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UNCONFIRMED MINUTES

Oberon Council Ordinary Meeting
Tuesday 17 May 2022

Commencing at 5.30pm
at the Oberon Council Chambers

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1. OPENING OF MEETING

The Mayor welcomed members and declared the meeting open at 5.30pm.

The May Ordinary meeting is being livestreamed via Zoom webinar facilities. Recordings of Council Meetings or parts thereof cannot be copied, recorded, reproduced, reused or transmitted without the prior written consent of the General Manager. The meeting is being recorded and made publicly available on Council's website and persons attending the meeting should refrain from making any defamatory statements.

2. ACKNOWLEDGEMENT OF COUNTRY

Council acknowledges that this meeting is being held on the traditional lands of the Wiradjuri, Gundungurra and Dharug People, and respects the history and culture of the elders both past and present.

3. PRAYER

The Meeting was opened in prayer by Pastor Jo Korman.

4. RECORD OF ATTENDANCE

Members	Mayor Mark Kellam Deputy Mayor Andrew McKibbin (via Zoom from 5.34pm) Clr Katie Graham Clr Helen Hayden Clr Clive McCarthy Clr Mick McKechnie Clr Lauren Trembath Clr Ian Tucker Clr Bruce Watt
Staff	Gary Wallace, General Manager Damian O'Shannassy, Planning and Development Director Mathew Webb, Acting Corporate Services Director Chris Schumacher, Technical Services Director Zoe Marks, Finance Manager Sharon Swannell, Executive Coordinator
Leave of Absence	Nil

5. DECLARATIONS OF INTEREST

- Pecuniary - Nil
- Non-Pecuniary Significant - Clr Graham declared an interest in report item 13.03, the applicant is Clr Graham's sister.
- Non-Pecuniary Less than Significant - Nil

6. PRESENTATIONS

Nil

Clr McKibbin joined the meeting at 5.34pm.

7. QUESTIONS FROM THE PUBLIC

Joanne Korman, Pastor of Oberon Christian Life Centre addressed Council on behalf of the combined Christian Churches of Oberon and region.

Thank you Mayor, Councillors and staff for letting me speak this evening and thank you for your time.

I would like to speak to the matter of retaining the prayer at the commencement of Council Meetings. I understand that not all of you believe in the power of prayer and I respect your position on that. I want to respectfully remind you that you are here to represent the community.

Worse case scenario for those who do not believe in the power of prayer is that you think we have just wasted two minutes at the commencement of this meeting. For those of us who do believe in the power of prayer, we do not want God's hand of blessing and protection to be pushed away from this wonderful community that we have enjoyed in the past.

May I remind you there is a percentage of this community who do attend Church and who do uphold Christian faith and many more who do not attend Church but still believe in the importance and power of prayer. There is a reasonable expectation from this percentage of the community that prayer in our Council meetings will be retained.

I speak on behalf of all the Combined Churches of Oberon and surrounding region, so that is all the members and community of the Catholic Church, the Anglican Church, the Uniting Church, the Seventh Day Adventist Church, the Christian Life Centre of which I am the Pastor and all the Christian communities who meet outside of these established Churches. In addition to this we teach over one hundred and fifty students, Christian SRE in our local public schools and that is at their parent's request. This says to me that all these parents of all these students in our community hold Christian values and therefore hold prayer as a high value. That's in addition to the families of St Joseph's School which is a Christian School. That's a lot of families in our community who hold prayer as a high value.

I ask that you remember all of these people whom you represent when you are making your deliberations. As Christians we have been commanded to pray for those in authority over us, we pray for all of you and your important work and we will continue to do so. I thank you for your time this evening and thank you for remembering all the people you represent.

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8. CONFIRMATION OF MINUTES

Ordinary Meeting 19 April 2022

Moved: Hayden
Second: Trembath

That the Minutes of the Ordinary Meeting held on 19 April 2022 be confirmed.

Carried 01 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

Matters Arising from the Minutes

Nil

Works Committee Meeting 26 April 2022

Moved: Hayden
Second: Trembath

That the Minutes of the Works Committee Meeting held on 26 April 2022 be confirmed and endorse the resolutions made at the meeting.

Carried 02 180522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

Matters Arising from the Minutes

Nil

Finance Committee Meeting 2 May 2022

Moved: Tucker
Second: Hayden

That the Minutes of the Finance Committee Meeting held on 2 May 2022 be confirmed and endorse the resolutions made at the meeting.

Carried 03 180522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

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Matters Arising from the Minutes

Nil

9. MAYORAL MINUTE AND REPORT

09.01 MAYORAL MINUTE AND REPORT

File No: Governance/Meetings/Ordinary
Author: Cllr Mark Kellam, Mayor

Summary

This report summarises the main activity for the Mayor since the last report

Moved: Kellam
Second: Hayden

That Report Item 09.01 is received as information.

Carried 04 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

Moved: McCarthy
Second: Watt

That report item 14.10 be brought forward and dealt with at this point in time.

Carried 05 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

14.10 QUARTERLY BUDGET REVIEW STATEMENTS – JAN TO MAR 2022

File No: Governance/Meetings/Ordinary/May 22
Author: Zoe Marks, Finance Manager, Mathew Webb, Acting Corporate Services Director

Summary

The Quarterly Budget Review Statement (QBRs) is presented with income and expenditure for the period from 1 January to 31 March 2022.

Moved: Hayden
Second: McCarthy

That report item 14.10 is received as information.

Carried 06 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt

Votes against: Nil

Zoe Marks left the meeting at 5.45pm.

10. NOTICES OF MOTIONS

10.01 TRANSFER OF FUNDS FOR STONE WALLS TO HOUSE LIVING TREASURES AT THE COMMON

File No: Parks and Reserves/Design and Construction

Author: Cllr Clive McCarthy

Moved: McCarthy
Second: McKechnie

That Oberon Council transfer funds from the Waste Fund (mainly the scrap metal income) to fund the stone walls at The Common that will become the Living Treasures display wall for the forty designs.

1. Oberon Council proceeds with installing the walls in the 2022-23 year.
2. Council staff install footing, engage brick layer to do the wall behind the living treasures panels.
3. Engage a stone mason to do ends and caps on top of block work.

Amendment Moved: Hayden
Second: Tucker

That Oberon Council consider allocating funds from the 2022-23 Town Improvement Fund to fund the stone walls at The Common that will become the Living Treasures display wall for the forty designs.

1. Oberon Council proceeds with installing the walls in the 2022-23 year.
2. Council staff install footing, engage brick layer to do the wall behind the living treasures panels.
3. Engage a stone mason to do ends and caps on top of block work.

The amendment was put and lost, the original motion stands.

Moved: McCarthy
Second: McKechnie

That Oberon Council transfer funds from the Waste Fund (mainly the scrap metal income) to fund the stone walls at The Common that will become the Living Treasures display wall for the forty designs.

1. Oberon Council proceeds with installing the walls in the 2022-23 year.
2. Council staff install footing, engage brick layer to do the wall behind the living treasures panels.
3. Engage a stone mason to do ends and caps on top of block work.

Carried 07 170522

Division

Votes for: Kellam; McKibbin; Graham; McCarthy; McKechnie; Trembath & Watt

Votes against: Tucker & Hayden

10.02 NOTICE OF MOTION - USE OF CAT 7 BULLDOZER EXCLUDED

File No: Governance/Meetings/Ordinary

Author: Cllr Clive McCarthy

General Managers Note:

A Notice of Motion has been lodged by Cllr Clive McCarthy seeking information in relation to the operation of an item of plant.

This matter is considered to be of an operational nature and therefore has been excluded from the agenda.

11. COUNCILLOR AND DELEGATES REPORTS

Nil

12. COMMITTEE REPORTS

12.01 BLACK SPRINGS COMMUNITY HALL COMMITTEE MEETING

File: S:/Governance/Meeting/Community Services Committee

Author: Mathew Webb, Acting Corporate Services Director

Summary

Minutes of the Black Springs Community Hall Committee Meeting held on 2 May 2022 are submitted for Council's information and consideration.

Moved: Hayden
Second: Trembath

That Council receive report 12.01 as information.

Carried 08 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

13. REPORTS FOR DECISION

13.01 OBERON STREET TREE MASTER PLAN – FINAL ADOPTION

File No: Roads Maintenance/Nature Strips and Verges
Author: Chris Schumacher Technical Services Director

Summary

The following report seeks Councils resolution for the final adoption of the Oberon Street Master Plan, which was recently exhibited from 18 March to 29 April 2022.

Moved: McKibbin
Second: Graham

That Council, note the submission received and adopt the final version of the Oberon Street Tree Master Plan that was recently exhibited from 18 March to 29 April 2022.

Carried 09 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

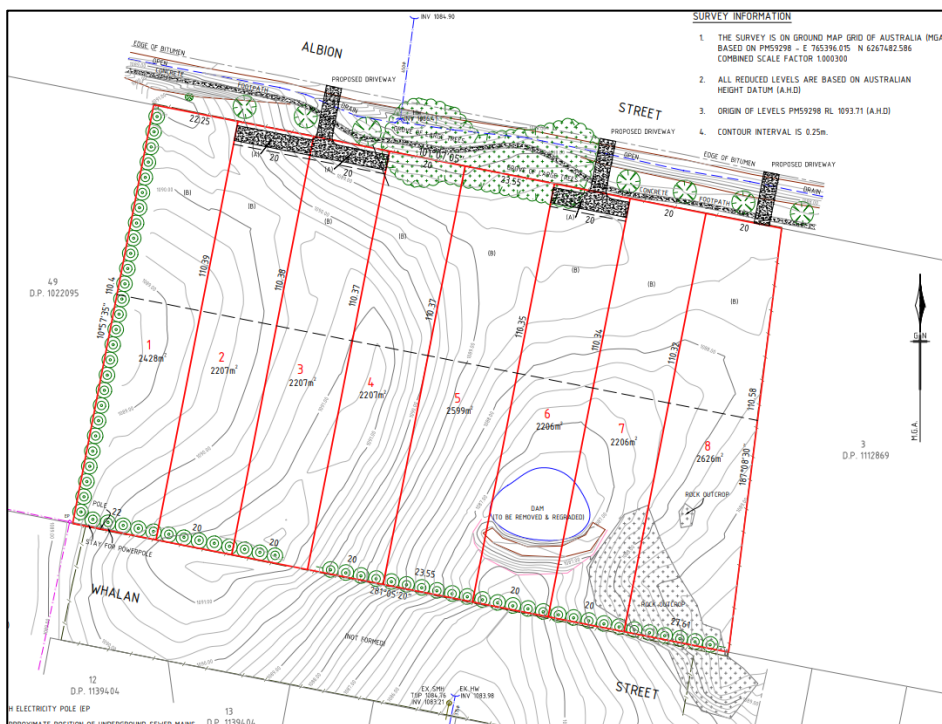
13.02 DEVELOPMENT APPLICATION 10.2021.86.1 – EIGHT LOT SUBDIVISION AT 81 ALBION STREET, OBERON

File No: PO2-81
Author: Mark Hitchenson, Contract Town Planner

Summary

Council has received a Development Application (10.2021.86.1) at 81 Albion Street, Oberon (Lot 4 in DP 1112869), for an eight lot residential subdivision. The site is currently vacant and has a history of rural use. A previous subdivision of the land was granted consent by the Land and Environment Court in 2007 (DA170/06). The previous consent was determined by Council to have been commenced as one of the lots was created. However, no further implementation of this consent is proposed and therefore a condition requiring DA 170/06 to be surrendered as it relates to Lot 4 DP 1112869 is recommended.

The proposal involves subdivision works including the provision of services and access to the lots. The proposed subdivision plan is provided below:



Plan of proposed subdivision

Key Issues

The subject land has a long and contentious history, including a five lot subdivision refused by Council but approved by the Land and Environment Court. The Court approval was commenced and could be completed. Given the applicant is seeking an alternative subdivision plan; it is recommended that the existing consent be surrendered if this application is approved by Council.

The land is located close to the Oberon Industrial Complex and is bounded to the west by an industrial use, being a transport depot. The applicant provided an acoustic report that found there are no acoustic impacts from industrial activities that necessitate the requirement for acoustic controls. In relation to road traffic noise, with closed windows using 6.3mm thick glazing for bedroom facing Albion Street, dwellings would comply with the relevant criteria. Notwithstanding the results of the acoustic assessment, it is considered prudent to require an acoustic fence along the western boundary of the site and a restriction on title for future dwellings to have bedroom windows facing Albion Street as recommended in the acoustic report.

Three (3) submissions were received to the notification of the development application. Issues raised relate to noise, servicing, access and stormwater discharge. Subject to conditions, it is considered that all issues raised can be satisfactorily addressed.

The proposed development complies with all relevant provisions of the Oberon Local Environmental Plan 2013 and the Oberon Development Control Plan. While there are no non-compliances and the issues raised in submissions can be addressed through conditions of consent, given the contentious history of this site, it was considered appropriate to refer the development application to Council for consideration.

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Moved: Hayden
Second: Trembath

That:

1. Council approve Development Application 10.2021.86.1 for an eight lot subdivision for residential purposes at Lot 4 in DP 1112869, being known as 81 Albion Street OBERON in accordance with Section 4.16 of the Environmental Planning and Assessment Act 1979 and conditions contained within this report, for the following reasons:
 - The development is permissible within the Oberon Local Environmental Plan 2013.
 - The development complies with the Oberon Local Environmental Plan 2013.
 - The development is considered to be appropriate and will not impact the locality unreasonably.
2. A division be called in accordance with Section 375A of the Local Government Act 1993.

Carried 10 170522

In accordance with Section 375A of the Local Government Act 1993 the following votes are recorded for and against the motion:

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt

Votes against: Nil

It was requested that the advice provided by Transport for NSW in relation to the status of the road being a non-classified road and therefore the application is not required to be referred be noted on the file.

Clr Graham declared an interest in report item 13.03. Clr Graham left the meeting at 6.23pm.

13.03 DEVELOPMENT APPLICATION 10.2022.12.1 – DWELLING AND CONSOLIDATION OF LOTS AT 924 DUCKMALOI ROAD, DUCKMALOI

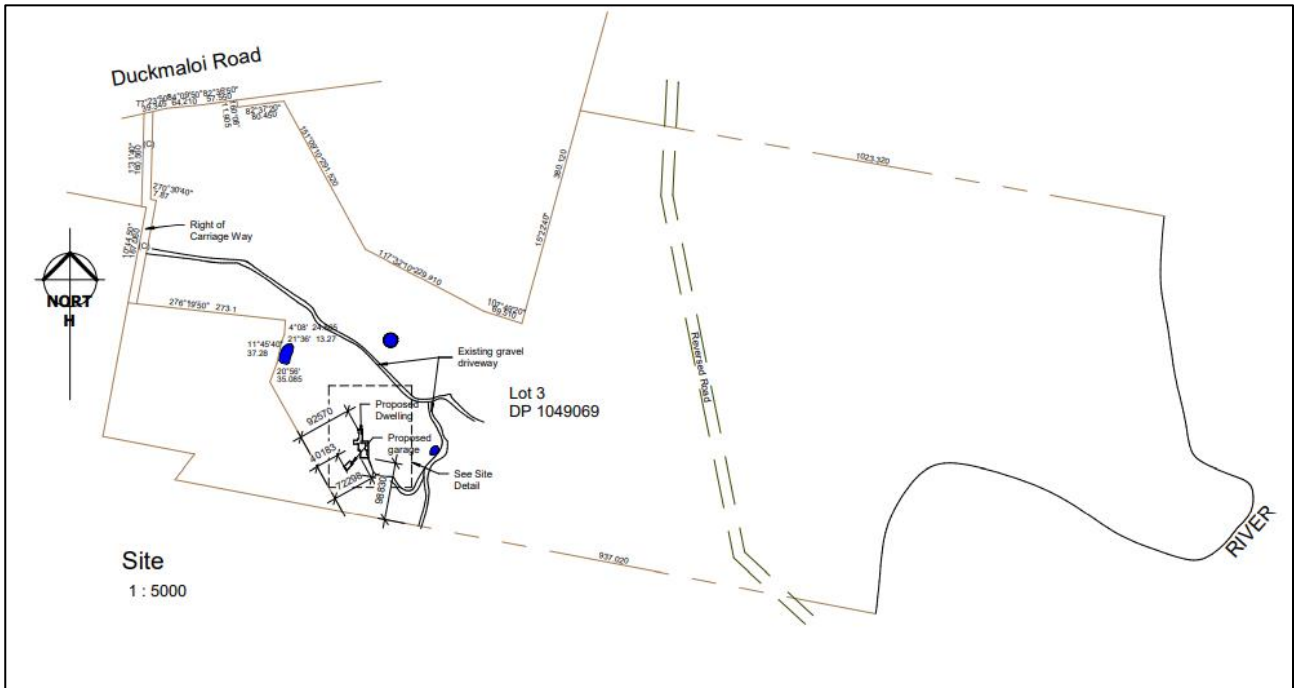
File No: PR189-924

Author: Mark Hitchenson, Contract Town Planner

Summary

Council has received a Development Application (10.2022.9.1) at 924 Duckmaloi Road, Duckmaloi (Lot 3 in DP 1049069, Lots 139, 174 in DP 757050 and Lot 681 in DP 730096), for a dwelling on Lot 3 and Consolidation of Lots 139, 174 and 681. The land is currently vacant and used for rural purposes.

The proposed site plan is provided below:



Site Plan

Key Issues

The lot on which the dwelling is proposed is less than the minimum lot size for the RU1 Primary Production zone (100ha). The lot is 98.57ha in size.

There is some doubt as to whether the subject lot, on its own, has a dwelling entitlement. The lot is part of a larger holding that is over 200ha in size. Therefore, the land owner could consolidate all of the lots in the holding and subdivide into two 100ha lots, each with dwelling entitlement. Rather than consolidate and re-subdivide, the applicant has requested a variation to the development standard in clause 4.2B of the Oberon Local Environmental Plan 2013 for Lot 3 and to consolidate the remaining lots in the holding into one lot. This ensures there is no increase in dwelling potential beyond what could be achieved by a consolidation and re-subdivision of all of the lots in the holding.

The proposed dwelling is a large dwelling with over 600m² of roofed area. Within the dwelling there is the potential for two dwellings, with two kitchens and potential for two laundries. The dwelling is designed to facilitate division of the building into two dwellings, however this is not proposed at this stage. A doorway between the two sections of the dwelling could be replaced with a fire rated wall, but this would be the subject of a future development application. A condition to this effect is recommended.

The development application was not required to be notified to adjoining land owners and therefore there are no public submissions.

Despite the non-compliances with the Oberon LEP and DCP as referred to above, it is considered that the development can be approved as the impacts of the development are minor.

Moved: Hayden
Second: Tucker

That:

1. Council approve Development Application 10.2022.9.1 for a dwelling and consolidation of lots at Lot 3 in DP 1049069, Lots 139, 174 in DP 757050 and Lot 681 in DP 730096, being known as 924 Duckmaloi Road DUCKMALOI in accordance with Section 4.16 of the Environmental Planning and Assessment Act 1979 and conditions contained within this report, for the following reasons:
 - The development is permissible within the Oberon Local Environmental Plan 2013.
 - The development is considered satisfactory despite non-compliance with clause 4.2B of the Oberon Local Environmental Plan 2013.
 - The development is considered to be appropriate and will not impact the locality unreasonably.
2. A division be called in accordance with Section 375A of the Local Government Act 1993.

Carried 11 170522

In accordance with Section 375A of the Local Government Act 1993 the following votes are recorded for and against the motion:

Division

Votes for: Kellam; McKibbin; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt

Votes against: Nil

Clr Graham returned to the meeting at 6.27pm.

13.04 DEVELOPMENT APPLICATION 10.2022.12.1 – TWO LOT SUBDIVISION, DWELLING AND CARPORT AT 4 BLIGH STREET, OBERON

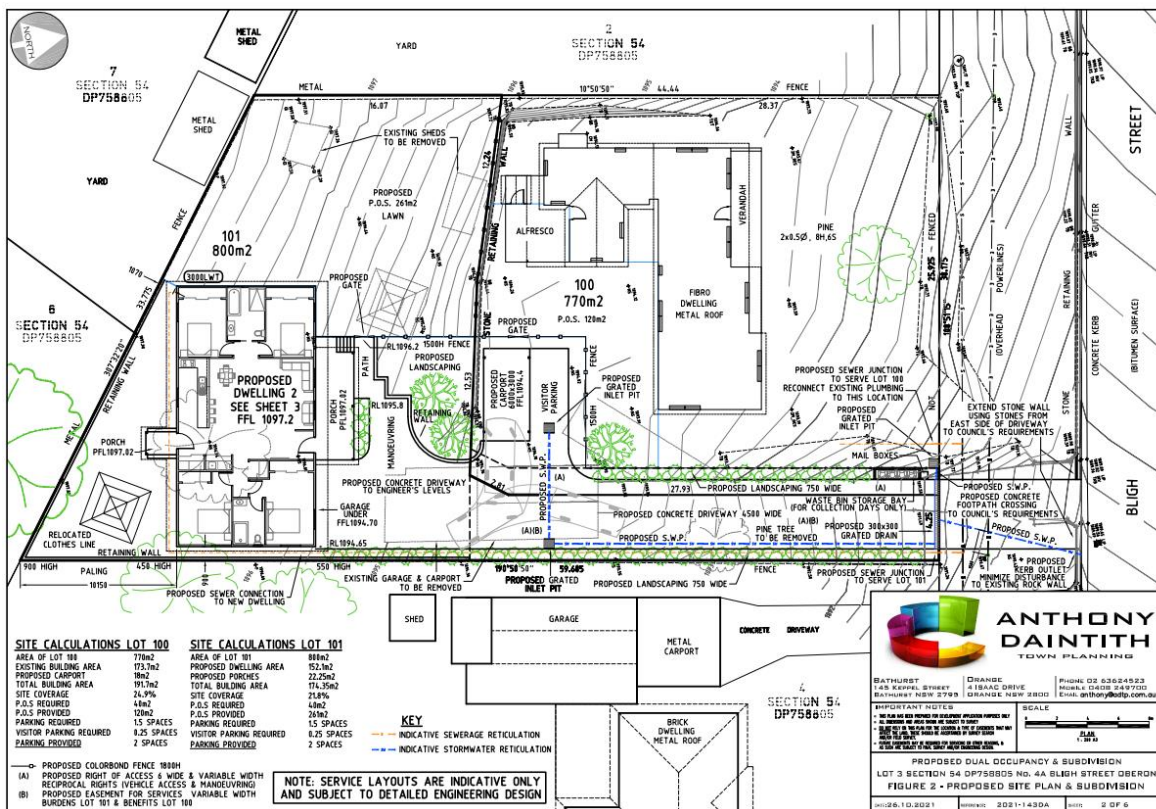
File No: PO8-4

Author: Mark Hitchenson, Contract Town Planner

Summary

Council has received a Development Application (10.2022.12.1) at 4 Bligh Street, Oberon (Lot 3, Section 54 in DP 758805), for a two-lot residential subdivision and erection of a dwelling and carport. The site currently contains a dwelling and has a history of residential use. The proposal involves subdivision works including the provision of services and access to the lots, along with the demolition of a detached garage, two sheds and two trees.

The proposed subdivision and dwelling plan is provided below:



Plan of proposed subdivision

Key Issues

The proposed subdivision does not comply with clause 4.1 of the Oberon Local Environmental Plan 2013 as one of the proposed lots is less than the minimum lot size. A request for an exception to the development standard has been submitted.

The proposed dwelling does not comply with the building envelope requirements of the Oberon Development Control Plan 2001 in relation to the eastern side boundary.

No submissions were received to the notification of the development application.

Despite the non-compliances with the Oberon LEP and DCP as referred to above, it is considered that the development can be approved as the impacts of the development are minor.

Moved: Hayden
Second: McCarthy

That:

1. Council approve Development Application 10.2022.12.1 for a two-lot subdivision for residential purposes at Lot 3, Section 54 in DP 758805, being known as 4 Bligh Street OBERON in accordance with Section 4.16 of the Environmental Planning and Assessment Act 1979 and conditions contained within this report, for the following reasons:

- The development is permissible within the Oberon Local Environmental Plan 2013.
- The development is considered satisfactory despite non-compliance with the minimum lot size standard in the Oberon Local Environmental Plan 2013.
- The development is considered to be appropriate and will not impact the locality unreasonably.

2. A division be called in accordance with Section 375A of the Local Government Act 1993.

Carried 12 170522

In accordance with Section 375A of the Local Government Act 1993 the following votes are recorded for and against the motion:

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt

Votes against: Nil

13.05 PLANT HIRE PANEL 2022/23 FINANCIAL YEAR (T2022/3)

File No: Risk Management/Insurance/Contractors

Author: Chris Schumacher, Technical Services Director

Summary

Open Tenders were recently invited for both Wet & Dry Hire of Plant from Contractors for the 2022/2023 financial year covering twelve (12) months commencing from 1 July 2022. Twenty-four (24) submissions were received and have now been assessed and compiled as part of the 2022/2023 Annual Plant Hire Schedule. The Plant Hire Schedule acts as a temporary additional resource list to supplement Council's plant in times of heavy workloads or where specialist items are required. This is in line with Council's Procurement Policy 1206.

Moved: Hayden
Second: McKibbin

That the Twenty-four (24) tendered and compliant submissions be adopted as the preferred pre-assessed Contractor Panel for the 2022/2023 financial year.

Carried 13 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt

Votes against: Nil

13.06 DEVELOPMENT APPLICATION 10.2016.78.1 – COMMUNITY CONSULTATIVE COMMITTEE NOMINATION

File No: PR14-54

Author: Damian O'Shannassy, Planning and Development Director

Summary

A request has been received from Plantation Pine Products Pty Ltd (a Borg Company) regarding Pine Hill Quarries inviting Council to nominate one Councillor and one Council Officer to sit on the "Community Consultative Committee" as required by condition 23 of the Development Consent for the Pine Hill Quarry.

Moved: McCarthy
Second: Hayden

That Council nominate one Councillor Delegate, an alternative delegate and the Planning and Development Director to sit on the Pine Hill Quarry "Community Consultative Committee".

Amendment Moved: Tucker
Second: Trembath

That Council nominate Clr McKechnie as the councillor delegate, and Clr McCarthy as an alternative delegate and the Planning and Development Director to sit on the Pine Hill Quarry "Community Consultative Committee".

The amendment was put and won, the amendment becomes the motion.

Moved: Tucker
Second: Trembath

That Council nominate Clr McKechnie as the councillor delegate, and Clr McCarthy as an alternative delegate and the Planning and Development Director to sit on the Pine Hill Quarry "Community Consultative Committee".

Carried 14 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt

Votes against: Nil

13.07 RECONNECTING REGIONAL NSW COMMUNITY EVENTS PROGRAM EVENT PRIORITISATION

File No: Governance/Grants/May 2022

Author: Gillian Salmon Grants Coordinator

Summary

The \$25 million Reconnecting Regional NSW Community Events Program was announced by the NSW Government on 07 April 2022. This funding will help regional councils host events and activities that will bring residents together and reconnect communities after the many unpredictable events of the past two years including drought, bushfires and the COVID-19 pandemic.

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Applications to the Reconnecting Regional NSW Community Events Program (RRCEP) opened on 07 April 2022. Council has been advised that the dedicated allocation available to Oberon Council to host COVID-safe community events and festivals that are open to the entire community is \$239,651.

Council staff have identified a number of community events that are eligible for RRCEP that could be delivered by 31 March 2023. Other suggestions for suitable events may be nominated by the community and included in the list. These events need to be prioritised by Council prior to applications being submitted by 24 June 2022.

Co-contributions are not required under the RRCEP Program.

Moved: Graham
Second: Watt

That

1. Council seek applications from community groups to run eligible community events funded by the Reconnecting Regional NSW Community Events Program grant allocation. An application form and information sheet will be developed by Council. Applications are to be submitted to Council by 30 May 2022.
2. Council nominate events that can be resourced and delivered by Council's Community Services team.
3. Council staff assess nominated projects and provide a report for decision to the June 2022 Ordinary Meeting to prioritise funding allocations for proposed events that meet the Reconnecting Regional NSW Community Events Program eligibility criteria detailed in this report.
4. In accordance with the Reconnecting Regional NSW Community Events Program guidelines Council, as the eligible applicant, submit one grant application to the Reconnecting Regional NSW Community Events Program specifying how the entire allocation of \$239,651 or part thereof will be spent and submit the application by 24 June 2022.

Carried 15 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

13.08 VILLAGE FUND PROJECT ALLOCATION

File No: S:/Governance/Ordinary/May 2022
Author: Acting Corporate Services Director, Mathew Webb

Summary

Council has received a request from the Black Springs Community Association to drawdown funds from the Section 356 village funds to support the installation of acoustic panels in the Black Springs Hall. The works would be undertaken to coincide with other grant funded upgrades to the Hall such as heating, electrical and solar.

Moved: Hayden
Second: McKibbin

That Council approve the request from Black Springs Community Association to drawdown \$16,000 from the Black Springs Village fund to support the purchase and installation of acoustic panels in the Black Springs Hall.

Carried 16 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

13.09 POLICY 1101 - CODE OF MEETING PRACTICE

File No: Governance/Meetings/Ordinary
Author: Gary Wallace, General Manager

Summary

The Model Code of Meeting Practice for Local Councils in NSW (the Model Meeting Code) was prescribed on 14 December 2018. As such Council is required to update its Model Code of Meeting Practice within six months of a new Council being elected.

Moved: Tucker
Second: Hayden

That Council:

1. Consider submissions received during the public exhibition of the Draft Policy 1101 - code of Meeting Practice.
2. Adopt Policy 1101 - Code of Meeting Practice as presented.

Amendment Moved: McKechnie
Second: Trembath

That Council:

1. Consider submissions received during the public exhibition of the Draft Policy 1101 - code of Meeting Practice.
2. Adopt Policy 1101 - Code of Meeting Practice together with the inclusion of the Prayer in the order of business.

The amendment was put and won, the amendment becomes the motion.

That Council:

1. Consider submissions received during the public exhibition of the Draft Policy 1101 - code of Meeting Practice.
2. Adopt Policy 1101 - Code of Meeting Practice together with the inclusion of the Prayer in the order of business.

Carried 17 170522

Division

Votes for: Kellam; McKibbin; Hayden; McCarthy; McKechnie; Trembath & Watt

Votes against: Graham & Tucker

14. REPORTS FOR INFORMATION

14.01 MONTHLY ACTIVITY REPORT – GENERAL MANAGER

File No: Governance/Meetings/Ordinary

Author: Gary Wallace, General Manager

Summary

This report item summarises the main activity by the General Manager since the April 2022 Council Meeting. Items include Human Resources, Workplace Health & Safety, Community Activity, Regional Issues, Executive Management Team Meetings and planned activities.

Moved: Hayden
Second: McCarthy

That report item 14.01 is received as information.

Carried 18 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt

Votes against: Nil

14.02 MONTHLY ACTIVITY REPORT – PLANNING & DEVELOPMENT

File No: Governance/Meetings/Ordinary

Author: Damian O'Shannassy - Planning & Development Director

Summary

This report item summarises the main activity in the Planning and Development Department since the April 2021 Council Meeting.

Moved: McCarthy
Second: Tucker

That report item 14.02 is received as information.

Carried 19 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

14.03 MONTHLY ACTIVITY REPORT – TECHNICAL SERVICES

File: Governance/Meetings/Ordinary
Author: Chris Schumacher Technical Services Director

Summary

This report provides a summary of works in progress and/or completed for April 2022. The report also provides an outline of proposed works in the Technical Services and Works area for the month of May 2022.

Moved: Hayden
Second: McCarthy

That report item 14.03 is received as information.

Carried 20 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

14.04 MONTHLY ACTIVITY REPORT – CORPORATE SERVICES

File No: Governance/Meetings/Ordinary
Author: Mathew Webb, Acting Corporate Services Director

Summary

This report provides a summary of work within the Corporate Services Department during April 2022 plus planned activities for the upcoming months.

Moved: Tucker
Second: McCarthy

That report item 14.04 is received as information.

Carried 21 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

14.05 STATEMENT OF INVESTMENTS

File No: Governance/Meetings/Ordinary
Author: Zoe Marks, Finance Manager

Moved: Hayden
Second: McKibbin

That report item 14.05 is received as information.

Carried 22 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

14.06 GRANTS MONTHLY UPDATE

File No: Governance/Grants May 2022
Author: Gillian Salmon, Grants Coordinator

Summary

This report provides a summary of grant funding applications submitted and funding notifications received during April 2022.

Moved: Hayden
Second: McKibbin

That report item 14.06 is received as information.

Carried 23 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

14.07 WATER AND SEWER PLANT REPORT

File: Governance/Meetings/Ordinary
Author: Chris Schumacher, Director Technical Services & Andrew Krol Water & Waste Water Supervisor

Summary

This report provides a summary of the Oberon Council Local Government Area water consumption and sewerage treatment processes for April 2022 and a WaterNSW Oberon Dam water level update.

Moved: Hayden
Second: Tucker

That report item 14.07 is received as information.

Carried 24 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

14.08 MONTHLY UPDATE – STATUS OF COUNCIL RESOLUTIONS

File No: Governance/Meetings/Ordinary
Author: Gary Wallace, General Manager; Damian O'Shannassy, Planning and Development Director;
Chris Schumacher, Technical Services Director, and Mathew Webb, Acting Corporate Services Director

Summary

This report item provides an update of the current status of Council resolutions.

Moved: Hayden
Second: Trembath

That report item 14.08 is received as information.

Carried 25 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

14.09 O'CONNELL RECREATION GROUND STAGE 1 FUNDING ALLOCATION AND PROJECT BUDGET

File No: Governance/Grants/May 2022
Authors: Gillian Salmon Grants Coordinator, Chris Schumacher Technical Services Director

Summary

Funding totalling \$919,579 for construction of Stage 1 of the O'Connell Recreation Ground has been secured from three different funding programmes including the Stronger Country Communities Fund, the Bushfire Community Resilience and Recovery Fund and the Building Better Regions Fund. This report details the agreed project activities that have been funded by these three grants.

Moved: Trembath
Second: Watt

That report item 14.09 is received as information.

Carried 26 170522

Page 23 of the Minutes of the Ordinary Meeting of Oberon Council held on Tuesday 17 May 2022.

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

15. URGENT BUSINESS

Nil

16. CLOSED SESSION / CONFIDENTIAL REPORTS

Summary

In accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is of a kind as referred to in Section 10A(2) of the Act and should be dealt with in a part of the meeting closed to the media and public.

16.01 WATER WRITE-OFF REQUEST – ACCOUNT 12360614

File No: Governance/Ordinary/Confidential

Author: Mathew Webb, Acting Corporate Services Director; Chris Schumacher, Technical Services Director

This item is classified CONFIDENTIAL under Section 10A (2) (d) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

Section 10A (2)

(b) the personal hardship of any resident or ratepayer.

16.02 PROPERTY & LAND DEVELOPMENT – LAND PURCHASE – NORWAY

File No: File No: Governance/Ordinary/Confidential

Author: Gary Wallace, General Manager

This report item contains matters and information which relate to Section 10A (1) – (3) of the Local Government Act 1993.

This report item contains matters and information listed in Section 10A (2) of the Act:

(c) Information that would if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

16.03 ELECTRICITY PROCUREMENT

File No: File No: Governance/Ordinary/Confidential

Author: Gary Wallace, General Manager

This report item contains matters and information which relate to Section 10A (1) – (3) of the Local Government Act 1993.

This report item contains matters and information listed in Section 10A (2) of the Act:

(c) Information that would if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

Moved: Hayden
Second: Graham

That:

1. Council resolve into Closed Council to consider business identified, together with any late confidential reports tabled at the meeting.
2. Pursuant to Section 10A(1)-(3) of the *Local Government Act 1993*, the media and public be excluded from the meeting on the basis that the business to be considered is classified as confidential under the provisions of Section 10A(2) as outlined above.
3. The correspondence and reports relevant to the subject business be withheld from access to the media and public as required by Section 11(2) of the *Local Government Act 1993*.

Carried 27 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

Council moved into Closed Session at 8.04pm. Recording of the meeting was suspended at this point in time. Members of the public present left the meeting at this point in time.

16.01 WATER WRITE-OFF REQUEST – ACCOUNT 12360614

File No: Governance/Ordinary/Confidential

Author: Mathew Webb, Acting Corporate Services Director; Chris Schumacher, Technical Services Director

Moved: Hayden
Second: Tucker

That Council do not write off excess water for Assessment 12360614 but instead offer a payment plan arrangement for full cost recovery.

Carried 28 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt
Votes against: Nil

16.02 PROPERTY & LAND DEVELOPMENT – LAND PURCHASE – NORWAY

File No: File No: Governance/Ordinary/Confidential

Author: Gary Wallace, General Manager

Moved: Hayden
Second: McKibbin

That Council support the recommendations highlighted within the report.

Carried 29 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McKechnie; Trembath; Tucker & Watt

Votes against: McCarthy

16.03 ELECTRICITY PROCUREMENT

File No: File No: Governance/Ordinary/Confidential

Author: Gary Wallace, General Manager

Moved: McKibbin

Second: Trembath

That Council:

1. Note the extreme and unprecedented volatility of the electricity market currently being experienced.

2. Replace the previous resolution from Council report 15 June 2021, resolution number 26 150621

contribute a minimum of 50% of Council's electricity load to a renewable energy Power Purchase Agreement where the pricing is lower than the existing contracted price,

with

contribute a minimum of 50% of Council's electricity load to a renewable energy Power Purchase Agreement, and

3. Receive a report on completion of the procurement process.

Carried 30 170522

Division

Votes for: Kellam; McKibbin; Graham; Hayden; McCarthy; McKechnie; Trembath; Tucker & Watt

Votes against: Nil

Open Council resumed at 8.35pm. Recording re-commenced at this point in time. There were no members of the public present.

The Mayor advised that resolutions 28 170522, 29 170522 and 30 170522 were made while the meeting was closed to the public. There were no members of the public present.

17. CLOSURE OF MEETING

The Mayor declared the meeting closed at 8.41pm.

The next Ordinary Meeting of Oberon Council will be held on Tuesday 21 June 2022, commencing at 5.30pm, in the Oberon Council Chambers, 137 – 139 Oberon Street, Oberon.