

Ordinary Council Meeting

Minutes

Tuesday 18 March 2025



Minutes of the Ordinary Council Meeting
Held on Tuesday, 18 March 2025 at the
Parkes Council Chamber, 2 Cecile Street, Parkes

Present:

Cr Neil Westcott	Councillor (Chairperson)
Cr Marg Applebee	Councillor (Deputy Chair)
Cr William Jayet	Councillor
Cr Ken McGrath	Councillor
Cr Louise O'Leary	Councillor
Cr Joy Paddison	Councillor
Cr Doug Pout	Councillor
Cr George Pratt	Councillor
Cr Matthew Scherer	Councillor
Cr Glenn Wilson	Councillor

Council Officers in Attendance:

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

NOTES

The meeting commenced at 3:01 pm and concluded at 5:25 pm.

Order Of Business

1	OPENING OF MEETING	5
2	ACKNOWLEDGEMENT OF COUNTRY.....	5
3	PRAYER.....	5
4	APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE.....	5
5	APPLICATIONS TO ATTEND BY AUDIO-VISUAL LINK	5
6	CONFIRMATION OF MINUTES	6
	6.1 Minutes of the Ordinary Council Meeting held on 18 February 2025	6
7	DISCLOSURES OF INTERESTS	6
8	LATE BUSINESS	6
9	ADOPTION OF MULTIPLE ITEMS OF BUSINESS.....	6
	9.1 Adoption of Multiple Items of Business.....	7
10	MAYORAL MINUTE(S)	7
	10.1 Country Mayors Association: Country Mayors Applaud Moratorium on Bank Branch Closures.....	7
	10.2 CNSWJO Board Meeting - Oberon on 27 February 2025.....	8
	10.3 Coming Known Events for Mayor and Councillors.....	8
	10.4 Meetings, Functions and Events Attended by Mayor and Councillors.....	8
11	COUNCILLOR REPORT(S)	9
	11.1 Newell Highway Taskforce Meeting (NHTF) in Narrabri on 4 March 2025	9
	11.2 Welcome to the Parkes Shire Event on 5 March 2025.....	9
	11.3 International Women's Day (IWD) event in Parkes on 9 March 2025.....	9
12	REPORTS OF COMMITTEES	10
	12.1 Minutes of the Rural Roads Advisory Committee Meeting held on 6 March 2025.....	10
	12.2 Minutes of the Parkes Sports Council Meeting held on 11 March 2025	10
	12.3 Minutes of the Road and Place Naming Committee Meeting held on 18 March 2025.....	11
13	REPORTS OF THE GENERAL MANAGER.....	11
	13.1 EPA - Energy from Waste - Options Paper.....	11
	13.2 Monthly Financial Reports as at 28 February 2025	12
	13.3 Investments and Borrowings Report as at 28 February 2025	12
14	REPORTS OF THE DIRECTOR CUSTOMER, CORPORATE SERVICES AND ECONOMY	13
	14.1 Adoption of Council Policies for the New Term of Council	13
	14.2 Elvis Festival Memorial Wall - Draft Guidelines	13
	14.3 Community Financial Assistance Program Evaluation Panel Report	14

14.4	Events Financial Assistance Program	14
14.5	Request for Financial Assistance - Rotary Men's Health Initiative	15
14.6	Request for Financial Assistance - Trundle Town Improvement Funds - Trundle CWA Honour Board.....	15
14.7	Request for Financial Assistance - Trundle Town Improvement Funds - Support a grant for a new Trundle Children's Centre.....	16
14.8	Request to Use Alectown Town Improvement Reserve to Purchase an AED Device.....	16
14.9	Request to Use Trundle Town Improvement Reserve to Support a Community Movie Night at the Trundle Pool	16
14.10	Request to Break Lease Agreement - Parkes Country Universities Centre	17
14.11	Draft Disability Inclusion Action Plan 2025-2029	18
15	REPORTS OF THE DIRECTOR INFRASTRUCTURE AND SUSTAINABILITY.....	18
15.1	Major Projects and Current Works - Infrastructure and Sustainability	18
16	REPORTS OF THE DIRECTOR OPERATIONS.....	18
16.1	Major Projects and Current Works - Operations	18
16.2	Proposed expansion of NRMA EV charges	19
17	REPORTS OF THE DIRECTOR PLANNING AND COMMUNITY SERVICES	19
17.1	Development Application 2024/0073- Erection of a New Structure - Outbuilding (shed) 34 Coleman Road Parkes	19
17.2	Development Application 2024/0095 Lot 56 DP 833141 - 30 Heraghty Road Parkes.....	21
17.3	Re-establishment of Alcohol Free Zones in CBD of Parkes and Peak Hill.....	22
17.4	February 2025 Building Statistics Update.....	22
18	NOTICES OF MOTION/QUESTIONS WITH NOTICE.....	22
	Nil	
19	CONFIDENTIAL MATTERS	23
19.1	ABBA Festival	24
19.2	Economy, Destination and Events Advisory Committee	25
19.3	CNSWJO Linemarking Services (R1_2025).....	26
20	REPORT OF CONFIDENTIAL RESOLUTIONS	26
21	CONCLUSION OF MEETING.....	26

1 OPENING OF MEETING

The Mayor declared the Ordinary Council Meeting of Tuesday 18 March 2025 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:

Almighty God,
We ask for your blessing upon this Council,
Direct and prosper our deliberations,
For the true welfare of the people of the Parkes Shire and beyond.

AMEN

4 APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE

Nil

5 APPLICATIONS TO ATTEND BY AUDIO-VISUAL LINK

Nil

6 CONFIRMATION OF MINUTES

6.1 MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 18 FEBRUARY 2025

RESOLVED OCM 062/25

Moved: Cr Marg Applebee

Seconded: Cr Doug Pout

That Ordinary Council Meeting receive and confirm the Minutes of the Ordinary Council Meeting held on Tuesday 18 February 2025 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.

Cr Doug Pout disclosed a less than significant non-pecuniary interest in relation to item 14.3 Community Financial Assistance Program Evaluation Panel Report and chose to leave the meeting and not vote on the matter. The reason provided was:

"I am an employee at Currajong Disability Service, I am not involved in any of the executive financial roles, was not involved in the grants application, and I am not standing to benefit financially or directly from this."

Cr Marg Applebee disclosed a significant non-pecuniary interest in relation to item 14.3 Community Financial Assistance Program Evaluation Panel Report and chose to leave the meeting and not vote on the matter. The reason provided was:

"I am on the Board/Committee for the Currajong Disability Service."

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. 12.3 - *Committee Reports - Minutes of the Road and Place Naming Committee meeting held on 18 March 2025.*

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 063/25**

Moved: Cr Marg Applebee

Seconded: Cr Joy Paddison

- 10.2 CNSWJO Board Meeting - Oberson on 27 February 2025.
- 10.3 Coming Known Events for Mayor and Councillors.
- 10.4 Meetings, Functions and Events Attended by Mayor and Councillors.
- 12.1 Minutes of the Rural Roads Advisory Committee Meeting held on 6 March 2025.
- 12.2 Minutes of the Parkes Sports Council Meeting held on 11 March 2025.
- 14.1 Adoption of Council Policies for the New Term of Council.
- 14.5 Request for Financial Assistance - Rotary Men's Health Initiative.
- 14.6 Request for Financial Assistance - Trundle Town Improvement Funds - Trundle CWA Honour Board.
- 14.8 Request to Use Alectown Town Improvement Reserve to purchase an AED Device.
- 14.9 Request to use Trundle Town Improvement Reserve to support a community movie night at the Trundle Pool.
- 14.10 Request to Break Lease Agreement - Parkes Country Universities Centre.
- 14.11 Draft Disability Inclusion Action Plan 2025-2029.
- 17.3 Re-Establishment of Alcohol Free Zones in CBD of Parkes and Peak Hill.
- 17.4 February 2025 Building Statistics Update.

CARRIED**10 MAYORAL MINUTE(S)****10.1 COUNTRY MAYORS ASSOCIATION: COUNTRY MAYORS APPLAUD MORATORIUM ON BANK BRANCH CLOSURES****RESOLVED OCM 064/25**

Moved: Cr Neil Westcott

Seconded: Cr Louise O'Leary

That Council:

1. Receive and note the Media Release from the Country Mayors Association dated 18 February 2025 regarding the reprieve on regional Bank closures, appended as *Annexure A*.

CARRIED

10.2 CNSWJO BOARD MEETING - OBERON ON 27 FEBRUARY 2025**RESOLVED OCM 065/25**

Moved: Cr Marg Applebee

Seconded: Cr Joy Paddison

That Council:

1. Receive and note the information about the CNSWJO Board meeting.

CARRIED**10.3 COMING KNOWN EVENTS FOR MAYOR AND COUNCILLORS****RESOLVED OCM 066/25**

Moved: Cr Marg Applebee

Seconded: Cr Joy Paddison

That Council:

1. Note the known upcoming meetings, functions and events for the Mayor and Councillors for the period 14 March through to 10 April 2025.

CARRIED**10.4 MEETINGS, FUNCTIONS AND EVENTS ATTENDED BY MAYOR AND COUNCILLORS****RESOLVED OCM 067/25**

Moved: Cr Marg Applebee

Seconded: Cr Joy Paddison

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 15 February 2025 through to 13 March 2025.

CARRIED

11 COUNCILLOR REPORT(S)**11.1 NEWELL HIGHWAY TASKFORCE MEETING (NHTF) IN NARRABRI ON 4 MARCH 2025****RESOLVED OCM 068/25**

Moved: Cr Ken McGrath

Seconded: Cr Glenn Wilson

That:

1. Receive and note the information about the Newell Highway Taskforce (NHTF) meeting that was attended by Cr McGrath on 4 March 2025 in Narrabri.

CARRIED**11.2 WELCOME TO THE PARKES SHIRE EVENT ON 5 MARCH 2025****RESOLVED OCM 069/25**

Moved: Cr Marg Applebee

Seconded: Cr William Jayet

That Council:

1. Note the information in the report about the first Welcome to the Parkes Shire Event.

CARRIED

At 3:14 pm, Cr Ken McGrath left the meeting.

11.3 INTERNATIONAL WOMEN'S DAY (IWD) EVENT IN PARKES ON 9 MARCH 2025**RESOLVED OCM 070/25**

Moved: Cr Marg Applebee

Seconded: Cr Louise O'Leary

That Council:

1. Note the information in the report about the International Women's Day (IWD) Event in Parkes on 9 March 2025.

CARRIED

At 3:16 pm, Cr Ken McGrath rejoined the meeting.

12 REPORTS OF COMMITTEES

12.1 MINUTES OF THE RURAL ROADS ADVISORY COMMITTEE MEETING HELD ON 6 MARCH 2025

RESOLVED OCM 071/25

Moved: Cr Marg Applebee

Seconded: Cr Joy Paddison

That Council:

1. Receive and confirm the Minutes of the Rural Roads Advisory Committee Meeting held on Thursday 6 March 2025 appended at *Annexure A*.

CARRIED

12.2 MINUTES OF THE PARKES SPORTS COUNCIL MEETING HELD ON 11 MARCH 2025

MOTION

Moved: Cr Louise O'Leary

Seconded: Cr Doug Pout

That Council:

1. Receive and confirm the Minutes of the Parkes Sports Council Meeting held on Tuesday 11 March 2025 appended at *Annexure A*.

RESOLVED OCM 072/25

Moved with the addition of Items 2 - 7: Cr Louise O'Leary

Seconded with the addition of Items 2 - 7: Cr Doug Pout

That Council:

1. Receive and confirm the Minutes of the Parkes Sports Council Meeting held on Tuesday 11 March 2025 appended at *Annexure A*.
2. Increase ranger presence patrols and the option of flexible work practices on sporting fields.
3. Investigate contracting other Shire Rangers.
4. Supply bags to dog owners when on patrol.
5. Increase promotion in relation to dog owners on social media and provide warnings of fines.
6. View to impose on the spot files to correct this behaviour.
7. Stop golf practice on sporting fields which is contrary to the signage.

CARRIED

12.3 MINUTES OF THE ROAD AND PLACE NAMING COMMITTEE MEETING HELD ON 18 MARCH 2025**RESOLVED OCM 073/25**

Moved: Cr William Jayet

Seconded: Cr Doug Pout

That Council:

1. Receive and confirm the Minutes of the Road and Place Naming Committee Meeting held on Tuesday 18 March 2025 appended at *Annexure A*.

CARRIED**13 REPORTS OF THE GENERAL MANAGER****13.1 EPA - ENERGY FROM WASTE - OPTIONS PAPER****RESOLVED OCM 074/25**

Moved: Cr George Pratt

Seconded: Cr Marg Applebee

That:

1. Council endorses the attached submission on the Environment Protection Authority (EPA) Energy from Waste (EfW) - Options Paper (March 2025), significantly summarised in the points below;
 - (a) Council is supportive of the permissibility of EfW facilities in the Parkes Special Activation Precinct.
 - (b) Council will be absolutely uncompromising to ensure that any facility complies with the standards and controls to protect human health and the environment.
 - (c) Council is aware that the NSW Energy from Waste Policy Statement reflects the latest advice on air emissions standards from the NSW Chief Scientist and Engineer, to ensure proposals adopt international best practice standards and controls to protect human health and the environment.
 - (d) A state level education campaign to assist communities understand the impacts of EfW would be valuable.
 - (e) While the proponents of these facilities must meet their social responsibility obligations, it is our view that the source of the generation must also contribute, albeit in a small way, to help meet the social licence obligations to the hosting community. The onus should not be on the developer alone.
 - (f) Council proposes a State Government hosting levy of approximately \$10 per tonne on waste diverted to EfW facilities from large metropolitan centres. Particularly to recognised that recycling (which does not attract a levy) is the preferred ultimate option for all waste, however EfW is much preferred over waste going to landfill (which currently attracts a large levy).
 - (g) That 50% of the levy be diverted to the hosting local government and the residual to the State to administer the process.

- (h) Households in the Sydney basin generate on average around 600kg/household/yr of residual waste. Instead of being buried in landfill and producing methane emissions, that waste could generate baseload power for the State at an EfW facility. Consequently, we are certain that with this knowledge, households of the Sydney basin would be satisfied to know that their county cousin receiving large volumes of metropolitan waste at an EfW facility, were being compensated in a small way for an outlay of less than 12c per week.
- (i) The objective of the hosting levy would be to support community projects, generate employment opportunities through economic development activities, allow the employment of a circular economy expert, seek to build a legacy fund for post-closure of the facility and critically, help gain social license.

CARRIED

13.2 MONTHLY FINANCIAL REPORTS AS AT 28 FEBRUARY 2025

RESOLVED OCM 075/25

Moved: Cr Marg Applebee

Seconded: Cr Joy Paddison

That Council:

1. Receive and note the year-to-date financial reports for the period up to 28 February 2025 and initiate discussions around the prioritisation of non-essential services and events to reduce the anticipated loss of \$6.5m.

CARRIED

13.3 INVESTMENTS AND BORROWINGS REPORT AS AT 28 FEBRUARY 2025

RESOLVED OCM 076/25

Moved: Cr Marg Applebee

Seconded: Cr Joy Paddison

That:

1. Receive and note the Statement of Investments and Borrowings as on 28 February 2025

CARRIED

14 REPORTS OF THE DIRECTOR CUSTOMER, CORPORATE SERVICES AND ECONOMY**14.1 ADOPTION OF COUNCIL POLICIES FOR THE NEW TERM OF COUNCIL****RESOLVED OCM 077/25**

Moved: Cr Marg Applebee

Seconded: Cr Joy Paddison

That Council:

1. Adopt the Fraud and Corruption; Gifts, Benefits and Bribes; and the Public Interest Disclosures policies included as *Annexures A-C* to this report.
2. Publish the adopted policies on Council's Website and intranet.

CARRIED**14.2 ELVIS FESTIVAL MEMORIAL WALL - DRAFT GUIDELINES****RESOLVED OCM 078/25**

Moved: Cr Ken McGrath

Seconded: Cr William Jayet

That Council:

1. Endorse the Draft Elvis Festival Memorial Wall Guidelines.
2. Place the Guidelines on public exhibition and seek feedback from the community and key stakeholders.
3. Receive a further report at a future meeting on any feedback received and to consider the adoption of the Guidelines and commitment of expenditure to activate the Memorial Wall.

CARRIED

At 3:51 pm, Cr Marg Applebee left the meeting due to a declared interest in Item 14.3.

At 3:51 pm, Cr Doug Pout left the meeting due to a declared interest in Item 14.3.

14.3 COMMUNITY FINANCIAL ASSISTANCE PROGRAM EVALUATION PANEL REPORT**RESOLVED OCM 079/25**

Moved: Cr William Jayet

Seconded: Cr Ken McGrath

That Council

1. Endorse the recommendations of the Evaluation Panel for Sec.356 donations under Round 1 of the Community Financial Assistance Program 2024/2025 totalling \$6,645.38 in waived rates and charges.
2. Endorse the recommendations of the Evaluation Panel for Sec.356 donations under Round 2 of the Community Financial Assistance Program 2024/2025 totalling \$1,400.00 and the waiving of \$2,860.00 leasing fees if the lease and terms are subsequently agreed upon.

CARRIED

At 3:54 pm, Cr Marg Applebee rejoined the meeting.

At 3:54 pm, Cr Doug Pout rejoined the meeting.

At 3:54 pm, Director Operations Logan Hignett left the meeting.

14.4 EVENTS FINANCIAL ASSISTANCE PROGRAM**RESOLVED OCM 080/25**

Moved: Cr Neil Westcott

Seconded: Cr William Jayet

That:

1. Council endorses the Events Financial Assistance Program (EFAP), incorporating the revised Guidelines appended at Annexures B, C and D, for implementation from 1 July 2025.

CARRIED

At 3:56 pm, Director Operations Logan Hignett returned to the meeting.

14.5 REQUEST FOR FINANCIAL ASSISTANCE - ROTARY MEN'S HEALTH INITIATIVE**RESOLVED OCM 081/25**

Moved: Cr Marg Applebee

Seconded: Cr Joy Paddison

That Council:

1. Receive and note the correspondence from the Parkes Rotary Club appended as *Annexure A*
2. Provides public notice of its intention to provide \$600 in financial assistance to the Parkes Rotary Club to support their Men's Health initiative.
3. Allocates up to \$600 from the Community Financial Assistance budget to support the Parkes Rotary Club's men's health initiative provided that no submissions are received following the conclusion of the public notice period.

CARRIED**14.6 REQUEST FOR FINANCIAL ASSISTANCE - TRUNDLE TOWN IMPROVEMENT FUNDS - TRUNDLE CWA HONOUR BOARD****RESOLVED OCM 082/25**

Moved: Cr Marg Applebee

Seconded: Cr Joy Paddison

That Council:

1. Receive and note the correspondence from the Trundle Progress Association appended as *Annexure A*
2. Provides public notice of its intention to provide \$2,000.90 in financial assistance to the Trundle Branch of the CWA for the purchase of an honour board.
3. Approve the allocation of \$2,000.90 from the Trundle Town Improvement Fund Reserve to support the purchase of an honour board for the Trundle CWA, subject to no formal submissions being received that do not support the allocation.

CARRIED

14.7 REQUEST FOR FINANCIAL ASSISTANCE - TRUNDLE TOWN IMPROVEMENT FUNDS - SUPPORT A GRANT FOR A NEW TRUNDLE CHILDREN'S CENTRE**RESOLVED OCM 083/25**

Moved: Cr Marg Applebee

Seconded: Cr William Jayet

That Council:

1. Receive and note the correspondence from the Trundle and District Progress Association appended as *Annexure A*
2. Provides public notice of its intention to set aside \$100,000 in financial assistance to support a grant application by the Trundle Children's Centre to build a new facility, noting that this support will be withdrawn and the funds will become uncommitted should the grant application not be successful.
3. Receive a further report to consider any public feedback regarding the allocation of the funds towards the project and any associated risks if the grant application is successful, and prior to the project commencement.

CARRIED**14.8 REQUEST TO USE ALECTOWN TOWN IMPROVEMENT RESERVE TO PURCHASE AN AED DEVICE.****RESOLVED OCM 084/25**

Moved: Cr Marg Applebee

Seconded: Cr Joy Paddison

That Council:

1. Approve the allocation of up to \$2,800 from the Alectown Town Improvement Fund Reserve to purchase an AED device for the Alectown Community.

CARRIED**14.9 REQUEST TO USE TRUNDLE TOWN IMPROVEMENT RESERVE TO SUPPORT A COMMUNITY MOVIE NIGHT AT THE TRUNDLE POOL****RESOLVED OCM 085/25**

Moved: Cr Marg Applebee

Seconded: Cr Joy Paddison

That Council:

1. Approve the allocation of up to \$400 from the Trundle Town Improvement Fund Reserve to support a movie night at the Trundle Pool.

CARRIED

14.10 REQUEST TO BREAK LEASE AGREEMENT - PARKES COUNTRY UNIVERSITIES CENTRE**RESOLVED OCM 086/25**

Moved: Cr Marg Applebee

Seconded: Cr Glenn Wilson

That Council:

1. Mutually agree to end the lease agreement with the Parkes Country Universities Centre and write off the full annual lease amount of \$6,458.40 being the final term of their five-year agreement.

In Favour: Crs Neil Westcott, Marg Applebee, William Jayet, Louise O'Leary, Doug Pout, George Pratt, Matthew Scherer and Glenn Wilson

Against: Crs Ken McGrath and Joy Paddison

CARRIED 8/2**AMENDMENT**

Moved: Cr Joy Paddison

Seconded: Cr Ken McGrath

That Council:

1. Mutually agree to end the Lease early and ask that the Lease up until the vacation date of 11 April is paid on a pro-rata basis.

In Favour: Crs Ken McGrath and Joy Paddison

Against: Crs Neil Westcott, Marg Applebee, William Jayet, Louise O'Leary, Doug Pout, George Pratt, Matthew Scherer and Glenn Wilson

LOST 2/8**AMENDMENT WAS LOST AND ORIGINAL MOTION WAS APPROVED.**

At 4:13 pm, General Manager Kent Boyd left the meeting.

At 4:13 pm, General Manager Kent Boyd returned to the meeting.

At 4:14 pm, Cr Doug Pout left the meeting.

At 4:16 pm, Cr Doug Pout rejoined the meeting.

14.11 DRAFT DISABILITY INCLUSION ACTION PLAN 2025-2029**RESOLVED OCM 087/25**

Moved: Cr Marg Applebee

Seconded: Cr Joy Paddison

That Council:

1. Endorse the draft Disability Inclusion Action Plan 2025-2029 attached at *Annexure A*, pursuant to section 4.9 of the Integrated Planning and Reporting Guidelines.
2. Place the draft Disability Inclusion Action Plan on public exhibition for 28 days.

CARRIED**15 REPORTS OF THE DIRECTOR INFRASTRUCTURE AND SUSTAINABILITY****15.1 MAJOR PROJECTS AND CURRENT WORKS - INFRASTRUCTURE AND SUSTAINABILITY****RESOLVED OCM 088/25**

Moved: Cr Neil Westcott

Seconded: Cr Marg Applebee

That Council:

1. Receive and note the Infrastructure and Sustainability Major Projects and Current Works Report for February 2025, appended at *Annexure A*.

CARRIED**16 REPORTS OF THE DIRECTOR OPERATIONS****16.1 MAJOR PROJECTS AND CURRENT WORKS - OPERATIONS****RESOLVED OCM 089/25**

Moved: Cr Doug Pout

Seconded: Cr Marg Applebee

That Council:

1. Receive and note the Operations Major Projects and Current Works Report for February 2025, appended at *Annexure A*.

CARRIED

At 4:21 pm, Cr Ken McGrath left the meeting during the discussions and finalisation of Item 16.1.

At 4:23 pm, Cr Ken McGrath rejoined the meeting.

16.2 PROPOSED EXPANSION OF NRMA EV CHARGES**RESOLVED OCM 090/25**

Moved: Cr William Jayet

Seconded: Cr Marg Applebee

That Council:

1. Endorse the proposed upgrade and expansion of the NRMA EV charge points situated in the M&D car park, noting that six (6) existing parking bays will be allocated to EV charging, providing four (4) charging bays.
2. Utilise the temporary delegation under Schedule 1(a) – ‘works to regulate car parking’ – to approve and enact the proposed changes without referral to the Local Traffic Committee.
3. Table a 'For Information' report to the Local Traffic Committee to ensure the works are formally recorded.
4. Conduct community engagement via Council's 'Have Your Say' platform to address any community concerns regarding the proposal.

CARRIED**17 REPORTS OF THE DIRECTOR PLANNING AND COMMUNITY SERVICES****17.1 DEVELOPMENT APPLICATION 2024/0073- ERECTION OF A NEW STRUCTURE - OUTBUILDING (SHED) 34 COLEMAN ROAD PARKES****MOTION - RECEIVED NO SECONDER SO IT COLLAPSED**

Moved: Cr Neil Westcott

That:

1. Council determine to approve the application for the use of the Illegally erected building subject to conditions attached in the officers report including the requirement for the demolition of the northern most bay Approximately 12m x 4.5 m of the development.
2. Council issues a Penalty infringement Notice on the owner of the premises for Carrying out development without the appropriate approvals at the penalty of \$1,500.00.

RESOLVED NEW FORSHADOWED MOTION OCM 091/25

Moved new foreshadowed Motion: Cr Neil Westcott

Seconded new foreshadowed Motion: Cr Glenn Wilson

That:

1. The application is approved for the use of the illegally erected building for the purpose of a detached dual occupancy incorporating attached shed as a Deferred Commencement Consent.
The approval will not commence until such time as compliance with the following conditions has been achieved.
 - a) Building Information Certificate submitted, and appropriate fees paid.

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- b) Full structural certification for structural steel, concrete slab, timber frames and retaining walls.
 - c) Full floor plan of the residential component of the development.
 - d) Basix Certificate provided for residential component of the development.
 - e) Full details of Building practitioners carrying out the construction work.
 - f) Legally drafted indemnity regarding any demolition/damage costs against Parkes Shire Council should the Council reticulated sewerage service require renewal, removal, replacement, relocation or augmentation. In addition indemnification against damages in favour of Council caused by any failure of Council sewer asset.
 - g) Lodgement of an application pursuant to Section 68 of the Local Government Act 1993 for sewer, water supply and stormwater drainage works.
 - h) A site plan showing the location of the retaining walls located adjacent to the southern and western property boundaries and drainage measures.
 - i) A survey from a Registered Surveyor showing the setbacks of retaining walls and the building from property boundaries and existing buildings/structures.
 - j) Lodgement of an application pursuant to Section 305 Water Management Act 2000 for the determination of appropriate headwork charges.
2. Penalty Infringement Notice issued on the owner of the premises for carrying out development without the appropriate approvals at the penalty of \$1,500.00.

In Favour: Crs Neil Westcott, Marg Applebee, William Jayet, Ken McGrath, Louise O'Leary, Joy Paddison, Doug Pout, George Pratt, Matthew Scherer and Glenn Wilson

Against: Nil

CARRIED 10/0

AMENDMENT

Moved the Motion be amended in Item 2 to half the penalty: Cr Matthew Scherer

Seconded the Motion be amended in Item 2 to half the penalty: Cr Ken McGrath

That:

1. The application is approved for the use of the illegally erected building for the purpose of a detached dual occupancy incorporating attached shed as a Deferred Commencement Consent.

The approval will not commence until such time as compliance with the following conditions has been achieved.
 - a) Building Information Certificate submitted, and appropriate fees paid.
 - b) Full structural certification for structural steel, concrete slab, timber frames and retaining walls.
 - c) Full floor plan of the residential component of the development.
 - d) Basix Certificate provided for residential component of the development.
 - e) Full details of Building practitioners carrying out the construction work.
 - f) Legally drafted indemnity regarding any demolition/damage costs against Parkes Shire Council should the Council reticulated sewerage service require renewal, removal, replacement, relocation or augmentation. In addition indemnification against damages in favour of Council caused by any failure of Council sewer asset.
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- g) Lodgement of an application pursuant to Section 68 of the Local Government Act 1993 for sewer, water supply and stormwater drainage works.
 - h) A site plan showing the location of the retaining walls located adjacent to the southern and western property boundaries and drainage measures.
 - i) A survey from a Registered Surveyor showing the setbacks of retaining walls and the building from property boundaries and existing buildings/structures.
 - j) Lodgement of an application pursuant to Section 305 Water Management Act 2000 for the determination of appropriate headwork charges.
2. Penalty Infringement Notice issued on the owner of the premises for carrying out development without the appropriate approvals at the penalty of \$750.00.

In Favour: Crs Ken McGrath, George Pratt, Matthew Scherer and Glenn Wilson

Against: Crs Neil Westcott, Marg Applebee, William Jayet, Louise O'Leary, Joy Paddison and Doug Pout

LOST 4/6

AMENDMENT WAS LOST SO FORSHADOWED MOTION WAS APPROVED.

**17.2 DEVELOPMENT APPLICATION 2024/0095
LOT 56 DP 833141 - 30 HERAGHTY ROAD PARKES**

RECOMMENDATION

That:

- 1. Council determine to approve DA2024/0095 subject to the conditions contained in the attached Development Assessment Report.

Withdrawn by Council staff prior to the meeting to enable further review.

17.3 RE-ESTABLISHMENT OF ALCOHOL FREE ZONES IN CBD OF PARKES AND PEAK HILL**RESOLVED OCM 092/25**

Moved: Cr Marg Applebee

Seconded: Cr Joy Paddison

That Council:

1. That Council endorses in principle the proposal to re-establish Alcohol Free Zones in Parkes and Peak Hill Central Business Districts (CBDs) for a period of 4 (four) years, subject to a further report being tabled with Council presenting the findings of stakeholder and community consultation on the proposed zones.
2. That Council publish a public notice of the proposed Alcohol-Free Zones inviting representations or objections on the proposal within 30 days of the date of publication.
3. That Council consults with the Police Local Area Commander and the officer in charge of Parkes and Peak Hill Police Stations about the proposed Alcohol-Free Zones in both Parkes and Peak Hill CBDs.
4. That Council consults with the local indigenous working party and all liquor license holders and secretaries of registered clubs whose premises border on, adjoin or are adjacent to the proposed zones. A period of 30 days is given for representations or objections to be made.

CARRIED**17.4 FEBRUARY 2025 BUILDING STATISTICS UPDATE****RESOLVED OCM 093/25**

Moved: Cr Marg Applebee

Seconded: Cr Joy Paddison

That:

1. Receive and note the February 2025 Building Statistics Report.

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

Nil

19 CONFIDENTIAL MATTERS

RESOLVED OCM 094/25

Moved: Cr Doug Pout

Seconded: Cr Marg Applebee

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 ABBA FESTIVAL

This matter is considered to be confidential under Section 10A(2) - d(ii) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a competitor of the council.

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 ECONOMY, DESTINATION AND EVENTS ADVISORY COMMITTEE

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.

19.3 CNSWJO LINEMARKING SERVICES (R1_2025)

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 4:47 pm, the Meeting went into Closed Session.

19.1 ABBA FESTIVAL**RESOLVED OCM 095/25**

Moved: Cr Neil Westcott

Seconded: Cr William Jayet

That Council:

1. Receive and note the information provided about the ABBA Festival in the report.

CARRIED

At 4:59 pm, Director Operations Logan Hignett left the meeting.

At 5:03 pm, Director Operations Logan Hignett returned to the meeting.

At 5:03 pm, General Manager Kent Boyd left the meeting.

At 5:09 pm, General Manager Kent Boyd returned to the meeting.

At 5:15 pm, Cr George Pratt left the meeting.

At 5:15 pm, Cr George Pratt returned to the meeting.

19.2 ECONOMY, DESTINATION AND EVENTS ADVISORY COMMITTEE**MOTION**

Moved: Cr Glenn Wilson

Seconded: Cr William Jayet

That Council:

1. Review the applications received and nominate the preferred candidates for appointment to the Economy, Destination and Events Advisory Committee.

RESOLVED OCM 096/25

Moved: Cr Glenn Wilson

Seconded: Cr William Jayet

That Council:

1. Review the applications received and nominate the preferred candidates for appointment to the Economy, Destination and Events Advisory Committee.
2. Council appoint the list of people to the Economy, Destination and Events Advisory Committee as follows:
 - * Marty Sammut-Paul
 - * Tracie Robertson
 - * Steve Lindsay
 - * Andrew Rice
 - * Andrew Hall
 - * Kelly Hendry
 - * Kristy Berry
 - * Greg Nash
 - * Peter Giles
 - * Treen Swift

CARRIED

19.3 CNSWJO LINEMARKING SERVICES (R1_2025)**RESOLVED OCM 097/25**

Moved: Cr Neil Westcott
Seconded: Cr Marg Applebee

That:

1. Council accept and sign contracts with
 - (a) ACT Linemarking Pty Ltd,
 - (b) Gumbay Holdings Pty Ltd t/as Avante Linemarking,
 - (c) Central West Linemarking Pty Ltd; and
 - (d) Complete Linemarking Services Pty Ltd
2. The term of the contract is 1 March 2025 to 29 February 2027, with an optional 12-month extension
3. Advise the Central NSW Joint Organisation of its decision

CARRIED**RESOLVED OCM 098/25**

Moved: Cr Marg Applebee
Seconded: Cr Doug Pout

That Ordinary Council Meeting:

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

CARRIED

At 5:21 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 5:25 pm.

This is the final page of the minutes comprising 27 pages numbered 1 to 27 of the Ordinary Council Meeting held on Tuesday, 18 March 2025 and confirmed on Tuesday, 15 April 2025.



MAYOR