

---

# ORANGE CITY COUNCIL

MINUTES OF THE

## ORDINARY COUNCIL MEETING

VIA ONLINE VIDEO CONFERENCING PLATFORM ZOOM

ON 19 MAY 2020

COMMENCING AT 7.00PM

---

### 1 INTRODUCTION

#### ATTENDANCE

---

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 (7.04pm)

Chief Executive Officer, Acting Director Corporate and Commercial Services, Director Development Services, Director Community, Recreation and Cultural Services, Director Technical Services, Manager Corporate Governance, Manager Financial Services, Governance Coordinator, Administration Officer Governance

#### 1.1 APOLOGIES

---

Nil

#### 1.2 LIVESTREAMING AND RECORDING

---

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

#### 1.3 OPENING PRAYER

---

**REV ANDREW CUNNINGHAM OF THE ORANGE UNITING CHURCH LED THE COUNCIL IN PRAYER**

#### 1.4 ACKNOWLEDGEMENT OF COUNTRY

---

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

---

NIL

### 2 MAYORAL MINUTES

Nil

**GOOD NEWS**

- 1 Email from Brooke Daniels who is the Chief of Staff for ABC Central West, thanking Council and Council staff for support given to the ABC's show "Australia All Over". The ABC appreciates assistance provided to make Macca's show a success. It was broadcast from Cook Park in March.
- 2 Email from Jenny Hazelton – Orange Push for Palliative – thanking Council for enormous support provided for the visit of the Australian Doctors Orchestra in March 2020. The visit was an outstanding success on every level. The sell-out concert raised over \$20,000 and the money will go towards establishing permanent amenities for Palliative care such as a palliative care garden. Special thanks to Council Theatre staff Michelle Pearce, Christie Westcott and Peter Telford.

*\*\* Cr Whitton arrived at the meeting with the time being 7.04pm\*\**

**3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING****RESOLVED - 20/135****Cr S Munro/Cr R Turner**

That the Minutes of the Ordinary Meeting of Orange City Council held on 12 May 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 12 May 2020 with an amendment to Item 4.1 to note that Cr Whitton moved the item, not Cr Nugent and that it be noted that Cr Whitton withdrew his resignation as Chair of the Infrastructure Policy Committee.

For: Cr Kidd, Cr Duffy, Cr Hamling, Cr McRae, Cr Mileto, Cr Munro, Cr Nugent, Cr Previterra, Cr Romano, Cr Taylor, Cr Turner, Cr Whitton

Against: Nil

Absent: Nil

**4 NOTICES OF MOTION/NOTICES OF RESCISSION**

Nil

## 5 GENERAL REPORTS

### 5.1 RECOMMENDATIONS AND RESOLUTIONS FROM POLICY COMMITTEES

TRIM REFERENCE: 2020/531

**RESOLVED - 20/136****Cr S Nugent/Cr J Hamling**

- 1 That the resolutions made by the Planning and Development Committee at its meeting held on 12 May 2020 be noted.
- 2 That the resolutions made by the Employment and Economic Development Policy Committee at its meeting held on 12 May 2020 be noted.
- 2 That the resolutions made by the Infrastructure Policy Committee at its meeting held on 12 May 2020 be noted.
- 3 That the resolutions made by the Sport and Recreation Policy Committee at its meeting held on 12 May 2020 be noted.
- 4 That the resolutions made by the Environmental Sustainability Policy Committee at its meeting held on 12 May 2020 be noted.
- 5 That the resolutions made by the Services Policy Committee at its meeting held on 12 May 2020 be noted.

For: Cr Kidd, Cr Duffy, Cr Hamling, Cr McRae, Cr Mileto, Cr Munro, Cr Nugent, Cr Previtiera, Cr Romano, Cr Taylor, Cr Turner, Cr Whitton

Against: Nil

Absent: Nil

### MATTER ARISING

In response to queries and comments from Cr Romano regarding the Gosling Creek camping site, the CEO indicated an update would be circulated to all Councillors with respect to the area.

### 5.2 STATEMENT OF INVESTMENTS - APRIL 2020

TRIM REFERENCE: 2020/711

**RESOLVED - 20/137****Cr S Munro/Cr G Taylor**

That Council resolves:

- 1 To note the Statement of Investments as at 30 April 2020.
- 2 To adopt the certification of the Responsible Accounting Officer.

For: Cr Kidd, Cr Duffy, Cr Hamling, Cr McRae, Cr Mileto, Cr Munro, Cr Nugent, Cr Previtiera, Cr Romano, Cr Taylor, Cr Turner, Cr Whitton

Against: Nil

Absent: Nil

**5.3 QUARTERLY BUDGET REVIEW AND PROGRESS REPORT - QUARTER 3 OF 2019/2020**

TRIM REFERENCE: 2020/661

**RESOLVED - 20/138****Cr S Munro/Cr K Duffy**

That Council resolves:

- 1 That the information provided in the report on the quarterly budget and performance indicators review for December 2019 to March 2020 be acknowledged.
- 2 The bank reconciliation statement be acknowledged.
- 3 To adopt unfavourable variations in the consolidated overall cost to council arising from the March 2020 quarterly review amounting to \$3,624,985.

For: Cr Kidd, Cr Duffy, Cr Hamling, Cr McRae, Cr Mileto, Cr Munro, Cr Nugent, Cr Previtiera, Cr Romano, Cr Taylor, Cr Turner, Cr Whitton

Against: Nil

Absent: Nil

**MATTERS ARISING**

In response to queries from Cr Nugent, Director Development Services provided a verbal update on the Local Housing Strategy.

In response to queries from Cr Hamling on the 1 June opening of regional NSW for travel again, Director Technical Services undertook to obtain an update from Qantas on its proposal to fly to Orange.

In response to queries from Cr Whitton, Manager Financial Services advised that Council was still administering the Central West Libraries and the underspend in the quarterly budget was due to timing issues.

**5.4 HEALTH AND INNOVATION PRECINCT**

TRIM REFERENCE: 2019/2235

**RESOLVED - 20/139****Cr S Munro/Cr S Nugent**

That the draft Health and Innovation Precinct Masterplan be exhibited for 28 days.

For: Cr Kidd, Cr Duffy, Cr Hamling, Cr McRae, Cr Mileto, Cr Munro, Cr Nugent, Cr Previtiera, Cr Romano, Cr Taylor, Cr Turner, Cr Whitton

Against: Nil

Absent: Nil

**MATTER ARISING**

Cr Munro requested that the Chief Executive Officer follow up on where the extra parking at the Orange Health Services is up to.

**5.5 THE SPRINGS; AN ABORIGINAL AND NON-ABORIGINAL FRINGE CAMP LOCATED IN SOUTH ORANGE - CONSERVATION MANAGEMENT PLANS AND FUTURE DIRECTIONS FOR THE SITE.**

TRIM REFERENCE: 2020/703

**RESOLVED - 20/140**

**Cr K Duffy/Cr S Nugent**

That Council resolves that The Springs; an Aboriginal and non-Aboriginal Fringe Camp located in South Orange – Conservation Management Plans and Future Directions for the site be placed on public exhibition for community comment.

For: Cr Kidd, Cr Duffy, Cr Hamling, Cr McRae, Cr Mileto, Cr Munro, Cr Nugent, Cr Previtiera, Cr Romano, Cr Taylor, Cr Turner, Cr Whitton

Against: Nil

Absent: Nil

**MATTER ARISING**

In response to a query from Cr Mileto, the Director Community, Recreation and Cultural Services, indicated that grant applications had not yet been made for this area but were proposed once the plan had been approved.

Cr Nugent requested a site visit of The Springs be held for all Councillors.

**5.6 CITY ENTRANCE SIGN CONCEPTUAL DESIGN**

TRIM REFERENCE: 2020/755

**MOTION**

That the report on the City entrance signage be acknowledged.

**AMENDMENT**

**Cr R Kidd/Cr S Munro**

That Council resolves that staff bring a report back to the next Council meeting on the city entrance sign concept design that includes the recommendations from the Parks Trees and Waterways Committee.

For: Cr Kidd, Cr Duffy, Cr Hamling, Cr Mileto, Cr Munro, Cr Nugent, Cr Previtiera, Cr Romano, Cr Taylor, Cr Turner, Cr Whitton

Against: Cr McRae

**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 - 20/141**

**Cr R Kidd/Cr S Munro**

That Council resolves that staff bring a report back to the next Council meeting on the city entrance sign concept design that includes the recommendations from the Parks Trees and Waterways Committee

For: Cr Kidd, Cr Duffy, Cr Hamling, Cr Mileto, Cr Munro, Cr Nugent, Cr Previtiera, Cr Romano, Cr Taylor, Cr Turner, Cr Whitton

Against: Cr McRae

Absent: Nil

**5.7 WORKS/CONTRIBUTIONS IN KIND FOR DUNTRYLEAGUE GOLF COURSE**

TRIM REFERENCE: 2019/2779

THIS ITEM WAS WITHDRAWN

**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 Chief Executive Officer advised that no written submissions had been received relating to any item listed for consideration by the Closed Meeting of Council.

**RESOLVED - 20/142****Cr G Taylor/Cr S Munro**

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 EOI - Loan Borrowings Confidential**

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 Regional Express Request for Deferred Debtor**

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 7.48pm.

The Mayor declared the Ordinary Meeting of Council resumed at 7.54pm.

## 7 RESOLUTIONS FROM CLOSED MEETING

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

### 6.1 EOI - LOAN BORROWINGS CONFIDENTIAL

TRIM REFERENCE: 2020/709

#### RESOLVED - 20/143

Cr S Munro/Cr R Turner

That Council resolves:

- 1 That the loan funds be drawn from the National Australia Bank repaid in semi-annual instalments over 10 years.
- 2 That should the National Australia Bank be unable to furnish our request, the loan funds are drawn from NSW Treasury (T-Corp) to be repaid over ten years in quarterly instalments.
- 3 That an application be submitted under the NSW State Government's – Low Cost Loan Initiative – Round three, for an interest rate subsidy.
- 4 That the Chief Executive Officer be authorised to execute relevant documents.
- 5 That approval be granted for use of the Council Seal on all relevant documents if required.
- 6 That necessary advice be supplied to the NSW Government on Council's borrowings.

For: Cr Kidd, Cr Duffy, Cr Hamling, Cr McRae, Cr Mileto, Cr Munro, Cr Nugent, Cr Previtiera, Cr Romano, Cr Taylor, Cr Turner, Cr Whitton

Against: Nil

Absent: Nil

### 6.2 REGIONAL EXPRESS REQUEST FOR DEFERRED DEBTOR

TRIM REFERENCE: 2020/751

#### RESOLVED - 20/144

Cr J Whitton/Cr S Munro

That Council resolves to accept Regional Express returning to full advertised landing fees and charges. In exchange Council will defer half of the current debt to be paid in full in the 2020/2021 financial year.

For: Cr Kidd, Cr Duffy, Cr Hamling, Cr McRae, Cr Mileto, Cr Munro, Cr Nugent, Cr Previtiera, Cr Romano, Cr Taylor, Cr Turner, Cr Whitton

Against: Nil

Absent: Nil

### THE MEETING CLOSED AT 7.57PM

This is Page Number 7 and the Final Page of the Minutes of the Ordinary Meeting of Orange City Council held on 19 May 2020.