

Ordinary Council Meeting

Business Paper

Pursuant to section 9 of the *Local Government Act 1993*, notice is hereby given that an Ordinary Council Meeting of Parkes Shire Council will be held in the Parkes Council Chamber, 2 Cecile Street, Parkes, on Tuesday 20 February 2024 at 2:00pm.



Kent Boyd PSM
GENERAL MANAGER

Governing Body

Composition:	Ten (10) Councillors
Membership:	Councillor K Keith OAM, Councillor W Jayet, Councillor J Cass, Councillor KM McGrath, Councillor L O'Leary, Councillor G Pratt, Councillor D Weber, Councillor G Wilson
Quorum:	6 Councillors
Chairperson:	Chairperson, Councillor N Westcott
Deputy Chairperson:	Deputy Chairperson, Councillor MA Applebee

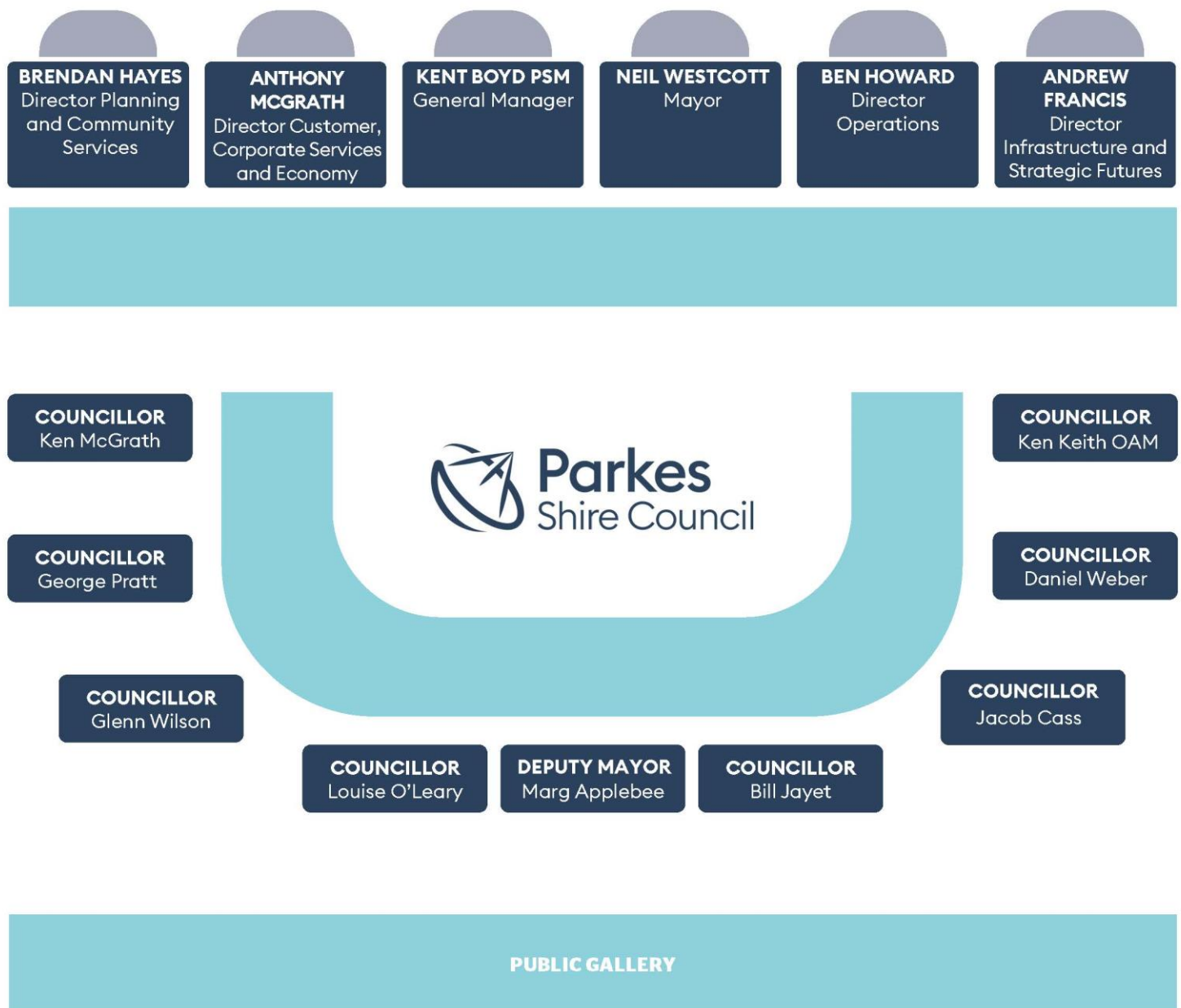
Pursuant to section 223 of the *Local Government Act 1993*, the role of Parkes Shire Council's governing body is:

- To direct and control the affairs of Parkes Shire Council in accordance with the *Local Government Act 1993*, in consultation with the General Manager.
- To provide effective civic leadership to the local community.
- To ensure as far as practicable the financial sustainability of the Council.
- To ensure as far as practicable that the Council acts in accordance with the principles set out in Chapter 3 of the *Local Government Act 1993* and other strategic plans, programs, strategies and policies of the Council.
- To determine and adopt a rating and revenue policy and Operational Plans that support the optimal allocation of the Council's resources to implement the strategic plans (including the Community Strategic Plan) of the Council and for the benefit of the local area.
- To keep under review the performance of the Council, including service delivery.
- To make decisions necessary for the proper exercise of the Council's regulatory functions.
- To determine the process for appointment of the General Manager by the Council and to monitor the General Manager's performance.
- To determine the senior staff positions within the organisation structure of the Council, following consultation with the General Manager.
- To consult regularly with community organisations and other key stakeholders and keep them informed of the Council's decisions and activities.
- To be responsible for ensuring that the Council acts honestly, efficiently and appropriately.

Matters determined by meetings of Parkes Shire Council's governing body will include all those non-delegable functions identified in section 377 of the *Local Government Act 1993*.

Council Chambers

Seating Plan



Guiding Principles

In accordance with section 8A of the *Local Government Act 1993*, Councillors are reminded of the guiding principles applicable to decision-making by local councils:

- Councils should recognise diverse local community needs and interests.
- Councils should consider social justice principles.
- Councils should consider the long-term and cumulative effects of actions on future generations.
- Councils should consider the principles of ecologically sustainable development.
- Council decision-making should be transparent and decision-makers are to be accountable for decisions and omissions.

Statement of Ethical Obligations

In accordance with clause 3.22 of Council's Code of Meeting Practice, Councillors are reminded of their Oath or Affirmation of Office made under section 233A of the Act and their obligations under Council's Code of Conduct to disclose and appropriately manage conflicts of interest.

Oath or Affirmation of Office

The Oath or Affirmation is taken by each Councillor whereby they swear or declare to undertake the duties of the office of Councillor in the best interests of the people of the Parkes Shire and Parkes Shire Council and that they will faithfully and impartially carry out the functions, powers, authorities and discretions vested in them under the *Local Government Act 1993* or any other Act to the best of their ability and judgment.

Conflicts of Interest

All Councillors must declare and manage any conflicts of interest they may have in matters being considered at Council meetings in accordance with the Council's Code of Conduct. All declarations of conflicts of interest and how the conflict of interest was managed will be recorded in the minutes of the meeting at which the declaration was made.

Councillors attending a meeting by audio-visual link must declare and manage any conflicts of interest they may have in matters being considered at the meeting in accordance with Council's Code of Conduct. Where a Councillor has declared a pecuniary or significant non-pecuniary conflict of interest in a matter being discussed at the meeting, the Councillor's audio-visual link to the meeting will be suspended or terminated for the time during which the matter is being considered or discussed by Council, or at any time during which Council is voting on the matter.

Councillors should ensure that they are familiar with Parts 4 and 5 of Council's Code of Conduct in relation to their obligations to declare and manage conflicts of interests.

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1 OPENING OF MEETING

In the spirit of open, accessible and transparent government, meetings of Parkes Shire Council are video recorded and webcast, consistent with Council's Code of Meeting Practice and the *Local Government Act 1993*.

Council accepts no liability for any defamatory, discriminatory or offensive remarks or gestures made during the course of meetings. Opinions expressed or statements made by individual participants are the opinions or statements of those individuals, and do not imply any form of endorsement by Council.

Closed sessions of Council meetings are not video recorded or webcast.

Recordings and webcasts are protected by copyright and owned by Council, and published to Council's website. No part may be copied, recorded, reproduced or transmitted without the prior written consent of the General Manager. Any recording or webcast is not, and shall not, be taken to be an official record of Council or discussion depicted therein. Only the official minutes may be relied upon as an official record of the meeting.

Authorised media representatives are permitted to record meetings provided written notice has been lodged. A person may be expelled from a meeting for recording without notice. Recordings may only be used for the purpose of accuracy of reporting and are not for broadcast, or to be shared publicly. No recordings of any private third-party conversations or comments of anyone within the Chamber are permitted.

Please ensure that mobile phones and other electronic devices are turned off or are in silent mode for the duration of the meeting.

Under Council's Code of Meeting Practice, individuals acting in a disorderly manner can be asked by the Chairperson to leave the meeting.

2 ACKNOWLEDGEMENT OF COUNTRY

The Mayor will invite a Councillor to deliver an Acknowledgement of Country:

Parkes Shire Council acknowledges the Wiradjuri People who are the Traditional Custodians of the Land. I would also like to pay respect to the Elders past, present and emerging of the Wiradjuri Nation and extend that respect to other Aboriginal peoples from other nations who are present.

Alternatively, the Councillor may deliver the following Acknowledgement of Country in Wiradjuri language, which has been provided by Mr Geoff Anderson, a Wiradjuri Elder resident of the Parkes Shire:

Wiradjuri language	English translation
Badhu yinganha yindyamarra-gu Wiradjuri mayiny bu Wiradjuri manhang	<i>I give respect to Wiradjuri people and Wiradjuri soil.</i>
Badhu gulbarra ngali Yama Wiradjuri ngurambang bu ngali garrariwibarra gu marambir Niiringal	<i>I understand we are on Wiradjuri country and can work together to a better tomorrow.</i>
Mandaang guwu	<i>Thank you.</i>

3 PRAYER

4 APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE

In accordance with clauses 5.3, 5.4 and 5.5 of Council's Code of Meeting Practice, apologies must be received and accepted from absent Councillors and a leave of absence from the Council Meeting may be granted.

5 APPLICATIONS TO ATTEND BY AUDIO-VISUAL LINK

In accordance with clauses 5.18 and 5.19 of Council's Code of Meeting Practice, Councillors may attend and participate in meetings by audio-visual link with the approval of the Council.

Requests by Councillors for approval to attend a meeting by audio-visual link must be made in writing to the General Manager prior to the meeting in question and provide reasons why the Councillor will be presented from attending the meeting in person.

Councillors attending a meeting by audio-visual link are reminded that they must ensure that no other person is within sight or hearing of the meeting at any time that the meeting is closed to the public under section 10A of the *Local Government Act 1993*.

Note: Consistent with clause 5.43 of Council's Code of Meeting Practice, attendance by Council staff at meetings of the Council by audio-visual link shall be with the approval of the General Manager.

6 CONFIRMATION OF MINUTES

6.1 MINUTES OF THE ORDINARY ORDINARY COUNCIL MEETING MEETING HELD ON 23 JANUARY 2024

IP&R Linkage: **Pillar:** Leadership

Goal: Our local government is open, accountable and transparent.

Strategy: Provide open and transparent decision-making and undertake the civic duties of Council with professionalism and integrity.

Annexures: **A. Ordinary Ordinary Council Meeting Meeting Minutes - 23 January 2024**

RECOMMENDATION

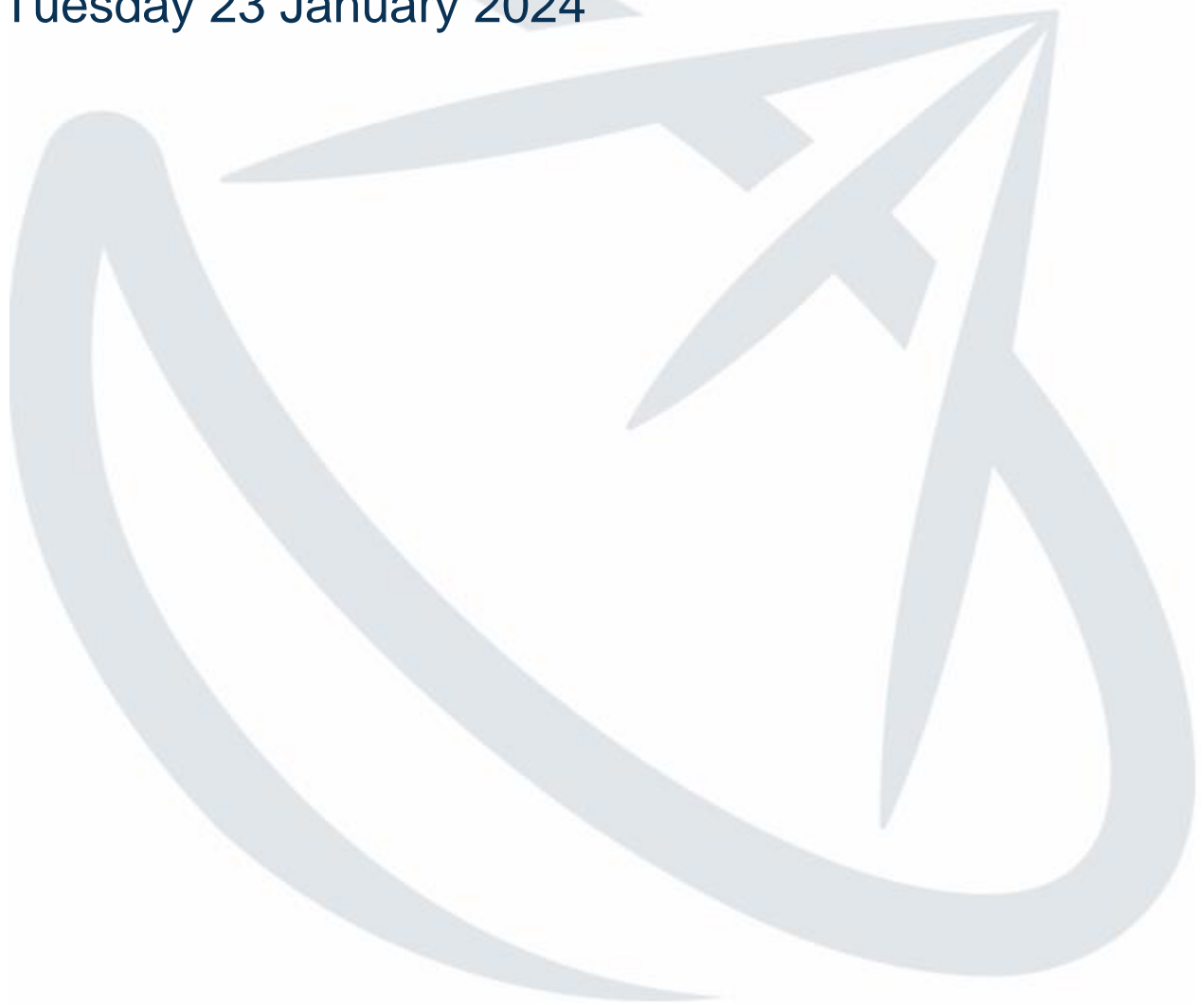
That Ordinary Council Meeting:

1. Receive and confirm the Minutes of the Ordinary Ordinary Council Meeting Meeting held on Tuesday 23 January 2024 appended at *Annexure A*.
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Ordinary Council Meeting

Minutes

Tuesday 23 January 2024



Minutes of the Ordinary Council Meeting
Held on Tuesday, 23 January 2024 at the
Parkes Council Chamber, 2 Cecile Street, Parkes

Present:

Cr Neil Westcott	Councillor (Chairperson)
Cr Ken Keith OAM	Councillor
Cr William Jayet	Councillor
Cr Jacob Cass	Councillor
Cr Ken McGrath	Councillor
Cr Louise O'Leary	Councillor
Cr George Pratt	Councillor
Cr Daniel Weber	Councillor
Cr Glenn Wilson	Councillor

Council Officers in Attendance:

Mr Kent Boyd PSM	General Manager
Mr Logan Hignett	Acting Director Operations
Mr Andrew Francis	Director Infrastructure and Strategic Futures
Mr Brendan Hayes	Director Planning and Community Services
Mr Anthony McGrath	Director Customer, Corporate Services and Economy
Mr Jaco Barnard	Chief Financial Officer
Mrs Nikki Bevan	Acting Manager Governance, Risk and Corporate Performance
Mrs Toni Lennane	Executive and Councillor Support Officer (Minute Secretary)

NOTES

Cr Marg Applebee attended via audio-visual link.

The meeting commenced at 2:00 pm and concluded at 4:53 pm.

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1 OPENING OF MEETING

The Mayor declared the Ordinary Council Meeting of Tuesday 23 January 2024 open and welcomed Councillors, Council Officers and members of the public attending and listening to the meeting.

The Mayor advised attendees that the meeting was being recorded and streamed live on the internet, to enhance the accessibility of Council meetings to the broader Parkes Shire community, and that the recording will be archived and made available on Council's website.

The Mayor asked that attendees ensure that mobile phones and other electronic devices were turned off or in silent mode for the duration of the meeting.

The Mayor further advised that all care would be taken to maintain privacy, however, as a visitor in the public gallery, members of the public should be aware that their presence may be recorded.

2 ACKNOWLEDGEMENT OF COUNTRY

The Mayor read the following Acknowledgement of Country:

Parkes Shire Council acknowledges the Traditional Custodians of the Wiradjuri Country and recognises and respects their cultural heritage, beliefs and continuing connection with the lands and rivers of the Parkes Shire.

Council pays its respects to Elders past, present and emerging and extends this respect to all First Nations peoples in the Parkes Shire.

3 PRAYER

The General Manager read the Prayer:

O God,
In all Council's deliberations so inspire,
That wise decisions are made in all things,
We pray through Jesus Christ, Our Lord,

AMEN

4 APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE

Nil

5 APPLICATIONS TO ATTEND BY AUDIO-VISUAL LINK

An application to attend by audio-visual link was received from Councillor Marg Applebee.

6 CONFIRMATION OF MINUTES

6.1 MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 19 DECEMBER 2023

RESOLVED OCM 001/24

Moved: Cr Ken McGrath

Seconded: Cr William Jayet

That Ordinary Council Meeting receive and confirm the Minutes of the Ordinary Council Meeting held on Tuesday 19 December 2023 appended at *Annexure A*.

CARRIED

7 DISCLOSURES OF INTERESTS

The Mayor reminded Councillors and Council Officers of their obligation under Council's Code of Conduct to disclose and manage any conflicts of interest they may have in matters being considered at the meeting, and invited Councillors and Council Officers to disclose any such interests.

Nil interests were disclosed.

8 LATE BUSINESS

The Mayor advised that the following late items of business had been submitted by Council Officers, and invited a motion to enable the addition of the late items to the meeting agenda.

1. *Report of the General Manager:*

12.5 - Lachlan River Water Supply Duplication Project (BRFIPV000106) - Building Better Regions Variation.

9 MAYORAL MINUTE(S)

9.1 MEETINGS, FUNCTIONS AND EVENTS ATTENDED BY MAYOR AND COUNCILLORS

RESOLVED OCM 002/24

Moved: Cr Jacob Cass

Seconded: Cr Ken Keith OAM

That Council:

1. Note the report on the Meetings functions and events attended in an official capacity, by the Mayor and Councillors during the period 19 December 2023 through to 23 January 2024.

CARRIED

9.2 COMING KNOWN EVENTS FOR MAYOR AND COUNCILLORS**RESOLVED OCM 003/24**

Moved: Cr Jacob Cass

Seconded: Cr William Jayet

That Council:

1. Note the known upcoming meetings, functions and events for the Mayor and Councillors for the period 23 January 2024 through to 20 February 2024.

CARRIED**9.3 PARKES ELVIS FESTIVAL 2024****RESOLVED OCM 004/24**

Moved: Cr Ken McGrath

Seconded: Cr George Pratt

That Council:

1. Receive and note the information about the 2024 Parkes Elvis Festival.

CARRIED**10 COUNCILLOR REPORT(S)**

Nil

11 REPORTS OF COMMITTEES**11.1 MINUTES OF THE DESTINATION AND MAJOR EVENTS ADVISORY COMMITTEE MEETING HELD ON 21 NOVEMBER 2023****RESOLVED OCM 005/24**

Moved: Cr Jacob Cass

Seconded: Cr George Pratt

That Council:

1. Receive and confirm the Minutes of the Destination and Major Events Advisory Committee Meeting held on Tuesday 21 November 2023 appended at *Annexure A*.

CARRIED

**11.2 MINUTES OF THE BUSINESS AND INVESTMENT ADVISORY COMMITTEE
MEETING HELD ON 21 NOVEMBER 2023****RESOLVED OCM 006/24**

Moved: Cr William Jayet

Seconded: Cr Jacob Cass

That Council:

1. Receive and confirm the Minutes of the Business and Investment Advisory Committee Meeting held on Tuesday 21 November 2023 appended at *Annexure A*.

CARRIED**11.3 MINUTES OF THE COMMUNITY, LIVEABILITY AND ACCESS ADVISORY
COMMITTEE MEETING HELD ON 19 DECEMBER 2023****RESOLVED OCM 007/24**

Moved: Cr Marg Applebee

Seconded: Cr Jacob Cass

That Council:

1. Receive and confirm the Minutes of the Community, Liveability and Access Advisory Committee Meeting held on Tuesday 19 December 2023 appended at *Annexure A*.

CARRIED**11.4 MINUTES OF THE EXTRAORDINARY LOCAL TRAFFIC COMMITTEE MEETING
HELD ON 16 JANUARY 2024****RESOLVED OCM 008/24**

Moved: Cr Ken McGrath

Seconded: Cr George Pratt

That Council:

1. Receive and confirm the Minutes of the Extraordinary Local Traffic Committee Meeting held on Tuesday 16 January 2024 appended at *Annexure A*.

CARRIED

12 REPORTS OF THE GENERAL MANAGER**12.1 INVESTMENTS & BORROWINGS REPORT AS AT 31 DECEMBER 2023****RESOLVED OCM 009/24**

Moved: Cr Jacob Cass

Seconded: Cr William Jayet

That Council:

1. Receive and note the Statement of Investments and Borrowings as on 31 December 2023

CARRIED

At this stage being 2:38 pm Andrew Francis left the room.

At this stage being 2:40 pm Andrew Francis returned to the room.

12.2 MONTHLY FINANCIAL REPORT AS AT 31 DECEMBER 2023**RESOLVED OCM 010/24**

Moved: Cr George Pratt

Seconded: Cr Jacob Cass

That Council:

1. Receive and note the financial report to 31 December 2023.

CARRIED**12.3 REGULAR PUBLIC TRANSPORT (RPT) - REX AIR SERVICE****RESOLVED OCM 011/24**

Moved: Cr Ken Keith OAM

Seconded: Cr William Jayet

That:

1. Council waives the head-tax on the early morning and evening RPT flights (i.e. Sydney overnight service), as a good will gesture to encourage/assist the reintroduction of that service.
2. Council re-evaluates the fee arrangement in 12 months.
3. Council writes to the Australian Government seeking the reintroduction of subsidies to ensure the viability of RPT air service to rural Australia.

CARRIED

At this stage being 2:48 pm Cr George Pratt left the room.

At this stage being 2:51 pm Cr George Pratt returned to the room.

12.4 THE WELCOME - INDUSTRIAL LAND RELEASE**RESOLVED OCM 012/24**

Moved: Cr George Pratt

Seconded: Cr Jacob Cass

That:

1. Council receive and note the report.
2. All Expressions of Interest received, be assessed, and presented to a future Council meeting for consideration.

CARRIED**12.5 LACHLAN RIVER WATER SUPPLY DUPLICATION PROJECT (BRFIPV000106) - BUILDING BETTER REGIONS VARIATION****RESOLVED OCM 013/24**

Moved: Cr Ken Keith OAM

Seconded: Cr William Jayet

That:

1. That the report be received and noted.
2. The Lachlan River Water Supply Duplication Project Stage 1 - Building Better Regions Fund Variation (BRFIPV000106), be signed under the Seal of Council.

CARRIED**13 REPORTS OF THE DIRECTOR CUSTOMER, CORPORATE SERVICES AND ECONOMY**

Nil

14 REPORTS OF THE DIRECTOR INFRASTRUCTURE AND SUSTAINABILITY**14.1 MAJOR PROJECTS AND CURRENT WORKS REPORT - INFRASTRUCTURE AND STRATEGIC FUTURES****RESOLVED OCM 014/24**

Moved: Cr William Jayet

Seconded: Cr Daniel Weber

That Council:

1. Receive and note the Infrastructure and Strategic Futures Major Projects and Current Works Report for January 2024, appended at *Annexure A*.

CARRIED

**14.2 CONTRIBUTION FROM COUNCIL TO HOLY FAMILY CATHOLIC PARISH -
EXTENDING SEWER MAIN****RESOLVED OCM 015/24**

Moved: Cr William Jayet

Seconded: Cr Ken Keith OAM

That:

1. Council reduce the cost to the Holy Family Church for the extension of a new section of sewer main, to 50% of the required value, being \$10,000.

CARRIED**15 REPORTS OF THE ACTING DIRECTOR OPERATIONS****15.1 MAJOR PROJECTS AND CURRENT WORKS - OPERATIONS****RESOLVED OCM 016/24**

Moved: Cr William Jayet

Seconded: Cr Ken McGrath

That Council:

1. Receive and note the Operations Major Projects and Current Works Report for January 2024, appended at *Annexure A*.

CARRIED**15.2 REQUEST FOR SKYDIVING ACTIVITIES AT PARKES REGIONAL AIRPORT****RESOLVED OCM 017/24**

Moved: Cr Jacob Cass

Seconded: Cr George Pratt

That:

1. That Skydive Oz be granted approval for the use of the Parkes Regional Airport for tandem skydiving activities on the weekend of 11 and 12 May 2024 subject to:
 - Provision of evidence of not less than \$20 Million Public Liability Insurance.
 - Arrangements being made with RPT Services to avoid conflict; and
 - Compliance with Council's access requirements for Parkes Regional Airport.

CARRIED

15.3 THE 2024 SARAH 'ALEX AWARD' RECIPIENT**RESOLVED OCM 018/24**

Moved: Cr Ken McGrath

Seconded: Cr Jacob Cass

That:

1. Council write to congratulate Mel Suitor on being named the 2024 recipient of the Alex Gallacher Road Safety Award.

CARRIED

At this stage being 3:29 pm Logan Hignett left the room.

16 REPORTS OF THE DIRECTOR PLANNING AND COMMUNITY SERVICES**16.1 (DCPS) QUARTERLY RANGERS REPORT OCTOBER TO DECEMBER 2023****RESOLVED OCM 019/24**

Moved: Cr William Jayet

Seconded: Cr Jacob Cass

That:

1. The report be noted.

CARRIED**16.2 DECEMBER 2023 BUILDING STATISTICS REPORT****RESOLVED OCM 020/24**

Moved: Cr Jacob Cass

Seconded: Cr George Pratt

That Council:

1. Receive and note the December 2023 Building Statistics Report.

CARRIED

16.3 PARKES SHIRE COUNCIL SECTION 94A (7.12) CONTRIBUTION PLAN - SAP INCLUSION**RESOLVED OCM 021/24**

Moved: Cr Ken Keith OAM

Seconded: Cr William Jayet

That:

1. Council notes the matters raised in the submissions to the public exhibition of the Draft Parkes Shire Council Section 94A (7.12) Contributions Plan – SAP Inclusion.
2. Council request the Minister for Planning and Public Spaces amend Section 209 of the Environmental Planning and Assessment Regulation 2021 to allow for a contributions levy of up to three per cent to apply to new development within the Parkes Special Activation Precinct.
3. Council approve the Draft Parkes Shire Council Section 94A (7.12) Contributions Plan – SAP Inclusion at annexure B to the subject report, noting it will commence only following the amendment of Section 209 of the Environmental Planning and Assessment Regulation 2021.
4. Authority be delegated to the General Manager to make minor amendments to the Draft Parkes Shire Council Section 94A (7.12) Contributions Plan – SAP Inclusion, to incorporate any changes requested by the Minister for Planning and Public Spaces and clarify the nature of the relationship between Council and RGDC, prior to its commencement.

CARRIED**17 NOTICES OF MOTION/QUESTIONS WITH NOTICE**

Nil

At this stage being 3:43 pm Logan Hignett returned to the room.

At this stage being 3:43 pm the Mayor adjourned the meeting for a short afternoon break.

At this stage being 4:02 pm the Mayor resumed the meeting in Closed Session..

18 CONFIDENTIAL MATTERS**RESOLVED OCM 022/24**

Moved: Cr Jacob Cass

Seconded: Cr William Jayet

That Ordinary Council Meeting:

1. Moves into Closed Session to deal with the matters below, which are classified as confidential under section 10A(2) of *the Local Government Act 1993* for the reasons specified:

18.1 RAW WATER STORAGE LAGOON CIVIL WORKS PACKAGE - (PSC2023/062)

This matter is considered to be confidential under Section 10A(2) - d(i) 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.

Further it is considered that discussions of this matter in open Council would, on balance, be contrary to the public interest as it would prejudice Council's ability to secure the optimum outcome for the community.

18.2 LAKE ENDEAVOUR PLACES TO SWIM TELECOMMUNICATIONS UPDATE

This matter is considered to be confidential under Section 10A(2) - d(i) 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.

Further it is considered that discussions of this matter in open Council would, on balance, be contrary to the public interest as it would prejudice Council's ability to secure the optimum outcome for the community.

18.3 SUPPORT FOR FUTURE VILLAGE CBD PROJECT

This matter is considered to be confidential under Section 10A(2) - d(i) 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.

Further it is considered that discussions of this matter in open Council would, on balance, be contrary to the public interest as it would prejudice Council's ability to secure the optimum outcome for the community.

18.4 2024 AUSTRALIA DAY AWARDS

This matter is considered to be confidential under Section 10A(2) - a of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with personnel matters concerning particular individuals (other than councillors).

Further it is considered that discussions of this matter in open Council would, on balance, be contrary to the public interest as it would prejudice Council's ability to secure the optimum outcome for the community.

-
2. Exclude the media and public from the meeting on the basis that the business to be considered is classified as confidential, pursuant to 10A(1), 10(2) and 10A(3) of the *Local Government Act 1993*.
 3. Withhold reports and correspondence relevant to the subject business be withheld from the media and public as provided by section 11(2) of the *Local Government Act 1993*.
 4. Make public resolutions made by the Council in Closed Session after the conclusion of the Closed Session, and record such resolutions in the minutes of the Council meeting.

CARRIED

At this stage being 4:02 pm Cr Ken Keith left the room - being an apology for the remainder of the meeting.

At 4:52 pm, the Council in Closed Session returned to Open Session.

RESOLVED OCM 023/24

Moved: Cr Glenn Wilson

Seconded: Cr Jacob Cass

That Ordinary Council Meeting:

1. Resume in Open Session and note the Mayor's report on Confidential Resolutions.

CARRIED

18.1 RAW WATER STORAGE LAGOON CIVIL WORKS PACKAGE - (PSC2023/062)**RESOLVED OCM 024/24**

Moved: Cr William Jayet

Seconded: Cr Jacob Cass

That:

1. Receive and note the RFT Evaluation Report and endorses that Steve Magill Earthmoving Pty Ltd are nominated as the preferred tenderer for the Building Better Regions Funding - Raw Water Storage Lagoon Civil Works Package scope of works.
2. Endorses the awarding of the Contract to Steve Magill Earthmoving Pty Ltd pending contract negotiation and execution

CARRIED**18.2 LAKE ENDEAVOUR PLACES TO SWIM TELECOMMUNICATIONS UPDATE****RESOLVED OCM 025/24**

Moved: Cr George Pratt

Seconded: Cr William Jayet

That:

1. Council note the outcome of negotiations with preferred tenderer for the RFT for the Lake Endeavour Telecommunications Infrastructure; and
2. Council endorses the proposal to install and provide Lake Endeavour with mobile phone coverage using local Wi-Fi network antennas and a Starlink backhaul

CARRIED

At this stage being 4:24 pm Anthony McGrath left the room.

At this stage being 4:34 pm Anthony McGrath returned to the room.

18.3 SUPPORT FOR FUTURE VILLAGE CBD PROJECT**RESOLVED OCM 026/24**

Moved: Cr Louise O'Leary

Seconded: Cr George Pratt

That:

1. Council receive and note the information about a future village CBD project.

CARRIED

At this stage being 4:50 pm Cr George Pratt left the room.

At this stage being 4:52 pm Cr George Pratt returned to the room.

18.4 2024 AUSTRALIA DAY AWARDS**RESOLVED OCM 027/24**

Moved: Cr George Pratt

Seconded: Cr Jacob Cass

That Council:

1. Endorse the recommended recipients of the 2024 Civic, Cultural and Sporting Australia Day awards as outlined in this Report.

CARRIED**19 REPORT OF CONFIDENTIAL RESOLUTIONS**

In accordance with clauses 14.22 and 14.23 of Council's Code of Meeting Practice, resolutions passed during a meeting, or a part of a meeting that is closed to the public must be made public by the Chairperson as soon as practicable. Such resolutions must be recorded in the publicly available minutes of the meeting.

20 CONCLUSION OF MEETING

The meeting concluded at 4:53 pm.

This is the final page of the minutes comprising 17 pages numbered 1 to 17 of the Ordinary Council Meeting held on Tuesday, 23 January 2024 and confirmed on Tuesday, 20 February 2024.

**Cr Neil Westcott**

MAYOR

7 DISCLOSURES OF INTERESTS

In accordance with Part 16 of Council's Code of Meeting Practice, all Councillors must disclose and manage any conflicts of interest they may have in matters being considered at the meeting.

Council's Code of Conduct deals with pecuniary and non-pecuniary conflicts of interest and political donations, and provides guidance on how these issues should be managed.

Councillors, and where applicable, other Council Officials, must be familiar with Council's Code of Conduct and their obligations to disclose and manage any conflicts of interest that they may have in matters being considered at this Council Meeting.

Note: Councillors and staff who declare an Interest at the Council Meeting are also required to complete a Declaration of Interest form.

Obligations	
Pecuniary Interests	<p>A Councillor who has a pecuniary interest in any matter with which the Council is concerned, and who is present at a meeting of the Council at which the matter is being considered, must disclose the nature of the interest to the meeting.</p> <p>The Councillor must not be present at, or in sight of, the meeting:</p> <ul style="list-style-type: none"> (a) At any time during which the matter is being considered or discussed, or (b) At any time during which the Council is voting on any question in relation to the matter.
Non-Pecuniary Conflicts of Interest	<p>A Councillor who has a non-pecuniary conflict of interest in a matter, must disclose the relevant private interest in relation to the matter fully and on each occasion on which the non-pecuniary conflict of interest arises in relation to the matter.</p>
Significant Non-Pecuniary Conflicts of Interest	<p>A Councillor who has a significant non-pecuniary conflict of interest in relation to a matter under consideration at a Council meeting, must manage the conflict of interest as if they had a pecuniary interest in the matter.</p>
Less than Significant Non-Pecuniary Interests	<p>A Councillor who determines that they have a non-pecuniary conflict of interest in a matter that is not significant and does not require further action, when disclosing the interest must also explain why conflict of interest is not significant and does not require further action in the circumstances.</p>

8 LATE BUSINESS

9 MAYORAL MINUTE(S)

9.1 MEETINGS, FUNCTIONS AND EVENTS ATTENDED BY MAYOR AND COUNCILLORS

IP&R Linkage: **Pillar:** Leadership

Goal: Our local government is open, accountable, and representative.

Strategy: Advocate and provide strong representation for our community at the regional, state, and federal levels.

Author: **Cr Neil Westcott**

Annexures: **Nil**

Motion

That council:

- Note the report on the meetings functions and events attended in an official capacity, by the Mayor and Councillors during the period 23 January 2024 through to 20 February 2024.

REPORT

Table 1: lists the Meetings, functions and events attended by the Mayor and Councillors during the period 23 January 2024 through to 20 February 2024:

Table 1: Meetings, Functions and Events attended by Mayor and Councillors	
Date	Function
Tuesday 23 January 2024	Ordinary Council Meeting Council Chambers Parkes Shire Administration centre All Councillors and Executive Staff Apologies: Councillor O'Leary
Tuesday 23 January 2024	Meeting with Premier Minns & Senior Ministers Mayor NC Westcott & Deputy Mayor ME Applebee
Thursday 25 January 2024	CNSWJO Meeting - Water Security & Productive Water Portfolio Mayor NC Westcott & Kent Boyd General Manager
Thursday 25 January 2024	Evolution Northparkes Mine & Sumitomo Meeting Mayor NC Westcott, Deputy Mayor ME Applebee, Kent Boyd & Andrew Francis
Thursday 25 January 2024	Start of Australia Day Celebrations with Citizenship Ceremony Cooke Park Pavilion 6:30 pm with 6 Conferees Mayor, Councillors, Staff and public invited to attend Apologies: Councillor's O'Leary, McGrath & Cass
Thursday 26 January 2024	Australia Day - various events throughout Shire Cooke Park 11:00 am Parkes Shire Ambassadors are Mr Graham Ross and Mrs Liz Deep-Jones

	Mayor, Councillors, Staff and public invited to attend Apologies: Councillor's O'Leary, McGrath & Cass
Friday 27 January 2024	Destination NSW Agritourism Accelerator Program Councillor JP Cass
Wednesday 31 January 2024	Evolution Mining Catch Up Mayor NC Westcott & Deputy Mayor ME Applebee
Friday 2 February 2024	CNSWJO Hawkesbury Mayor & GM Mayor NC Westcott & Councillor KJ Keith
Saturday 3 February 2024	Sounds of the Decades Cooke Park Pavilion 5:00 - 9:00 pm Mayor, Councillors, staff and public invited to attend Apologies: Councillor O'Leary
Monday 5 February 2024	CNSW Integrated Transport Group Mayor NC Westcott, Councillor KJ Keith Kent Boyd & Logan Hignett
Monday 5 February 2024	Australia Day Committee Meeting Mayor NC Westcott, Deputy Mayor ME Applebee, Councillors WP Jayet & KJ Keith
Monday 5 February 2024	NPM CCC Meeting Mayor NC Westcott & Deputy Mayor ME Applebee
Tuesday 6 February	Councillor Workshop All Councillors and Executive Staff
Wednesday 7 February 2024	Local Traffic Committee Meeting Mayor NC Westcott, Councillors GW Pratt, KJ Keith & KM McGrath
Wednesday 7 February 2024	PSLM & PA&H Association - Committee Room, PSC Presentation for Kaye Bird & Afternoon Tea Mayor, Councillors and Directors
Friday 9 February 2024	Mining and Energy Related Councils Strategic Planning Workshop - Lithgow GM - Kent Boyd
Saturday 10 Feb 24	
Monday 12 February 2024	Bogan Gate Community Memorial Hall Inc. Including AGM Meeting 7:00 pm at the Bogan Gate Community Memorial Hall Councillor GW Pratt & WP Jayet (Alternative Deputy Mayor ME Applebee) Apologies: Cr Jayet, O'Leary
Monday 12 February 2024	Mal Nankivell 100th Birthday Mayor NC Westcott, Deputy Mayor ME Applebee & Councillor WP Jayet
Tuesday	Lachlan Health Palliative Care Workshop

12 February 2024	Deputy Mayor ME Applebee
Wednesday 14 February 2024	Tullamore & District Consultative Committee Meeting 7:00 pm Tullamore Hotel Deputy Mayor ME Applebee
Wednesday 14 February 2024	Meet Local Member Phil Donato MP Mayor NC Westcott, Deputy Mayor ME Applebee & Kent Boyd
Wednesday 14 February 2024	Reconstruction Australia Community Leaders Forum Mayor NC Westcott, GM Kent Boyd
Wednesday 14 February 2024	SES Tour Mayor, Councillors and Directors Apologies: Councillor O'Leary
Friday 16 February 2024	The Council Collection Mayor, Councillors, Staff and public invited to attend


Cr Neil Westcott

MAYOR

9.2 COMING KNOWN EVENTS FOR MAYOR AND COUNCILLORS

IP&R Linkage: **Pillar:** Leadership

Goal: Our local government is open, accountable, and representative.

Strategy: Advocate and provide strong representation for our community at the regional, state, and federal levels.

Author: **Cr Neil Westcott**

Annexures: **Nil**

Motion

That council:

- Note the known upcoming meetings, functions and events for the Mayor and Councillors for the period 20 February 2024 through to 19 March 2024.

REPORT

Table 1. below, lists the upcoming meetings, functions and events requiring the attendance of the Mayor or Councillors in relation to community or civic matters during the period 20 February 2024 through to 19 March 2024:

Table 1: Known upcoming Meetings, Functions and Events for Mayor and Councillors	
Date	Function
Tuesday 20 February 2024	Ordinary Council Meeting Council Chambers Parkes Shire Administration centre All Councillors and Executive Staff
Tuesday 20 February 2024	Waste Advisory Committee Meeting Mayor NC Westcott, Deputy Mayor ME Applebee, Councillor GW Pratt, Councillor KM McGrath & Councillor GS Wilson
Monday 26 February 2024	Peak Hill Community Consultative Committee Meeting Mayor NC Westcott, Deputy Mayor ME Applebee, Councillor O'Leary & Kent Boyd
Tuesday 27 February 2024	Trundle Community Consultative Committee Meeting Mayor NC Westcott, Deputy Mayor ME Applebee, Councillor Jayet & Kent Boyd
Wednesday 28 February 2024	Sunset Ceremony Mayor NC Westcott
Thursday 29 February 2024	CNSWJO Board Meeting - Condobolin Mayor NC Westcott & Kent Boyd General Manager
Monday 4 March 2024	NPM CCC Meeting Mayor NC Westcott & Deputy Mayor ME Applebee
Tuesday	Councillor Workshop

5 March 2024	All Councillors and Executive Staff
Monday 5 March 2024	Business and Advisory Committee Meeting Mayor NC Westcott, Councillor JP Cass, Councillor GS Wilson, Councillor WP Jayet & Councillor D Weber
Monday 5 March 2024	Destination and Major Events Advisory Committee Meeting Mayor NC Westcott, Deputy Mayor ME Applebee, Councillor JP Cass, Councillor WP Jayet, Councillor KJ Keith
Thursday 7 March 2024	CNSWJO Meeting - Water Security & Productive Water Portfolio Mayor NC Westcott & Kent Boyd General Manager
Friday 8 March 2024	Opening of Cultural Project at Adavale Hall Mayor NC Westcott
Wednesday 13 March 2024	Tullamore and District Consultative Committee Meeting Mayor NC Westcott, Deputy Mayor ME Applebee, Councillor GW Pratt, Councillor WP Jayet & Councillor LA O'Leary
Thursday 19 March 2024	RGDC Meeting All Councillors and Executive Staff
Thursday 19 March 2024	Ordinary Council Meeting Council Chambers Parkes Shire Administration centre All Councillors and Executive Staff



Cr Neil Westcott

MAYOR

9.3 PREMIER'S VISIT**IP&R Linkage:** Pillar: Leadership**Goal:** Our local government is open, accountable, and representative.**Strategy:** Advocate and provide strong representation for our community at the regional, state, and federal levels.**Author:** Cr Neil Westcott**Annexures:** Nil

MOTION

That Council:

1. Receive and note the information about the 2024 Premier's Visit.
-

REPORT

Mayors of Central west meet with The Hon. (Chris) Christopher John MINNS, MP Premier NSW, The Hon. Jihad DIB, MP Minister for Customer Service and Digital Government, Minister for Emergency Services, and Minister for Youth Justice, Mr Philip DONATO, MP.

Member for Orange, host Mayor of Cabonne Shire Kevin Beatty, Mayor of Forbes Shire Phyllis Miller OAM, Mayor of Lachlan Shire Paul Phillips, and Mayor of Parkes Shire Neil Westcott, to discuss the Central West Flood recovery.

**Cr Neil Westcott**

MAYOR

9.4 AUSTRALIA DAY 2024 CELEBRATIONS**IP&R Linkage:** **Pillar:** Community**Goal:** Our community is creative, proud and has a strong sense of belonging.**Strategy:** Deliver and support events, festivals and celebrations that promote engaged citizenship and foster community pride.**Author:** **Cr Neil Westcott****Annexures:** **Nil**

Motion

That Council:

1. Receive and note the information about the 2024 Australia Day celebrations.
-

REPORT

Australia Day Celebrations in the Parkes Shire commenced with our Citizenship Ceremony on the eve of Australia Day, allowing the 6 Conferees to attend their own Ceremony with their family and friends.

The two 2024 Parkes Shire Ambassadors, Mr Graham Ross AM VMM (TV Presenter - Better Homes & Gardens) and Liz Deep-Jones (TV Presenter, Journalist & Author, Producer of the We Bleed the same anti-Racism Exhibition) also attended the Citizenship Ceremony.

The new Australian Citizens were:

- Joao Marrote
- Norma (Ching) Gordon
- Eric Adnan
- Johnathan Eric
- Precious Eric
- Ita Hughes

Everyone enjoyed a night of entertainment (music and singing) and cultural food.

As the Ceremony was conducted on the night before, it allowed all new Australian Citizens to have a special ceremony for themselves to enjoy and also the opportunity to attend the Official Australia Day Ceremony in Parkes on Australia Day where they were announced to everyone present as being our new Australian Citizens. How great it was for them to wake up on Australia Day as an Australian Citizen.

You can check out our Facebook page and website where it shows a short video of the Citizenship Ceremony with photos showing all the fun that everyone had on the night.

The Australia Day Celebrations then continued throughout the Parkes Shire on Australia Day with events taking place in Bogan Gate, Tullamore, Trundle and Parkes.

Announcement of the OAM - Bill Barber was presented with a Parkes Medal.

The official Ceremony was held at Cooke Park, Parkes where the Parkes Shire Awards were announced in the following categories:

- Sporting Awards;
- Cultural Awards;
- Performance Award (Winner: Parkes Christian School)
- Cultural Lifetime Achievement Award (Winner: Douglas Richards)
- Civic Awards:
- Community Event of the Year (Winner: Bogan Gate 125 Years Celebration Weekend)
- Peak Hill Young Citizen of the Year (Winner: Sharntelle Schnitger)
- Peak Hill Citizen of the Year (Winner: Toni Bell)
- Lifetime Achievement Award (Winner: Maureen Stone)
- Parkes Shire Young Citizen of the Year (Winner: Marshall Munn)
- Parkes Shire Citizen of the Year (Winner: Daniel Wright)

We take this opportunity to thank all those people that nominated a recipient for an Award and Congratulations to all those nominated, as well as the winners.

The Parkes Harness Racing Club held their infamous Golden Yabby Races at the Parkes Showground which everyone enjoyed.

On 27 January, the Australia Day celebrations continued on with the racing at the Parkes Jockey Club for the Australia Day Handicap.

Bogan Gate also welcomed guests on Australia Day when the AED was presented to the town of Bogan Gate.





























Cr Neil Westcott
MAYOR

10 COUNCILLOR REPORT(S)

Nil

11 REPORTS OF COMMITTEES

11.1 MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING HELD ON 7 FEBRUARY 2024

IP&R Linkage: **Pillar:** Leadership

Goal: Our local government is open, accountable and transparent.

Strategy: Provide open and transparent decision-making and undertake the civic duties of Council with professionalism and integrity.

Author: **Sue McGrath, Business Support Coordinator**

Authoriser: **Logan Hignett, Acting Director Operations**

Annexures: **A. Local Traffic Committee Meeting Minutes - 7 February 2024**

RECOMMENDATION

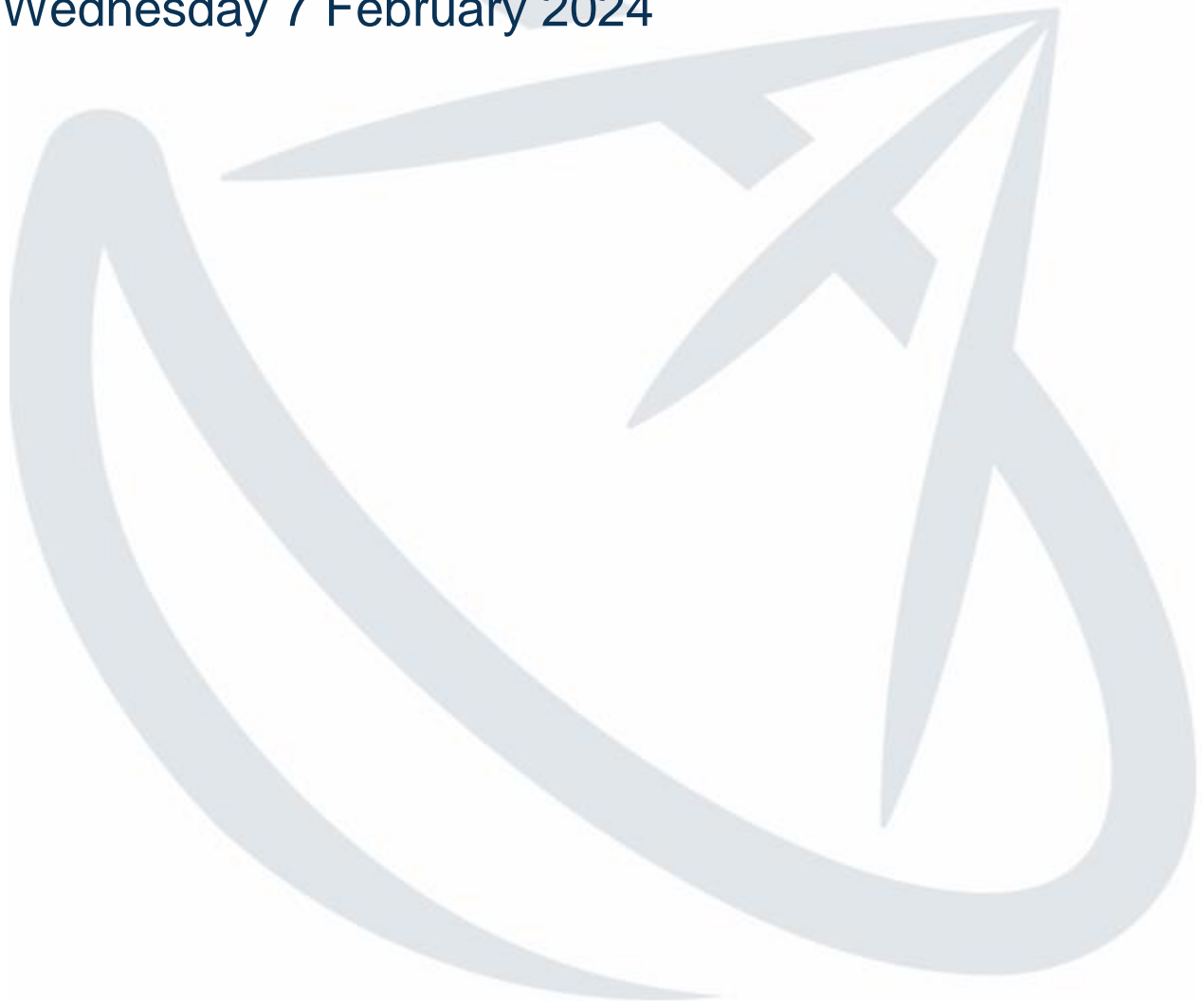
That Council:

1. Receive and confirm the Minutes of the Local Traffic Committee Meeting held on Wednesday 7 February 2024 appended at *Annexure A*.

Local Traffic Committee Meeting

Minutes

Wednesday 7 February 2024



Minutes of the Local Traffic Committee Meeting**Held on Wednesday, 7 February 2024 at the****Parkes Council Committee Room, 2 Cecile Street, Parkes****Present:**

Cr Ken McGrath	Councillor - Council Representative
Sgt Adam Cornish	Lachlan Area Command Highway Patrol - NSW Police Representative
Mr Jason Nicholson	Transport for NSW - TfNSW Representative
Mr Chris McQuie	Western Road Liners - Local State Member Representative

Council Officers in Attendance:

Mr Jaymes Rath	Executive Manager Technical Services
Mrs Melanie Sutor	Road Safety & Injury Prevention Officer
Ms Sue McGrath	Business Support Coordinator

NOTES

The meeting commenced at 9:35 am and concluded at 11:18.

Order Of Business

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1 OPENING OF MEETING

The Chairperson declared the Local Traffic Committee Meeting of Wednesday, 7 February 2024 open and welcomed Council Officials in attendance.

2 ACKNOWLEDGEMENT OF COUNTRY

The Chairperson read the following Acknowledgement of Country:

Parkes Shire Council acknowledges the Traditional Custodians of the Wiradjuri Country and recognises and respects their cultural heritage, beliefs and continuing connection with the lands and rivers of the Parkes Shire.

Council pays its respects to Elders past, present and emerging and extends this respect to all First Nations peoples in the Parkes Shire.

3 APOLOGIES

Insp David Harvey - Central West Police District

Mr Chris McQuie - Western Road Liners - Local State Member Representative

4 CONFIRMATION OF MINUTES

4.1 MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING HELD ON 8 NOVEMBER 2023

RESOLVED LTC 001/24

That the Local Traffic Committee receive and confirm the Minutes of the meeting held on Wednesday 8 November 2023 appended at *Annexure A*.

UNANIMOUS SUPPORT

5 DISCLOSURES OF INTERESTS

The Chairperson reminded Council Officials of their obligation under Council's Code of Conduct to disclose and manage any conflicts of interest they may have in matters being considered at the meeting, and invited Council Officials present to disclose any such interests.

Nil interests were disclosed.

6 LATE BUSINESS

The Chairperson advised that no late items of business had been submitted to the meeting.

7 OFFICERS' REPORTS**7.1 2024 ANZAC DAY - PARKES****RESOLVED LTC 002/24****Council Responsibilities:**

That:

1. Approval is subject to complying with the following conditions:
 - (a) Notify Emergency services of and proposed road closure or detours.
 - (b) Allow for emergency vehicle access.
 - (c) Council reserves the right to cancel the approval at any time.
 - (d) Confirmation of event times and traffic control times.
 - (e) Police representative has requested for all future events that a separate event application be submitted to Police for approval.
 - (f) If the event is held on a State road that the Council request Road Occupancy Licence (ROL) from Transport for NSW for the event activities.
 - (g) This recommendation does not commit Council to providing further assistance or provision of equipment for the event.

Events Responsibilities:

That:

2. Approval is subject to the applicants complying with the following conditions:
 - (a) Provide Council with evidence of Current Public Liability Insurance. (*to be provided prior to the event taking place*).
 - (b) Provide Council a Traffic Management Plan for approval. (To be submitted prior to the event taking place).
 - (c) Control noise as required under the Protection of the Environment Operations (Noise Control) Regulation 2008.
 - (d) The organiser of the event to be responsible for and reimburse Council for cost of damage repairs, cleaning etc of the street if required.
 - (e) Comply with Council Officer's reasonable directives.
 - (f) The organiser is to maintain the area in clean and tidy condition.
 - (g) That the organisers receive approval from the Police for holding a Public Assembly and relevant road closures.

UNANIMOUS SUPPORT

7.2 2024 ANZAC DAY - BOGAN GATE**RESOLVED LTC 003/24****Council Responsibilities:**

That:

1. Approval is subject to complying with the following conditions:
 - (a) Notify Emergency services of and proposed road closure or detours.
 - (b) Allow for emergency vehicle access.
 - (c) Council reserves the right to cancel the approval at any time.
 - (d) Confirmation of event times and traffic control times.
 - (e) Police representative has requested for all future events that a separate event application be submitted to Police for approval.
 - (f) If the event is held on a State road that the Council request Road Occupancy Licence (ROL) from Transport for NSW for the event activities.
 - (g) This recommendation does not commit Council to providing further assistance or provision of equipment for the event.

Events Organisers/Applicant Responsibilities:

That:

2. Approval is subject to the applicants complying with the following conditions:
 - (a) Provide Council with evidence of Current Public Liability Insurance. (*to be provided prior to the event taking place*).
 - (b) Provide Council a Traffic Management Plan for approval. (To be submitted prior to the event taking place).
 - (c) Control noise as required under the Protection of the Environment Operations (Noise Control) Regulation 2008.
 - (d) The organiser of the event to be responsible for and reimburse Council for cost of damage repairs, cleaning etc of the street if required.
 - (e) Comply with Council Officer's reasonable directives.
 - (f) The organiser is to maintain the area in clean and tidy condition.
 - (g) That the organisers receive approval from the Police for holding a Public Assembly and relevant road closures.

UNANIMOUS SUPPORT

7.3 2024 ANZAC DAY - PEAK HILL**RESOLVED LTC 004/24****Council Responsibilities:**

That:

1. Approval is subject to complying with the following conditions:
 - (a) Notify Emergency services of and proposed road closure or detours.
 - (b) Allow for emergency vehicle access.
 - (c) Council reserves the right to cancel the approval at any time.
 - (d) Confirmation of event times and traffic control times.
 - (e) Police representative has requested for all future events that a separate event application be submitted to Police for approval.
 - (f) If the event is held on a State road that the Council request Road Occupancy Licence (ROL) from Transport for NSW for the event activities.
 - (g) This recommendation does not commit Council to providing further assistance or provision of equipment for the event.

Events Organisers/Applicant Responsibilities:

That:

2. Approval is subject to the applicants complying with the following conditions:
 - (a) Provide Council with evidence of Current Public Liability Insurance. (*to be provided prior to the event taking place*).
 - (b) Provide Council a Traffic Management Plan for approval. (To be submitted prior to the event taking place).
 - (c) Control noise as required under the Protection of the Environment Operations (Noise Control) Regulation 2008.
 - (d) The organiser of the event to be responsible for and reimburse Council for cost of damage repairs, cleaning etc of the street if required.
 - (e) Comply with Council Officer's reasonable directives.
 - (f) The organiser is to maintain the area in clean and tidy condition.
 - (g) That the organisers receive approval from the Police for holding a Public Assembly and relevant road closures.

UNANIMOUS SUPPORT

7.4 2024 ANZAC DAY - TRUNDLE**RESOLVED LTC 005/24****Council Responsibilities:**

That:

1. Approval is subject to complying with the following conditions:
 - (a) Notify Emergency services of and proposed road closure or detours.
 - (b) Allow for emergency vehicle access.
 - (c) Council reserves the right to cancel the approval at any time.
 - (d) Confirmation of event times and traffic control times.
 - (e) Police representative has requested for all future events that a separate event application be submitted to Police for approval.
 - (f) If the event is held on a State road that the Council request Road Occupancy Licence (ROL) from Transport for NSW for the event activities.
 - (g) This recommendation does not commit Council to providing further assistance or provision of equipment for the event..

Events Organisers/Applicant Responsibilities:

That:

2. Approval is subject to the applicants complying with the following conditions:
 - (a) Provide Council with evidence of Current Public Liability Insurance. (*to be provided prior to the event taking place*).
 - (b) Provide Council a Traffic Management Plan for approval. (To be submitted prior to the event taking place).
 - (c) Control noise as required under the Protection of the Environment Operations (Noise Control) Regulation 2008.
 - (d) The organiser of the event to be responsible for and reimburse Council for cost of damage repairs, cleaning etc of the street if required.
 - (e) Comply with Council Officer's reasonable directives.
 - (f) The organiser is to maintain the area in clean and tidy condition.
 - (g) That the organisers receive approval from the Police for holding a Public Assembly and relevant road closures.

UNANIMOUS SUPPORT

7.5 2024 PARKES PICNIC RACES**RESOLVED LTC 006/24****Council Responsibilities:**

That:

1. Approval is subject to complying with the following conditions:
 - (a) Notify Emergency services of and proposed road closure or detours.
 - (b) Allow for emergency vehicle access.
 - (c) Council reserves the right to cancel the approval at any time.
 - (d) Confirmation of event times and traffic control times.
 - (e) Police representative has requested for all future events that a separate event application be submitted to Police for approval.
 - (f) If the event is held on a State road that the Council request Road Occupancy Licence (ROL) from Transport for NSW for the event activities.
 - (g) This recommendation does not commit Council to providing further assistance or provision of equipment for the event:

Events Organisers/Applicant Responsibilities:

That:

2. Approval is subject to the applicants complying with the following conditions:
 - (a) Provide Council with evidence of Current Public Liability Insurance. (*to be provided prior to the event taking place*).
 - (b) Provide Council a Traffic Management Plan for approval. (To be submitted prior to the event taking place).
 - (c) Control noise as required under the Protection of the Environment Operations (Noise Control) Regulation 2008.
 - (d) The organiser of the event to be responsible for and reimburse Council for cost of damage repairs, cleaning etc of the street if required.
 - (e) Comply with Council Officer's reasonable directives.
 - (f) The organiser is to maintain the area in clean and tidy condition.
 - (g) That the organisers receive approval from the Police for holding a Public Assembly and relevant road closures.

UNANIMOUS SUPPORT

8 GENERAL BUSINESS

8.1 OUTSTANDING BUSINESS ITEMS

RECOMMENDATION

That:

1. The report detail is for the information of the Committee.

8.2 PACKED CONES PEDESTRIAN

RECOMMENDATION

That:

1. The report detail is for the information of the Committee.

9 REPORT OF CONFIDENTIAL RESOLUTIONS

In accordance with clauses 14.22 and 14.23 of Council's Code of Meeting Practice, resolutions passed during a meeting, or a part of a meeting that is closed to the public must be made public by the Chairperson as soon as practicable. Such resolutions must be recorded in the publicly available minutes of the meeting.

10 CONCLUSION OF MEETING

The meeting concluded at 11:18am.

This is the final page of the minutes comprising 10 pages numbered 1 to 10 of the Local Traffic Committee Meeting held on Wednesday, 7 February 2024.

CHAIRPERSON

11.2 MINUTES OF THE PARKES SPORTS COUNCIL MEETING HELD ON 13 FEBRUARY 2024**IP&R Linkage:** **Pillar:** Leadership**Goal:** Our local government is open, accountable and transparent.**Strategy:** Provide open and transparent decision-making and undertake the civic duties of Council with professionalism and integrity.**Author:** **Anthony McGrath, Director Customer, Corporate Services and Economy****Authoriser:** **Kent Boyd PSM, General Manager****Annexures:** **A. Committee Minutes - Parkes Sports Council Meeting held on 13 February 2024. (under separate cover)**

RECOMMENDATION

That Council:

1. Receive and confirm the Minutes of the Parkes Sports Council Meeting held on Tuesday 13 February 2024 appended at *Annexure A*.
-

12 REPORTS OF THE GENERAL MANAGER

12.1 QUARTERLY BUDGET REVIEW AS AT 31 DECEMBER 2023

IP&R Linkage: Pillar: Leadership

Goal: Our local government is sustainable and plans for the future.

Strategy: Operate in a financially sustainable and responsible manner.

Author: Luke Nash, Financial Accountant

Authoriser: Jaco Barnard, Chief Financial Officer

Annexures: A. Quarterly Budget Review - 31 December 2023 (under separate cover)

RECOMMENDATION

That:

1. Receive and note the budget review report to 31 December 2023
2. Adopt the budget variations proposed in the quarterly budget review to 31 December 2023

BACKGROUND

In accordance with Clause 203 of the Local Government (General) Regulation 2005 not later than two months after the end of each quarter (except the June Quarter), the Responsible Accounting Officer must submit to Council a statement that shows by reference to the estimate of income and expenditure set out in the management plan that Council has adopted for the current year, a revised estimate of the income and expenditure for that year. The budget statement must include a note by the Responsible Accounting Officer as to whether or not he believes that the financial position of Council is satisfactory, having regard to the original estimate of income and expenditure.

ISSUES AND COMMENTARY

Council's original net operating budgeted result for the year ending 30 June 2024 is \$2.55m. Council has identified several variations in this current review and is now reflecting a revised net operating result for 30 June 2024 of \$1.46m. Positive operating results are forecast across all funds, \$0.005m (general fund), \$0.72m (water fund) & \$0.74m (sewer fund).

The below table outlines the proposed budget variations for the Quarterly Budget Review for the quarter ending 31 December 2023.

Fund	Reporting Category	Budget Variation Amount	Reason for Proposed Variation
General Fund	Employee Costs	200,000	Increase in employee costs following a reduction in capitalised wages compared to the original budget
Water Fund	Employee Costs	300,000	
Sewer Fund	Employee Costs	50,000	
General Fund	Operating Grants & Contributions	200,000	Grant funding received through NSW Government - Regional

			Drought Resilience Planning Program
General Fund	External Services	200,000	Recognition of expenditure associated with the development of Regional Drought Resilience Plan

LEGISLATIVE AND POLICY CONTEXT

Local Government (General) Regulation 2005 Clause 203. The quarterly budget review monitors the progress of the 2023/24 operational budget, which programs the plan to achieve the actions, and strategic objectives set within Council's progressive delivery plan.

FINANCIAL IMPLICATIONS

The quarterly budget review for has been presented from a comparison between actuals vs. budget and budget forecast for each fund across council to 31 December 2023.

RISK IMPLICATIONS

Council's budgets are monitored in accordance with the adopted operational plan and long-term financial plan. It is essential for council to monitor programs against budget to avoid depending on savings from other programs and to utilise reserves that had been set aside for other specific purposes.

COMMUNITY CONSULTATION

There are no community consultation requirements for Council associated with this report.

CONCLUSION

The following statement is made in accordance with Clause 203(2) of the Local Government (General) Regulation 2005:

It is my opinion that the Quarterly Budget Review Statement for Parkes Shire Council for the quarter ended 31 December 2023 indicates that Council's projected financial position at 30 June 2024 will be satisfactory at year end at both a consolidated and fund level.

12.2 INVESTMENTS & BORROWINGS REPORT AS AT 31 JANUARY 2024

IP&R Linkage: Pillar: Leadership

Goal: Our local government is sustainable and plans for the future.

Strategy: Operate in a financially sustainable and responsible manner.

Author: Luke Nash, Financial Accountant

Authoriser: Jaco Barnard, Chief Financial Officer

Annexures: A. Investment Register - 31 January 2024 (under separate cover)
B. Loans Register - 31 January 2024 (under separate cover)

RECOMMENDATION

That:

1. Receive and note the Statement of Investments and Borrowings as on 31 January 2024

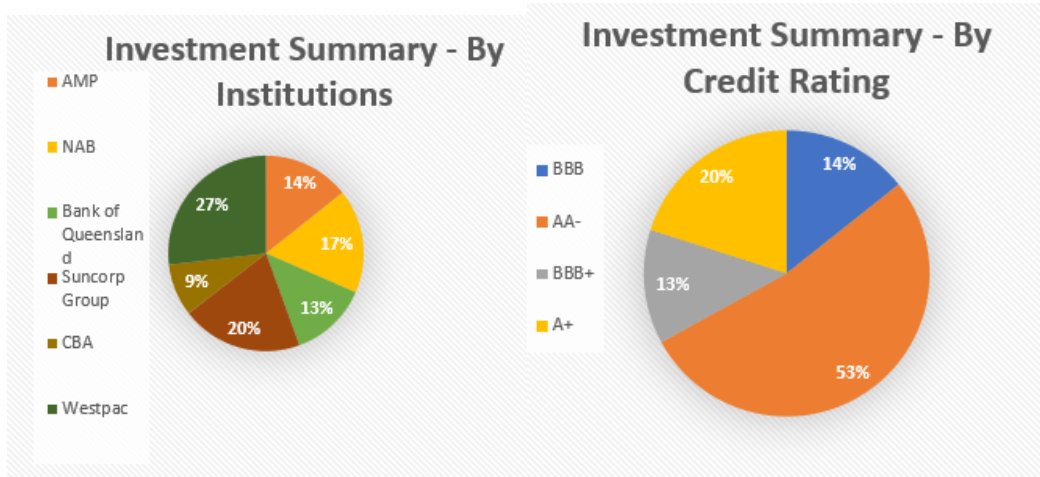
BACKGROUND

In accordance with clause 212 of the Local Government (General) Regulation 2021 ("the Regulations"), the Responsible Accounting Officer must provide Parkes Shire Council ("Council") with a monthly written report setting out details of Council's investments under section 625 of the Local Government Act 1993 ("the Act"). The report must also include certification that these investments have been made in accordance with the Act, the Regulations and Council's Investment Policy.

ISSUES AND COMMENTARY

The balance of Council's investments as of 31 January 2024 stands at \$34,888,992 and the principal outstanding on council's borrowings at \$17,128,295. Council's investments decreased by \$0.46 million during January with cash outflows relating to our capital works program. Council is still awaiting further payment for several debtors (\$9.8m) associated with the road restoration and grant funded works.

On 31 January 2024, Council's investment portfolio was yielding 4.91 per cent per annum. Council's investments cover externally restricted cash reserves and internal restricted cash reserves. The following charts depict a summary of the investments held by Council based on the individual institutional exposure and credit rating of the institutions with which they are held.



LEGISLATIVE AND POLICY CONTEXT

Council's investments are held in accordance with Council's Investment Policy which accords with the requirements of the:

- Local Government Act 1993 ("the Act") - Section 625
- Local Government Act 1993 - Order (of Minister) dated 16 November 2020
- The Trustee Amendment (Discretionary Investments) Act 1997 - Sections 14A(2), 14C(1) and (2); and
- Local Government (General) Regulation 2021 ("the Regulation") - Clauses 212 and 215.

FINANCIAL IMPLICATIONS

All returns on investments are included in Council's Operating Budget. Any amendment to budgeted interest income is affected through the Quarterly Budget Review process. Both the average level of funds invested, and the rate of return determine returns. In accordance with the Australian equivalent of International Accounting Standards, securities that are classified as held for trading are required to be valued at market value at each balance date. Investments in the form of cash or cash equivalents and held to maturity investments are valued at cost. Floating Rate Notes acquired on the secondary market are valued at cost. Where the purchase consideration is different to face value, the resulting premium or discount are amortised on a straight-line basis over the life of the Note.

RISK IMPLICATIONS

Council's investments are managed in accordance with Council's Investment Policy. As at the end of January, all counterparties were within the Policy limits. Overall, the portfolio is diversified amongst the investment grade spectrum with no exposure to unrated ADI's.

COMMUNITY CONSULTATION

There are no community consultation requirements for Council associated with this report.

CONCLUSION

The Chief Financial Officer has certified that the investments listed in the Investment Summary have been made in accordance with section 625 of the Act, clause 212 of the Regulation and Council's Investment Policy. Council's investments continue to focus on capital protection, as well as compliance with the Investment Policy, whilst actively seeking the best return allowable within these parameters. It is recommended that Council receive and note the Statement of Investments and Borrowings as on 31 January 2024.

12.3 MONTHLY FINANCIAL REPORT AS AT 31 JANUARY 2024**IP&R Linkage:** **Pillar:** Leadership**Goal:** Our local government is sustainable and plans for the future.**Strategy:** Operate in a financially sustainable and responsible manner.**Author:** **Luke Nash, Financial Accountant****Authoriser:** **Jaco Barnard, Chief Financial Officer****Annexures:** **A. Director's Report - January 2024 (under separate cover)****RECOMMENDATION**

That Council:

1. Receive and note the financial report to 31 January 2024.

BACKGROUND

The NSW Local Government Act section 8B establishes principles of sound financial management as follows:

- a) Council spending should be responsible and sustainable, aligning general revenue and expenses
- b) Councils should invest in responsible and sustainable infrastructure for the benefit of the local community
- c) Councils should have effective financial and asset management, including sound policies and processes for the following:
 - (i) performance management and reporting,
 - (ii) asset maintenance and enhancement,
 - (iii) funding decisions,
 - (iv) risk management practices.
- d) Councils should have regard to achieving intergenerational equity, including ensuring the following:
 - (i) policy decisions are made after considering their financial effects on future generations,
 - (ii) the current generation funds the cost of its services (which also means the current generation should not bear costs for benefit of future generations)

This report monitors the progress of the 2023-24 operational budget, which programs the plan to achieve the actions, and strategic objectives set within Council's delivery plan.

ISSUES AND COMMENTARY

Council has achieved a favourable consolidated net operating result of \$2.495m on 31 January 2024. General fund reflected a surplus result of \$2.975m, water fund reflected a deficit of (\$264k) while the sewer fund reflected a deficit of (\$215k).

Annexure 1 provides more detailed commentary into the financial performance of the organisation for the period ending 31 January 2024 compared to budget.

LEGISLATIVE AND POLICY CONTEXT

Local Government Act (section 8B)

FINANCIAL IMPLICATIONS

The monthly finance report has been presented a comparison between actuals vs. budget for each fund to 31 January 2024.

RISK IMPLICATIONS

Council's budgets are monitored in accordance with the adopted operational plan and long-term financial plan. It is essential for council to monitor programs against budget to avoid depending on savings from other programs and to utilise reserves that had been set aside for other specific purposes.

COMMUNITY CONSULTATION

There are no community consultation requirements for Council associated with this report.

CONCLUSION

Council continues to place a strong emphasis on cost reductions to ensure that favourable budget results can be maintained, internal management reporting and strengthened purchasing controls are assisting to deliver improved financial performance.

13 REPORTS OF THE DIRECTOR CUSTOMER, CORPORATE SERVICES AND ECONOMY**13.1 ENDORSEMENT OF 2023/24 OPERATIONAL PLAN PROGRESS REPORT (1 JULY TO 31 DECEMBER 2023)****IP&R Linkage:** Pillar: Leadership**Goal:** Our local government is sustainable and plans for the future.**Strategy:** Provide clear long-term direction for the community through the development of the Integrated Planning and Reporting framework.**Author:** Teresa Cooper, Corporate Planning and Performance Coordinator**Authoriser:** Anthony McGrath, Director Customer, Corporate Services and Economy**Annexures:** A. 2023/24 Operational Plan Progress Report (1 July to 31 December 2023) (under separate cover)**RECOMMENDATION**

That Council:

1. Endorse the 2023/24 Operational Plan Progress Report (1 July to 31 December 2023), appended at *Annexure A*, pursuant to section 4.9 of the Integrated Planning and Reporting Guidelines.

BACKGROUND

The Integrated Planning and Reporting ("IP&R") provisions of the *Local Government Act 1993* ("the Act") require Parkes Shire Council ("Council") to develop and adopt an inter-related suite of strategic documents, including a 10-year Community Strategic Plan, four-year Delivery Program, and annual Operational Plan.

Under the IP&R Guidelines issued by the Office of Local Government and prescribed under section 23A of the Act; Council's General Manager must ensure that progress reports are provided to the Council's governing body, with respect to the principal activities detailed in the Delivery Program, at least every six months.

ISSUES AND COMMENTARY

In line with Council's commitment to open, accountable and representative local government, Council has chosen to report on the implementation of its Delivery Program every three months.

The Operational Plan Progress Report (1 July to 31 December 2023) is appended at *Annexure A* and summarises Council's progress on the implementation of its Delivery Program 2022-2025. The Operational Plan Progress Report (1 July to 31 December 2023) comprises the following sections:

- **Part 1 - Introduction:** Outlines the IP&R framework, including the role and purpose of the Operational Plan, and how Council plans and reports on the progress of its Delivery Program.
- **Part 2 - 2023/24 Operational Plan:** Outlines the Operational and Capital Funding Summary and key achievements in the implementation of the Delivery Program.
- **Part 3 - Council and Corporate:** Reports on Council's progress in implementing the outputs outlined in the Council and Corporate function of the Delivery Program.
- **Part 4 - Commercial Enterprise:** Reports on Council's progress in implementing the outputs outlined in the Commercial Enterprise function of the Delivery Program.

- **Part 5 - Economy and Engagement:** Reports on Council's progress in implementing the outputs outlined in the Economy and Engagement function of the Delivery Program.
- **Part 6 - Emergency Services:** Reports on Council's progress in implementing the outputs outlined in the Emergency Services function of the Delivery Program.
- **Part 7 - Library, Culture and Social Justice:** Reports on Council's progress in implementing the outputs outlined in the Library, Culture and Social Justice function of the Delivery Program.
- **Part 8 - Open Space and Recreation:** Reports on Council's progress in implementing the outputs outlined in the Open Space and Recreation function of the Delivery Program.
- **Part 9 - Planning, Certification and Compliance:** Reports on Council's progress in implementing the outputs outlined in the Planning, Certification and Compliance function of the Delivery Program.
- **Part 10 - Sewerage:** Reports on Council's progress in implementing the outputs outlined in the Sewerage function of the Delivery Program.
- **Part 11 - Transport and Drainage:** Reports on Council's progress in implementing the outputs outlined in the Transport and Drainage function of the Delivery Program.
- **Part 12 - Waste Management:** Reports on Council's progress in implementing the outputs outlined in the Waste Management function of the Delivery Program.
- **Part 13 - Water Supply:** Reports on Council's progress in implementing the outputs outlined in the Water Supply function of the Delivery Program.

LEGISLATIVE AND POLICY CONTEXT

As detailed above, Council is required under the Act and IP&R Guidelines to develop and adopt a Delivery Program. The General Manager is required to provide progress reports at least once every six months to Council's governing body on the organisation's progress in achieving the principal activities contained in the Delivery Program.

FINANCIAL IMPLICATIONS

There are no financial implications for Council associated with this report.

RISK IMPLICATIONS

Endorsement of the Operational Plan Progress Report (1 July to 31 December 2023), as recommended, ensures Council complies with its legislative requirements under section 404 of the Act.

COMMUNITY CONSULTATION

There are no community consultation requirements for Council associated with this report, however under Council's IP&R framework, community engagement is built into the process to ensure that the community is providing feedback advice and direction to Council's activities. The report will also be placed on Council's website.

CONCLUSION

This report recommends that the Operational Plan Progress Report for the six-month period from 1 July to 31 December 2023 be endorsed.

13.2 REQUEST FOR FINANCIAL ASSISTANCE - ENVIRONMENTAL DEVELOPMENT & ALLIED PROFESSIONALS INC REGIONAL CONFERENCE 2024**IP&R Linkage:** Pillar: Community**Goal:** Our community is creative, proud and has a strong sense of belonging.**Strategy:** Deliver and support events, festivals and celebrations that promote engaged citizenship and foster community pride.**Author:** Mikaela Cass, Events and Festivals Specialist**Authoriser:** Carrie Olsen, Executive Manager Economy, Destination and Activation**Annexures:** A. Letter requesting Financial Assistance - Environmental Development & Allied Professionals Inc Regional Conference 2024 (under separate cover)

RECOMMENDATION

That:

1. Receive and note the correspondence from the Environmental Development & Allied Professionals Inc, appended at *Annexure A*.
 2. Provide public notice of its intention to provide \$5,000 in sponsorship and in-kind assistance to the Environmental Development & Allied Professionals Inc, as detailed in this report, to support the delivery of the 2024 Environmental Development & Allied Professionals Inc Regional Conference in April 2024.
 3. Approve the provision of \$5,000 in financial assistance and in-kind assistance, to support the delivery of the 2024 Environmental Development & Allied Professionals Inc Regional Conference, subject to no formal submissions being received.
-

BACKGROUND

Parkes Shire Council ("Council") has received a request from the Environmental Development & Allied Professionals Inc ("EDAP") to provide financial assistance by way of sponsorship and in-kind support to deliver the 2024 Environmental Development & Allied Professionals Inc Regional Conference in Parkes from 10 to 12 April 2024.

ISSUES AND COMMENTARY

The EDAP Western Group is a multidisciplinary organisation dedicated to the advancement of regional professionals engaged in environmental development and allied industries. Membership of the group is open to environmental planners, health, building and allied development assessment professionals.

The EDAP Western Group runs an Annual Conference ("EDAP Conference"), special purpose seminars and networking sessions for the benefit of its members.

The EDAP Conference has a reputation for providing a first-rate learning experience with information and presentations of a high standard. The wide range of presentations covers a variety of topics relating to Environmental Health, Building Surveying and Planning and it is envisaged that the conference will attract 120 professionals to the Shire.

With the extensive amount of development in the Parkes Shire, particularly with the Special Activation Precinct and regional growth, it is an appropriate time to gather the allied professionals here to learn and experience the activity in the region.

The conference is technically supported by Association of Australian Certifiers ("AAC"), Australian Institute of Building Certifiers ("AIBS"), NSW Department of Planning, Regional Growth NSW Development Corporation ("RGDC") and the NSW Food Authority and Building Commission.

The EDAP Conference supports professional CPD training requirements from AAC for the groups Building Certifiers.

LEGISLATIVE AND POLICY CONTEXT

Council can only approve financial assistance (cash or in-kind) in accordance with section 356 of *the Local Government Act 1993* ("the Act"). Where the proposed financial assistance has not been included in Council's adopted Operational Plan for the year; the proposed financial assistance must be publicly exhibited prior to being provided. Council must consider any public submissions received, prior to providing the assistance requested.

FINANCIAL IMPLICATIONS

The requested financial assistance is \$5,000. This sum has not been budgeted for, and if approved, will be allocated from the Planning and Community Services operational budget.

To facilitate the successful staging of the event, the EDAP organising committee has requested that Council provide:

- Parkes Shire Council staff to assist with registrations
- Venue hire fees
- Transport costs
- Catering support
- Provision of speaker and delegate information packages.

RISK IMPLICATIONS

There are no risk implications for Council associated with this report.

COMMUNITY CONSULTATION

Consistent with the requirements under section 356 of the Act, the proposed financial assistance must be publicly exhibited for a period of 28 days prior to being provided.

14 REPORTS OF THE DIRECTOR INFRASTRUCTURE AND SUSTAINABILITY**14.1 MAJOR PROJECTS AND CURRENT WORKS REPORT - INFRASTRUCTURE AND SUSTAINABILITY****IP&R Linkage:** Pillar: Leadership**Goal:** Our local government is open, accountable, and representative.**Strategy:** Effectively collaborate, engage, and communicate with our community to inform decision making and promote services, projects and initiatives.**Author:** Sue McGrath, Business Support Coordinator**Authoriser:** Andrew Francis, Director Infrastructure and Sustainability**Annexures:** A. Infrastructure - Major Projects and Current Works (under separate cover)

RECOMMENDATION

That Council:

1. Receive and note the Infrastructure and Strategic Futures Major Projects and Current Works Report for February 2024, appended at *Annexure A*.
-

BACKGROUND

A monthly status report of Major Projects and Current Works within Parkes Shire Council's Infrastructure and Strategic Futures directorate is tabled to keep Council abreast of projects being undertaken across the Parkes Shire.

ISSUES AND COMMENTARY

This report presents an update on the current major projects within the Parkes Shire being managed or undertaken by Council's Infrastructure and Strategic Futures Department. The report outlines work that has been carried out over the past month and is provided for the information of Councillors.

The Major Projects and Current Works Report is appended at *Annexure A*.

LEGISLATIVE AND POLICY CONTEXT

There are no legislative or policy considerations for Council associated with this report.

FINANCIAL IMPLICATIONS

Projects have been allocated funding either from grants or Council funds as provided in the 2023/24 Operational Budget.

RISK IMPLICATIONS

There are no risk implications for Council associated with this report.

COMMUNITY CONSULTATION

There are no community consultation requirements for Council associated with this report.

CONCLUSION

The Major Projects and Current Works Report, appended at *Annexure A*, provides Council with a briefing on major projects and works underway within the organisation's Infrastructure and Strategic Futures directorate. It is recommended that Council formally resolve to receive and note the report.

15 REPORTS OF THE DIRECTOR OPERATIONS

15.1 MAJOR PROJECTS AND CURRENT WORKS - OPERATIONS

IP&R Linkage: Pillar: Leadership

Goal: Our local government is open, accountable, and representative.

Strategy: Effectively collaborate, engage, and communicate with our community to inform decision making and promote services, projects and initiatives.

Author: Sue McGrath, Business Support Coordinator

Authoriser: Logan Hignett, Acting Director Operations

Annexures: A. Operations - Major Projects and Current Works (under separate cover)

RECOMMENDATION

That Council:

1. Receive and note the Operations Major Projects and Current Works Report for January 2024, appended at *Annexure A*.

BACKGROUND

A monthly status report of Major Projects and Current Works within Parkes Shire Council's Operations Department is tabled to keep Council abreast of projects being undertaken across the Parkes Shire.

ISSUES AND COMMENTARY

This report presents an update on the current major projects within the Parkes Shire being managed or undertaken by Council's Operations Department. The report outlines work that has been carried out over the past month and is provided for the information of Councillors.

The Major Projects and Current Works Report is appended at *Annexure A*.

LEGISLATIVE AND POLICY CONTEXT

There are no legislative or policy considerations for Council associated with this report.

FINANCIAL IMPLICATIONS

Projects have been allocated funding either from grants or Council funds as provided in the 2023/24 Operational Budget.

RISK IMPLICATIONS

There are no risk implications for Council associated with this report.

COMMUNITY CONSULTATION

There are no community consultation requirements for Council associated with this report.

CONCLUSION

The Major Projects and Current Works Report, appended at *Annexure A*, provides Council with a briefing on major projects and works underway within the organisation's Operations Department. It is recommended that Council formally resolve to receive and note the report.

15.2 TRANSFER OF CROWN ROAD TO COUNCIL**IP&R Linkage:** **Pillar:** Economy**Goal:** Our economy is supported by well-planned and safe transport infrastructure.**Strategy:** Ensure local and regional roads are safe, well-constructed and maintained.**Author:** **Sharon Ross, Manager Facilities****Authoriser:** **Logan Hignett, Acting Director Operations****Annexures:** **A. Plan showing location of Harris Street, Parkes (under separate cover)**

RECOMMENDATION

That:

1. Endorse the transfer of Harris Street, Parkes from Crown to Council ownership.
2. That if required, the seal of Council be affixed to the documentation to facilitate the transfer.

BACKGROUND

As time permits, Council staff has been reviewing road status and tenures of roads within the Shire and has recently identified that Harris Street Parkes (between Webb Street and High Street) is a crown road. Council has been maintaining Harris Street, therefore the transfer from Crown ownership to Council ownership is prudent.

ISSUES AND COMMENTARY

There are no issues associated with the transfer of the road tenure from crown ownership to council ownership.

LEGISLATIVE AND POLICY CONTEXT

Section 150 of the Roads Act 2993 applies to this matter.

FINANCIAL IMPLICATIONS

There are no financial implications for Council associated with this report.

RISK IMPLICATIONS

There are no risk implications associated with this report.

COMMUNITY CONSULTATION

There is no Community Consultation requirements for Council associated with this report.

15.3 ACQUISITION OF LAND ALONG ALAGALA ROAD**IP&R Linkage:** **Pillar:** Economy**Goal:** Our economy is supported by well-planned and safe transport infrastructure.**Strategy:** Ensure local and regional roads are safe, well-constructed and maintained.**Author:** **Sharon Ross, Manager Facilities****Authoriser:** **Logan Hignett, Acting Director Operations****Annexures:** **A. Alagala Road Acquisition Concept Plan (under separate cover)****RECOMMENDATION**

That:

1. That Council acquire approximately 0.16 ha of Lot 2 DP 753970, Tullamore State Forest, for construction of road by compulsory process in accordance with the Land Acquisition (Just Terms Compensation) Act, 1991 and make the necessary application to the Minister and/or Governor.
2. That Council authorise the General Manager and Director Operations to negotiate the land purchase for approximately 0.14ha of Lot 1 DP 110667 (privately owned land).
3. Upon acquisition, determine that the land be classified as Operational.
4. Authorise the General Manager and Mayor to sign and affix the Council Seal to all documentation to facilitate the acquisition.

BACKGROUND

Council Officers have identified that a section of Alagala Road requires realignment to improve road safety. A new alignment requires acquisition of private owned land and Tullamore State Forest. Grant funding has been made available for the project.

ISSUES AND COMMENTARY

The acquisition process with State Forests of NSW may require the Land Acquisition (Just Terms Compulsory) Act 1991 processes. It is anticipated that the private land will be negotiated as a private treaty sale.

LEGISLATIVE AND POLICY CONTEXT

The Land Acquisition (Just Terms Compensation) Act 1991 procedures may be required.

FINANCIAL IMPLICATIONS

The land will be purchased at Market Value and there are also associated costs with survey and conveyancing.

RISK IMPLICATIONS

The project is time limited and grant funded posing a risk to have the legal matters completed in a timely manner.

COMMUNITY CONSULTATION

There is no community consultation requirements for Council associated with this report.

15.4 WAIVING OF LANDING FEES FOR RA AUS EVENT AT PARKES REGIONAL AIRPORT 12 - 14 APRIL 2024**IP&R Linkage:** Pillar: Economy**Goal:** Our Shire is an attractive destination to live, work, visit and invest.**Strategy:** Promote Parkes Shire as a tourist destination and support the continued growth of our visitor economy.**Author:** Sharon Ross, Manager Facilities**Authoriser:** Logan Hignett, Acting Director Operations**Annexures:** A. RA Aus request for waiving landing fees for the Fly-In Event in April 2024 (under separate cover)

RECOMMENDATION

That:

1. Council endorse the RA Aus Fly'n For Fun Weekend to be held on 12 to 14 April 2024 at Parkes Regional Airport subject to provision of appropriate insurances and approvals.
 2. Council waiver landing fees for all aircraft under 2 tonnes for the duration of the RA Aus Fly'n For Fun weekend of 12 to 14 April 2024.
-

BACKGROUND

Following the successful Recreation Aviation Australia (RA Aus) Fly-In hosted at Parkes Regional Airport during April 2022, RA Aus have partnered with HARS to hold another Fly-In at Parkes during the weekend of 12 to 14 April 2024.

A request has been received asking for waiving of the landing fees for aircraft under two tonnes that are attending the event as previously there were no landing fees for this size of aircraft.

ISSUES AND COMMENTARY

Landing Fees for aircraft under two tonnes were introduced in the 2023/2024 Financial Year fees and charges.

LEGISLATIVE AND POLICY CONTEXT

The delegation of waiving the proposed income is with Council.

FINANCIAL IMPLICATIONS

The organisers of the event have not asked Council to contribute to the running of the event. They have partnered with HARS and will be conducting most of their activities landside. Their members will be camping within the HARS landside leased area or staying in close proximity to Parkes.

The income generated by additional visitors to Parkes will exceed with revenue collected at approximately \$6.50 per aircraft.

RISK IMPLICATIONS

The impost of a fee to an event when the original event was free landing may deter aviators from attending the event and minimising the opportunity for additional visitor income.

COMMUNITY CONSULTATION

There are no community consultation requirements for Council associated with this report.

16 REPORTS OF THE DIRECTOR PLANNING AND COMMUNITY SERVICES**16.1 JACK SCOBLE SCHOLARSHIP 2024****IP&R Linkage:** Pillar: Leadership**Goal:** Our local government is open, accountable, and representative.**Strategy:** Provide open and transparent decision-making and undertake the civic duties of Council with professionalism and integrity.**Author:** Kerryn Jones, Manager Culture, Education and Library Services**Authoriser:** Brendan Hayes, Director Planning and Community Services**Annexures:** Nil

RECOMMENDATION

That:

1. Council notes the information on the 2024 Jack Scoble Scholarship
 2. Council increases the annual Jack Scoble Education Scholarship allocation to \$15,000.
-

BACKGROUND

The late Mr Jack Scoble MBE OAM was Mayor of Parkes from 1966 to 1979 and died in 2003, providing a profound legacy of community involvement, civic pride, leadership and high personal values.

The education scholarship was established in 2006 and is offered on an annual basis to a student or students completing the higher school certificate at a school within the Parkes Shire and undertaking their first year of fulltime university studies. To be eligible for consideration applicants need to effectively demonstrate: entry into an approved academic course; academic merit, and benefit to the wider community from the studies undertaken.

ISSUES AND COMMENTARY

Twelve applications from across the Shire were received for the 2024 Jack Scoble Educational Scholarship. Representatives from Council's Community, Liveability and Access Committee shortlisted five applications, interviewing these candidates on the 31 January 2024.

Interviews were conducted by a panel consisting of Cr Jayet, Jeffrey Evans, Lyn McLeod and Kerryn Jones Manager Culture, Education and Library services. All five candidates attended the interview in person. The panel was extremely impressed by the candidates in both the written and interview stages.

After detailed consideration, it was resolved to allocate scholarships as follows:

- \$7,500 - Hannah Dun, Parkes High School - Bachelor & Master of Pharmaceutical Medicine, University of NSW
- \$7,500 - Charlie Summer-Hayes, Parkes High School - Bachelor of Civil Engineering (Hons), University of Newcastle

Recipients or their representatives will be in attendance today to receive their Scholarship Funds. Murray Scoble, son of Jack Scoble, and his wife Astrida will also be in attendance for the scholarship presentation ceremony.

Given the quality of the applicants for the 2024 scholarship, it would appear the project represents an invaluable Council initiative from which a very substantial and meaningful dividend will continue to be derived by the Shire's talented young people.

LEGISLATIVE AND POLICY CONTEXT

There are no legislative or policy considerations associated with this report.

FINANCIAL IMPLICATIONS

Scholarship fund to be increased to \$15,000 and allocated in the annual budget. This is in line with increased costs within the tertiary area and general cost of living pressures.

RISK IMPLICATIONS

There are no community consultation requirements for Council associated with this report.

COMMUNITY CONSULTATION

That the recipients of the 2024 Jack Scoble Education Scholarship be congratulated and the Jack Scoble Education Scholarship Fund be increased to \$15,000 and allocated in the annual budget with the \$5000 increase added to the existing departmental budget.

16.2 JANUARY 2024 BUILDING STATISTICS REPORT

IP&R Linkage: **Pillar:** Environment

Goal: Our built environment is functional, sustainable and meets the needs of our growing community.

Strategy: Manage our built environment in line with the Local Environmental Plan (LEP) and relevant legislation.

Author: **Nerida Brown, Development Certificates Coordinator**

Authoriser: **Brendan Hayes, Director Planning and Community Services**

Annexures: **Nil**

Recommendation

That Council:

1. Receive and note the January 2024 Building Statistics Report.

BACKGROUND

The Building Statistics Report is furnished to Council on a monthly basis and provides a snapshot of development activity in the Shire during that period.

ISSUES AND COMMENTARY

During the month of January 2024 there were eight (8) Development Applications received totalling \$1,406,183.20 and seven (7) consents were issued. One (1) Council Certifier Complying Development Certificate totalling \$68,150.00 was received.

The figures shown *Table 1* below are for Development Applications received during January 2024 with respect to the specified building types and a comparison to the January 2023 figures.

Table 1: Development Applications				
Development Category	January 2024		January 2023	
	No.	Estimated Value	No.	Estimated Value
Commercial			1	\$90,000.00
Community Facilities			1	\$396,000.00
Industrial				
Infrastructure	1	\$548,176.20		
Tourist Development				
Single Dwelling-house			1	\$269,235.95
Residential Alterations and Additions inc ancillary / outbuildings	5	\$255,717.00	3	\$68,765.00
Residential Other				
Multi-Residential	1	\$602,290.00		

Subdivision only	1	\$0.00		
Secondary Dwelling				
Other inc. demolition, earthworks, advertising structure			1	\$445,000.00
Mixed Development				
Totals	8	\$1,406,183.20	7	\$1,269,000.95
FYTD Totals	72	\$22,997,777.70*	79	\$49,462,945.89

*Adjustment FYTD total due to DA2023/0101 cost correction

Table 2, below, lists the Development Consents that were issued in the month of January 2024.

Table 2: Development Consents		
Application No.	Address	Description
DA2023/0088	Nash Street, Parkes	Dwelling - House
DA2023/00094	6-8 Webb Street, Parkes	Subdivision (1 Lot to 3 Lots) and Demolition of Outbuilding - Shed
DA2023/0100	24 Wentworth Street, Parkes	Change of Use (Secondary Dwelling)
DA2023/0120	8 Mill Street, Parkes	Erection of New Structure - Shed
DA2023/0123	174 Caswell Street, Parkes	Manufactured Home
DA2023/0124	12 Cookapie Street, Parkes	Dwelling - House
DA2023/0126	72 Boorr Hill Road, Peak Hill	Subdivision - (1 Lot to 2 Lots) - Torrens Title

The figures shown in Table 3, below, are for Complying Development Certificates received during January 2024 with respect to the specified building types and a comparison to the January 2023 figures.

Table 3: Complying Development Certificates				
Development Category	January 2024		January 2023	
	No.	Estimated Value	No.	Estimated Value
Commercial	-	-	-	-
Community Facilities	-	-	-	-
Industrial	-	-	-	-
Infrastructure	-	-	-	-
Tourist Development	-	-	-	-
Single Dwelling-house	-	-	-	-
Residential Alterations and Additions inc. ancillary/outbuildings	1	\$68,150.00	-	-

Residential Other	-	--	-	-
Multi-Residential	-	-	-	-
Seniors Living	-	-	-	-
Subdivision	-	-	-	-
Secondary Dwelling	-	-	.	-
Other inc. demolition, earthworks, advertising structures	-	-	-	-
Totals	1	\$68,150.00	-	\$0.00
FYTD Totals	221	\$8,267,785.00	16	\$4,526,668.00

Table 4, below, provides a list of Complying Development Certificates which were issued in the month of January 2024.

Table 4: Complying Development Certificates			
Application No.	Address	Description	Certifying Authority
-	-	-	-

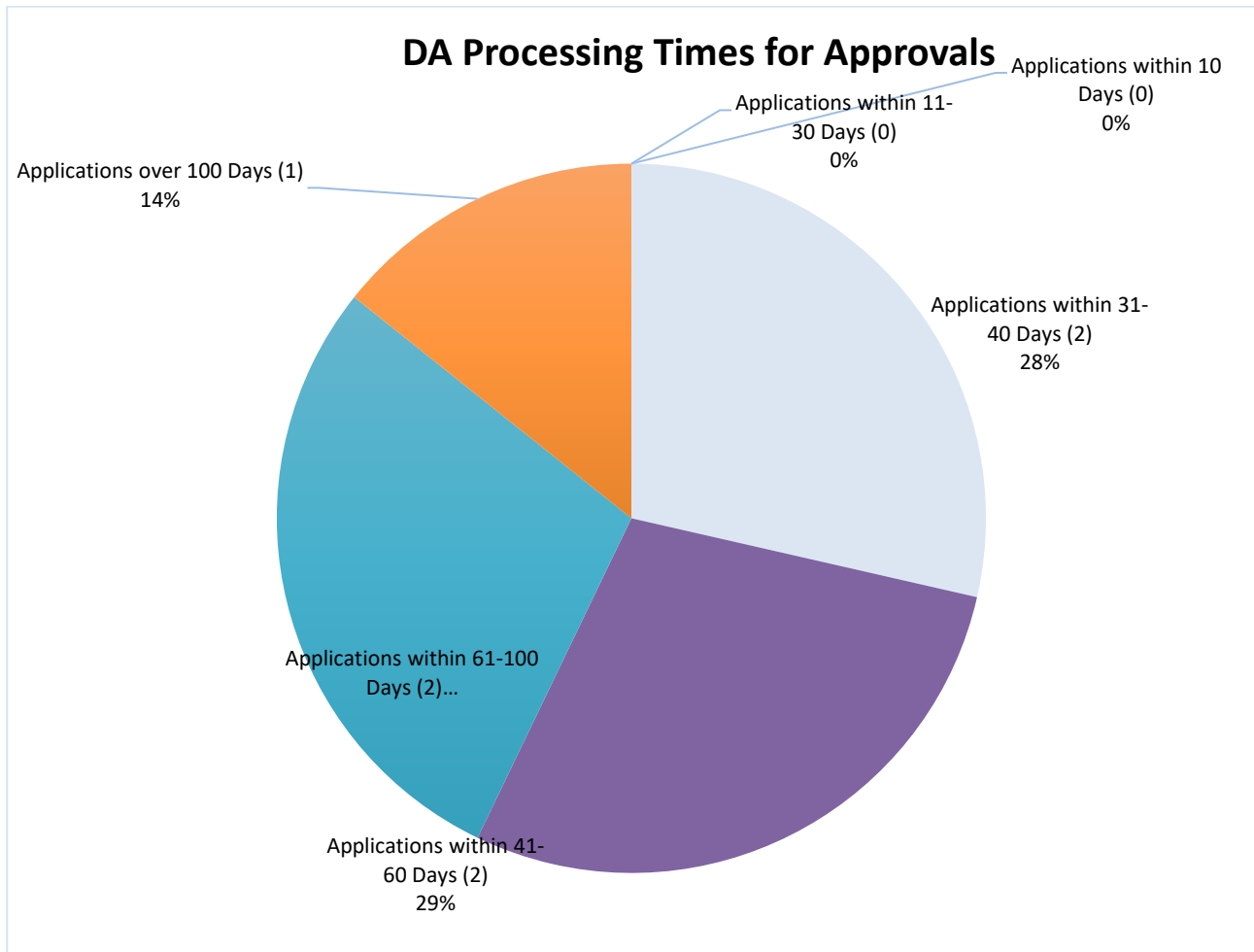
DA Processing Times for Approvals

The information shown in the pie chart below is Development Application approvals issued for the period 1 January 2024 to 31 January 2024. It should be noted that a total of seven (7) Development Applications have been approved with an average of 68.76 days.

The average timeframe in which the internal referrals Executive Manager Technical Services and/or Executive Manager Water Engineering were completed was 25.26 days.

Activation Precinct Certificate Determinations

There are no new Activation Precinct Certificate determinations.



LEGISLATIVE AND POLICY CONTEXT

There are no legislative or policy considerations for Council associated with this report.

FINANCIAL IMPLICATIONS

There are no financial implications for Council associated with this report.

RISK IMPLICATIONS

There are no risk implications for Council associated with this report.

COMMUNITY CONSULTATION

Where a Development Application or Modification Development Application is required to be publicly exhibited, the application was made available for inspection at the Parkes Shire Council Administration Centre commencing from the date on which the public notice was placed in the local newspaper. The application was also included on the Parkes Shire Council website.

For Development Applications requiring neighbour notification, written notification of the proposed development was provided to the owner(s) of land immediately adjoining or adjacent to the subject land (as shown on Council's Property and Rating System at the time of notification) including land that is separated from the subject land by a watercourse, road, pathway, driveway, railway or similar thoroughfare.

Where more than one person is listed as the owner, written notification to one of the owners, is taken to be a notice to all of the registered owners.

CONCLUSION

During the month of January 2024 there were eight (8) Development Applications received totalling \$1,406,183.20 and seven (7) consents were issued. One (1) Council Certifier Complying Development Certificate totalling \$68,150.00 was received.

Development Activity Report

January 2024

Development Applications and Complying Development Certificates lodged and approved in the Parkes Shire.



LODGED

8

Development Applications

1

Complying Development Certificates



DETERMINED

7

Development Applications

0

Complying Development Certificates

0

Private Certifier Complying Development Certificates



**AVERAGE
DEVELOPMENT
APPLICATION
PROCESSING TIME**

THIS MONTH
68.76 DAYS



VALUE OF APPLICATIONS RECEIVED

\$1,474,333.20

16.3 CONTRIBUTION OF IN-KIND SUPPORT FOR UPCOMING EXHIBITION.**IP&R Linkage:** Pillar: Community**Goal:** Our community is creative, proud and has a strong sense of belonging.**Strategy:** Encourage, support and recognise volunteerism and community participation.**Author:** Brendan Hayes, Director Planning and Community Services**Authoriser:** Brendan Hayes, Director Planning and Community Services**Annexures:** Nil

RECOMMENDATION

That:

1. Council Provides in-kind support by waiving the Coventry Room hire fee for the Elsie Mahon 80 Year Retrospective Art Display for 2 days.
2. Council will charge for the private function.

BACKGROUND

The Coventry Room is used for a range of community events including exhibitions. The current Fees and Charges for the hire of the room is \$300 per day. The Coventry Room has an annual operational budget of approximately \$13,000 to enable the delivery of exhibitions, events and activities. Annually this funding delivers 4 exhibitions (covering the costs of exhibition set up, exhibition curation, printing of catalogues, publicity and promotion, and pack up of the room) and some maintenance costs.

ISSUES AND COMMENTARY

Parkes Shire Council has been approached from a single artist to hold an exhibition in the Coventry Room:

1. Elsie Mahon 80 Year Retrospective Art Display 21,22 and 23 March 2024
2. Private Function 22 March 2024

If the room hire fee is applied to this function the costs would be:

3 Day @ \$300/day = \$900

Council may charge for the private function 1 day @ \$300 waiving the Fee of \$600 for the public exhibition.

Elsie Mahon has provided substantial volunteer hours to the Cultural and Art Community of Parkes and it is seen appropriate to support the exhibition.

LEGISLATIVE AND POLICY CONTEXT

There are no legislative or policy considerations for Council associated with this report.

FINANCIAL IMPLICATIONS

Loss of income by waiving the room hire fees for 2 days is \$600.

RISK IMPLICATIONS

Nil

COMMUNITY CONSULTATION

There are no community consultation requirements for Council associated with this report.

17 NOTICES OF MOTION/QUESTIONS WITH NOTICE

Nil

18 CONFIDENTIAL MATTERS

RECOMMENDATION

That Ordinary Council Meeting:

1. Moves into Closed Session to deal with the matters below, which are classified as confidential under section 10A(2) of the *Local Government Act 1993* for the reasons specified:

18.1 CONTRACT (PSC2024-010) ASSET MANAGEMENT OF SEWER PIPES (CNSWJO)

This matter is considered to be confidential under Section 10A(2) - a of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with personnel matters concerning particular individuals (other than councillors).

Further it is considered that discussions of this matter in open Council would, on balance, be contrary to the public interest as it would prejudice Council's ability to secure the optimum outcome for the community.

18.2 "THE WELCOME" INDUSTRIAL LAND RELEASE EXPRESSION OF INTEREST

This matter is considered to be confidential under Section 10A(2) - d(i) 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.

Further it is considered that discussions of this matter in open Council would, on balance, be contrary to the public interest as it would prejudice Council's ability to secure the optimum outcome for the community.

2. Exclude the media and public from the meeting on the basis that the business to be considered is classified as confidential, pursuant to 10A(1), 10(2) and 10A(3) of the *Local Government Act 1993*.
3. Withhold reports and correspondence relevant to the subject business be withheld from the media and public as provided by section 11(2) of the *Local Government Act 1993*.
4. Make public resolutions made by the Council in Closed Session after the conclusion of the Closed Session, and record such resolutions in the minutes of the Council meeting.

BACKGROUND, ISSUES AND COMMENTARY

In accordance with section 10A(2) of the *Local Government Act 1993*, Council may close part of its meeting to deal with business of the following kind:

- (a) Personnel matters concerning particular individuals (other than councillors).
- (b) Personal hardship of any resident or ratepayer.
- (c) Information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.
- (d) Commercial information of a confidential nature that would, if disclosed:
 - (i) Prejudice the commercial position of a person who supplied it: or
 - (ii) Confer a commercial advantage on a competitor of Council;

- (iii) Reveal a trade secret.
- (e) Information that would, if disclosed, prejudice the maintenance of law.
- (f) Matters affecting the security of Council, Councillors, Council staff and Council property.
- (g) Advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege.
- (h) Information concerning the nature and location of a place or an item of Aboriginal significance on community land.
- (i) Alleged contraventions of any Code of Conduct requirements applicable under section 440.

It is my opinion that the business listed in the recommendation is of a kind referred to in section 10A(2) of the *Local Government Act 1993* and, under the provisions of the Act and the *Local Government (General) Regulation 2021*, should be dealt with in a part of the meeting that is closed to members of the public and the media.

Pursuant to section 10A(4) of the Act and clauses 14.9–14.10 of Council's Code of Meeting Practice, members of the public may make representations to the meeting immediately after the motion to close part of the meeting is moved and seconded, as to whether that part of the meeting should be closed.

19 REPORT OF CONFIDENTIAL RESOLUTIONS

In accordance with clauses 14.22 and 14.23 of Council's Code of Meeting Practice, resolutions passed during a meeting, or a part of a meeting that is closed to the public must be made public by the Chairperson as soon as practicable. Such resolutions must be recorded in the publicly available minutes of the meeting.
