

# Ordinary Council Meeting

Minutes

Tuesday 23 July 2024



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

**Present:**

Cr Neil Westcott	Councillor (Chairperson)
Cr Marg Applebee	Councillor (Deputy 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 Andrew Francis	Director Infrastructure and Sustainability
Mr Logan Hignett	Acting Director Operations
Mr Anthony McGrath	Director Customer, Corporate Services and Economy
Mr Brendan Hayes	Director Planning and Community Services
Mr Jaco Barnard	Chief Financial Officer
Mrs Nikki Bevan	Acting Manager Governance, Risk and Corporate Performance
Miss Veronica Shaw	Business Support Officer - Governance
Mrs Toni Lennane	Executive and Councillor Support Officer (Minute Secretary)

**NOTES**

Cr Daniel Weber attended via audio-visual link.

The meeting commenced at 2:00 pm and concluded at 4:31 pm.

## Order Of Business

<b>1</b>	<b>OPENING OF MEETING .....</b>	<b>6</b>
<b>2</b>	<b>ACKNOWLEDGEMENT OF COUNTRY.....</b>	<b>6</b>
<b>3</b>	<b>PRAYER.....</b>	<b>6</b>
<b>4</b>	<b>APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE.....</b>	<b>6</b>
<b>5</b>	<b>APPLICATIONS TO ATTEND BY AUDIO-VISUAL LINK .....</b>	<b>6</b>
<b>6</b>	<b>CONFIRMATION OF MINUTES .....</b>	<b>7</b>
	6.1 Minutes of the Ordinary Council Meeting held on 18 June 2024.....	7
<b>7</b>	<b>DISCLOSURES OF INTERESTS .....</b>	<b>7</b>
<b>8</b>	<b>LATE BUSINESS .....</b>	<b>7</b>
<b>9</b>	<b>ADOPTION OF MULTIPLE ITEMS OF BUSINESS.....</b>	<b>7</b>
	9.1 Adoption of Multiple Items of Business.....	8
<b>10</b>	<b>MAYORAL MINUTE(S) .....</b>	<b>9</b>
	10.1 Coming Known Events for Mayor and Councillors.....	9
	10.2 Meetings, Functions and Events Attended by Mayor and Councillors.....	9
	10.3 Poor state of the Police Residence and Station at Trundle.....	10
	10.4 Mariah Williams Selected in the Australian Hockeyroos squad for the Paris Olympics. ....	10
	10.5 National General Assembly (NGA) Conference in Canberra .....	11
<b>11</b>	<b>COUNCILLOR REPORT(S) .....</b>	<b>11</b>
	11.1 Country Mayors Association of NSW held on 12 - 14 June 2024.....	11
	11.2 Sunrise Energy Metals Community Consultative Committee .....	11
<b>12</b>	<b>REPORTS OF COMMITTEES .....</b>	<b>12</b>
	12.1 Minutes of the Floodplain Management Committee Meeting held on 14 March 2024.....	12
	12.2 Minutes of the Wiradjuri Elders Advisory Committee Meeting held on 30 April 2024.....	12
	12.3 Minutes of the Wiradjuri Elders Advisory Committee Meeting held on 17 May 2024.....	12
	12.4 Minutes of the Rural Roads Advisory Committee Meeting held on 13 June 2024.....	13
	12.5 Minutes of the Floodplain Management Committee Meeting held on 20 June 2024.....	13
	12.6 Minutes of the Extraordinary Local Traffic Committee Meeting held on 27 June 2024.....	13
<b>13</b>	<b>REPORTS OF THE GENERAL MANAGER .....</b>	<b>14</b>
	13.1 Investments & Borrowings Report as at 30 June 2024 .....	14
	13.2 Monthly Financial Reports as at 30 June 2024.....	14

<b>14</b>	<b>REPORTS OF THE DIRECTOR CUSTOMER, CORPORATE SERVICES AND ECONOMY .....</b>	<b>14</b>
14.1	Community Financial Assistance Grants - General - Round 2 2023-2024 .....	14
14.2	Request for Financial Assistance - Trundle Town Improvement Funds - Memorial Hall Gardens BBQ Shelter .....	15
14.3	Request for Financial Assistance: Cheers to 30 Years Festival - Evolution Mining Northparkes Operation.....	15
14.4	Request for Financial Assistance: Peak Hill Town Improvement Funds - Woodbridge Cup Grand Final.....	16
14.5	Modern Slavery Act Implementation - Project Update .....	16
14.6	Change of Meeting Date for 20 August 2024 Ordinary Council Meeting to 13 August 2024.....	16
<b>15</b>	<b>REPORTS OF THE DIRECTOR INFRASTRUCTURE AND SUSTAINABILITY .....</b>	<b>17</b>
15.1	Major Projects and Current Works Report - Infrastructure and Sustainability .....	17
<b>16</b>	<b>REPORTS OF THE DIRECTOR OPERATIONS.....</b>	<b>17</b>
16.1	Major Projects and Current Works - Operations .....	17
16.2	Transfer of Crown Roads to Council.....	17
<b>17</b>	<b>REPORTS OF THE DIRECTOR PLANNING AND COMMUNITY SERVICES .....</b>	<b>18</b>
17.1	Planning Ministers Statement of Expectations Order 2024- Council AccountAbility for Planning Performance.....	18
17.2	Request for temporary suspension of Alcohol-Free Zone Cooke Park: 2024/2025 Events .....	18
17.3	(DCPS) Quarterly Rangers Report April to June 2024.....	19
17.4	June 2024 Building Statistics Update .....	19
<b>18</b>	<b>NOTICES OF MOTION/QUESTIONS WITH NOTICE.....</b>	<b>19</b>
	Nil	
<b>19</b>	<b>CONFIDENTIAL MATTERS .....</b>	<b>19</b>
19.1	Rehabilitation of Cheney Oval [PSC2024/013] .....	22
19.2	Federal Street - Rehabilitation Works [PSC2024/105].....	22
19.3	Update on current status of Raw Water Storage Lagoon Project Contractor Engagements.....	22
19.4	PSC2024/101 Building Better Regions Bore 9 Structural Mechanical and Pipework (SMP) and Discharge Pipework to Eugowra Road Pump Station (ERPS) Res 1A .....	23
19.5	PSC2024/103 Building Better Regions Existing Eugowra Road Pump Station Solar Photovoltaic (PV) System .....	24
19.6	PSC2024/107 Western Sewer Augmentation.....	25
19.7	Adoption of the Council Policy - Cyber Security Policy and Framework.....	25
19.8	General Manager Performance Review for the period 01.07.2023 to 30.06.2024 .....	25
19.9	The Welcome Industrial Land - Heads of Agreement .....	26
<b>20</b>	<b>REPORT OF CONFIDENTIAL RESOLUTIONS .....</b>	<b>26</b>

**21 CONCLUSION OF MEETING..... 27**

---

## 1 OPENING OF MEETING

---

The Mayor declared the Ordinary Council Meeting of Tuesday 23 July 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,  
Guide the Council in the way of Thy divine wisdom,  
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 Daniel Weber.

## 6 CONFIRMATION OF MINUTES

### 6.1 MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 18 JUNE 2024

#### RESOLVED OCM 197/24

Moved: Cr Marg Applebee

Seconded: Cr William Jayet

That Ordinary Council Meeting receive and confirm the Minutes of the Ordinary Council Meeting held on Tuesday 18 June 2024 appended at *Annexure A*.

**CARRIED**

At 2:02 pm Councillor Glenn Wilson joined the meeting.

## 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.

Mr Kent Boyd disclosed a pecuniary interest in relation to item 19.8 General Manager Performance Review for the period 01.07.2023 to 30.06.2024 and chose to leave meeting, not participate in debate and discussion on the matter, and not vote on the matter take. The reason provided was:

*"Relates to the individual's performance review."*

## 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. *The General Manager - 19.9 - The Welcome Industrial Land - Heads of Agreement.*

## 9 ADOPTION OF MULTIPLE ITEMS OF BUSINESS

The Council may, at any time, resolve to adopt multiple items of business, as recommended in the report, byway of a single resolution. The Chairperson must list the items of business to be adopted and ask Councillors to identify any individual items of business listed by the Chairperson that they intend to vote against the recommendation made in the Business Paper, or that they wish to speak on (13.2).

**9.1 ADOPTION OF MULTIPLE ITEMS OF BUSINESS****RESOLVED OCM 198/24**

Moved: Cr George Pratt

Seconded: Cr William Jayet

That Council:

1. Adopt the following items in the Agenda as recommended in the report:
  - 10.2 - Meetings, Functions and Events Attended by Mayor and Councillors.
  - 10.5 - National General Assembly (NGA) Conference in Canberra.
  - 11.1 - Country Mayors Association of NSW held on 12 - 14 June 2024.
  - 11.2 - Sunrise Energy Metals Community Consultative Committee.
  - 12.1 - Minutes of the Floodplain Management Committee meeting held on 14 March 2024.
  - 12.2 - Minutes of the Wiradjuri Elders Advisory Committee meeting held on 30 April 2024.
  - 12.3 - Minutes of the Wirajduri Elders Advisory Committee meeting held on 17 May 2024.
  - 12.4 - Minutes of the Rural Roads Advisory Committee Meeting held on 13 June 2024.
  - 12.6 - Minutes of the Extraordinary Local Traffic Committee Meeting held on 27 June 2024.
  - 14.2 - Request for Financial Assistance: Trundle Town Improvement Funds - Memorial Hall Gardens BBQ Shelter.
  - 14.4 - Request for Financial Assistance: Peak Hill Town Improvement Funds - Woodbridge Cup Grand Final.
  - 14.5 - Modern Slavery Act Implementation - Project Update.
  - 14.6 - Change of Meeting Date for 20 August 2024 Ordinary Council Meeting to 13 August 2024.
  - 16.2 - Transfer of Crown Roads to Council.
  - 17.2 - Request for temporary suspension of Alcohol-Free Zone Cooke Park: 2024/2025 Events.
  - 17.3 - (DCPS) Quarterly Rangers Report April to June 2024.
  - 17.4 - June 2024 Building Statistics Update.

**CARRIED**

At 2:18 pm Andrew Francis joined the meeting.



**10 MAYORAL MINUTE(S)****10.1 COMING KNOWN EVENTS FOR MAYOR AND COUNCILLORS****RESOLVED OCM 199/24**

Moved: Cr Marg Applebee

Seconded: Cr Jacob Cass

That Council:

1. Note the known upcoming meetings, functions and events for the Mayor and Councillors for the period 18 July 2024 through to 14 August 2024.

**CARRIED****10.2 MEETINGS, FUNCTIONS AND EVENTS ATTENDED BY MAYOR AND COUNCILLORS****RESOLVED OCM 200/24**

Moved: Cr George Pratt

Seconded: Cr William Jayet

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 13 June 2024 through to 18 July 2024.

**CARRIED**

**10.3 POOR STATE OF THE POLICE RESIDENCE AND STATION AT TRUNDLE****RESOLVED OCM 201/24**

Moved with addition of Item 4: Cr Marg Applebee  
Seconded: Cr William Jayet

That Council note the correspondence below:

1. A letter to the Police Minister The Hon. Yasmin Catley, MP, the Police Commissioner Karen Webb APM and the Minister for Housing Rose Jackson MP to seek a solution to the apparent situation where the responsibility for the maintenance of housing and buildings, such as those used by NSW Police in Trundle, are either not given sufficient priority or not allocated the necessary funding to keep the buildings maintained to an acceptable standard.
2. A letter the Superintendent, Central West Police District, Mr Brendan Gorman, to seek assurances that the Lachlan Area Command remains committed to ensuring a police presence in Trundle and that officers are provided appropriate and suitable housing and police facilities in Trundle to effectively perform their duties.
3. A letter to the Member for Orange, Mr Phil Donato MP, requesting that he make representations to relevant government departments on behalf of the Trundle Community, seeking assurances that suitable housing for a police officer in Trundle remains a priority and that a solution is found to the current issues with the lack of timely building maintenance.

**CARRIED****RESOLVED OCM 202/24**

Moved: Cr Ken Keith OAM  
Seconded: Cr William Jayet

That:

4. Given the urgency of this matter - request immediate accommodation for the Police officer by writing a letter to the relevant Ministers.

**CARRIED****10.4 MARIAH WILLIAMS SELECTED IN THE AUSTRALIAN HOCKEYROOS SQUAD FOR THE PARIS OLYMPICS.****RESOLVED OCM 203/24**

Moved: Cr Louise O'Leary  
Seconded: Cr Ken Keith OAM

That Council:

1. Congratulate Mariah Williams on her selection in the Australian Hockeyroos squad to compete at the Paris 2024 Olympics.

**CARRIED**

**10.5 NATIONAL GENERAL ASSEMBLY (NGA) CONFERENCE IN CANBERRA****RESOLVED OCM 204/24**

Moved: Cr George Pratt

Seconded: Cr William Jayet

That Council:

1. Note the information in the report.

**CARRIED****11 COUNCILLOR REPORT(S)****11.1 COUNTRY MAYORS ASSOCIATION OF NSW HELD ON 12 - 14 JUNE 2024****RESOLVED OCM 205/24**

Moved: Cr George Pratt

Seconded: Cr William Jayet

That Council:

1. Note the information in the report.

**CARRIED****11.2 SUNRISE ENERGY METALS COMMUNITY CONSULTATIVE COMMITTEE****RESOLVED OCM 206/24**

Moved: Cr George Pratt

Seconded: Cr William Jayet

That Council:

1. Note the information in the report.

**CARRIED**

**12 REPORTS OF COMMITTEES****12.1 MINUTES OF THE FLOODPLAIN MANAGEMENT COMMITTEE MEETING HELD ON 14 MARCH 2024****RESOLVED OCM 207/24**

Moved: Cr George Pratt  
Seconded: Cr William Jayet

That Council:

1. Receive and confirm the Minutes of the Floodplain Management Committee Meeting held on Thursday 14 March 2024 appended at *Annexure A*.

**CARRIED****12.2 MINUTES OF THE WIRADJURI ELDERS ADVISORY COMMITTEE MEETING HELD ON 30 APRIL 2024****RESOLVED OCM 208/24**

Moved: Cr George Pratt  
Seconded: Cr William Jayet

That Council:

1. Receive and confirm the Minutes of the Wiradjuri Elders Advisory Committee Meeting held on Tuesday 30 April 2024 appended at *Annexure A*.

**CARRIED****12.3 MINUTES OF THE WIRADJURI ELDERS ADVISORY COMMITTEE MEETING HELD ON 17 MAY 2024****RESOLVED OCM 209/24**

Moved: Cr George Pratt  
Seconded: Cr William Jayet

That Council:

1. Receive and confirm the Minutes of the Wiradjuri Elders Advisory Committee Meeting held on Friday 17 May 2024 appended at *Annexure A*.

**CARRIED**

**12.4 MINUTES OF THE RURAL ROADS ADVISORY COMMITTEE MEETING HELD ON 13 JUNE 2024****RESOLVED OCM 210/24**

Moved: Cr George Pratt  
Seconded: Cr William Jayet

That Council:

1. Receive and confirm the Minutes of the Rural Roads Advisory Committee Meeting held on Thursday 13 June 2024 appended at *Annexure A*.

**CARRIED****12.5 MINUTES OF THE FLOODPLAIN MANAGEMENT COMMITTEE MEETING HELD ON 20 JUNE 2024****RESOLVED OCM 211/24**

Moved: Cr Ken Keith OAM  
Seconded: Cr Marg Applebee

That Council:

1. Receive and confirm the Minutes of the Floodplain Management Committee Meeting held on Thursday 20 June 2024 appended at *Annexure A*.

**CARRIED****12.6 MINUTES OF THE EXTRAORDINARY LOCAL TRAFFIC COMMITTEE MEETING HELD ON 27 JUNE 2024****RESOLVED OCM 212/24**

Moved: Cr George Pratt  
Seconded: Cr William Jayet

That Council:

1. Receive and confirm the Minutes of the Extraordinary Local Traffic Committee Meeting held on Thursday 27 June 2024 appended at *Annexure A*.

**CARRIED**

**13 REPORTS OF THE GENERAL MANAGER****13.1 INVESTMENTS & BORROWINGS REPORT AS AT 30 JUNE 2024****RESOLVED OCM 213/24**

Moved: Cr George Pratt  
Seconded: Cr Marg Applebee

That:

Receive and note the Statement of Investments and Borrowings as on 30 June 2024

**CARRIED****13.2 MONTHLY FINANCIAL REPORTS AS AT 30 JUNE 2024****RESOLVED OCM 214/24**

Moved: Cr Jacob Cass  
Seconded: Cr William Jayet

That Council:

1. Receive and note the year-to-date financial reports for the period up to 30 June 2024.

**CARRIED****14 REPORTS OF THE DIRECTOR CUSTOMER, CORPORATE SERVICES AND ECONOMY****14.1 COMMUNITY FINANCIAL ASSISTANCE GRANTS - GENERAL - ROUND 2 2023-2024****RESOLVED OCM 215/24**

Moved: Cr Jacob Cass  
Seconded: Cr Marg Applebee

1. That the recommendations of the Evaluation Panel for Sec.356 donations under Round 2 of the Community Financial Assistance Program 2023/2024 totalling \$8,300.00 be endorsed.

**CARRIED**

**14.2 REQUEST FOR FINANCIAL ASSISTANCE - TRUNDLE TOWN IMPROVEMENT FUNDS - MEMORIAL HALL GARDENS BBQ SHELTER.****RESOLVED OCM 216/24**

Moved: Cr George Pratt

Seconded: Cr William Jayet

That Council:

1. Receive and note the correspondence from the Trundle Progress Association appended as *Annexure A*
2. Council provides public notice of its intention to provide up to \$35,000.00 in financial assistance from the Trundle Town Improvement Fund (TIF) to the Trundle and District Progress Association for costs associated with the installation of a BBQ shelter, seating and associated electrical work at the Memorial Hall Garden in Trundle.
3. Approve the allocation of up to \$35,000 from the Trundle Town Improvement Fund to support the provision of a BBQ, shelter, seating and electrical works in the Memorial Hall gardens, subject to no formal submissions being received that do not support the allocation.

**CARRIED****14.3 REQUEST FOR FINANCIAL ASSISTANCE: CHEERS TO 30 YEARS FESTIVAL - EVOLUTION MINING NORTHPARKES OPERATION****RESOLVED OCM 217/24**

Moved: Cr Jacob Cass

Seconded: Cr William Jayet

That:

1. Council receives and notes the correspondence from Evolution Mining Northparkes Operation appended at Annexure A.
2. Council receives and notes the risk assessment from Evolution Mining Northparkes Operation appended at Annexure B.
3. Approves the provision of \$11,000.00 in financial assistance under the Destination Events Fund of the Events Financial Assistance Program to support the delivery of the 'Cheers to 30 Years Festival' in October 2024.

**CARRIED**

**14.4 REQUEST FOR FINANCIAL ASSISTANCE: PEAK HILL TOWN IMPROVEMENT FUNDS - WOODBRIDGE CUP GRAND FINAL****RESOLVED OCM 218/24**

Moved: Cr George Pratt  
Seconded: Cr William Jayet

That:

1. Council provides public notice of its intention to provide up to \$12,000.00 in financial assistance from the Peak Hill Town Improvement Fund ("TIF") to the Peak Hill Roosters Rugby League Club to support the delivery of the 2024 Woodbridge Cup Grand Final for costs associated with the installation of temporary fencing, waste management, and additional seating arrangements.
2. Approve the allocation of up to \$12,000.00 from the Peak Hill TIF to the Peak Hill Roosters Rugby League Club to support the provision of temporary fencing, waste management, and additional seating for the 2024 Woodbridge Cup Grand Final, subject to no formal submissions being received that do not support the allocation.

**CARRIED**

**14.5 MODERN SLAVERY ACT IMPLEMENTATION - PROJECT UPDATE****RESOLVED OCM 219/24**

Moved: Cr George Pratt  
Seconded: Cr William Jayet

That:

1. Council notes the Central NSW Joint Organisation Modern Slavery Report and participate in ongoing collaboration across the region to minimise duplication and reduce regulatory burden.

**CARRIED**

**14.6 CHANGE OF MEETING DATE FOR 20 AUGUST 2024 ORDINARY COUNCIL MEETING TO 13 AUGUST 2024.****RESOLVED OCM 220/24**

Moved: Cr George Pratt  
Seconded: Cr William Jayet

That Council:

1. Adopt the change of meeting date for the 20 August 2024 meeting to now be held on Tuesday 13 August 2024, pursuant to section 365 of the Local Government Act 1993 and clause 3.1 of the Code of Meeting Practice.
2. Note that the General Manager will provide public notice of the time, date and location of each scheduled Ordinary Meeting to be held in 2024, pursuant to section 9 of the Local Government Act 1993 and clause 3.3 of the Code of Meeting Practice.

**CARRIED**



**15 REPORTS OF THE DIRECTOR INFRASTRUCTURE AND SUSTAINABILITY****15.1 MAJOR PROJECTS AND CURRENT WORKS REPORT - INFRASTRUCTURE AND SUSTAINABILITY****RESOLVED OCM 221/24**

Moved: Cr Marg Applebee

Seconded: Cr Jacob Cass

That Council:

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

**CARRIED****16 REPORTS OF THE DIRECTOR OPERATIONS****16.1 MAJOR PROJECTS AND CURRENT WORKS - OPERATIONS****RESOLVED OCM 222/24**

Moved: Cr Marg Applebee

Seconded: Cr Jacob Cass

That Council:

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

**CARRIED**

At 2:40 pm, Cr Jacob Cass left the meeting.

At 2:42 pm, Cr Jacob Cass rejoined the meeting.

**16.2 TRANSFER OF CROWN ROADS TO COUNCIL****RESOLVED OCM 223/24**

Moved: Cr George Pratt

Seconded: Cr William Jayet

That:

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

**CARRIED**

**17 REPORTS OF THE DIRECTOR PLANNING AND COMMUNITY SERVICES****17.1 PLANNING MINISTERS STATEMENT OF EXPECTATIONS ORDER 2024- COUNCIL ACCOUNTABILTY FOR PLANNING PERFORMANCE****RESOLVED OCM 224/24**

Moved: Cr William Jayet

Seconded: Cr Jacob Cass

That:

1. The Information be received and noted

**CARRIED****17.2 REQUEST FOR TEMPORARY SUSPENSION OF ALCOHOL-FREE ZONE COOKE PARK: 2024/2025 EVENTS****RESOLVED OCM 225/24**

Moved: Cr George Pratt

Seconded: Cr William Jayet

That Council:

1. Receive and note the correspondence from Evolution Northparkes Mines Operations, as appended in *Annexure A*.
2. Receive the report by Director Customer, Corporate Services and Economy on the temporary suspension of the alcohol-free zone in Cooke Park for the events taking place in 2024/25.
3. Suspend the alcohol-free zone from Cooke Park between 5:00pm to 9:15pm on the Saturday 5 October 2024, Saturday 22 February 2025 and Saturday 5 April 2025.
4. Provide a public notice of the suspension of the alcohol-free zone in Cooke Park between 5:00pm to 9:15pm on the Saturday 5 October 2024, Saturday 22 February 2025 and Saturday 5 April 2025.

**CARRIED**

**17.3 (DCPS) QUARTERLY RANGERS REPORT APRIL TO JUNE 2024****RESOLVED OCM 226/24**

Moved: Cr George Pratt  
Seconded: Cr William Jayet

That:

1. The report be noted.

**CARRIED****17.4 JUNE 2024 BUILDING STATISTICS UPDATE****RESOLVED OCM 227/24**

Moved: Cr George Pratt  
Seconded: Cr William Jayet

That:

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

**CARRIED****18 NOTICES OF MOTION/QUESTIONS WITH NOTICE**

Nil

**19 CONFIDENTIAL MATTERS****RESOLVED OCM 228/24**

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:

**19.1 REHABILITATION OF CHENEY OVAL [PSC2024/013]**

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.

---

**19.2 FEDERAL STREET - REHABILITATION WORKS [PSC2024/105]**

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.

**19.3 UPDATE ON CURRENT STATUS OF RAW WATER STORAGE LAGOON PROJECT CONTRACTOR ENGAGEMENTS**

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.

**19.4 PSC2024/101 BUILDING BETTER REGIONS BORE 9 STRUCTURAL MECHANICAL AND PIPEWORK (SMP) AND DISCHARGE PIPEWORK TO EUGOWRA ROAD PUMP STATION (ERPS) RES 1A**

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.

**19.5 PSC2024/103 BUILDING BETTER REGIONS EXISTING EUGOWRA ROAD PUMP STATION SOLAR PHOTOVOLTAIC (PV) SYSTEM**

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.

**19.6 PSC2024/107 WESTERN SEWER AUGMENTATION**

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.

---

---

**19.7 ADOPTION OF THE COUNCIL POLICY - CYBER SECURITY POLICY AND FRAMEWORK**

This matter is considered to be confidential under Section 10A(2) - f of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with details of systems and/or arrangements that have been implemented to protect council, councillors, staff and Council property.

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.

**19.8 GENERAL MANAGER PERFORMANCE REVIEW FOR THE PERIOD 01.07.2023 TO 30.06.2024**

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.

**19.9 THE WELCOME INDUSTRIAL LAND - HEADS OF AGREEMENT**

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.

**CARRIED**

---

At 3:05 pm, the Meeting went into Closed Session.

At 3:26 pm Andrew Francis left the meeting (after Confidential Items 19.3, 19.4, 19.5 and 19.6 were discussed). The meeting then concluded with Confidential Items 19.1, 19.2, 19.7, 19.8 and 19.9.

**19.1 REHABILITATION OF CHENEY OVAL [PSC2024/013]****RESOLVED OCM 229/24**

Moved: Cr Louise O'Leary  
Seconded: Cr Ken Keith OAM

That:

1. Council accept the proposal from Steve Magill Earthmoving Pty Ltd to provide civil and drainage works relating to the rehabilitation of Cheney Oval stage 2 to the value of \$891,531.00 excluding GST, funded from Stronger Country Communities Round 5 & Federal Assistance Grant funding.

**CARRIED****19.2 FEDERAL STREET - REHABILITATION WORKS [PSC2024/105]****RESOLVED OCM 230/24**

Moved: Cr Jacob Cass  
Seconded: Cr William Jayet

That:

1. Council accepts the alternate proposal from Steve Magill Earthmoving to provide Federal Street Rehabilitation Works (PSC2024/105) to the value of \$774,287 excluding GST funded from the Roads to Recovery grant.

**CARRIED****19.3 UPDATE ON CURRENT STATUS OF RAW WATER STORAGE LAGOON PROJECT CONTRACTOR ENGAGEMENTS****RESOLVED OCM 231/24**

Moved: Cr Jacob Cass  
Seconded: Cr Marg Applebee

That:

1. Council note the information contained in the report

**CARRIED**

**19.4 PSC2024/101 BUILDING BETTER REGIONS BORE 9 STRUCTURAL MECHANICAL AND PIPEWORK (SMP) AND DISCHARGE PIPEWORK TO EUGOWRA ROAD PUMP STATION (ERPS) RES 1A****RESOLVED OCM 232/24**

Moved: Cr Ken Keith OAM

Seconded: Cr William Jayet

That Council:

1. notes that by the request for tender process PSC2024/101, Council invited tenders from suitably qualified and experienced Structural Mechanical Pipework contractors to construct the pipework associated with a pipeline between reservoir 1A, Bore 9 and the Lachlan River Pre-Treatment Plant (**RFT**);
2. receives the confidential agenda in relation to the RFT process and endorses the recommendations herein;
3. in accordance with s178(1)(b) of the *Local Government (General) Regulation 2021 (NSW)* (**Regulation**), declines to accept any of the tenders submitted in response to the RFT;
4. in accordance with s178(3)(e) of the Regulation, resolves to enter into negotiations with one or more of the existing tenderers named below, with a view to entering into a contract for the works, the subject matter of the RFT, with one or more of the Nominated Tenderers;
5. in accordance with s178(4)(a) of the Regulation, notes that the reason for Council declining to invite fresh tenders or applications as referred to in ss178(3)(b)-(d) of the Regulation, is that:
  - (a) it is not expected that further market testing will provide a more satisfactory result; and
6. in accordance with s178(4)(b) of the Regulation, notes that the reason for Council determining to enter into negotiations with one or more of the Nominated Tenderers are:
  - (a) Council is satisfied that the Nominated Tenderers would be capable of meeting the requirements set out in the RFT; and
  - (b) it is anticipated that a satisfactory result can be achieved through negotiating with one or more of the Nominated Tenderers; and
7. authorises the General Manager to:
  - (a) directly negotiate with one or more of the Nominated Tenderer, for the purpose of entering into a contract with one or more of the Nominated Persons in relation to the subject matter of the RFT; and
8. execute any agreement arising from those negotiations.

**CARRIED**

**19.5 PSC2024/103 BUILDING BETTER REGIONS EXISTING EUGOWRA ROAD PUMP STATION SOLAR PHOTOVOLTAIC (PV) SYSTEM****RESOLVED OCM 233/24**

Moved: Cr George Pratt

Seconded: Cr Marg Applebee

It is recommended that Council:

1. notes that by the request for tender process PSC2024 103, Council invited tenders from suitably qualified and experienced contractors to progress the solar photo voltaic design and installation services associated with Eugowra Road Pump Station (**RFT**);
2. receives the confidential agenda in relation to the RFT process and endorses the recommendations herein;
3. in accordance with s178(1)(b) of the *Local Government (General) Regulation 2021 (NSW) (Regulation)*, declines to accept any of the tenders submitted in response to the RFT;
4. in accordance with s178(3)(e) of the Regulation, resolves to enter into negotiations with one or more of the existing tenderers named below, with a view to entering into a contract for the works, the subject matter of the RFT, with one or more of the Nominated Tenderers;
5. in accordance with s178(4)(a) of the Regulation, notes that the reason for Council declining to invite fresh tenders or applications as referred to in ss178(3)(b)-(d) of the Regulation, is that:
  - (a) it is not expected that further market testing will provide a more satisfactory result; and
6. in accordance with s178(4)(b) of the Regulation, notes that the reason for Council determining to enter into negotiations with one or more of the Nominated Tenderers are:
  - (a) Council is satisfied that the Nominated Tenderers would be capable of meeting the requirements set out in the RFT; and
  - (b) it is anticipated that a satisfactory result can be achieved through negotiating with one or more of the Nominated Tenderers; and
7. authorises the General Manager to:
  - (a) directly negotiate with one or more of the Nominated Tenderer, for the purpose of entering into a contract with one or more of the Nominated Persons in relation to the subject matter of the RFT; and
8. execute any agreement arising from those negotiations.

**CARRIED**



**19.6 PSC2024/107 WESTERN SEWER AUGMENTATION****RESOLVED OCM 234/24**

Moved: Cr Marg Applebee

Seconded: Cr Jacob Cass

That:

1. Council receive and note the RFT Evaluation Report and endorses that Chiverton Pty Ltd TA Thompsons Irrifab are nominated as the preferred tenderer for the Western Sewer Augmentation Package of works.
2. Endorses the awarding of the Contract to Chiverton Pty Ltd TA Thompsons Irrifab with the tender value of \$987,053.23 (excl gst) pending contract negotiation and execution.

**CARRIED****19.7 ADOPTION OF THE COUNCIL POLICY - CYBER SECURITY POLICY AND FRAMEWORK****RESOLVED OCM 235/24**

Moved: Cr Ken Keith OAM

Seconded: Cr William Jayet

That:

1. Council adopt the Cyber security Policy and Framework and that they be included in Council's policy register.

**CARRIED**

At 3:54 pm Kent Boyd left the meeting.

**19.8 GENERAL MANAGER PERFORMANCE REVIEW FOR THE PERIOD 01.07.2023 TO 30.06.2024****RESOLVED OCM 236/24**

Moved: Cr Marg Applebee

Seconded: Cr Ken Keith OAM

That Council:

1. Receive the General Manager's Performance review as per the report.
2. Congratulate the General Manager on the result of his performance review.

**CARRIED**

At 3:59 pm Kent Boyd rejoined the meeting.

At 4:13 pm Councillor George Pratt left the meeting.

At 4:15 pm Councillor George Pratt rejoined the meeting.

**19.9 THE WELCOME INDUSTRIAL LAND - HEADS OF AGREEMENT****RESOLVED OCM 237/24**

Moved: Cr George Pratt  
Seconded: Cr Marg Applebee

That:

1. The report be received and noted.
2. Council endorses the proposed Heads-of-Agreement framework outlined herein for the sale of "The Welcome" Industrial Land, subject to standard legal due diligence review.
3. Council endorses future land sales generally in accordance with the Heads-of-Agreement framework.
4. The General Manager be authorised to complete the necessary contracts to facilitate the Heads-of-Agreement and subsequent sale of the land generally in accordance with the Heads-of-Agreement framework outlined herein.
5. That the Seal of Council be applied as required to facilitate all future land sales under this agreement.
6. Any proceeds be used for the strategic development of future Residential and Industrial land, and the retirement of debt, as outlined in this report.

**CARRIED****RESOLVED - OCM 238/24**

Moved: Cr Jacob Cass  
Seconded: Cr William Jayet

That Ordinary Council Meeting:

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

**CARRIED**

At 4:29 pm, the Council in Closed Session returned to Open Session.

**20 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.

## 21 CONCLUSION OF MEETING

The meeting concluded at 4:31 pm.

This is the final page of the minutes comprising 27 pages numbered 1 to 27 of the Ordinary Council Meeting held on Tuesday, 23 July 2024 and confirmed on Tuesday, 13 August 2024.



---

MAYOR