

**MINUTES OF LACHLAN SHIRE
ORDINARY COUNCIL MEETING
HELD AT THE CONDOBOLIN COUNCIL CHAMBERS
ON WEDNESDAY, 18 OCTOBER 2023 AT 2.00 PM**

PRESENT: Mayor Paul Phillips, Cr Judith Bartholomew, Cr Melissa Blewitt, Cr Dennis Brady, Cr Dave Carter, Cr Peter Harris, Cr Megan Mortimer, Deputy Mayor John Medcalf (OAM), Cr Robyn Turner.

IN ATTENDANCE: Karen Pegler (Director - Corporate and Community Services), Guy Marchant (Acting Director - Environment, Tourism and Economic Development), Adrian Milne (Director - Infrastructure Services), Cherise Small (Executive Assistant).

Meeting started at 2:09pm

1 WEBCASTING

The Mayor made everyone present aware that the meeting is being recorded.

2 ACKNOWLEDGEMENT OF COUNTRY AND ELDERS

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

3 APOLOGIES AND REQUESTS FOR LEAVE OF ABSENCE

RESOLUTION 2023/231

Moved: Cr Melissa Blewitt

Seconded: Cr Peter Harris

That:

The request for Leave of Absence received from Cr Brady be accepted.

CARRIED

4 CONFIRMATION OF MINUTES

The Director - Corporate and Community Services made an amendment to the minutes of the meeting held on 27 September to item no. 9.1 of the General Manager Decision reports to read as follows:

The following changes were requested and adopted by Council to Delegates to S.355 Committees:

Lake Cargelligo Cemetery Management Committee	Currently Cr Phillips al Cr Bartholomew & Cr Turner
Provides for the care, control and management of the Lake Cargelligo Cemetery	

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

RESOLUTION 2023/232

Moved: Cr Melissa Blewitt

Seconded: Cr Peter Harris

That the minutes of the Ordinary Meeting held on 27 September 2023 be confirmed.

CARRIED

5 MAYORAL MINUTE

5.1 MAYORAL MINUTE - CHANGE OF COUNCIL MEETING DATE

RESOLUTION 2023/233

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That:

1. Mayoral Minute report No. R232/284 be received and noted.
2. The Ordinary Council meeting schedule for 15 November be deferred to 2:00pm on 29 November 2023.
3. The Ordinary Council meeting scheduled for 20 December be brought forward to 13 December 2023.
4. The Pre-meeting Briefing scheduled for 6 December 2023 be cancelled due to the proximity of the date with the November and December Council meetings.

CARRIED

5.2 MEETINGS AND FUNCTIONS - OCTOBER

RECOMMENDATION

That:

1. The Mayoral Minute No. R23/303 be received and noted.

6 PUBLIC FORUM

Nil.

7 DISCLOSURE OF INTEREST

Cr. Dennis Brady declared a non-pecuniary less than significant interest in item no. 9.2.1 Community Donation and Event Support Program – Funding Round Applications - as he is a member of the Rotary Club.

8 READ AND NOTE**RESOLUTION 2023/234**

Moved: Cr Peter Harris

Seconded: Cr Melissa Blewitt

That:

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

- 8.1 Satisfaction Survey – Information to Councillors and Community.
- 8.3 Investments as at 30 September 2023.
- 8.5 WHS Self-Audit 2023.

CARRIED

8.2 BUILDING PROJECTS MONTHLY UPDATE FOR SEPTEMBER/OCTOBER**RESOLUTION 2023/235**

Moved: Cr Dennis Brady

Seconded: Cr Robyn Turner

That:

- 1. The Director of Environment, Tourism and Economic Development Report No. R23/290 be received and noted.

CARRIED

8.4 FY23/24 URBAN WORKS MONTHLY UPDATE FOR SEPTEMBER**RESOLUTION 2023/236**

Moved: Cr Dennis Brady

Seconded: Cr Melissa Blewitt

That:

- 1. The Director Infrastructure Services Report No. R23/296 be received and noted.

CARRIED

8.6 FY23/24 UTILITIES MONTHLY UPDATE SEPTEMBER**RESOLUTION 2023/237**

Moved: Cr Dennis Brady

Seconded: Cr Peter Harris

That:

1. The Director Infrastructure Services Report No. R23/301 be received and noted.

CARRIED

8.7 DEVELOPMENT DATA SEPTEMBER 2023**RESOLUTION 2023/238**

Moved: Cr Dennis Brady

Seconded: Cr John Medcalf

That

1. The Director Environment, Tourism and Economic Development Report No. R23/300 be received and noted.

CARRIED

8.8 ACTIVE RESOLUTIONS - OCTOBER**RESOLUTION 2023/239**

Moved: Cr Peter Harris

Seconded: Cr Judith Bartholomew

That:

1. The General Manager's Report No. R23/304 be received and noted.

CARRIED

8.9 FY23/24 ROADWORKS MONTHLY UPDATE FOR SEPTEMBER

A motion was moved by **Cr Harris** and seconded by **Cr. Medcalf** that Council:

1. Rescind resolution 2023/213 of Item 9.1.3 (number 3) from the September 27th Ordinary Meeting and have the grant funding under the Local Road and Community Infrastructure Phase 4B Program with a total value of \$1,227,771 reallocated to a Albert Road betterment project;
2. \$2mil from the RERRF State Government funding be spent on gravel resheeting.

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

RESOLUTION 2023/240

Moved: Cr Dennis Brady

Seconded: Mayor John Medcalf

That:

1. The Director Infrastructure Services report No R23/291 be received and noted.
2. Rescind resolution 2023/213 of Item 9.1.3 (number 3) from the September 27th Ordinary Meeting and have the grant funding under the Local Road and Community Infrastructure Phase 4B Program with a total value of \$1,227,771 reallocated to a Albert Road betterment project;
3. \$2mil from the RERRF State Government funding be spent on gravel resheeting.

CARRIED

9 DECISION REPORTS**9.1 GENERAL MANAGER**

Nil

9.2 CORPORATE AND COMMUNITY SERVICES**9.2.1 COMMUNITY DONATION AND EVENT SUPPORT PROGRAM - FUNDING ROUND APPLICATIONS**

The Director Corporate and Community Service made an amendment to item numbers 10 and 11 of the recommendation to read as follows:

10. Council resolves to provide to the Condobolin Sports Promotion Inc. for the Condo 750 Cross Country Rally:
 - To make available the SRA Hall and new amenities block facilities; and
 - a financial donation of \$5,000; and

- in-kind support estimated to be worth up to \$13,227.

This support is conditional on the event proceeding.

11. 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.

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

RESOLUTION 2023/241

Moved: Cr Peter Harris

Seconded: Cr Judith Bartholomew

That:

1. The Director of Corporate and Community Services Report No. R23/293 be received and noted.
2. Council rescind Resolution Number 2022/335 dated 14 December 2022, for the Tess Cross Memorial Penning, as no payment details have been received despite numerous attempts to contact the organiser.
3. Council approve a financial donation of \$1,000 for the Rotary Club of Lake Cargelligo Inc.'s Monster Fireworks Display. This donation is to be funded from the Annual Budget for Community Events and is conditional on the event proceeding.
4. Council approve a donation of in-kind support estimated to be valued at \$6,790 for the Condobolin Picnic Club Inc.'s annual Picnic Races in February 2024. The in-kind support is to be funded from Special Events and is conditional on the event proceeding.
5. Council approve a \$1,000 financial donation to the Condobolin Clay Target Club to support the costs of the Condo Classic Annual Open Shoot. This donation is to be funded from the Annual Budget for Community Events and is conditional on the event proceeding.
6. Council approve a financial donation of \$1,000 donation to the Wiradjuri Condobolin Corporation to contribute to lighting and sound system costs at the Miima Warrabinya – Skyfest 2024. This donation is to be funded from the Annual Budget for Community Events and is conditional on the event proceeding.
7. Council approve a financial donation of \$300 to the Condobolin International Women's Day High Tea 2024. This donation is to be funded from the Annual Budget for Community Events and is conditional on the event proceeding.
8. Council approve a financial donation of \$1,000 and in kind support estimated to be worth \$465 to the Rotary Club of Condobolin Inc. for its Summer Carnival. The financial donation is to be funded from the Annual Budget for Community Events, with in-kind support to be funded from Special Events, and is conditional on the event proceeding.
9. Council approve a financial donation of \$500 to the Tottenham Christmas Tree for the Community Christmas Tree event. This donation is to be funded from the Annual Budget for Elected Members and is conditional on the event proceeding.

10. Council resolves to provide to the Condobolin Sports Promotion Inc. for the Condo 750 Cross Country Rally:
- To make available the SRA Hall and new amenities block facilities; and
 - a financial donation of \$5,000; and
 - in-kind support estimated to be worth up to \$13,227.

This support is conditional on the event proceeding.

11. 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.
12. Council approve a \$500 financial donation to the Lachlan Arts Council for the completion of The Tile Project. This donation is recommended to be funded from the General Donations Elected Members Budget and is conditional on the project completion. If the project is not completed before 31 March 2024, the funds will need to be repaid to Council.
13. Council decline the in kind support request from the Lachlan Arts Council for the Tile Project as Council is unable to resource this given its current and forward work commitments.
14. Council approve a \$1,000 donation to the Tottenham Tennis Club for their 2024 Winter Tennis Coaching Clinic. This financial; donation is to be funded from the Elected Members Annual Budget and is conditional on the event proceeding.

CARRIED

9.2.2 DATA SHARING AGREEMENT - SPATIAL SERVICES AND LACHLAN SHIRE COUNCIL

RESOLUTION 2023/242

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That:

1. The Director of Corporate and Community Services Report No. R23/289 be received and noted.
2. That Council notes the report on the data sharing agreement between Council and Spatial Services.
3. Council resolves to enter into a revised Data Sharing Agreement with Spatial Services.

CARRIED

9.3 ENVIRONMENT, TOURISM AND ECONOMIC DEVELOPMENT

Nil.

9.4 INFRASTRUCTURE SERVICES

Nil.

10 DEPUTATIONS

Nil.

11 NOTICES OF MOTION

Nil.

12 NOTICES OF RESCISSION

Nil.

13 DELEGATES REPORT

Nil.

14 CORRESPONDENCE

14.1 CORRESPONDENCE

RESOLUTION 2023/243

Moved: Cr Peter Harris

Seconded: Cr John Medcalf

That:

1. The Correspondence Report No. R23/302 be received and noted.

CARRIED

15 QUESTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil.

16 PETITIONS

Nil.

RESOLUTION 2023/244

Moved: Cr Megan Mortimer

Seconded: Cr Melissa Blewitt

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.

CARRIED

Meeting paused at 3:07pm

Meeting resumed at 3:27pm

17 CLOSED SESSION

17.1 Tender Assessment - RFT T2023/10 Design and Construction of Albert Water Reservoir

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.

17.2 Tender Assessment - RFT T2023/11 Leg O Mutton Dam Upgrade

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.

17.3 Collection and disposal of used motor oil - Netwaste Regional Contract.

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.

RESOLUTION 2023/245

Moved: Cr Peter Harris

Seconded: Cr Megan Mortimer

That Council moves out of Closed Council into Open Council.

CARRIED

17.1 TENDER ASSESSMENT - RFT T2023/10 DESIGN AND CONSTRUCTION OF ALBERT WATER RESERVOIR**RESOLUTION 2023/246**

Moved: Cr John Medcalf

Seconded: Cr Peter Harris

That:

1. The Director Infrastructure Services Report No. R23/298 be received and noted.
2. The tender submission from Chiverton Grove Pty Ltd (T/A Thompsons Irrifab) be accepted.
3. The Mayor and General Manager be authorised to execute the contract documents and affix the Council seal.
4. Council resolve to allocate \$855,121.00 from the Water Reserve to complete this project.

CARRIED

17.2 TENDER ASSESSMENT - RFT T2023/11 LEG O MUTTON DAM UPGRADE**RESOLUTION 2023/247**

Moved: Cr Dave Carter

Seconded: Cr Dennis Brady

That:

1. The Director Infrastructure Services Report No. R23/299 be received and noted.
2. The tender submission from Grassit Pty Ltd be accepted.
3. The Mayor and General Manager be authorised to execute the contract documents and affix the Council seal.
4. Council resolve to allocate \$372,878.00 from the Water Reserve to complete the project.

CARRIED

17.3 COLLECTION AND DISPOSAL OF USED MOTOR OIL - NETWASTE REGIONAL CONTRACT.

RESOLUTION 2023/248

Moved: Cr Peter Harris

Seconded: Cr Dennis Brady

That:

1. The Director Environment Tourism and Economic Development Report No. R23/294 be received and noted.
2. Council accept the option to extend the Contract with Cleanaway dated 28 July 2020 for the final twelve (12) month period, ending 19 September 2024.
3. The Mayor or General Manager be authorised to sign the contract documents and affix the Council seal if required.

CARRIED

The Meeting closed at 15:41

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 15 November 2023.

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CHAIRPERSON