



EXTRAORDINARY COUNCIL MEETING

AGENDA

14 JANUARY 2020

Notice is hereby given, in accordance with the provisions of the Local Government Act 1993 that an **EXTRAORDINARY MEETING of ORANGE CITY COUNCIL** will be held in the **COUNCIL CHAMBER, CIVIC CENTRE, BYNG STREET, ORANGE** on **Tuesday, 14 January 2020** commencing at **7.00PM**.

David Waddell
CHIEF EXECUTIVE OFFICER

For apologies please contact Administration on 6393 8218.

AGENDA

EVACUATION PROCEDURE

In the event of an emergency, the building may be evacuated. You will be required to vacate the building by the rear entrance and gather at the breezeway between the Library and Art Gallery buildings. This is Council's designated emergency muster point.

Under no circumstances is anyone permitted to re-enter the building until the all clear has been given and the area deemed safe by authorised personnel.

In the event of an evacuation, a member of Council staff will assist any member of the public with a disability to vacate the building.

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1 INTRODUCTION

1.1 APOLOGIES AND LEAVE OF ABSENCE

1.2 LIVESTREAMING AND RECORDING

This Council Meeting is being livestreamed and recorded. By speaking at the Council Meeting you agree to being livestreamed and recorded. Please ensure that if and when you speak at this Council Meeting that you ensure you are respectful to others and use appropriate language at all times. Orange City Council accepts no liability for any defamatory or offensive remarks or gestures made during the course of this Council Meeting. A recording will be made for administrative purposes and will be available to Councillors.

1.4 ACKNOWLEDGEMENT OF COUNTRY

I would like to acknowledge the Wiradjuri people who are the Traditional Custodians of the Land. I would also like to pay respect to the Elders both past and present of the Wiradjuri Nation and extend that respect to other Aboriginal Australians who are present.

1.5 DECLARATION OF PECUNIARY INTERESTS, SIGNIFICANT NON-PECUNIARY INTERESTS AND LESS THAN SIGNIFICANT NON-PECUNIARY INTERESTS

The provisions of Chapter 14 of the Local Government Act, 1993 (the Act) regulate the way in which Councillors and designated staff of Council conduct themselves to ensure that there is no conflict between their private interests and their public role.

The Act prescribes that where a member of Council (or a Committee of Council) has a direct or indirect financial (pecuniary) interest in a matter to be considered at a meeting of the Council (or Committee), that interest must be disclosed as soon as practicable after the start of the meeting and the reasons given for declaring such interest.

As members are aware, the provisions of the Local Government Act restrict any member who has declared a pecuniary interest in any matter from participating in the discussion or voting on that matter, and requires that member to vacate the Chamber.

Council's Code of Conduct provides that if members have a non-pecuniary conflict of interest, the nature of the conflict must be disclosed. The Code of Conduct also provides for a number of ways in which a member may manage non pecuniary conflicts of interest.

RECOMMENDATION

It is recommended that Councillors now disclose any conflicts of interest in matters under consideration by the Council at this meeting.

2 NOTICES OF MOTION/NOTICES OF RESCISSION

2.1 WATER SECURITY FOR ORANGE

RECORD NUMBER: 2020/13

We, **CRS KEVIN DUFFY, GLENN TAYLOR, SAM ROMANO & SCOTT MUNRO** wish to move the following Notice of Motion at the Council Meeting of 14 January 2020:

MOTION

- 1 That residents be advised of all details immediately of their water supply and proposed details of Level 5A and Level 6 Water Restrictions.
- 2 That Council provide time-of-day flexibility for Sunday watering.

Signed Cr Kevin Duffy

Signed Cr Glen Taylor

Signed Cr Sam Romano

Signed Cr Scott Munro

STAFF COMMENT

After discussing the matter with Cr Duffy and following on from Cr Taylor's mooted request from December, both of the above issues are coming up from repeated ratepayer requests. Many from those that want to do the right thing regarding watering on Sundays but find they are busy with family commitments between 6 and 7 of an evening. As well as growing uncertainty around Level 5A and Level 6 implementation and what that will mean to their future water use, together with the anxiety around the security of water supply for the city of Orange.

1. That residents be advised immediately:

We have proceeded in accordance with the confidential briefing we gave Councillors at the 17 December 2019 meeting. That is during the first week back we would confirm the modelling, prepare a media release to be delivered by the Mayor and CEO. This has now been delivered and is attached as information for this report.

We also update the website weekly with both residential consumption in litres per person per day and storage data as a percentage of the combined Suma Park Dam and Spring Creek Dams. This can be improved with the addition of the total storage volume in Mega Litres at 100% supply (which is found separately in Management Plans) so that residents can make their own calculations and see that the glass is truly still $\frac{1}{4}$ full. That is at 23.45% storage volume (@ 3 January 2020) of a total 23,400 Mega Litres we still have 5,487 Mega Litres, well over a years' worth of storage.

2.1 Water Security for Orange

We are still in a severe situation where every drop counts. I support both the media release and the continual weekly updates of the website, together with the community forums proposed for January; as fulfilling the aim of part 1 of the recommendation.

Water Use

How water gets to you

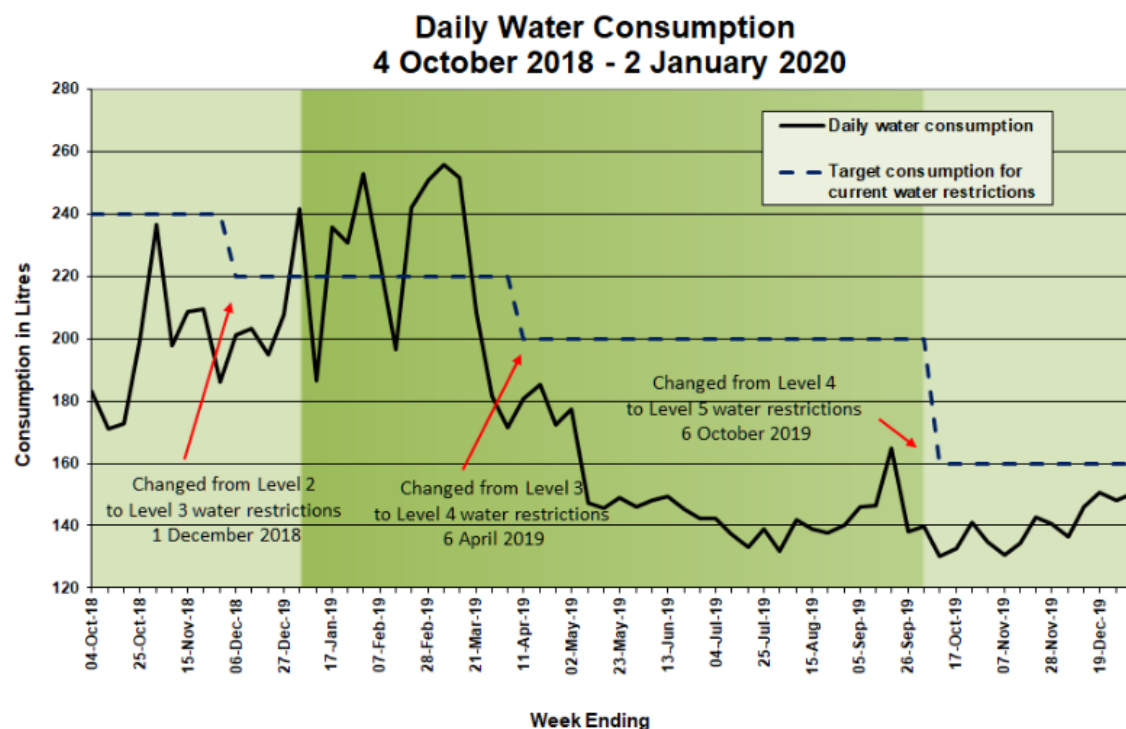
Water Storage

Management plans

Macquarie River to Orange pipeline

HOW MUCH WATER IS ORANGE CURRENTLY USING?

This graph shows the average daily water consumption of residential households (*expressed in litres per person per day*) in the Orange City Council area. The light shaded areas provide a comparison of water usage during the corresponding three months of 2018 and 2019. The target water usage under the current Level 5 restrictions is 160 litres per person per day.



2.1 Water Security for Orange

DAILY RESIDENTIAL WATER CONSUMPTION (LITRES PER PERSON PER DAY)

| Date | Consumption |
|------------------|-------------|
| 2 January 2020 | 150 |
| 26 December 2019 | 148 |
| 19 December 2019 | 150 |
| 12 December 2019 | 146 |
| 5 December 2019 | 137 |
| 28 November 2019 | 141 |
| 21 November 2019 | 143 |
| 14 November 2019 | 134 |
| 7 November 2019 | 130 |

PREVIOUS MONTHLY AVERAGES

| Month | 2016 | 2017 | 2018 | 2019 |
|-----------|------|------|------|------|
| January | 166 | 257 | 272 | 224 |
| February | 233 | 288 | 249 | 229 |
| March | 257 | 208 | 251 | 225 |
| April | 229 | 182 | 233 | 177 |
| May | 185 | 171 | 192 | 153 |
| June | 170 | 178 | 170 | 146 |
| July | 194 | 171 | 179 | 138 |
| August | 223 | 167 | 168 | 138 |
| September | 200 | 196 | 177 | 145 |
| October | 188 | 200 | 182 | 136 |
| November | 201 | 205 | 208 | 137 |
| December | 237 | 221 | 202 | 145 |

2.1 Water Security for Orange

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How water gets to you

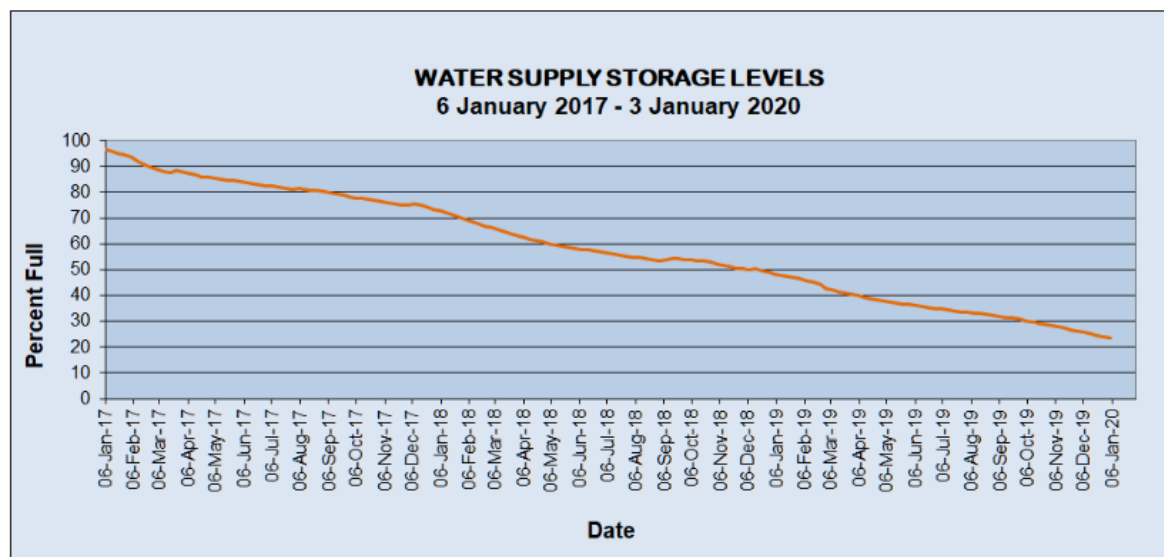
Water Storage

Management plans

Macquarie River to Orange pipeline

WATER SUPPLY STORAGE LEVELS

The combined storage of Suma Park and Spring Creek Dams.



The combined storage of Suma Park and Spring Creek Dams is currently 23.45%.

INDIVIDUAL WATER STORAGES

| Location | Date | Level below spillway mm | % of capacity |
|-------------------|----------------|-------------------------|---------------|
| Suma Park Dam | 3 January 2020 | 13858 | 21.78 |
| Spring Creek Dam | 3 January 2020 | 4193 | 30.57 |
| Lake Canobolas | 3 January 2020 | 1663 | 57.11 |
| Gosling Creek Dam | 3 January 2020 | 2612 | 35.16 |

2. Time-of-day flexibility for Sunday watering:

My initial position on this was that we shouldn't make adjustments to the existing arrangements as there is clear evidence from metering and subsequent spike of water usage at this time that the community are complying with the existing time of day for watering between 6pm and 7 pm on a Sunday evening. However, after discussing this further with both Councillors and staff I can see how it could create difficulties for some people to water at this time.

As such I am open to supporting a trial of a more flexible approach to time of day watering. As the most efficient take up of water results from evening watering, I would recommend that this be extended to the current one hour of watering through dripper systems or up to half an hour watering via a hand held hose fitted with trigger nozzle at any time between 6pm and 8pm on a Sunday. If Council wishes to extend it further then I would go as far as

2.1 Water Security for Orange

supporting a morning watering between 6am and 8am on a Sunday. This would be on a trial basis and Council staff would continue to monitor usage to ensure compliance.

FINANCIAL IMPLICATIONS

Less than \$1,000 for advertising changes that would come from the current water budget. The recommendation is simply around administrative changes that if agreed to would be advertised as well as promoted through website, social media and community forums.

POLICY AND GOVERNANCE IMPLICATIONS

Implementation of a trial, which if complied with, would result in permanent amendments to the time of day watering in the adopted water restrictions for levels 4 and 5 restrictions.

ATTACHMENTS

- 1 Media Release - Level 6 Timeline - 10 January 2020, D20/1367 [↓](#)



MEDIA RELEASE

10 January 2020
D20/829

LEVEL 6 TIMELINE

A timeline for the introduction of level 6 water restrictions has been flagged as Orange City Council released plans to delay or avoid the tighter limits.

Orange City Council CEO David Waddell said that while a lot had been achieved in reducing consumption and expanding the supply there could be difficult times ahead with reservoirs currently at 23 per cent.

"If no significant inflows occur in our storages over the next months, Orange faces the real prospect that our storages could be close to empty in December this year. As a result, if the weather continues to provide no relief, as the months pass we face being forced to bring in Level 6 restrictions to the City which could mean significant impacts to our economy," Mr Waddell said.

"Assuming no inflows, around 1 May this year Orange we will need to enter a period of Level 6 restrictions. Orange has built up a wonderful reputation for the work of its citizens in saving water but this situation is beyond those efforts. Orange will lead the pack in the introduction of prudent albeit severe restrictions if the necessity arises. Council's Executive will review the situation weekly and believe me restrictions will be lifted as soon as humanly possible. With reduced consumption and some inflows we can push the 1 May date out. Today is about transparency and giving businesses and the community a chance to plan."

Some residents will recall that several years ago a level 5a was introduced. However an assessment of those restrictions has found that it would not effectively extend the life of the supply or delay level 6.

Mr Waddell said a set of level 6 restrictions were developed some time ago and they are being reviewed and remodelled to ensure the best possible outcome for the city.

"Under the existing level 6, which is due when dams reach 15 per cent, there could be a significant impact on the operations of water intensive industries. We may still get to that but right now we are working with these sectors to drive down consumption. Every day of water we save now pushes the introduction of level 6 further away."

"To that end we will focus on the top 50 non-residential users with the aim of reducing their consumption. If we can make gains in the non-residential sector we could delay level 6 and extend the life of the reservoirs," Mr Waddell said.

Assessments on these 50 users have already begun. This involves Council staff on site with these users working through ways to reduce consumption and identify alternative supplies. There will be no single answer to how commercial use is lowered and there will need to be site-specific and business category specific plans.

"These are people livelihoods we are talking about here so we won't go into details of the businesses in question only to note that we will be working closely with them," Mr Waddell said.

2

LEVEL 6 TIMELINE cont...

While the focus will be in the non-residential sector level 6 will also mean no external watering at home. While consumption has been meeting the daily targets residential use is still the major user. Council has appointed a water restrictions compliance officer who is targeting high volume users including those referred to Council by residents.

"While overall residential use is at relatively low levels there are exceptions to this and Council is in touch with those residents not matching the community expectations," Mr Waddell said

Orange Mayor Reg Kidd said there was a pathway through this adversity.

"This will be no easy task but I am confident that like the residents of the city the commercial sector can and must play a significant role in getting us through this drought," Cr Kidd said.

Cr Kidd said the Council would continue to work with the NSW Government to increase our supply options when rain comes.

These projects include:

- The Spring Creek Dam to Icely Road Filtration Plant Pipeline
- The Cowra Pipeline
- New bore fields
- Blackmans Swamp Creek Stormwater Harvesting Stage II and III

Cr Kidd said Council in partnership with the NSW and Federal governments had funded \$90 million in water infrastructure projects in the last decade.

"There is more to do but without that work we would be in a worse position today. In addition to our current projects we keenly await the NSW Government's approval to pump from the Macquarie River at a lower trigger, which will significantly improve the outlook for the city."

Council staff continue to be available to offer practical advice on how to minimise your water use and for businesses on how to work with alternative sources. A series of water forums for the community and business will be held next week at Council to provide further information.

The forums will be held in the Civic Theatre Forum:

- Business Water Forum Wednesday 15 January - 12.30pm to 1.30pm
- Community Water Forum Wednesday 15 January - 5.30pm to 7pm
- Community Water Forum Thursday 16 January – 12.30pm to 1.30pm
- Business Water Forum Thursday 16 January - 5.30pm to 7pm

Nick Redmond
Manager Corporate
and Community Relations
0437 494 459

Allan Reeder
Communications Officer
0400 052 452

Ellie Bryce
Digital
Communications Officer
0419 918 091

2.2 COOK PARK DUCK POND WATER

RECORD NUMBER: 2020/14

We, **CRS KEVIN DUFFY, GLENN TAYLOR, SAM ROMANO & SCOTT MUNRO** wish to move the following Notice of Motion at the Council Meeting of 14 January 2020:

MOTION

That the Cook Park Duck Pond Water be maintained at Full Capacity.

Signed Cr Kevin Duffy

Signed Cr Glen Taylor

Signed Cr Sam Romano

Signed Cr Scott Munro

STAFF COMMENT

Council staff are required to empty and clean the duck pond annually to remove the build-up of organic waste.

This involves a program of draining the pond and removing the waste to an authorised facility.

These works are being conducted. On conclusion of works the pond will be refilled and maintained with water sourced from bores.

FINANCIAL IMPLICATIONS

Nil

POLICY AND GOVERNANCE IMPLICATIONS

Nil

2.3 AQUATIC CENTRE ADMISSION FEE - AUSTRALIA DAY 2020

RECORD NUMBER: 2020/15

We, **CRS KEVIN DUFFY, GLENN TAYLOR, SAM ROMANO & SCOTT MUNRO** wish to move the following Notice of Motion at the Council Meeting of 14 January 2020:

MOTION

That Council allow free admission to the Orange Aquatic Centre for the Australia Day weekend, being the 25th, 26th and 27th January 2020.

Signed Cr Kevin Duffy

Signed Cr Glen Taylor

Signed Cr Sam Romano

Signed Cr Scott Munro

STAFF COMMENT

Average daily admissions for the period 30 December to 5 January inclusive are 1,146 per day. The average admission revenue during this period per day is \$5,075 per day.

Estimated cost per day in entrance fees forgone is \$5,075.

FINANCIAL IMPLICATIONS

Free entry for the Australia Day Weekend will have a negative impact of approximately \$5,075 per day totalling \$15,225.

This amount is not included in Council's Delivery / Operational Plan.

POLICY AND GOVERNANCE IMPLICATIONS

Nil