



## **ORDINARY COUNCIL MEETING**

# **AGENDA**

**3 MARCH 2022**

Notice is hereby given, in accordance with the provisions of the Local Government Act 1993 that an **ORDINARY MEETING of ORANGE CITY COUNCIL** will be held in the **COUNCIL CHAMBER, CIVIC CENTRE, BYNG STREET, ORANGE** on **Thursday, 3 March 2022** commencing at **7.00PM**.

David Waddell

**CHIEF EXECUTIVE OFFICER**

For apologies please contact Administration on 6393 8106.

## 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.

<b>1</b>	<b>INTRODUCTION.....</b>	<b>4</b>
1.1	Apologies and Leave of Absence .....	4
1.2	Livestreaming and Recording .....	4
1.3	Opening Prayer .....	4
1.4	Acknowledgement of Country.....	4
1.5	Declaration of pecuniary interests, significant non-pecuniary interests and less than significant non-pecuniary interests.....	4
<b>2</b>	<b>MAYORAL MINUTES .....</b>	<b>4</b>
	Nil	
<b>3</b>	<b>CONFIRMATION OF MINUTES OF PREVIOUS MEETING .....</b>	<b>5</b>
3.1	Minutes of the Ordinary Meeting of Orange City Council held on 15 February 2022.....	6
	<b>COUNCIL MEETING ADJOURNS FOR THE CONDUCT OF THE POLICY COMMITTEES.....</b>	<b>25</b>
	Planning and Development - Chaired by Cr Jeff Whitton.....	25
	Employment and Economic Development – NO ITEMS.....	25
	Infrastructure - Chaired by Cr Jack Evans .....	25
	Sport and Recreation – NO ITEMS.....	25
	Environmental Sustainability - Chaired by Cr David Mallard .....	25
	Finance - Chaired by Cr Kevin Duffy .....	25
	Services – NO ITEMS .....	25
	<b>COUNCIL MEETING RESUMES .....</b>	<b>25</b>
<b>4</b>	<b>NOTICES OF MOTION/NOTICES OF RESCISSION .....</b>	<b>26</b>
4.1	Notice of Motion - Dylan Alcott.....	26
<b>5</b>	<b>GENERAL REPORTS .....</b>	<b>27</b>
5.1	Reallocation of Funding For Cricket Field of Play Fencing .....	27
5.2	Policy Committee Draft Charters.....	31

---

5.3	Community Committee Draft Charters .....	47
5.4	Leave of Absence .....	93
<b>6</b>	<b>CLOSED MEETING - SEE CLOSED AGENDA.....</b>	<b>94</b>
6.1	Submission Redactions February 2022 .....	95
6.2	Electricity Procurement .....	97
<b>7</b>	<b>RESOLUTIONS FROM CLOSED MEETING .....</b>	<b>98</b>

---

## **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.

### **1.3 OPENING PRAYER**

### **1.4 ACKNOWLEDGEMENT OF COUNTRY**

I would like to acknowledge the Traditional Custodians of the land on which we meet today, the people of the Wiradjuri Nation. I pay my respects to Elders past and present, and extend those respects to Aboriginal Peoples of Orange and surrounds, and Aboriginal people here with us today.

### **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 MAYORAL MINUTES**

Nil

**3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

**RECOMMENDATION**

That the Minutes of the Ordinary Meeting of Orange City Council held on 15 February 2022 (copies of which were circulated to all members) be and are hereby confirmed as a true and accurate records of the proceedings of the Council meeting held on 15 February 2022.

**ATTACHMENTS**

- 1 Minutes of the Ordinary Meeting of Orange City Council held on 15 February 2022

---

# ORANGE CITY COUNCIL

MINUTES OF THE

## ORDINARY COUNCIL MEETING

HELD IN COUNCIL CHAMBER, CIVIC CENTRE, BYNG STREET, ORANGE

ON 15 FEBRUARY 2022

COMMENCING AT 7.00PM

---

### 1 INTRODUCTION

#### ATTENDANCE

---

Cr J Hamling (Mayor), Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power (Deputy Mayor), Cr J Whitton (via Zoom)

Chief Executive Officer, Director Corporate and Commercial Services, Director Development Services, Director Community, Recreation and Cultural Services, Director Technical Services, Chief Financial Officer, A/Manager Corporate Governance, Chief Financial Officer, A/Executive Support Manager, Executive Support Admin Officer

#### 1.1 APOLOGIES

---

Nil

#### RESOLVED - 22/012

Cr K Duffy/Cr T Mileto

That Cr Whitton be granted permission to attend this Council meeting via Zoom because of work commitments.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Against: Nil

Absent: Nil

#### 1.2 LIVESTREAMING AND RECORDING

---

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

#### 1.3 ACKNOWLEDGEMENT OF COUNTRY

---

The Mayor conducted an Acknowledgement of Country.

---

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

---

Cr Kinghorne declared a non-significant, pecuniary interest in Item 5.5 Development Application DA437/2021(1) - Wentworth Golf Club - 130 Ploughmans Lane, as her husband's company has done geotechnical work for this development application and will leave the chamber and not vote on this item.

Cr Greenhalgh declared a pecuniary interest in Item 5.5 Development Application DA437/2021(1) - Wentworth Golf Club - 130 Ploughmans Lane, as the Orange Ex-Services Club is an influential account that Cr Greenhalgh calls upon as part of her employment in the hospitality industry they are also a major sponsor of the Bloomfield Junior Rugby League Football Club which she holds the position of Secretary and Sponsorship Coordinator and she has been a personal family friend of the new CEO for over 20 years and will leave the Chamber and not vote on this item.

Cr Mileto declared a non-significant, non-pecuniary interest in Item 5.5 Development Application DA437/2021(1) - Wentworth Golf Club - 130 Ploughmans Lane, as he is a member of Orange Ex-Services Club and a member of Wentworth Golf Club and will remain in the Chamber and vote on this item.

Cr Mallard declared a non-significant, non-pecuniary interest in Item 5.5 Development Application DA437/2021(1) - Wentworth Golf Club - 130 Ploughmans Lane, as he is a member of Orange Ex-Services Club and will remain in the Chamber and vote on this item.

Cr Evans declared non-significant, non-pecuniary interest in Item 5.5 Development Application DA437/2021(1) - Wentworth Golf Club - 130 Ploughmans Lane, as he is a member of Orange Ex-Services Club and will remain in the Chamber and vote on this item.

Cr Evans declared a non-significant, non-pecuniary interest in Item 5.2 Confirmation of Community Committee Framework and Councillor Membership, as he is the President of the Orange Business Chamber (will leave the Chamber and not vote on this item), a member of Business HQ (will remain in the Chamber and vote on this item) and a member of Orange 360 (will remain in the Chamber and vote on this item).

Cr Peterson declared a non-significant, non-pecuniary interest in Item 5.5 Development Application DA437/2021(1) - Wentworth Golf Club - 130 Ploughmans Lane, as he is a member of Orange Ex-Services Club and will remain in the Chamber and vote on this item.

Cr Power declared a non-significant, non-pecuniary interest in Item 5.5 Development Application DA437/2021(1) - Wentworth Golf Club - 130 Ploughmans Lane, as he is a member of Orange Ex-Services Club and will remain in the Chamber and vote on this item.

Cr Power declared a non-significant, non-pecuniary interest in Item 5.2 Confirmation of Community Committee Framework and Councillor Membership, as he is a member of Orange 360 and will remain in the Chamber and vote on this item.

Cr Floyd declared a non-significant, non-pecuniary interest in Item 5.5 Development Application DA437/2021(1) - Wentworth Golf Club - 130 Ploughmans Lane, as he is a member of Orange Ex-Services Club and will remain in the Chamber and vote on this item.

Cr Hamling declared a non-significant, non-pecuniary interest in Item 5.2 Confirmation of Community Committee Framework and Councillor Membership, as his private business is a member of Orange360 and will remain in the Chamber and vote on this item.

### **MAYORAL MINUTES**

Nil

### **3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

**RESOLVED - 22/013****Cr D Mallard/Cr K Duffy**

That the Minutes of the Ordinary Meeting of Orange City Council held on 1 February 2022 (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 1 February 2022.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton

Against: Nil

Absent: Nil

### **MATTER ARISING**

**RESOLVED - 22/014****Cr J Hamling/Cr K Duffy**

That the Council meeting scheduled for Tuesday 01 March 2022 be rescheduled and held on Thursday 03 March 2022 at 7pm due to a large number of Councillors attending the LGNSW Conference in Sydney 28 February – 02 March 2022.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton

Against: Nil

Absent: Nil

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

Nil



**5 GENERAL REPORTS****5.1 POLICY COMMITTEES OF COUNCIL**

TRIM REFERENCE: 2021/258

**RESOLVED - 22/015****Cr J Hamling/Cr T Mileto**

That Council maintain the current Policy Committee Structure which consists of:

- Planning and Development Policy Committee
- Employment and Economic Development Policy Committee
- Infrastructure Policy Committee
- Sport and Recreation Policy Committee
- Environmental Sustainable Policy Committee
- Finance Policy Committee
- Services Policy Committee

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton

Against: Nil

Absent: Nil

**RESOLVED - 22/016****Cr J Whitton/Cr K Duffy**

That the method of voting for the election of Policy Committee Chairperson(s) be open ballot (show of hands)

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton

Against: Nil

Absent: Nil

**RESOLVED - 22/017****Cr D Mallard/Cr S Peterson**

That the Chief Executive Officer, acting as Returning Officer, conduct the election for the Policy Committee Chairperson(s).

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton

Against: Nil

Absent: Nil

**RESOLVED - 22/018****Cr K Duffy/Cr T Mileto**

That the following Councillors were elected to Policy Committee Chair positions:

Planning and Development	Cr J Whitton
Employment and Economic Development	Cr T Mileto
Infrastructure	Cr J Evans
Sport and Recreation	Cr T Greenhalgh
Environmental Sustainability	Cr D Mallard
Finance	Cr K Duffy
Services	Cr M McDonell

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton

Against: Nil

Absent: Nil

**5.2 CONFIRMATION OF COMMUNITY COMMITTEE FRAMEWORK AND COUNCILLOR MEMBERSHIP**

TRIM REFERENCE: 2021/1030

*Cr Evans declared a non-significant, non-pecuniary interest in this item as he is the President of the Orange Business Chamber (will leave the Chamber and not vote on this item), a member of Business HQ (will remain in the Chamber and vote on this item) and a member of Orange 360 (will remain in the Chamber and vote on this item).*

*Cr Power declared a non-significant, non-pecuniary interest in this item as he is a member of Orange 360 and will remain in the Chamber and vote on this item.*

*Cr Hamling – non-significant, non-pecuniary interest in this item as his private business is a member of Orange360 and will remain in the Chamber and vote on this item.*

**RESOLVED 22/019****Cr K Duffy/Cr T Mileto**

That Council maintain the current Community Committee structure which consists of:

- Economic Development
- Orange Health Liaison
- Sister Cities
- Audit, Risk and Improvement
- Spring Hill
- Lucknow
- Clifton Grove
- Ageing and Access
- Cultural Heritage
- Community Safety and Crime Prevention
- NAIDOC Week
- Orange Regional Museum
- Orange Conservatorium and Planetarium
- Floodplain Management
- Orange and Cabonne Road Safety
- Orange Airport
- Sport and Recreation (incl. Bicycling)
- Orange Showground
- Australia Day
- Companion Animals
- Environmental Sustainability
- Parks, Trees and Waterways (incl. Orange Botanic Gardens)
- Tidy Towns

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton  
Against: Nil

Absent: Nil

**RESOLVED - 22/020**

**Cr K Duffy/Cr F Kinghorne**

That the Chief Executive Officer, acting as Returning Officer, conduct the election for the Community Committee representation and Chairperson(s).

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton

Against: Nil

Absent: Nil

**RESOLVED 22/021****Cr K Duffy/Cr T Greenhalgh**

That Council confirm the Chairperson and Councillor members identified for each Community Committee established (with exception to those that Council determine will have a community member as the Chairperson).

<b>Community Committee</b>	<b>Crs Elected</b>	<b>Chairperson</b>
Economic Development	1. Cr McDonell 2. Cr Greenhalgh 3. Cr Mileto 4. Cr Evans 5. Cr Kinghorne	Cr Mileto
Orange Health Liaison	1. Cr Peterson 2. Cr McDonell 3. Cr Kinghorne	Cr Peterson
Sister Cities	1. Cr Hamling 2. Cr Duffy	Elected by Committee
Audit and Risk Management	1. Mayor 2. Cr Duffy 3. Cr Kinghorne (alt)	Elected by Committee
Spring Hill	1. Cr Mileto 2. Cr Evans 3. Cr Kinghorne	Cr Mileto
Lucknow	1. Cr McDonell 2. Cr Evans	Cr Evans
Clifton Grove	1. Cr Peterson 2. Cr Kinghorne	Cr Kinghorne
Ageing and Access	1. Cr McDonell 2. Cr Peterson 3. Cr Kinghorne	Cr Peterson
Cultural Heritage	1. Cr Power 2. Cr Mallard 4. Cr Whitton	Cr Power
Community Safety and Crime Prevention	1. Cr Mileto 2. Cr Whitton 3. Cr Greenhalgh	Cr Mileto
NAIDOC Week	1. Cr Power 2. Cr Hamling 3. Cr Mallard	Elected by Committee
Orange Regional Museum	1. Cr Peterson 3. Cr Power	Cr Peterson
Orange Conservatorium and Planetarium	1. Cr McDonell 2. Cr Floyd 2. Cr Duffy	Cr Duffy
Floodplain Management	1. Cr Floyd 3. Cr Evans	Cr Floyd
Orange and Cabonne Road Safety	1. Cr Duffy 2. Cr Hamling	Elected by Committee
Orange Airport	1. Cr Evans 2. Cr Greenhalgh 3. Cr Kinghorne	Cr Evans

	2. Cr Whitton	
Sport and Recreation (incl. Bicycling)	1. Cr Greenhalgh 2. Cr Floyd 4. Cr McDonell	Cr Greenhalgh
Orange Showground	1. Cr Greenhalgh 2. Cr Duffy 3. Cr Kinghorne	Cr Duffy
Australia Day	1. Cr Power 3. Cr Greenhalgh	Elected by Committee
Companion Animals	1. Cr Mallard 2. Cr Hamling	Cr Mallard
Environmental Sustainability	1. Cr Mallard 2. Cr McDonell	Cr Mallard
Parks, Trees and Waterways (including Orange Botanic Gardens)	1. Cr McDonell 2. Cr Mallard	Cr McDonell
Tidy Towns	1. Cr Duffy 2. Cr Power 2. Cr Floyd	Cr Duffy

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton  
 Against: Nil  
 Absent: Nil

**RESOLVED - 22/022**

**Cr D Mallard/Cr J Evans**

That Council seek expressions of interest from community members and relevant agencies/organisations to join a Community Committee, based on the draft Charter for each Committee.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton  
 Against: Nil  
 Absent: Nil

**RESOLVED - 22/023****Cr M McDonell/Cr T Greenhalgh**

That the following Councillors were elected as representatives on the following external bodies

a	City of Orange Traffic Committee	Cr T Mileto (Chair), Cr M McDonell (alt)
b	Orange Rail Action Group	Cr J Evans, Cr M McDonell, Cr F Kinghorne
c	Joint Regional Planning Panel	Cr J Whitton, Cr K Duffy (alt)
d	Business Enterprise Centre –	Cr G Power
e	Association of Mining Related Councils	Mayor, Cr K Duffy, Cr J Whitton (alt)
f	Business Orange (Orange Business Chamber)	Cr F Kinghorne
g	TDO Limited	Mayor, CEO, Cr G Power
h	Central NSW Joint Organisation (CNSWJO)	Mayor, CEO, Cr K Duffy (alt)
i	Orange Regional Arts Foundation	Cr M McDonell
j	Ronald McDonald House Board	Cr J Hamling
k	Civic Risk Members Assembly	CEO, CFO (alt), Cr K Duffy

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton

Against: Nil

Absent: Cr Evans (for voting on Business Orange representation and Chair)

Cr Kinghorne asked if any Councillor could attend any Community Committee meeting  
*The Chief Executive Officer responded by saying yes any Councillor was welcome to attend any Community Committee meeting*

**5.3 STATEMENT OF INVESTMENTS - NOVEMBER 2021**

TRIM REFERENCE: 2021/2750

**RESOLVED 22/024****Cr T Mileto/Cr K Duffy**

That Council resolves:

- 1 To note the Statement of Investments as at 30 November 2021.
- 2 To adopt the certification of the Responsible Accounting Officer.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton

Against: Nil

Absent: Nil

**5.4 QUARTERLY BUDGET REVIEW AND PROGRESS REPORT - QUARTER 2 OF 2021/2022**

TRIM REFERENCE: 2022/109

**RESOLVED 22/025****Cr K Duffy/Cr M McDonell**

That Council resolves:

- 1 That the information provided in the report on the quarterly budget for October 2021 to December 2021 be acknowledged.
- 2 The bank reconciliation statement be acknowledged.
- 3 To adopt favourable variations in the consolidated overall cost to council arising from the December 2021 quarterly review amounting to \$212,503

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton

Against: Nil

Absent: Nil

**5.5 DEVELOPMENT APPLICATION DA 437/2021(1) - WENTWORTH GOLF CLUB - 130 PLOUGHMANS LANE**

TRIM REFERENCE: 2022/42

*Cr Kinghorne declared a non-significant, pecuniary interest in this item as her husband's company has done geotechnical work for this development application and left the Chamber and did not vote on this item.*

*Cr Greenhalgh declared a pecuniary interest in this item as the Orange Ex-Services Club is an influential account that Cr Greenhalgh calls upon as part of her employment in the hospitality industry they are also a major sponsor of the Bloomfield Junior Rugby League Football Club which she holds the position of Secretary and Sponsorship Coordinator and she has been a personal family friend of the new CEO for over 20 years and left the Chamber and did not vote on this item.*

*Cr Mileto declared a non-significant, non-pecuniary interest in this item as he is a member of Orange Ex-Services Club and a member of Wentworth Golf Club and will remain in the Chamber and vote on this item.*

*Cr Mallard declared a non-significant, non-pecuniary interest in this item as he is a member of Orange Ex-Services Club and will remain in the Chamber and vote on this item.*

*Cr Evans declared non-significant, non-pecuniary interest in this item as he is a member of Orange Ex-Services Club and will remain in the Chamber and vote on this item.*

*Cr Peterson declared a non-significant, non-pecuniary interest in this item as he is a member of Orange Ex-Services Club and will remain in the Chamber and vote on this item.*

*Cr Power declared a non-significant, non-pecuniary interest in this item as he is a member of Orange Ex-Services Club and will remain in the Chamber and vote on this item.*

*Cr Floyd declared a non-significant, non-pecuniary interest in this item as he is a member of Orange Ex-Services Club and will remain in the Chamber and vote on this item.*

**RESOLVED 22/026****Cr J Whitton/Cr J Evans**

That Council consents to development application DA 437/2021(1) for Demolition (existing pro-shop, gazebo and tree removal) and Registered Club (new club building with ancillary pro-shop, cart store, cafe and car parking) at Lot 199 DP 756899 and Lot 181 DP 1154782 - 130 Ploughmans Lane, Orange, pursuant to the conditions of consent in the attached Notice of Approval.

Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton

Against: Nil

Absent: Cr T Greenhalgh, Cr F Kinghorne

Cr Floyd commented that the impact of lighting on nearby residents needs to be considered  
*The Director Development Services commented that condition 38 is standard condition that speaks to lighting and is an Australian standard that requires shielding and light levels.*



**5.6 REGIONAL ROAD TRANSFER AND ROAD CLASSIFICATION REVIEW**

TRIM REFERENCE: 2022/82

**MOTION****Cr K Duffy/Cr J Whitton**

That Council:

- 1 Support in writing the TfNSW submission proposal for the reclassification of the following roads:
  - Forbes Road from Northern Distributor to Molong Road – State to Local.
  - Burrendong Way from Northern Distributor to Molong Road – State to Local.
  - Mitchell Highway from Northern Distributor southern connection to Northern Distributor northern connection – State to Regional.
- 2 Endorse the proposed initiatives as detailed in Table 1 of the report as Council's submission to the independent panel.

**AMENDMENT****Cr T Mileto/Cr K Duffy**

That Council:

- 1 Support in writing the TfNSW submission proposal for the reclassification of the following roads:
  - Forbes Road from Northern Distributor to Molong Road – State to Local.
  - Burrendong Way from Northern Distributor to Molong Road – State to Local.
  - Mitchell Highway from Northern Distributor southern connection to Northern Distributor northern connection – State to Regional.
- 2 Endorse the proposed initiatives as detailed in Table 2 of the report as Council's submission to the independent panel.

**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 - 22/027****Cr T Mileto/Cr K Duffy**

That Council:

- 1 Support in writing the TfNSW submission proposal for the reclassification of the following roads:
  - Forbes Road from Northern Distributor to Molong Road – State to Local.
  - Burrendong Way from Northern Distributor to Molong Road – State to Local.
  - Mitchell Highway from Northern Distributor southern connection to Northern Distributor northern connection – State to Regional.
- 2 Endorse the proposed initiatives as detailed in Table 2 of the report as Council's submission to the independent panel.

FOR: CR J HAMLING, CR K DUFFY, CR J EVANS, CR G FLOYD, CR T GREENHALGH, CR F KINGHORNE,

CR D MALLARD, CR M MCDONELL, CR T MILETO, CR S PETERSON, CR G POWER , CR J WHITTON

AGAINST: NIL

ABSENT: NIL

AT THE REQUEST OF CR DUFFY, THE DIRECTOR TECHNICAL SERVICES GAVE AN OVERVIEW OF THIS REPORT

CR DUFFY ASKED FOR CONFIRMATION THAT THE AREAS MARKED IN PINK ON THE DIAGRAM WERE GOING TO STATE GOVERNMENT, THE BLUE AND GREEN WERE COMING BACK UNDER COUNCIL'S CONTROL

*DIRECTOR TECHNICAL SERVICES RESPONDED BY SAYING YES THAT IS CORRECT*

CR MCDONELL ASKED WHEN THE STATE GOVERNMENT TAKES OVER THE NORTHERN DISTRIBUTOR ROAD HOW WILL THAT IMPACT THE NORTH ORANGE, TELEPEA WAY POSSIBLE ROUNDABOUT CONSTRUCTION, WILL COUNCIL NEED TO LOBBY THE STATE GOVERNMENT TO DO WORKS IN THAT AREA

*DIRECTOR TECHNICAL SERVICES ANSWERED BY SAYING THAT COUNCIL WILL STILL HAVE CONTROL, COUNCIL HAS LOCAL ROADS THAT FEED INTO THAT AREA BUT ULTIMATELY DECISION RESTS WITH STATE GOVERNMENT. COUNCIL HAS A WORKS AUTHORISATION DEED WHICH MEANS COUNCIL CAN PERFORM WORKS ON THAT INTERSECTION UNDER THIS DEED*

CR MILETO ASKED IF THE STATE GOVERNMENT TAKE OVER THE NORTHERN DISTRIBUTOR ROAD WHEN WOULD COUNCIL EXPECT TO SEE IMPROVEMENTS TO THIS ROAD

*DIRECTOR TECHNICAL SERVICES ANSWERED BY SAYING THERE WAS NO DEFINITIVE DATE ON TAKEOVER, THERE IS A PROCESS INVOLVED AND WHILE THAT IS ONGOING WE WILL MAINTAIN THE SERVICE OF THE ROAD*

CR MILETO ASKED WITH REGARDS TO THE ROAD AND WORK NOT UNDERTAKEN BY ORANGE CITY COUNCIL IS THERE WARRANTY ON THAT WORK (IE. ON THE SOUTHERN SIDE OF NDR)

*DIRECTOR TECHNICAL SERVICES COMMENTED THAT ALL WORKS UNDERTAKEN PREVIOUS TO THE PAST 4 YEARS WOULD BE BEYOND THE STATUTES OF LIMITATIONS UNDER THOSE CONTRACTS, THIS IS NORMALLY 5 YEARS*

CR FLOYD ASKED WHEN THE STATE GOVERNMENT TAKES OVER ROADS LIKE THE NORTHERN DISTRIBUTOR ROAD ARE THEY RESPONSIBLE FOR CLEARING EDGES OF ROADS, DRAINAGE ETC OR DOES THIS FALL BACK TO COUNCIL

*DIRECTOR TECHNICAL SERVICES COMMENTED THAT IT WAS DIFFERENT IN DIFFERENT AREAS – RURAL AREAS THEY ARE RESPONSIBLE FROM FENCE TO FENCE, URBAN AREAS COUNCIL IS RESPONSIBLE FOR FOG LINE OUT, THEY DON'T MAINTAIN PARKING LANES AS SUCH*

CR PETERSON ASKED WITH THE SOUTHERN FEEDER ROAD THAT IS CURRENTLY BEING BUILT, IS THAT GOING TO BE STATE GOVERNMENT ROAD, WHAT IS THE PROCESS FOR THAT

*DIRECTOR TECHNICAL SERVICES – TABLE 2 IS WHAT WE ARE PROPOSING AS OUR NEXT STAGE OF THIS PROCESS, IT IS THE SECOND PART OF THE ROAD RE-CLASSIFICATION REVIEW AND WE ARE ASKING COUNCILLORS TO ENDORSE TABLE 2 AS WE ARE PUTTING FORWARD THAT SECTION OF THE SFR THAT COUNCIL HAS NOT BUILT YET BECAUSE IT WILL FORM THE LINK FROM ANSON ST THROUGH TO SHIRALEE RD AND FROM SHIRALEE RD CONNECTING ONTO WOODWARD STREET, SO THE SFR INCLUDING THE FIRST SECTION COMPLETED (MITCHELL HWY TO FOREST ROAD – ALSO A REGIONAL ROAD) WILL BE PART OF IT AND THE SECTION FROM FOREST RD TO WOODWARD ST AND CORONATION DRIVE IS BEING NOMINATED IN TABLE 2 AS A REGIONAL ROAD AND WOULD FORM PART OF COUNCIL'S SUBMISSION TO THE STATE*

**MATTER ARISING**

**CR J WHITTON/CR K DUFFY**

THAT A REPORT BE BROUGHT BACK TO COUNCIL DETAILING THE PROCESS OF RENAMING THE NORTHERN DISTRIBUTOR ROAD AFTER THE LATE CR GLENN TAYLOR.

**MATTER ARISING****CR K DUFFY**

THAT COUNCIL INVITE THE DEPUTY PREMIER, MINISTER FOR REGIONAL NSW, MINISTER FOR POLICE, PAUL TOOLE TO ORANGE TO MEET WITH COUNCIL.

**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.

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 - 22/028****Cr T Mileto/Cr J Whitton**

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 Acquisition Part Lot 2 DP 558405 Shiralee Road**

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 Proposed Acquisition Part Lot 6 DP 270635 Industry Drive**

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.

**6.3 Acquisition Part Lot 194 DP 756899 Stage 4 Southern Feeder Road**

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 Lease Hangar Site G 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 (a) personnel matters concerning particular individuals (other than councillors) and (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 Entering into Contracts for Linemarking Services**

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 8.25pm.

The Mayor declared the Ordinary Meeting of Council resumed at 8.33pm.

## 7 RESOLUTIONS FROM CLOSED MEETING

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

### 6.1 AQUISITION PART LOT 2 DP 558405 SHIRALEE ROAD

TRIM REFERENCE: 2022/15

**RESOLVED - 22/029****Cr K Duffy/Cr T Mileto**

- 1 That Council acquire approximately 316 m<sup>2</sup> of Lot 2 DP 558405 under the voluntary provisions of the Land Acquisitions (Just Terms Compensation) Act 1991.
- 2 That the Chief Executive Officer be authorised to finalise the acquisition.
- 3 That permission be granted for the use of the Council Seal on any document if required.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton

Against: Nil

Absent: Nil

### 6.2 PROPOSED ACQUISITION PART LOT 6 DP 270635 INDUSTRY DRIVE

TRIM REFERENCE: 2022/16

**RESOLVED - 22/030****Cr T Mileto/Cr K Duffy**

- 1 That Council acquire approximately 323 m<sup>2</sup> of Lot 6 DP 270635 under the voluntary provisions of the Land Acquisitions (Just Terms Compensation) Act 1991.
- 2 That the Chief Executive Officer be authorised to finalise the acquisition.
- 3 That permission be granted for the use of the Council Seal on any document if required.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton

Against: Nil

Absent: Nil

**6.3 ACQUISITION PART LOT 194 DP 756899 STAGE 4 SOUTHERN FEEDER ROAD**

TRIM REFERENCE: 2022/45

**RESOLVED - 22/031****Cr K Duffy/Cr G Floyd**

That Council resolves:

- 1 That Council acquire approximately 1710 m<sup>2</sup> of Lot 194 DP 756899 under the voluntary provisions of the Land Acquisitions (Just Terms Compensation) Act 1991.
- 2 That the Chief Executive Officer be authorised to finalise the acquisition.
- 3 That permission be granted for the use of the Council Seal on any document if required.

**NOTE: At this Council Meeting of 15 February 2022 Closed Item 6.3 the metres to be acquired by Council was incorrectly stated in the Recommendation 1 as 1.710 m<sup>2</sup>, metres stated in the report were correct at 1710m<sup>2</sup>. This resolution reflects the correct metres to be acquired of 1710m<sup>2</sup>.**

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton  
Against: Nil  
Absent: Nil

**6.4 LEASE HANGAR SITE G ORANGE AIRPORT**

TRIM REFERENCE: 2022/85

**RESOLVED - 22/032****Cr S Peterson/Cr T Greenhalgh**

That Council resolves:

- 1 To enter into a lease of Hangar Site G at Orange Airport for a term of 5 years plus 1, 5 year option.
- 2 That approval be granted for the use of the Council Seal on all relevant documents.

Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton  
Against: Nil  
Absent: Nil

Cr Mileto asked for clarification on this report

*Director Corporate and Commercial Services responded by saying there were discussions with the current lessee of the hangar about the renewal of the lease. Legal advice was sought as part of the process which was resolved and the lessee agreed to pay for a new lease.*

Cr Mileto asked if the issue of outstanding rent was resolved

*Director Corporate and Commercial Services responded by saying yes the matter of outstanding rent was resolved.*

**6.5 ENTERING INTO CONTRACTS FOR LINEMARKING SERVICES**

TRIM REFERENCE: 2022/114

**RESOLVED - 22/033****Cr K Duffy/Cr D Mallard**

That Council resolves to:

- 1 Approve the establishment of a new Line-Marking Services Panel under the Council's Purchasing Policy;
- 2 Approve the Chief Executive Officer, or his nominee, to enter into a standard contract with Avante Linemarking, Central West Linemarking, Complete Linemarking Services and Oz Linemarking for linemarking services as part of the Panel;
- 3 Grant permission to the Chief Executive Officer or nominee to do such things as may be necessary or convenient to give effect to this decision, including affixing the Council Seal to all relevant documents if required.

Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne,  
Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power , Cr J Whitton

Against: Nil

Absent: Nil

**MATTER ARISING****Cr J Whitton**

That the audio in the Council Chamber be reviewed as meeting attendees attending via Zoom or the community listening via Livestream have difficulty hearing every speaker.

*Director Corporate and Commercial Services commented that staff were currently looking at the technical issues of the Chamber audio and the associated challenges with Zoom and livestreaming. Solutions were being explored and a resolution found in the near future.*

**THE MEETING CLOSED AT 8.35PM.**

This is Page Number 24 and the Final Page of the Minutes of the Ordinary Meeting of Orange City Council held on 15 February 2022.



**COUNCIL MEETING ADJOURNS FOR THE CONDUCT OF THE POLICY COMMITTEES**

Planning and Development - Chaired by Cr Jeff Whitton

Employment and Economic Development – NO ITEMS

Infrastructure - Chaired by Cr Jack Evans

Sport and Recreation – NO ITEMS

Environmental Sustainability - Chaired by Cr David Mallard

Finance - Chaired by Cr Kevin Duffy

Services – NO ITEMS

**COUNCIL MEETING RESUMES**

## 4 NOTICES OF MOTION/NOTICES OF RESCISSION

### 4.1 NOTICE OF MOTION - DYLAN ALCOTT

---

RECORD NUMBER: 2022/231

I, **CR STEVEN PETERSON** wish to move the following Notice of Motion at the Council Meeting of 3 March 2022:

#### **MOTION**

That Dylan Alcott OAM be invited to attend a community event within Orange.

#### **BACKGROUND**

I would like Council's support in inviting Dylan Alcott OAM, 2022 Australian of the Year, former Australian wheelchair tennis player, wheelchair basketball player, media host and motivational speaker to attend Orange for the purpose of attending a community event. This would result in good publicity and an opportunity to fundraise for a worthy cause. As a Councillor, I would be very happy to approach an appropriate community sporting group or disability group to be involved.

Monetary value would likely be the cost his transport and accommodation. Should the event prove to be a fundraiser, perhaps the cost could be taken out of the money raised, or alternatively some of those costs may be covered by the Federal Government should it be an event which could relate to his Australian of the Year Duty.

Signed Cr Steven Peterson

#### **STAFF COMMENT**

Should Council resolve to proceed, staff will be happy to assist by exploring relevant opportunities further and facilitate the visit by Mr Alcott AO.

#### **FINANCIAL IMPLICATIONS**

To be determined.

#### **POLICY AND GOVERNANCE IMPLICATIONS**

Nil

## 5 GENERAL REPORTS

### 5.1 REALLOCATION OF FUNDING FOR CRICKET FIELD OF PLAY FENCING

---

RECORD NUMBER: 2021/2682  
AUTHOR: Scott Maunder, Director Community, Recreation and Cultural Services

#### EXECUTIVE SUMMARY

This report seeks Council's approval to reallocate funding originally allocated for the installation of a picket fence at Spring Hill Cricket Oval (Recreation Ground) to Riawena Oval.

#### LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy "1.1 Live - Engage with the community to ensure recreation opportunities and facilities meet changing needs".

#### FINANCIAL IMPLICATIONS

Nil

#### POLICY AND GOVERNANCE IMPLICATIONS

Nil

#### RECOMMENDATION

**That funding for installation of a picket fence at the Spring Hill Recreation Ground be reallocated to installation of a picket fence at Riawena Oval.**

#### FURTHER CONSIDERATIONS

Consideration has been given to the recommendation's impact on Council's service delivery; image and reputation; political; environmental; health and safety; employees; stakeholders and project management; and no further implications or risks have been identified.

#### SUPPORTING INFORMATION

Following the Council Meeting of 2 November 2021 further information on the procurement process is provided.

- Council originally allocated \$100,000 in its 2021/22 Delivery Operational Plan for the installation of a picket fence at Spring Hill Cricket Oval within the Spring Hill Recreation Ground.
- On 5 June 2021 Council received a request to allow the Spring Hill Showground Trust to manage the project and to also appoint local contractors to erect the fence.

**5.1 Reallocation of Funding For Cricket Field of Play Fencing**

---

- Council advised that the allocation in the budget was not a grant to the Recreation Ground Trust nor was it an allocation to the Spring Hill Community Committee. Rather it was an allocation in the budget to install a picket fence at the cricket oval within the Showground. It is a specific project requiring specific skills and materials.
- Director of Community Recreation and Cultural Services further advised Council would work through its local government processes and requirements under the Local Government Act and relevant procurement requirements. Local fencing entities would be able to submit their quotes for the work to meet the specifications and be considered under that process.
- Following an onsite meeting between Staff and Council where several topics were discussed, Council was provided with 3 quotes obtained by the Spring Hill Recreation Ground Trust on 12 July 2021 for the conduct of the fencing from local contractors together with a request to escalate the works and meet with Councillors to progress works prior to Council going into caretaker mode.
- The quotes provided were not for the specified product which was specified as a recycled plastic product (which is used at Wade Park) and has many advantages in maintenance over natural products.
- A copy of the specification was provided to the Spring Hill Recreation Ground Trust together with advice that local suppliers were welcome to quote under that process. The Trust was also advised that caretaker was not an issue as the allocation in the budget had been adopted by Council and the value was under the caretaker threshold amount.
- An open procurement process was then conducted by Council which saw the request for quotation documents opened by 6 contractors, downloaded by 4 contractors and quotations submitted from 2 contractors.
- Council considered the quotes received from the two contractors under this process and considered the three quotes provided earlier from the Spring Hill Trust (none of whom quoted under the procurement process).
- Based on the quotes received Council selected a contractor and awarded the works.
- The successful contractor conducted a detailed review of the project and placed an order for the supply of the materials required to construct the fence.
- The lead time for the delivery of product was estimated to be 10 to 12 weeks.

**5.1 Reallocation of Funding For Cricket Field of Play Fencing**

---

- Council was then advised by the Spring Hill Recreation Ground Trust that they declined Orange City Council's offer for the construction of the recycled plastic picket fence around the cricket oval.
- On 22 December 2021 an announcement was made by the Orange NSW Government Local Member, Phil Donato that the Spring Hill Recreation Ground Trust was successful in its application for funding from the NSW Government for the installation of a steel fence at the Spring Hill Cricket Ground.
- The Spring Hill Recreation Ground is not under the direct control of Council and is managed by The Spring Hill Recreation Ground Trust until it transfers to Council's control under the Aboriginal Land Agreement.

**ALTERNATIVE LOCATION**

Riawena Oval has been selected as an alternative site as it is the highest utilised facility and premier turf wicket location after Wade Park.

The installation of a picket fence at Riawena Oval will see it being a benefit to the Orange Community daily using the facility, as a cricket venue, leash free area and community recreation space. Riawena Oval is also the location for state level competition events and will greatly increase the presentation of the oval.

Works can be conducted in conjunction with conduct of cricket fixtures and will not impact on its use for that purpose. The estimated time to construct will be 3 weeks.



**5.2 POLICY COMMITTEE DRAFT CHARTERS**

---

RECORD NUMBER: 2022/176

AUTHOR: Catherine Davis, Acting Manager Corporate Governance

**EXECUTIVE SUMMARY**

At its meeting of 15 February 2022 Council established its Policy Committees. This report seeks to approve the Charter for each of those Policy Committees.

**LINK TO DELIVERY/OPERATIONAL PLAN**

The recommendation in this report relates to the Delivery/Operational Plan strategy “17.1 Collaborate - Provide representative, responsible and accountable community governance”.

**FINANCIAL IMPLICATIONS**

Nil

**POLICY AND GOVERNANCE IMPLICATIONS**

Council delegates its authority to the Policy Committees to determine a range of matters, except where a resolution would cause expenditure outside Council’s adopted Delivery/Operational Plan.

**RECOMMENDATION**

**That Council adopt the Charters for each Policy Committee consisting of Planning and Development, Employment and Economic Development, Environmental Sustainability, Sport and Recreation, Infrastructure, Finance and Services.**

**FURTHER CONSIDERATIONS**

Consideration has been given to the recommendation’s impact on Council’s service delivery; image and reputation; political; environmental; health and safety; employees; stakeholders and project management; and no further implications or risks have been identified.

**SUPPORTING INFORMATION**

The attached Policy Committee Charters have been taken from the existing Charters of the last term of Council.

The table below displays the structure of how Community Committees report through to Policy Committees.

**Policy and Community Committee Structure established by the previous Council**

Policy Committees (comprised all Councillors only)						
Employment and Economic Development	Finance	Services	Infrastructure	Sport and Recreation	Environmental Sustainability	Planning and Development
<b>Community Committees reporting to the Policy Committees – Members include Councillors and members of the public</b>						
Economic Development Orange Health Liaison Sister Cities	Audit and Risk Management	Spring Hill Lucknow Clifton Grove Ageing and Access Cultural Heritage Community Safety and Crime Prevention NAIDOC Week Orange Regional Museum Orange Conservatorium and Planetarium	City of Orange Traffic (**statutory committee) Floodplain Management Orange and Cabonne Road Safety Orange Airport	Sport and Recreation incl. Bicycling Orange Showground Australia Day	Companion Animals Tidy Towns Environmental Sustainability Parks, Trees and Waterways	

**ATTACHMENTS**

- 1 Planning and Development Policy Committee Charter 2022 - Draft, [D22/9170](#)
- 2 Infrastructure Policy Committee Charter 2022 - Draft, [D22/9169](#)
- 3 Employment and Economic Development Policy Committee Charter 2022 - Draft, [D22/9171](#)
- 4 Environmental Sustainability Policy Committee Charter 2022 - Draft, [D22/9173](#)
- 5 Sport and Recreation Policy Committee Charter 2022 - Draft, [D22/9172](#)
- 6 Finance Policy Committee Charter 2022 - Draft, [D22/9174](#)
- 7 Services Policy Committee Charter 2022 - Draft, [D22/9175](#)































## SERVICES POLICY COMMITTEE

D22/9145

F3336

### PURPOSE

To advise Council in relation to policy relevant to:

- Community and social services
- Cultural services
- Development of Spring Hill, Lucknow and Clifton Grove

### COMMUNITY COMMITTEE REPORTS

Spring Hill Community Committee  
 Lucknow Community Committee  
 Clifton Grove Community Committee  
 Ageing and Access Community Committee  
 Cultural Heritage Community Committee  
 Community Safety and Crime Safety Community Committee  
 NAIDOC Week Community Committee  
 Orange Regional Museum Community Committee  
 Orange Conservatorium and Planetarium Community Committee

### MEMBERSHIP

All Councillors

### QUORUM

Seven Councillors

### MEETING DATES

First Tuesday of each month, during the Council Meeting

### LEVEL OF DELEGATION

To determine all matters referred to it for consideration, with the exception of determining any matter that would cause expenditure outside the Council's adopted budget (resolved by Council 23 October 2012).

### ELECTION OF CHAIRPERSON

The Chairperson is elected each year by Council in September (or in the event of a replacement Chairperson, at some other meeting of Orange City Council).



**5.3 COMMUNITY COMMITTEE DRAFT CHARTERS**

---

RECORD NUMBER: 2022/216

AUTHOR: Catherine Davis, Acting Manager Corporate Governance

**EXECUTIVE SUMMARY**

Seeking Council's adoption of the Charters for each Community Committee as resolved on the 15 February 2022 Council meeting.

Once adopted these Charters will be provided to each Community Committee for consideration and endorsement.

**LINK TO DELIVERY/OPERATIONAL PLAN**

The recommendation in this report relates to the Delivery/Operational Plan strategy "14.3 Collaborate - Provide opportunities for widespread and quality engagement, and where appropriate, shared decision-making."

**FINANCIAL IMPLICATIONS**

Nil

**POLICY AND GOVERNANCE IMPLICATIONS**

Community Committee Charters provide the Governance structure for the operation on each Community Committee.

**RECOMMENDATION**

**That Council adopt the Charters for each of the Community Committees as resolved on the 15 February 2022 Council meeting.**

**FURTHER CONSIDERATIONS**

Consideration has been given to the recommendation's impact on Council's service delivery; image and reputation; political; environmental; health and safety; employees; stakeholders and project management; and no further implications or risks have been identified.

**SUPPORTING INFORMATION**

Community Committee Draft Charters attached for consideration and adoption by Council.

**ATTACHMENTS**

1 Combined Community Committee Charters 2022 - Draft, D22/9194 [↓](#)







































































































**5.4 LEAVE OF ABSENCE**

---

RECORD NUMBER: 2022/240

AUTHOR: David Waddell, Chief Executive Officer

**EXECUTIVE SUMMARY**

The following report seeks Council's approval for the request for Leave of Absence by the Mayor, Councillor Jason Hamling from the Council Meeting of 19 April, 2022.

**LINK TO DELIVERY/OPERATIONAL PLAN**

The recommendation in this report relates to the Delivery/Operational Plan strategy "17.1 Collaborate - Provide representative, responsible and accountable community governance".

**FINANCIAL IMPLICATIONS**

Nil

**POLICY AND GOVERNANCE IMPLICATIONS**

Nil

**RECOMMENDATION**

**That Leave of Absence be granted for the Mayor, Cr Jason Hamling for the Meeting of Council to be held Tuesday 19 April 2022.**

**FURTHER CONSIDERATIONS**

Consideration has been given to the recommendation's impact on Council's service delivery; image and reputation; political; environmental; health and safety; employees; stakeholders and project management; and no further implications or risks have been identified.

**SUPPORTING INFORMATION**

An application for Leave of Absence was submitted to the Chief Executive Officer on 8 February 2022 requesting leave for the Council Meeting of 19 April, 2022 as he will be taking leave from 10 April 2022 until 21 April 2022.

In addition, Cr Hamling would also like to note his apologies for any Committee Meetings that may occur during this period.

## 6 CLOSED MEETING - SEE CLOSED AGENDA

The Chief Executive Officer will advise the Council if any written submissions have been received relating to any item advertised for consideration by a closed meeting of Orange City Council.

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

### RECOMMENDATION

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 Submission Redactions February 2022

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 (e) information that would, if disclosed, prejudice the maintenance of law.

#### 6.2 Electricity Procurement

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)ii information that would, if disclosed, confer a commercial advantage on a competitor of the council and (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

Information contained in this paper is subject to legal professional privilege and is strictly confidential. Any disclosure of this paper, including a verbal disclosure of its content or conclusions, beyond Council officers directly involved in this matter may result in the loss of legal professional privilege and cause damage to the Council's legal and financial position. Councillors have a good faith duty to strictly maintain confidentiality of privileged communications, and any failure to do so may result in a penalty under section 664 of the Local Government Act 1993 and action under the Code of Conduct.

**6.1 SUBMISSION REDACTIONS FEBRUARY 2022**

---

RECORD NUMBER: 2022/175

AUTHOR: Catherine Davis, Acting Manager Corporate Governance

**REASON FOR CONFIDENTIALITY**

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 (e) information that would, if disclosed, prejudice the maintenance of law.





---

**6.2 ELECTRICITY PROCUREMENT**

---

RECORD NUMBER: 2022/236

AUTHOR: David Waddell, Chief Executive Officer

**REASON FOR CONFIDENTIALITY**

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)ii information that would, if disclosed, confer a commercial advantage on a competitor of the council and (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

Information contained in this paper is subject to legal professional privilege and is strictly confidential. Any disclosure of this paper, including a verbal disclosure of its content or conclusions, beyond Council officers directly involved in this matter may result in the loss of legal professional privilege and cause damage to the Council's legal and financial position. Councillors have a good faith duty to strictly maintain confidentiality of privileged communications, and any failure to do so may result in a penalty under section 664 of the Local Government Act 1993 and action under the Code of Conduct.

**7 RESOLUTIONS FROM CLOSED MEETING**