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**ORANGE CITY COUNCIL**  
**MINUTES OF THE**  
**ORDINARY COUNCIL MEETING**

HELD via ONLINE VIDEO CONFERENCING ZOOM

ON 7 APRIL 2020

COMMENCING AT 7.00PM

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## **1 INTRODUCTION**

### **ATTENDANCE**

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Cr R Kidd (Mayor), Cr S Romano (Deputy Mayor), Cr K Duffy, Cr J Hamling, Cr J McRae, Cr T Mileto, Cr S Munro, Cr S Nugent, Cr M Previtiera, Cr G Taylor, Cr R Turner, Cr J Whitton

Acting Chief Executive Officer (Maunder), Director Development Services, Director Technical Services, Governance Coordinator, Manager Corporate and Community Relations, Administration Officer Governance, Executive Support Officer, Manager Financial Services.

### **1.1 APOLOGIES**

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Nil

### **1.2 LIVESTREAMING AND RECORDING**

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The Mayor advised that the meeting was being livestreamed and recorded.

### **1.3 ACKNOWLEDGEMENT OF COUNTRY**

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The Mayor conducted the acknowledgement of Country.

### **1.4 DECLARATION OF PECUNIARY INTERESTS, SIGNIFICANT NON-PECUNIARY INTERESTS AND LESS THAN SIGNIFICANT NON-PECUNIARY INTERESTS**

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Cr J McRae declared a significant pecuniary interest in Item 2.4 (Mayoral Minute – Moulder Park Netball Courts) as she is a neighbour in the area.

Cr R Turner declared a significant non-pecuniary interest in item 6.5 (Impacts and Potential Relief Associated with COVID-19) as he owns business premises in the CBD.

Cr T Mileto declared a non-significant pecuniary interest in item 6.5 (Impacts and Potential Relief Associated with COVID-19) as he and his family members own property in the CBD.

### **LATE ITEM**

**RESOLVED - 20/095**

**Cr K Duffy/Cr R Turner**

That the following late item be dealt with at the Council Meeting held on 7 April 2020.

Closed Council - Item 6.5 - Impacts and Potential Relief Associated with COVID-19.

**THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL ADJOURNED FOR THE CONDUCT OF THE OPEN FORUM AT 7.04PM**

## **OPEN FORUM**

**Item 5.5 – Blayney Cabonne Orange (BCO) Sub-Regional Rural and Industrial Land Strategy.**

The Acting Chief Executive Officer read a submission by Mr John Da Rin.

**THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL RESUMED AT 7.07PM.**

## **2 MAYORAL MINUTES**

### **2.1 MAYORAL MINUTE - LATE MR JOE LEONE**

TRIM REFERENCE: 2020/555

**RESOLVED - 20/096**

**Cr R Kidd/Cr G Taylor**

That the information contained in this Mayoral Minute be acknowledged.

For: Unanimous

Against: Nil

Absent: Nil

### **2.2 MAYORAL MINUTE - MAYORAL CENTROC AND CNSW JOINT ORGANISATION BOARD REPORT**

TRIM REFERENCE: 2020/502

**RESOLVED - 20/097**

**Cr R Turner/Cr S Nugent**

That the Mayoral Report from the Board meetings for Centroc and the Central NSW Joint Organisation Meeting held 27 February 2020 in Grenfell be noted; and

- 1 Council receive a report on its Sister City relationships with a view to fostering closer links to communities in western Sydney; and
- 2 Council provide advice to the JO on its position with regard to climate change and advice on programming being undertaken with a view to this being showcased.

For: Unanimous

Against: Nil

Absent: Nil

**2.3 MAYORAL MINUTE - INSURANCE FOR VOLUNTARY ORGANISATIONS**

TRIM REFERENCE: 2020/507

**RESOLVED - 20/098****Cr K Duffy/Cr S Nugent**

That Council investigate the possibilities to lighten the financial burden of insurance for community groups that organise local events for community benefit either through fundraising or providing entertainment.

For: Unanimous

Against: Nil

Absent: Nil

**2.4 MAYORAL MINUTE - MOULDER PARK NETBALL COURTS**

TRIM REFERENCE: 2020/508

*Cr McRae declared a Significant Pecuniary Interest in this item, left the meeting and did not participate in discussion or voting on this item.*

**RESOLVED - 20/099****Cr S Nugent/Cr K Duffy**

That Orange City Council investigate the possibility of developing a “playmat” (with roads, crossings, stop signs etc.) at the old Moulder Park netball courts.

For: Cr R Kidd, Cr J Hamling, Cr M Previtera, Cr S Romano, Cr S Munro, Cr T Mileto, Cr R Turner, Cr K Duffy, Cr G Taylor, Cr J Whitton, Cr S Nugent

Against: Nil

Absent: Cr J McRae

*\*\* Cr McRae returned to the meeting with the time being 7.17pm. \*\**

**MATTER ARISING**

Cr Romano asked how the indoor archery is progressing and has a Committee been formed. It was requested that a follow up be made regarding the formation of an Archery Committee.

**THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL ADJOURNED FOR THE CONDUCT OF THE OPEN FORUM AT 7.17PM****OPEN FORUM****Item 5.5 – Blayney Cabonne Orange (BCO) Sub-Regional Rural and Industrial Land Strategy.**

Anne Salter spoke to the meeting regarding the postponement of advertising the strategy.

**THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL RESUMED AT 7.19PM**

### 3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

**RESOLVED - 20/100****Cr K Duffy/Cr J Whitton**

That the Minutes of the Ordinary Meeting of Orange City Council held on 17 March 2020 (copies of which were circulated to all members) be and are hereby confirmed as a true and accurate record of the proceedings of the Council meeting held on 17 March 2020.

For: Unanimous

Against: Nil

Absent: Nil

**RESOLVED - 20/101****Cr G Taylor/Cr J Hamling**

That the replacement page circulated prior to the Council Meeting (amendment to voting on Item 5.8 - National General Assembly to include that Cr Nugent voted against this resolution), be adopted.

For: Unanimous

Against: Nil

Absent: Nil

### 4 NOTICES OF MOTION/NOTICES OF RESCISSION

Nil

### 5 GENERAL REPORTS

#### 5.1 COUNCIL REPOSE TO COVID-19

TRIM REFERENCE: 2020/567

**RESOLVED - 20/102****Cr K Duffy/Cr R Turner**

- 1 That the report on Covid-19 by the Chief Executive Officer be noted.
- 2 That Council not allow the Farmers Markets to be held on Council land.

For: Cr R Kidd, Cr J Hamling, Cr M Previtera, Cr S Romano, Cr S Munro, Cr T Mileto, Cr R Turner, Cr K Duffy, Cr G Taylor, Cr J Whitton

Against: Cr S Nugent, Cr J McRae

Absent: Nil

#### MATTERS ARISING

Cr Nugent asked if the Scout Camp is still operating or available for hire as it is still on Council's website for hire. Council will remove from website as renovations are still being carried out.

Cr Nugent requested an update on the impact of COVID-19 on Council staffing, in particular Council's casual workforce, in the light of the rapidly changing situation with jobseeker, jobkeeper and other assistance packages. It was advised that a report would be provided on where Council is up to regarding payments and staff working from home and numbers etc.

Cr Hamling congratulated teachers in schools of Orange to get classes on-line and learning in a short period. Cr Kidd advised that letters were sent to the Principal’s of schools in Orange asking to pass on Council’s gratitude to teachers and staff.

**5.2 CURRENT WORKS**

TRIM REFERENCE: 2020/560

**RESOLVED - 20/103**

**Cr K Duffy/Cr G Taylor**

That Council resolves to note the report on Current Works.

For: Unanimous

Against: Nil

Absent: Nil

**MATTER ARISING**

Cr Taylor requested that the watering times be updated on Council’s website now that Daylight Savings has ended.

**5.3 REQUESTS FOR FINANCIAL ASSISTANCE - QUARTER 4 OF 2019/2020 - SMALL DONATIONS PROGRAM**

TRIM REFERENCE: 2020/493

**MOTION**

**Cr S Nugent/Cr S Munro**

That Council resolves that a donation of \$2,000.00 be made from the Small Donations Program to the St Vincent de Paul Society (Providing Care and Support Services for vulnerable people).

**AMENDMENT**

**Cr G Taylor/Cr J Whitton**

That Council resolves:

- 1 That a donation of \$2,000.00 be made from the Small Donations Program to the St Vincent de Paul Society (Providing Care and Support Services for vulnerable people).
- 2 That the \$10,000 unexpended funds from the Harness Racing Club be allocated to the Wood Bank.

**THE AMENDMENT ON BEING PUT TO THE MEETING WAS CARRIED AND BECAME THE MOTION**

**THE MOTION ON BEING PUT TO THE MEETNG WAS CARRIED**

**RESOLVED - 20/104**

**Cr G Taylor/Cr J Whitton**

That Council resolves:

- 1 That a donation of \$2,000.00 be made from the Small Donations Program to the St Vincent de Paul Society (Providing Care and Support Services for vulnerable people).
- 2 That the \$10,000 unexpended funds from the Harness Racing Club be allocated to the Wood Bank.

For: Unanimous

Against: Nil

Absent: Nil

**5.4 DEVELOPMENT APPLICATION DA 332/2018(1) - 345 CLERGATE ROAD, ORANGE**

TRIM REFERENCE: 2020/437

**RESOLVED - 20/105**

**Cr S Munro/Cr R Turner**

That Council consents to development application DA 332/2018(1) for General Industry (new industrial buildings, and additions and alterations to existing building) at Lot 62 Pce SC DP 559515 - 345 Clergate Road, Orange pursuant to the conditions of consent in the attached Notice of Approval.

**Division of Voting**

<b>Voted For</b>	Cr R Kidd (Mayor), Cr S Romano (Deputy Mayor), Cr K Duffy, Cr J Hamling) Cr J McRae, Cr T Mileto, Cr S Munro, Cr S Nugent, Cr M Previtera, Cr G Taylor, Cr R Turner, Cr J Whitton
<b>Voted Against</b>	Nil
<b>Absent</b>	Nil

**5.5 BLAYNEY CABONNE ORANGE (BCO) SUB-REGIONAL RURAL AND INDUSTRIAL LAND STRATEGY**

TRIM REFERENCE: 2020/405

**MOTION**

That Council resolve to:

- 1 Endorse the Draft Sub-Regional Rural and Industrial Lands Strategy 2019 to 2036 for public exhibition.
- 2 Exhibit the Draft Sub-Regional Rural and industrial Lands Strategy 2019 to 2036 in accordance with the Community Participation Plan.

**AMENDMENT**

**Cr K Duffy/Cr R Turner**

That Council defer the exhibition of the Draft Sub-Regional Rural and Industrial Lands Strategy for 6 months.

**THE AMENDMENT ON BEING PUT TO THE MEETING WAS CARRIED AND BECAME THE MOTION**

**THE MOTION ON BEING PUT TO THE MEETING WAS CARRIED**

**RESOLVED - 20/106**

**Cr K Duffy/Cr R Turner**

That Council defer the exhibition of the Draft Sub-Regional Rural and Industrial Lands Strategy for 6 months.

For: Unanimous

Against: Nil

Absent: Nil

## **6 CLOSED MEETING**

In accordance with the Local Government Act 1993, and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is of a kind as referred to in Section 10A(2) of the Act, and should be dealt with in a Confidential Session of the Council meeting closed to the press and public.

In response to a question from the Mayor, the Acting Chief Executive Officer advised that no written submissions had been received relating to any item listed for consideration by the Closed Meeting of Council.

The Mayor extended an invitation to any member of the public present at the meeting to make a presentation to the Council as to whether the meeting should be closed for a particular item.

**RESOLVED - 20/107****Cr M Previterra/Cr J McRae**

That Council adjourn into a Closed Meeting and members of the press and public be excluded from the Closed Meeting, and access to the correspondence and reports relating to the items considered during the course of the Closed Meeting be withheld unless declassified by separate resolution. This action is taken in accordance with Section 10A(2) of the Local Government Act, 1993 as the items listed come within the following provisions:

**6.1 Lease Hangar T Orange Airport**

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

**6.2 NetWaste Tender For Collection And Recycling Of Waste Tyres**

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (d)i commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

**6.3 Regional Express Request for Reduction in Landing Fees**

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

**6.4 Fly Corporate - Request for Assistance**

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

**6.5 Impacts and Potential Relief Associated with COVID-19**

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

The Mayor declared the Ordinary Meeting of Council adjourned for the conduct of the Closed Meeting at 7.59PM.

The Mayor declared the Ordinary Meeting of Council resumed at 8.15PM.



## 7 RESOLUTIONS FROM CLOSED MEETING

The Chief Executive Officer read out the following resolutions made in the Closed Meeting of Council.

### 6.1 LEASE HANGAR T ORANGE AIRPORT

TRIM REFERENCE: 2020/482

**RESOLVED - 20/108****Cr K Duffy/Cr S Munro**

That Council resolves:

- 1 To enter into a five year lease with four options of five years of Hangar Site T at Orange Airport with Orange Helicopters Pty Ltd commencing 7 April 2020.
- 2 That permission be granted to use the Council seal on all necessary documentation.

For: Unanimous

Against: Nil

Absent: Nil

### 6.2 NETWASTE TENDER FOR COLLECTION AND RECYCLING OF WASTE TYRES

TRIM REFERENCE: 2020/506

**RESOLVED - 20/109****Cr S Nugent/Cr S Romano**

That Council resolves:

- 1 That Council confirms its acceptance and involvement in the NetWaste regional contract with JLW Services Pty Ltd for the Collection and Recycling of Waste Tyres.
- 2 That Council indicates its preference for collection and recycling of waste tyres from its waste facility based on the Cage Rate tendered by JLW Services Pty Ltd.

For: Unanimous

Against: Nil

Absent: Nil

### 6.3 REGIONAL EXPRESS REQUEST FOR REDUCTION IN LANDING FEES

TRIM REFERENCE: 2020/568

**RESOLVED - 20/110****Cr R Turner/Cr J McRae**

That Council resolves to support the request from Regional Express to reduce landing charges from 1 April 2020 to 30 June 2020 to maintain the air service from Orange that is supporting essential travel services.

For: Cr R Kidd, Cr J Hamling, Cr M Previterra, Cr S Romano, Cr S Munro, Cr T Mileto, Cr R Turner, Cr G Taylor, Cr J Whitton, Cr S Nugent, Cr J McRae

Against: Cr K Duffy

Absent: Nil

**6.4 FLY CORPORATE - REQUEST FOR ASSISTANCE**

TRIM REFERENCE: 2020/569

**RESOLVED - 20/111****Cr R Turner/Cr J McRae**

That Council resolve to acknowledge the hardship experienced by Fly Corporate and authorises the Chief Executive Officer to negotiate incentives for the recommencement of air services to Brisbane and Melbourne from Orange once the current restrictions on travel end.

For: Unanimous

Against: Nil

Absent: Nil

**6.5 IMPACTS AND POTENTIAL RELIEF ASSOCIATED WITH COVID-19**

TRIM REFERENCE: 2020/591

*Cr T Mileto declared a Non-Significant Pecuniary interest in this item as he and his family own property in the CBD, left the meeting at 8.12pm and did not participate in discussion or voting on this item.*

*Cr R Turner declared a Significant Non-Pecuniary Interest in this item as he owns business premises in the CBD, left the meeting at 8.12pm and did not participate in discussion or voting on this item.*

**RESOLVED - 20/112****Cr K Duffy/Cr J Whitton**

That Council resolves:

- 1 That the report be acknowledged;
- 2 That Council waive rental on Council owned commercial properties for the period 1 April 2020 to 30 June 2020;
- 3 Interest on outstanding rates be waived for the period 1 April 2020 to 30 June 2020; and
- 4 Council encourages business property owners, where possible, to waive or defer rent for the period 1 April 2020 to 30 June 2020.

For: Cr R Kidd, Cr J Hamling, Cr M Previtiera, Cr S Romano, Cr S Munro, Cr K Duffy, Cr G Taylor, Cr J Whitton, Cr S Nugent, Cr J McRae

Against: Nil

Absent: Cr T Mileto, Cr R Turner

*\*\* Cr R Turner and Cr T Mileto did not return to the meeting. \*\**

**THE MEETING CLOSED AT 8.18PM**

This is Page Number 11 and the Final Page of the Minutes of the Ordinary Meeting of Orange City Council held on 7 April 2020.