



MINUTES

OF THE

ORDINARY MEETING

OF

GILGANDRA SHIRE COUNCIL

HELD ON

21 NOVEMBER 2023

PRESENT

Councillors

D Batten (Mayor)

G Babbage

A Bunter

I Freeth

P Mann

B Mockler

N Mudford

G Peart

A Walker (Deputy Mayor)

Employees

D Neeves
General Manager

N Alchin
Director Growth and Liveability

D Dobson
Director Aged Care & Disabilities

D Colwell
Director Infrastructure

M Welsh
Executive Leader Transformational
Change

Proceedings of the meeting commenced at 4:00pm.

LEAVE OF ABSENCE

NIL

ADJOURNMENTS

NIL

DECLARATIONS OF INTEREST

Cr Paul Mann –

CONFIRMATION OF MINUTES

RESOLVED 202/23	Cr Bunter/Cr Peart
That the minutes of the Ordinary meeting held on 17 October 2023, which were circulated to members prior to this meeting, be hereby confirmed as a faithful record of the meeting referred to.	

LISTING OF MATTERS
TO BE CONSIDERED IN CLOSED COUNCIL

RESOLVED 203/23	Cr Walker/Cr Bunter
That Council note the following matters to be listed as specified under Section 10(2) of the <i>Local Government Act 1993</i> :	
<ul style="list-style-type: none">• Organisational Update (a)• Tender T262324OROC Supply and Delivery of Bitumen Emulsion (d)• Tender T272324OROC Provision of Traffic Control (d)• Gilgandra Caravan Park Request for Rent Reduction (d)	

RESOLVED 204/23	Cr Walker/Cr Bunter
That the Press and Public be excluded from the meeting by reason of the confidential nature of the matters to be considered in line with the confidentiality policy of Council and Section 10(2) of the <i>Local Government Act 1993</i> , relating to financial matters, staff matters, industrial matters, acceptance of tenders, personal affairs of private individuals, possible or pending litigation and such other matters considered appropriate at 4:13pm.	

(GO.CO.1)

MAYORAL MINUTE - 17/23
MAYORAL COMMITMENTS

SUMMARY

To advise of the Mayor's activities for the past month.

RESOLVED 210/23	Cr Batten
That the report be noted.	

(RD.MT.1)

MAYORAL MINUTE - 18/23
CORRESPONDENCE FROM THE MINISTER FOR REGIONAL TRANSPORT AND ROADS IN RELATION TO THE REGIONAL EMERGENCY ROAD REPAIR FUND (RERRF)

SUMMARY

To advise Council of correspondence received from the Minister for Regional Transport and Roads, the Hon. Jenny Aitchison MP, in relation to the Regional Emergency Road Repair Fund (RERRF).

RESOLVED 211/23	Cr Batten
That the correspondence be noted.	

(ES.SP.1)

MAYORAL MINUTE - 19/23
PARLIAMENTARY INQUIRY INTO CRIME, LAW, AND ORDER IN REGIONAL NEW SOUTH WALES

SUMMARY

To advise Council of the call from the Country Mayors Association of New South Wales for a Parliamentary Inquiry into crime, law, and order in regional New South Wales.

RESOLVED 212/23	Cr Batten
That Council calls on:	
1. All members of the NSW Parliament to commit to bipartisan support to establish a Parliamentary Inquiry into and report on the rate of crime in all categories reported on by the Bureau of Crime Statistical and Research (BOCSAR) in Regional, Rural and Remote New South Wales, specifically focusing on the inequity between Metro and Regional Local Government areas;	

2. All members of the NSW Parliament to commit to bipartisan support to increase spending on the NSW police force to increase front line policing numbers in Regional, Rural and Remote regions most at need;
3. The NSW Government to commit to the minimum staffing agreements (known in the NSW Police Force as First Response Agreements) for non-24 hour police stations, all of which are located in Regional, Rural and Remote Local Government areas; and
4. The NSW Government to review the current formula used to assess staffing levels including the universally agreed outdated current model for those Local Government areas that do have a First Response Agreement in place.

(CM.PL.1)

ANNUAL REPORT 2022/23 ENDORSEMENT

SUMMARY

To present Council with the Annual Report 2022/23 for Endorsement.

RESOLVED 213/23	Cr Peart/Cr Mockler
That Council:	
1. Endorse the Annual Report 2022/23;	
2. Publish the Annual Report on Council's Website; and	
3. Submit the Annual Report to the Minister for Local Government	

(CM.LG.1)

ANNUAL CODE OF CONDUCT COMPLAINT STATISTICS 2022/23 RETURN

SUMMARY

To present Council of the Annual Code of Conduct Complaint Statistics Return for the 1 September 2022 to 31 August 2023 period for endorsement.

RESOLVED 214/23	Cr Bunter/Cr Walker
That Council:	
1. Endorse the Annual Code of Conduct Complaint Statistics Return 2022/23; and	
2. Submit the Annual Code of Conduct Complaint Statistics Return to the Office of Local Government.	

(CM.CF.1)

**LOCAL GOVERNMENT NEW SOUTH WALES ANNUAL CONFERENCE
2023 – MOTIONS PROGRESS UPDATE**

SUMMARY

To advise Council of the progress of the Local Government New South Wales (LGNSW) annual conference 2023 proposed motions.

RESOLVED 215/23	Cr Peart/Cr Babbage
That progress on the Local Government New South Wales (LGNSW) annual conference 2023 proposed motions be noted.	

(ES.PL.1)

**TOORAWEEAH PUBLIC SCHOOL CATEGORISATION – CLOSURES
DUE TO ELEVATED FIRE RISK**

SUMMARY

To advise Council of the closures to the Tooraweenah Public School due to the elevated fire risk and their request for support in recategorisation.

RESOLVED 216/23	Cr Mudford/Cr Babbage
That Council:	
1. Note the correspondence from the Tooraweenah Public School P&C;	
2. Write to the Department of Education to request that the Tooraweenah Public School's Bushfire Risk Register Category be reassessment and that a Department Executive undertake an onsite inspection as part of their reassessment; and	
3. Provide a letter of support to the Tooraweenah Public School P&C in their request for the school to have the Bushfire Risk Register recategorised to Category 3.	

(CM.PR.1)

**REVIEW OF POLICY - PUBLIC INTEREST DISCLOSURES POLICY AND
PROCEDURE REPLACEMENT**

SUMMARY

To present draft Public Interest Disclosures Policy and Public Interest Disclosures and Internal Reporting Procedure for consideration and adoption.

RESOLVED 217/23	Cr Mann/Cr Freeth
That the replacement Public Interest Disclosures Policy, and Public Interest Disclosures and Internal Reporting Procedure be adopted.	

(PH.AV.1)

**COOEE LODGE AGED CARE QUALITY AND SAFETY COMMISSION
PERFORMANCE REPORT**

SUMMARY

To advise Council of the findings of the site audit conducted by the Aged Care Quality and Safety Commission, 19 September 2023 to 21 September 2023.

RESOLVED 218/23	Cr Mann/Cr Bunter
That the performance report from the Aged Care Quality and Safety Commission be noted.	

(RD.MT.1)

**LOCAL ROADS AND COMMUNITY INFRASTRUCTURE PROGRAM
ROUND 4, PART B**

SUMMARY

To provide a recommendation relating to the use of the Local Roads and Community Infrastructure Program Round 4, Part B.

RESOLVED 219/23	Cr Bunter/Cr Mudford
That Council allocate \$506,706 towards upgrades of Collison and Naden Drives to be funded from the Local Roads and Community Infrastructure Program Round 4, Part B.	

(A1165)

**DA 2023/485 DEVELOPMENT APPLICATION - UNMANNED SERVICE
STATION & REQUEST FOR VARIATION TO DCP**

SUMMARY

To consider approval (subject to conditions) of Development Application (DA) 2023/485 which has received public submissions. In addition, the DA requests for variation to Development Control Plan standards.

RESOLVED 220/23	Cr Walker/Cr Mockler
<ol style="list-style-type: none">1. That permission be granted to vary Clauses 8.7,8.8, 8.9 and Part 14, 22, 25 of Gilgandra Shire Council's Development Control Plan 2011 for the property of 2-10 Bridge Street, Tooraweenah to allow for construction of the proposed development under DA 2023/485.2. That DA 2023/485 be approved in accordance with the Environmental Planning and Assessment Act 1979 subject to the conditions outlined in Attachment A - Conditions of Consent.3. That, in accordance with section 375A of the Local Government and Planning Legislation Amendment (Political Donations Act) 2008, the names of councillors who support and oppose the decision be recorded.	

Division

For: Crs Walker, Babbage, Bunter, Freeth, Mann, Mockler, Mudford, Peart
Against: Nil

A3268

PREPARATION OF PLANNING PROPOSAL

SUMMARY

The purpose of this report is to seek Council's endorsement to formally initiate a Planning Proposal to amend the Gilgandra Local Environmental Plan (LEP) 2011. The amendment is to rezone certain land fronting the Oxley Highway from RU1 Primary Production to E4 General Industrial. The rezoning will enable the development of the Oxley Highway land for employment purposes.

RESOLVED 221/23	Cr Peart/Cr Bunter
That Council:	
<ol style="list-style-type: none">1. Staff prepare a planning proposal to Rezone RU1 Primary Production land for employment purposes to E4 General Industrial being Lot 1 DP 1070081 and part Lot 2 DP 1070081, Oxley Highway, Gilgandra.2. Submit the planning proposal to the NSW Department of Planning and Environment seeking a "Gateway Determination".3. Exhibit the planning proposal and undertake government agency consultation based on the Gateway Determination issued by the NSW Department of Planning and Environment. The exhibition will include any required studies or supporting information.4. Note that a further report will be brought back to Council for consideration following public exhibition of the planning proposal. This will include any submissions and any recommended changes to the planning proposal.	

Division

For: Crs Walker, Babbage, Bunter, Freeth, Mann, Mockler, Mudford, Peart
Against: Nil

(CM.PL.1)

COMMUNITY DIGITAL SIGNAGE PROJECT

SUMMARY

To advise of increased costs associated with this project, and request an increased budget allocation to allow the project to proceed.

RESOLVED 222/23	Cr Babbage/Cr Bunter
That Council endorse an additional budget allocation of \$68,556, as detailed in the September QBR to allow the Community Digital Signage Project to be delivered.	

(CM.PL.1)

**PROGRESS WITH THE DELIVERY OF THE GILGANDRA CULTURAL
PRECINCT PLAN 2018/19 – 2027/28**

SUMMARY

To provide an overview of progress in delivery of the outcomes and key goals identified in the Gilgandra Cultural Precinct Plan 2018/19 – 2027/28.

RESOLVED 223/23	Cr Bunter/Cr Mockler
1. That actions taken to date in response to the outcomes and key goals identified in the Gilgandra Cultural Precinct Strategic Plan 2018/19-2027/28 be noted.	
2. That a review of Gilgandra Cultural Precinct Strategic Plan be undertaken by Council in 2024/25.	

(CS.PL.1)

**GILGANDRA DISTRICT SPEEDWAY CLUB RESTORATION WORKS
PROPOSAL**

SUMMARY

To present the Gilgandra District Speedway Club's (GDSC) restoration works proposal for Council's consideration.

RESOLVED 224/23	Cr Freeth/Cr Bunter
1. That Council note the grant application under Crown Reserves Improvement Fund 2023-2024 for \$631,000 towards replacement of the cement track wall and fencing.	
2. That Council support the variation of SCCF R5 to include \$60,000 to support the Gilgandra District Speedway club to undertake immediate works to retain accreditation.	
3. That McGrane Oval car park sealing be removed from SCCF R5	

(RC.EM.1)

REQUEST TO WAIVE FEES - CAROLS ON THE CASTLEREAGH

SUMMARY

To advise Council of the Carols on the Castlereagh event and the Combined Christian Churches request to waive the \$200.00 venue hire fee for the Cooe Heritage Centre.

Proceedings in Brief

Cr Mann declared an interest and left the meeting at 5:01pm as he is representative on the Combined Churches organising group.

RESOLVED 225/23	Cr Freeth/Cr Mudford
That Council agree to the Combined Christian Churches' request to waive the \$200.00 Venue Hire Fee for the Cooe Heritage Centre.	

Proceeding in Brief

Cr Mann returned to the meeting at 5.02 having taken no part in discussion or voting.

(FM.PL.1)

QUARTERLY BUDGET REVIEW 30 SEPTEMBER 2023

SUMMARY

To detail the variances to the original estimates for the 2023/24 financial year as presented in the Quarterly Budget Review as at 30 September 2023. In addition, to report as to whether the Quarterly Budget Review indicates that the financial position of Council is satisfactory, having regard to the original estimates adopted by Council.

RESOLVED 226/23	Cr Mann/Cr Bunter
1. The Quarterly Budget Review document and report as at 30 September 2023 be adopted.	
2. That a detailed report be presented to Council outlining the finances associated with the construction associated with the Gil Library Hub including any additional requirements and sources of funding	

(CM.PL.1)

2023/24 QUARTERLY OPERATIONAL PLAN REVIEW TO 30 SEPTEMBER 2023

SUMMARY

To consider progress with Council's 2023/24 Operational Plan as at 30 September 2023.

RESOLVED 227/23	Cr Mockler/Cr Babbage
That the 2023/24 Operational Plan Review for the quarter ended 30 September 2023 be adopted.	

MINUTES – COMMITTEE MEETINGS FOR ADOPTION

SUMMARY

To present the following minutes of Committee meetings for consideration and adoption.

<u>Economic Development Committee</u>	14 November 2023
<u>Gilgandra Lifestyles Advisory Board</u>	13 November 2023

RESOLVED 228/23	Cr Mockler/Cr Peart
1. That the above listed Committee minutes be adopted.	
2. That Council notes EDC Proceedings in brief to the request to underwrite UTG and the report be presented to Council at the December meeting.	

MINUTES – COMMITTEE MEETINGS FOR NOTATION

SUMMARY

To present the following minutes of Committee meetings for notation.

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<u>Consultative Committee – Ordinary Meeting</u>	18 October 2023
<u>Consultative Committee – Extraordinary Meeting</u>	15 November 2023

RESOLVED 229/23	Cr Walker/Cr Babbage
That the above listed Committee minutes be noted.	

REPORTS FOR INFORMATION AND NOTATION

SUMMARY

To present reports for information and notation.

RESOLVED 230/23	Cr Freeth/Cr Mudford
That the reports be noted.	

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 5:25PM.

Cr D Batten
Mayor