 be received and noted.
2. Council approve a financial donation of \$500 to Born to Read Condobolin for the Joey Reader Program. This financial donation will be funded from the Annual Budget for Elected Members General Donation, and is conditional on the program proceeding.
3. Council approve a financial donation of \$500 to the Country Women's Association, Condobolin Branch, for their Garden Exhibition. This financial donation will be funded from the Annual Budget for Elected Members General Donation, and is conditional on the event proceeding.
4. Council approve the Condobolin Chamber of Commerce request for a financial donation of \$1,000 to be funded from the community events budget. This support is conditional on the event proceeding.
5. Council approve the Condobolin Clay Target Club request for a financial donation of \$1,000 to be funded from the community events budget, and is conditional on the event proceeding.
6. Council resolves to provide to the Condobolin Sports Promotion Inc. for the Condo 750 Cross Country Rally:
 - a financial donation of \$5,000 to be funded from the community events budget; and
 - in-kind support estimated to be worth up to \$12,317, to be funded from the in kind support budget.All support is conditional on the event proceeding.
7. Council declines to provide to the Condobolin Sports Promotion Inc. for the Condo 750 Cross Country Rally:
 - Any concession on security bonds;
 - Any further concession on discounted Fees for the use of Council premises.
8. Council decline a fee concession on Development Application Fees of up to a maximum of \$1,832.20 to the Sporting Shooters Association of Australia (SSAA), Condobolin Branch Incorporated.
9. Council declines to provide to the Sporting Shooters Association of Australia (SSAA), Condobolin Branch, a concession on Section 68 Fees as not for profit groups are exempt from this fee as per Council's Adopted Fees and Charges.

10. Council approve a financial donation of \$1,000 to the Lake Cargelligo District Historical Society & Museum. This financial donation will be funded from the Annual Budget for Elected Members General Donation, and is conditional on the purchase and installation of the display cabinet.
 11. Council resolves to provide to the Rotary Club of Lake Cargelligo for their 2024 Christmas Carnival Promotion:
 - a financial donation of \$1,000 to be funded from the community events budget; and
 - in-kind support estimated to be worth up to \$3,730 to be funded from the in kind support budget.

All support is conditional on the event proceeding.
 12. Council approve a financial donation of \$1,500 to the Country Women’s Association, Tottenham Branch. This financial donation will be funded from the Annual Budget for Community Events, and is conditional on the event proceeding.
 13. Council approve a financial donation of \$500 to the Tottenham Late Notes for their Keeping the Notes Playing project. This financial donation will be funded from the Elected Members Annual Budget, and is conditional on the workshops proceeding.
 14. Council resolves to provide to the Tottenham Picnic Race Club in-kind support estimated to be worth \$12,330 to be funded from the in kind support budget. This support is conditional in the event proceeding.
 15. Council approve a financial donation of \$750 to the Tullibigeal Swimming Pool to be funded from the Elected Members Annual Budget, and is conditional on the events proceeding.
 16. Council approve the additional in kind support of \$5,243 for the 2024 Condobolin PAH & I Association annual show which was held in August 2024. This contribution is to be funded from the In-Kind support budget.
- CARRIED**

9.2.4 REQUEST FOR EXTENSION OF TIME TO LODGE FINANCIAL STATEMENTS

RESOLUTION 2024/248

Moved: Cr Dennis Brady
 Seconded: Cr Robyn Turner

That:

1. The Director Corporate and Community Services Report No R24/268 be received and noted.

CARRIED

9.2.5 DRAFT CONTRACT MANAGEMENT POLICY 2024**RESOLUTION 2024/249**

Moved: Cr Paul Phillips

Seconded: Cr Robyn Turner

That:

1. The Director Corporate and Community Services report R24/292 be received and noted.
2. The Draft Contract Management Policy 2024 be placed on public exhibition for a period of 28 days.
3. Following public exhibition of the draft Contract Management Policy and subject to no significant issues being received, the policy be adopted.
4. If significant issues and relevant feedback are received, a further report be provided to Council for consideration.

CARRIED

9.3 ENVIRONMENT AND PLANNING**9.3.1 SCOTT STREET SUBDIVISION - BOUNDARY REALIGNMENT AND SALE OF LAND****RESOLUTION 2024/250**

Moved: Cr Dennis Brady

Seconded: Cr Paul Phillips

That:

1. The Director of Environment and Planning Report No. R24/279 be received and noted.
2. Council approve the sale of a 34m² portion of Lot 2, DP1276164 (proposed lots 21 and 23 in the plan of subdivision), 107 Officers Parade, Condobolin, to the owner of Lots 14 and 15, DP228959, 3 McGregor Street, Condobolin, to rectify the existing encroachment onto Lot 2, DP1276164.
3. The price for the sale of 34m² of land to the owner of Lots 14 and 15, DP228959, 3 McGregor Street, Condobolin be approved at \$1,020.00 plus all administrative, surveying and conveyancing costs associated with the sale.
4. The General Manager be delegated authority to sign the sale contract documents for the land and affix the Council seal if required.

CARRIED

9.3.2 ADOPTION OF PLAN OF MANAGEMENT - CROWN RESERVE 86016 (CONDOBOLIN CARAVAN PARK)**RESOLUTION 2024/251**

Moved: Cr Paul Phillips

Seconded: Cr Melissa Rees

That:

1. The Director Environment and Planning Report No. R24/249 be received and noted.
2. The Plan of Management – Crown Reserve 86016 (Condobolin Caravan Park) be adopted.

CARRIED

9.3.3 PLANNING PROPOSAL 1 MCINNES STREET LAKE CARGELLIGO - FINALISATION REPORT**RESOLUTION 2024/252**

Moved: Cr Paul Phillips

Seconded: Cr Dennis Brady

That:

1. The Director of Environment and Planning Report No. R24/280 be received and noted.
2. The submission from Murrin Bridge Local Aboriginal Land Council be received and noted.
3. Council endorse the Planning Proposal to rezone Lot 212 DP 1058505 (1 McInnes Street, Lake Cargelligo) from RU1 Primary Production to RU5 Village as exhibited.
4. The General Manager be authorised to formally make the plan, subject to Parliamentary Counsel providing formal advice that the plan can be made.

CARRIED

9.4 INFRASTRUCTURE SERVICES

Nil.

10 DEPUTATIONS

Nil.

11 NOTICES OF MOTION

Nil.

12 NOTICES OF RESCISSION

Nil.

13 DELEGATES REPORT**RESOLUTION 2024/253**

Moved: Cr Paul Phillips

Seconded: Cr Robyn Turner

That:

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

13.1 Delegates Report No. R24/260.

13.2 Delegates Report No. 24/266.

CARRIED

14 CORRESPONDENCE**14.1 CORRESPONDENCE**

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

Council write to the office of Roy Butler – Independant Member for Barwon and request the Minister for Health visit Lachlan Shire to witness the health difficulties being experienced by the community.

The motion was put to a **VOTE** and the motion was **CARRIED**.

RESOLUTION 2024/254

Moved: Cr Melissa Rees

Seconded: Cr Paul Phillips

That:

1. The Correspondence Report No. R24/256 be received and noted.
2. Council write to the office of Roy Butler – Member for Barwon and request the Minister for Health visit Lachlan Shire to witness the health difficulties being experienced by the community.

CARRIED

15 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

16. PETITIONS

Nil

17 CLOSED SESSION

Meeting paused at 4:10pm.

Meeting resumed at 4.25pm.

RESOLUTION 2024/255

Moved: Cr Dennis Brady

Seconded: Cr Robyn Turner

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 Land Sale - Scott Street Subdivision

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.

17.2 Trades and Suppliers Panel - Completion of Condobolin Works Depot - Additional EOI's

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.

17.3 ARIC Minutes from 5 June 2024 - Confirmed

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.

17.4 EOI - Short term Licences Stable B and Stable 6, SRA Grounds Condobolin

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.

17.5 Expression of Interest to License part Lot 2342 DP 566794

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.

17.6 Proposed Land Acquisition - Jones Lane Condobolin

This matter is considered to be confidential under Section 10A(2)c and 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 information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and 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.

17.7 Tender Assessment - Tottenham Skate Park

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.

17.8 Tender Assessment - Plant Maintenance and Repairs 2024-2026

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.

17.9 Appointment of Jeremy, Nipps, and Thomas Birch as Receivers and Managers of Brenshaw Medical Pty Ltd, and approval to write off the outstanding debt owed by Brenshaw Medical Pty Ltd.

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.

17.10 Tender Assessment - Sealed Road Flood Restoration Work - South

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 2024/256

Moved: Cr Dennis Brady

Seconded: Deputy Mayor Megan Mortimer

That Council moves out of Closed Council into Open Council.

CARRIED

Cr Melissa Blewitt declared a Non-Pecuniary Less Than Significant interest in item No 17.1 Land Sale – Scott Street Subdivision as her employer The Condobolin Argus provided quotes for marketing of the land sale.

17.1 LAND SALE - SCOTT STREET SUBDIVISION**RESOLUTION 2024/257**

Moved: Cr Dennis Brady

Seconded: Cr Melissa Rees

That:

1. The General Manager's Report No. R24/298 be received and noted.
2. Council endorse the staged release of land in the Scott Street subdivision as per the staging plan attached to the report.
3. The General Manager be authorised to negotiate open listing agreements with local real estate agents and enter into such agreements following consultation with the Mayor.
4. The price of the lots in stage 1 of the subdivision be determined from the price proposed in option 1 of the report, following consultation with the local real estate agents engaged to sell the lots.
5. Covenants a, b, c, d, e, f, g, h, i, j, k, l, m and n, detailed in the report, be registered against each lot in the subdivision.
6. The General Manager be authorised to negotiate and accept the sale of the land within or above the price detailed in Option 1 of the report, following consultation with the Mayor.
7. Council retain two 2 lots from the stage 1 land release.
8. The General Manager be instructed to engage Council's legal representative to prepare contracts of sale for each lot in the stage 1 land sale and conduct the conveyance for any lots sold.
9. The Mayor and General Manager be authorised to sign Contracts of Sale for any stage 1 lots sold in the Scott Street Subdivision.

CARRIED

17.2 TRADES AND SUPPLIERS PANEL - COMPLETION OF CONDOBOLIN WORKS DEPOT - ADDITIONAL EOI'S**RESOLUTION 2024/258**

Moved: Deputy Mayor Megan Mortimer

Seconded: Cr Robyn Turner

That:

1. The Director Environment and Planning Report No. R24/263 be received and noted.
2. In accordance with section 55 of the *Local Government Act 1993*, Council accepts the complying Expression of Interest submitted for the Trades and Suppliers Panel Contract.
3. The General Manager issue letters of acceptance to responders to the Trades and Suppliers Expression of Interest.

CARRIED

17.3 ARIC MINUTES FROM 5 JUNE 2024 - CONFIRMED**RESOLUTION 2024/259**

Moved: Cr Paul Phillips

Seconded: Deputy Mayor Megan Mortimer

That:

1. The Director Corporate & Community Services report number R24/271 be received and noted.
2. The confirmed minutes of the Audit, Risk & Improvement Committee (ARIC) meeting held on the 5 June 2024 be received and noted.

CARRIED

Cr Melissa Rees declared a Non-Pecuniary Less Than Significant interest in item No 17.4 EOI Short term Licence Stable B and Stable 6, SRA Grounds Condobolin as Fiona Doyle is a work colleague.

Cr Melissa Blewitt declared a Non-Pecuniary Less Than Significant interest in item No 17.4 EOI Short term Licence Stable B and Stable 6, SRA Grounds Condobolin as Fiona Doyle's mother is a work colleague.

17.4 EOI - SHORT TERM LICENCES STABLE B AND STABLE 6, SRA GROUNDS CONDOBOLIN

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

2. Stable B Crown Reserve: 89343 Part Lot 247 DP 753113, as shown within the red line on the map attached to the short term licence, be offered initially to Fiona Doyle, for the maximum term of 12 months, at a rental fee of **\$30** per week including GST plus water consumption. If the licence is not accepted Stable B be readvertised at a rental fee of **\$30** per week including GST plus water consumption.
4. South Forbes Road Reserve Trust, reserve number R89343 (known as part lot 7302 DP 1166993 Stable 6, SRA Grounds), as shown within the red line on the map attached to the short term licence, be advertised at a rental fee of **\$30** per week including GST plus water consumption, for the maximum term of 12 months.

The motion was put to a **VOTE** and the motion was **CARRIED**.

RESOLUTION 2024/260

Moved: Cr Dennis Brady

Seconded: Cr Robyn Turner

That:

1. The Director Corporate & Community Services Report R24/278 be received and noted.
2. Stable B Crown Reserve: 89343 Part Lot 247 DP 753113, as shown within the red line on the map attached to the short term licence, be offered initially to Fiona Doyle, for the maximum term of 12 months, at a rental fee of \$30 per week including GST plus water consumption. If the licence is not accepted Stable B be readvertised at a rental fee of \$30 per week including GST plus water consumption.
3. The General Manager be authorised to sign the licence documents.
4. South Forbes Road Reserve Trust, reserve number R89343 (known as part lot 7302 DP 1166993 Stable 6, SRA Grounds), as shown within the red line on the map attached to the short term licence, be advertised at a rental fee of \$30 per week including GST plus water consumption, for the maximum term of 12 months.

CARRIED

17.5 EXPRESSION OF INTEREST TO LICENSE PART LOT 2342 DP 566794

An amendment to the recommendation was moved by **Cr Rees** and seconded by **Cr Turner** that:

Council seek expressions of interest (EOI) for the option of a short term partial lease to terminate on 30 June 2026 for part Lot 2342 DP 566794, 105 Hassans Lane Condobolin (part of the former Condobolin Abattoir site).

The motion was put to a **VOTE** and the motion was **CARRIED**.

RESOLUTION 2024/261

Moved: Cr Paul Phillips

Seconded: Cr Dennis Brady

That:

1. The Director Corporate and Community Services report number R24/281 be received and noted.
2. Council seek expressions of interest (EOI) for the option of a short term partial lease to terminate on 30 June 2026 for part Lot 2342 DP 566794, 105 Hassans Lane Condobolin (part of the former Condobolin Abattoir site).
3. Council's legal representative be engaged to prepare the lease documents.
4. The Mayor and General Manager be authorised to sign the lease/licence documents and affix the Council seal.

CARRIED

17.6 PROPOSED LAND ACQUISITION - JONES LANE CONDOBOLIN**RESOLUTION 2024/262**

Moved: Deputy Mayor Megan Mortimer

Seconded: Cr Melissa Rees

That:

1. The General Manager's report No. R24/283 be received and noted.
2. The General Manager is authorised to prepare and lodge an application to the Minister for Local Government (via the Office of Local Government) to acquire the land at 66 Jones Lane Condobolin under compulsory acquisition process.
3. The General Manager is authorised to issue a Proposed Acquisition Notice to the landowners of 66 Jones Lane Condobolin upon approval being granted by the Minister for Local Government.
4. Council approve an increase of 10% to the negotiated maximum acquisition price approved in Council resolution R2023/174.

CARRIED

Cr Blewitt and Cr Rees requested that their names be recorded as voted AGAINST the motion.

17.7 TENDER ASSESSMENT - TOTTENHAM SKATE PARK**RESOLUTION 2024/263**

Moved: Cr Paul Phillips

Seconded: Cr Robyn Turner

That:

1. The Director Infrastructure Services Report No. R24/285 be received and noted.
2. The tender submission from Haley Constructions be accepted. Option 1 be used as the basis to develop the detailed design.
3. The Mayor and General Manager be authorised to execute the contract documents and affix the Council seal.

CARRIED

17.8 TENDER ASSESSMENT - PLANT MAINTENANCE AND REPAIRS 2024-2026**RESOLUTION 2024/264**

Moved: Cr Paul Phillips

Seconded: Cr Robyn Turner

That:

1. The Director Infrastructure Services Report R24/297 be received and noted.
2. The tenders of the following contractors be accepted for inclusion on the 2 year panel contract for the provision of maintenance and repair services for light and heavy plant:
Aaron Payne
Buttriss Bros
M&J Repairs
Cappa Industries
JA & DM Hatley
Western Farm Pty Ltd
Cameron Rosser Mechanical
Tandy Diesel Repairs
DMK Agriculture Pty Ltd
Total Diesel Repairs Pty Ltd
3. The General Manager be authorised to execute the contract documents.
4. Eric Payne and Central West Mechanical Services Pty Ltd be requested to provide additional information to allow the full assessment of their respective tender offers.

CARRIED

17.9 APPOINTMENT OF JEREMY, NIPPS, AND THOMAS BIRCH AS RECEIVERS AND MANAGERS OF BRENSHAW MEDICAL PTY LTD, AND APPROVAL TO WRITE OFF THE OUTSTANDING DEBT OWED BY BRENSHAW MEDICAL PTY LTD.

RESOLUTION 2024/265

Moved: Cr Robyn Turner

Seconded: Cr Melissa Rees

That:

1. The Director of Corporate and Community Services Report No. R24/300 be received and noted.
2. Council resolves to write off the debt owed by Brenshaw Medical Pty Ltd for the amount of \$32,713.66 as receivers and managers have been appointed, and it is expected that no funds will be available to settle the outstanding amount.

CARRIED

Cr Brady and Cr Blewitt requested that their names be recorded as voted AGAINST the motion.

17.10 TENDER ASSESSMENT - SEALED ROAD FLOOD RESTORATION WORK - SOUTH

RESOLUTION 2024/233

Moved: Cr Paul Phillips

Seconded: Cr Robyn Turner

That:

1. The Director Infrastructure Services Report No R24/284 be received and noted.
2. The tender of Stabilised Pavement of Australia Pty Ltd for T2024/15 – Sealed Roads Flood Restoration Work – South be accepted.
3. The Mayor and General Manager be authorised to sign the contract documents and affix the Council seal if required.

CARRIED

17.11 PURCHASE OF 106 ORANGE STREET, CONDOBOLIN

RESOLUTION 2024/266

Moved: Cr Dennis Brady

Seconded: Cr Robyn Turner

That:

1. The General Manager be authorised to enter negotiations for the purchase of 106 Orange street, Condobolin.
2. The purchase be funded from the Capital Improvement Reserve.
3. The General Manager engage Council’s legal representative to complete the purchase.
4. The Mayor & General Manager be authorised to sign the contracts for purchase.
5. Council not retain two(2) lots from the Scott street Stage 1 land release as proposed in Council resolution 2024/57 point 7.

CARRIED

Cr Blewitt requested that her name be recorded as voted AGAINST the motion.

17.12 CONCESSION - SRA HALL HIRE

RESOLUTION 2024/267

Moved: Cr Melissa Blewitt

Seconded: Cr Paul Phillips

That:

1. Council approves a fee concession on SRA Hall hire fees to the Parents and Friends Committee of St Joseph’s Condobolin for their Debutante Ball dance practice sessions which is to occur over 3 evenings leading up to the ball.

CARRIED

The Meeting closed at 5:40pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 31 December 2024.

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CHAIRPERSON