



MINUTES

OF THE

ORDINARY MEETING

OF

GILGANDRA SHIRE COUNCIL

HELD ON

16 MAY 2023

PRESENT

Councillors

A Walker (Deputy Mayor)

G Babbage

A Bunter

P Mann

B Mockler

N Mudford

G Peart

I Freeth

Employees

D Neeves  
General Manager

N Alchin  
Director Growth and Liveability

D Colwell  
Director Infrastructure

D Dobson  
Director Aged Care and Disabilities

R Berryman  
Executive Assistant

K Cosier  
Planning and Development Manager

G McAnnally-Elwin  
Finance Manager

R Medd  
Inland Rail Project Manager

Proceedings of the meeting commenced at 4:00pm.

ATTENDANCE VIA AUDIO-VISUAL MEANS

Cr Freeth has requested to be able to attend the meeting via audio visual means.

<b>RESOLVED 76/23</b>	Cr Mockler/Cr Peart
That approval be granted for Cr Freeth to attend the meeting via audio visual means.	

LEAVE OF ABSENCE

D Batten (Mayor)

<b>RESOLVED 77/23</b>	Cr Mockler/Cr Peart
That the apology submitted be accepted and leave of absence granted.	

ADJOURNMENTS

NIL

DECLARATIONS OF INTEREST

NIL

CONFIRMATION OF MINUTES

<b>RESOLVED 78/23</b>	Cr Babbage/Cr Mudford
That the minutes of the Ordinary meeting held on 18 April 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

<b>RESOLVED 79/23</b>	Cr Peart/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"><li>• GrainCorp Subdivision</li><li>• Industrial Land Sites</li><li>• Groworx</li><li>• Coo-ee Heritage Centre Commercial Lease Expression of Interest</li></ul>	

<b>RESOLVED 80/23</b>	Cr Peart/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 4:04pm.	

(GO.CO.1)

**MAYORAL MINUTE - 6/23**  
**MAYORAL COMMITMENTS**

**SUMMARY**

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

<b>RESOLVED 86/23</b>	Cr Walker
That the report be noted.	

**Proceedings in Brief**

Mr Guy McAnnally-Elwin, Finance Manager, entered the meeting at 4:23pm.

(GS.PG.1)

**MAYORAL MINUTE - 7/23**  
**EMERGENCY SERVICES LEVY COSTS**

**SUMMARY**

To advise of the NSW Government's recent decision to impose a significant Emergency Services Levy (ESL) cost for 23/24 by scrapping the ESL subsidy for Councils.

<b>RESOLVED 87/23</b>	Cr Babbage/Cr Mann
1. Council writes to the Treasurer, the Minister for Emergency Services, the Minister for Local Government and local State Member(s): <ol style="list-style-type: none"><li>a. Expressing Council's strong opposition to the NSW Government's last minute decision to impose an enormous Emergency Services Levy (ESL) cost increase on councils for 2023/24 by scrapping the ESL subsidy for councils and at a time after Council has publicly advertised its Operational Plan and annual budget to the community.</li><li>b. Noting that as a consequence of the unannounced 73% increase in the State Emergency Service budget and an 18% increase in the Fire and Rescue NSW budget, Council's &lt;3.7% (or insert other council cap here)&gt; rate increase to provide essential community services and infrastructure has been significantly eroded.</li><li>c. Advising that the Government's decision may lead to a reduction in important local services and/or the cancellation of necessary infrastructure projects,</li><li>d. Calling on the NSW Government to take immediate action to:<ol style="list-style-type: none"><li>i. restore the ESL subsidy in 2023/24</li><li>ii. urgently introduce legislation to decouple the ESL from the rate peg to enable councils to recover the full cost</li></ol></li></ol>	

- iii. develop a fairer, more transparent and financially sustainable method of funding critically important emergency services in consultation with local government.
2. Council writes to the Chair of the Independent Pricing and Regulatory Tribunal (IPART) advising that Council's forced emergency services contribution is manifestly disproportionate to the 2023/24 rate cap, which has resulted in additional financial stress.
3. Council writes to the President of LGNSW seeking the Association's ongoing advocacy to bring about a relief in the burden of Councils' emergency services contribution.

(CR.SD.1)

### **2023 NAIDOC WEEK SCHOOL INITIATIVES**

#### **SUMMARY**

To advise Council of the request from Koori Kids to donate funds to the 2023 NAIDOC Week School Initiatives.

<b>RESOLVED 88/23</b>	Cr Peart/Cr Bunter
That Council donate \$500.00 to Koori Kids for the 2023 NAIDOC Week School Initiatives.	

(GO.CO.1)

### **ORANA LIVING ADVISORY BOARD**

#### **SUMMARY**

To provide Council with an update in relation to the Orana Living Advisory Board.

<b>MOTION</b>	Cr Mann/Cr Mockler
1. That the governance responsibility for the operations of Orana Living, under the NDIS standards and associated legislation, remain with the Council and Council as a whole retains the responsibility of any referred board as referenced in the NDIS standards or the associated legislation.	
2. That Council note formation of internal management Working Group (as detailed in the report) and that a minimum of two (2) Councillors be appointed to the Working Group to participate in discussion regarding strategic business planning and to provide input to developing a reporting framework to Council and oversight of governance requirement of NDIS.	
3. That following the business review Council reconsider the formation of a Council Committee.	
4. That as part of the Executive Review, a report be presented to Council detailing any gaps in the current governance processes.	

The motion was put and carried.

Proceedings in Brief

Cr Mann, Cr Bunter and Cr Batten were nominated for the working group.

(FM.PL.1)

**2023/24 to 2026/27 BUDGET REPORT**

SUMMARY

To present a report on the draft 2023/24 to 2026/27 budget for all Council funds and detail matters considered in preparation of same.

<b>RESOLVED 90/23</b>	Cr Bunter/Cr Mockler
That Council approve the Draft Budget and Revenue Policy in the 2023/24 Operational Plan to go on public exhibition.	

(FM.PL.1)

**DELIVERY PROGRAM AND OPERATIONAL PLAN 2023/24-2024/25**

SUMMARY

To consider the draft Delivery Program and Operational Plan for 2023/24-2024/25 to go on public exhibition.

<b>RESOLVED 91/23</b>	Cr Peart/Cr Babbage
That the draft 2023/24-2024/25 Delivery Program and Operational Plan be placed on public exhibition for a period of 28 days.	

(FM.PL.1)

**LONG TERM FINANCIAL PLAN 2023/24 – 2032/33**

SUMMARY

To consider the draft Long Term Financial Plan for 2023/24-2032/33 to go on public exhibition.

<b>RESOLVED 92/23</b>	Cr Mockler/Cr Bunter
That the draft Long Term Financial Plan 2023/24-2032/33 be placed on public exhibition for a period of 28 days.	

(FM.PL.1)

**QUARTERLY BUDGET REVIEW 31 MARCH 2023**

SUMMARY

To detail the variances to the original estimates for the 2022/23 financial year as presented in the Quarterly Budget Review as at 31 March 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.

<b>RESOLVED 93/23</b>	Cr Bunter/Cr Babbage
That, subject to any decisions on the recommendations as reported, the Quarterly Budget Review document and report as at 31 March 2023 be adopted.	

Proceedings in Brief

Mrs Kristy Cosier, Planning and Development Manager, entered the meeting at 5:02pm.

(A1490)

**DA 2022/434 NEW SERVICE STATION & REQUEST FOR VARIATION TO DCP**

SUMMARY

To consider a request for variation to Development Control Plan standards and to determine DA 2022/434.

<b>RESOLVED 94/23</b>	Cr Mockler/Cr Peart
<ol style="list-style-type: none"><li>1. That permission be granted to vary Section 14.2 of Gilgandra Shire Council's Development Control Plan 2011 for the property of 6415 Newell Highway, Gilgandra (Lot 2632, DP 749017) to allow for construction of the proposed development under DA 2022/434.</li><li>2. That DA 2022/434 be approved in accordance with the Environmental Planning and Assessment Act 1979</li><li>3. That the conditions outlined in Attachment A be noted as forming part of the conditions of consent.</li><li>4. 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.</li></ol>	

Division

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

Proceedings in Brief

Mrs Kristy Cosier, Planning and Development Manager, left the meeting at 5:04pm.

(CM.PL.1)

**2022/23 QUARTERLY OPERATIONAL PLAN REVIEW TO 31 MARCH 2023**

SUMMARY

To advise that the review of Council's 2022/23 Operational Plan as at 31 March 2023 has not been completed and will be presented to Council's June meeting.

<b>RESOLVED 95/23</b>	Cr Bunter/Cr Babbage
That Council note the presentation of the 2022/23 Operational Plan Review for the quarter ended 31 March 2023 has been rescheduled to the June meeting.	

Proceedings in Brief

Mr Guy McAnnally-Elwin, Finance Manager, left the meeting at 5:07pm.

(CM.PL.1)

**MEETING WITH SPORTING USER GROUPS – COUNCIL FACILITIES**

SUMMARY

To provide a summary of a meeting held on 19 April 2023 with representatives of local sporting groups that are regular users of Council provided sporting facilities.

<b>RESOLVED 96/23</b>	Cr Mudford/Cr Babbage
1. That the meeting with Sporting User Groups on 19 April 2023 be noted.	
2. That issues identified and suggestions put forward be addressed by staff and/or included in future budget considerations.	

**MINUTES – COMMITTEE MEETINGS FOR ADOPTION**

SUMMARY

To present the Economic Development Committee meeting and the Gilgandra Lifestyles Advisory Board meetings held on 2 May 2023 for adoption.

<b>RESOLVED 97/23</b>	Cr Mann /Cr Mudford
That the minutes be adopted.	

**MINUTES – COMMITTEE MEETINGS FOR NOTATION**

SUMMARY

To present the Consultative Committee extraordinary meeting held on 9 May for notation.

<b>RESOLVED 98/23</b>	Cr Mockler /Cr Babbage
That the minutes be noted.	

**REPORTS FOR INFORMATION AND NOTATION**

SUMMARY



To present reports for information and notation.

<b>RESOLVED 99/23</b>	Cr Peart/Cr Babbage
That the reports be noted.	

**PRECIS OF CATEGORY B CORRESPONDENCE**

**SUMMARY**

To pass on relevant information from correspondence received.

<b>RESOLVED 100/23</b>	Cr Bunter/Cr Peart
That receipt of the Category B Correspondence be noted.	

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 5:16PM.

Cr A Walker  
Deputy Mayor