



ORDINARY COUNCIL MEETING

AGENDA

19 JULY 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 **Tuesday, 19 July 2022** commencing at **6.30PM**.

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.

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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.

1.3 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.

1.4 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.

COUNCIL MEETING ADJOURNS FOR THE CONDUCT OF THE OPEN FORUM

COUNCIL MEETING RESUMES

2 MAYORAL MINUTES

2.1 CHIEF EXECUTIVE OFFICER - PERFORMANCE REVIEW PANEL

RECORD NUMBER: 2022/1187

MAYORAL MINUTE

The role of Council is to oversee the Chief Executive Officer's performance in accordance with the standard contract. This contract provides for an annual Performance Appraisal to be undertaken against the agreed performance criteria for the position. The agreed criteria are set out in an agreement that is signed within three months of commencement of the contract.

The Council is to establish a performance review panel and delegate the task of performance reviews of the Chief Executive Officer to this panel.

The panel should comprise the Mayor, Deputy Mayor, a Councillor nominated by the Chief Executive Officer and a Councillor nominated by Council. Panel members are to be trained in the performance management of General Managers conducted through Local Government NSW.

The panel will comprise the Mayor, Cr Jason Hamling, Deputy Mayor, Cr Gerald Power, a Councillor nominated by the CEO and one further Councillor nominated by Council is to form the final panel.

RECOMMENDATION

That Council resolves to:

- 1 **Establish a Chief Executive Officer Performance Review Panel consisting of the Mayor (Cr Jason Hamling), Deputy Mayor (Cr Gerald Power), a Councillor appointed by the Chief Executive Officer and a Councillor appointed by Council.**
- 2 **Acknowledge the appointment of Councillor Jeff Whitton as the Chief Executive Officer's nomination for the panel.**
- 3 **Appoints a Councillor, to be included on the Chief Executive Officer's Performance Review Panel.**
- 4 **Acknowledge that all Councillors appointed to the Chief Executive Officer Performance Review Panel will complete the General Manager Performance Appraisal Training prior to the next appraisal of the Chief Executive Officer.**
- 5 **Delegate the Performance Review of the Chief Executive Officer to the Chief Executives Performance Review Panel.**

Jason Hamling
MAYOR

SUPPORTING INFORMATION

The Council is to establish a performance review panel and delegate the task of performance reviews of the Chief Executive Officer to this panel.

It is recommended that the whole process of the performance management be delegated to the performance management review panel, including discussions about performance, any actions that should be taken and the determination of the new performance agreement.

The panel should comprise the Mayor, Deputy Mayor, a Councillor nominated by the Chief Executive Officer and a Councillor nominated by Council. Panel members should be trained in the performance management of General Managers (CEO's) through LGNSW.

This panel comprises the Mayor, Cr Jason Hamling, Deputy Mayor, Cr Gerald Power a Councillor nominated by the Chief Executive Officer and a further Councillor nominated by Council.

The role of the review panel includes:

- Conducting performance reviews
- Reporting the findings and recommendations of those reviews to Council
- Developing the performance agreement.

All Councillors not on the panel can contribute to the process by providing feedback to the Mayor on the Chief Executive Officer's performance.

All Councillors are to be notified of relevant dates in the performance review cycle and kept advised of any panel findings and recommendations through a report to Council in a closed session as soon as practicable following any performance review. This should not be an opportunity to debate the results or re-enact the performance review of the Chief Executive Officer and the Chief Executive Officer should not be present when the matter is considered. Any performance management report should not be released to the public. Release of such personal information to anyone other than the Performance Review Panel, the Chief Executive Officer and the Councillors in confidence may be a breach of privacy legislation.

The Chief Executive Officer has nominated Cr Jeff Whitton as his nominated Councillor.

It is recommended Council determine the final review panel member.

3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

RECOMMENDATION

That the Minutes of the Ordinary Meeting of Orange City Council held on 5 July 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 5 July 2022.

ATTACHMENTS

- 1 Minutes of the Ordinary Meeting of Orange City Council held on 5 July 2022

ORANGE CITY COUNCIL

MINUTES OF THE

ORDINARY COUNCIL MEETING

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

ON 5 JULY 2022

COMMENCING AT 6.30PM

1 INTRODUCTION

ATTENDANCE

Cr G Power (Deputy Mayor - Chairperson), 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 (*zoom*), Cr J Whitton

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

1.1 APOLOGIES

RESOLVED - 22/256	Cr J Whitton/Cr M McDonell
That the apologies be accepted from Cr Jason Hamling for the Council Meeting of Orange City Council on 5 July 2022.	
RESOLVED - 22/257	Cr T Greenhalgh/Cr M McDonell
That Cr S Peterson be permitted to attend the Council Meeting of Orange City Council on 5 July 2022 via audio visual link (<i>zoom</i>).	
For: 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 J Hamling	

1.2 LIVESTREAMING AND RECORDING

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

1.3 ACKNOWLEDGEMENT OF COUNTRY

The Deputy Mayor conducted an Acknowledgement of Country.

The Deputy Mayor noted we are on day 2 of NAIDOC week celebrations.

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

Nil

1.5 OPENING PRAYER

Binu Nair of Orange Hindu Association was unable to attend the meeting due to illness, therefore there was no opening prayer conducted.

THE DEPUTY MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL ADJOURNED FOR THE CONDUCT OF THE OPEN FORUM AT 6:33PM**Planning Development Committee - Item 2.3 - Development Application DA18/2022(1) – 52 Kite Street**

- Jacqueline Tuck addressed Council on the development
- William Tuck addressed Council on the development
- Charlie Warren addressed Council on the development

THE DEPUTY MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL RESUMED AT 6:45PM**2 MAYORAL MINUTES**

Nil

3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING**RESOLVED - 22/258****Cr J Whitton/Cr T Greenhalgh**

That the Minutes of the Ordinary Meeting of Orange City Council held on 23 June 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 23 June 2022.

For: 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 Hamling

Cr Duffy asked after the RDA funding application and if Staff had received an answer on whether the funding was only requested from the our Council or other Councils also.

The Chief Executive Officer advised that an answer will be circulated to Councillors.

Cr McDonell noted the spelling inaccuracies of her name in the minutes.

The Chief Executive Officer noted and advised it will be corrected.

THE DEPUTY MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL ADJOURNED FOR THE CONDUCT OF THE POLICY COMMITTEE MEETINGS AT 6:47PM

THE DEPUTY MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL RESUMED AT 7:30PM

4 NOTICES OF MOTION/NOTICES OF RESCISSION

Nil

5 GENERAL REPORTS

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 Deputy 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 Deputy 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 - 22/292

Cr J Whitton/Cr M McDonell

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 5 July 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.

The Deputy Mayor declared the Ordinary Meeting of Council adjourned for the conduct of the Closed Meeting at 7.31PM.

The Deputy Mayor declared the Ordinary Meeting of Council resumed at 7:35PM.

7 RESOLUTIONS FROM CLOSED MEETING

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

6.1 SUBMISSION REDACTIONS 5 JULY 2022

TRIM REFERENCE: 2022/851

RESOLVED - 22/293

Cr M McDonell/Cr J Evans

That the information in this report be acknowledged.

For: 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 Hamling

Cr McDonell congratulated Council Staff on getting the indoor playground up and going and that many children in Orange would be looking forward to using the new facility.

THE MEETING CLOSED AT 7.36PM

This is Page Number 11 and the Final Page of the Minutes of the Ordinary Meeting of Orange City Council held on 5 July 2022.

4 NOTICES OF MOTION/NOTICES OF RESCISSION

Nil

5 GENERAL REPORTS

5.1 RECOMMENDATIONS AND RESOLUTIONS FROM POLICY COMMITTEES

RECORD NUMBER: 2022/847

AUTHOR: Janessa Constantine, Manager Corporate Governance

EXECUTIVE SUMMARY

Council's Policy Committees (Planning and Development Committee, Employment and Economic Development Policy Committee, Infrastructure Policy Committee, Sport and Recreation Policy Committee, Environmental Sustainability Policy Committee, Finance Policy Committee and Services Policy Committee) have delegation to determine matters before those Committees except for items that impact on Council's Delivery/Operational Plan.

This report provides minutes of the Policy Committees held this month. Resolutions made by the Committees are presented for adoption or amendment by Council.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy "18.1. Provide representative, responsible and accountable community governance".

FINANCIAL IMPLICATIONS

Nil

POLICY AND GOVERNANCE IMPLICATIONS

Nil

RECOMMENDATION

That Council resolves:

- 1 That the Minutes of the Planning & Development Policy Committee at its meeting held on 5 July 2022 be and are hereby confirmed as a true and accurate record of the proceedings.**
- 2 That the Minutes of the Employment and Economic Development Policy Committee at its meeting held on 5 July 2022 be and are hereby confirmed as a true and accurate record of the proceedings.**
- 3 That the Minutes of the Infrastructure Policy Committee at its meeting held on 5 July 2022 be and are hereby confirmed as a true and accurate record of the proceedings.**
- 4 That the Minutes of the Environmental Sustainability Policy Committee at its meeting held on 5 July 2022 be and are hereby confirmed as a true and accurate record of the proceedings.**
- 5 That the Minutes of the Finance Policy Committee at its meeting held on 5 July 2022 be and are hereby confirmed as a true and accurate record of the proceedings.**
- 6 That the Minutes of the Services Policy Committee at its meeting held on 5 July 2022 be and are hereby confirmed as a true and accurate record of the proceedings.**

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**Planning and Development Policy Committee**

At the Planning and Development Policy Committee meeting held on 5 July 2022, all resolutions were made under delegation, and the minutes are presented for adoption.

Employment and Economic Development Policy Committee

At the Employment and Economic Development Policy Committee meeting held on 5 July 2022, all resolutions were made under delegation, and the minutes are presented for adoption.

Infrastructure Policy Committee

At the Infrastructure Policy Committee meeting held on 5 July 2022, all resolutions were made under delegation, and the minutes are presented for adoption.

Environmental Sustainability Policy Committee

At the Environmental Sustainability Policy Committee meeting held on 5 July 2022, all resolutions were made under delegation, and the minutes are presented for adoption.

Finance Policy Committee

At the Finance Policy Committee meeting held on 5 July 2022, all resolutions were made under delegation, and the minutes are presented for adoption.

Services Policy Committee

At the Services Policy Committee meeting held on 5 July 2022, all resolutions were made under delegation, and the minutes are presented for adoption.

ATTACHMENTS

- 1 PDC 5 July 2022 Minutes, [2022/1270](#)
- 2 EEDPC 5 July 2022 Minutes, [2022/1273](#)
- 3 IPC 5 July 2022 Minutes, [2022/1271](#)
- 4 ESPC 5 July 2022 Minutes, [2022/1274](#)
- 5 FPC 5 July 2022 Minutes, [2022/1275](#)
- 6 SPC 5 July 2022 Minutes, [2022/1272](#)

ORANGE CITY COUNCIL

MINUTES OF THE

PLANNING AND DEVELOPMENT COMMITTEE

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

ON 5 JULY 2022

COMMENCING AT 6:47PM

1 INTRODUCTION

ATTENDANCE

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

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

APOLOGIES AND LEAVE OF ABSENCE

RESOLVED - 22/259 That the apologies be accepted from Cr Jason Hamling for the Planning and Development Committee of Orange City Council on 5 July 2022.	Cr J Whitton/Cr M McDonell
RESOLVED - 22/260 That Cr Peterson be permitted to attend the Council meeting of Orange City Council on 5 July 2022 via audio visual link (<i>zoom</i>).	Cr T Greenhalgh/Cr M McDonell

For: 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 J Hamling

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

Nil

5.2 STATEMENT OF INVESTMENTS - JUNE 2022

TRIM REFERENCE: 2022/1235

AUTHOR: Julie Murray, Financial Accountant

EXECUTIVE SUMMARY

The purpose of this report is to provide a statement of Council's investments held as of 30 June 2022.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy "18.2. Ensure financial stability and support efficient ongoing operation".

FINANCIAL IMPLICATIONS

Nil

POLICY AND GOVERNANCE IMPLICATIONS

Nil

RECOMMENDATION

That Council resolves:

- 1 To note the Statement of Investments as of 30 June 2022.**
- 2 To adopt the certification of the Responsible Accounting Officer.**

FURTHER CONSIDERATIONS

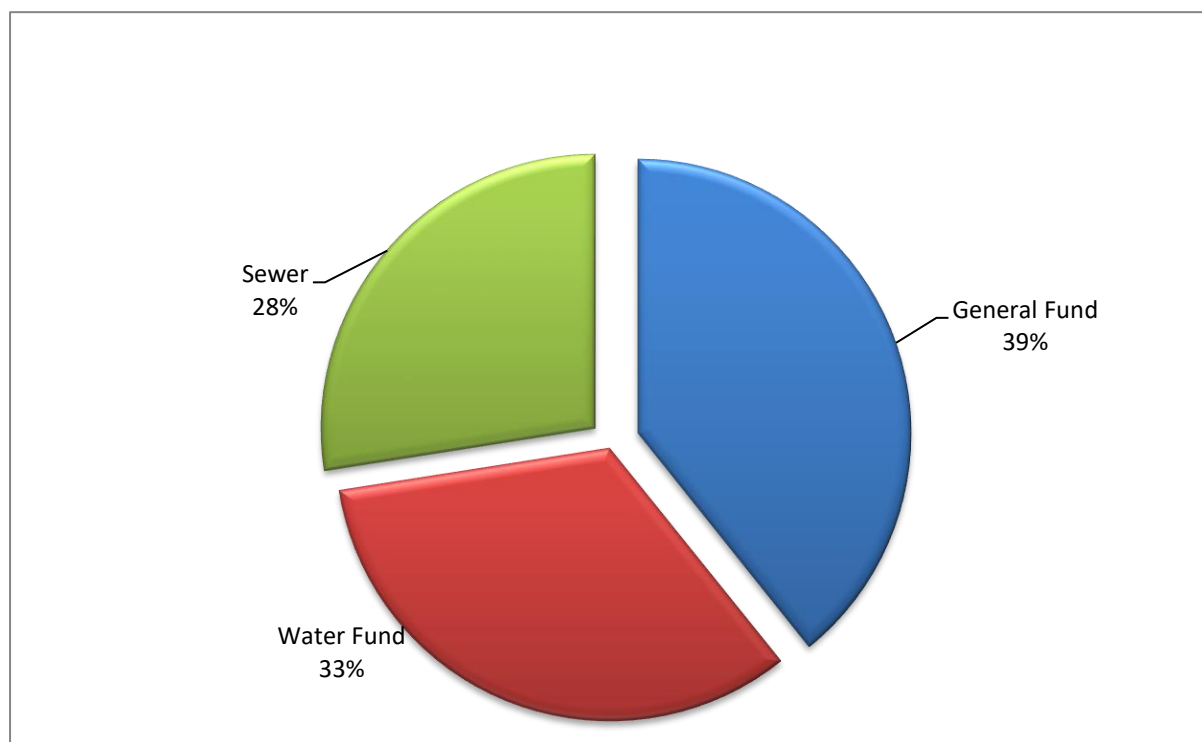
Consideration has been given to the recommendation's impact on Council's service delivery; image and reputation; political; environmental; health and safety; employees; stakeholders and project management; and no further implications or risks have been identified.

SUPPORTING INFORMATION

Section 212(1) of the Local Government (General) Regulation 2005 requires that a written report be presented each month at an Ordinary Meeting of the Council detailing all money that Council has invested under Section 625 of the Local Government Act 1993.

As of 30 June 2022, the investments held by Council in each fund is shown below:

	30/06/2022	31/05/2022
General Fund	89,173,816.89	73,631,011.63
Water Fund	75,665,391.09	72,905,658.48
Sewer Fund	62,462,571.50	61,015,593.74
Total Funds	\$227,301,779.48	\$207,552,263.85



A reconciliation of Council's investment portfolio provides a summary of the purposes for which Council's investments are being held. The summary is as follows:

	30/06/2022	31/05/2022
Externally Restricted		
- General Fund	33,626,833.45	32,424,299.93
- Water Fund	75,665,391.09	72,905,658.48
- Sewer Fund	62,462,571.50	61,015,593.74
Internally Restricted	31,326,433.51	31,326,433.51
Unrestricted	24,220,549.93	9,880,278.19
Total Funds	\$227,301,779.48	\$207,552,263.85

During June 2022, Council has received grant funding in advance for a number of capital projects for the 2023 financial year, which is reflected in the large increase in total funds.

Included in the unrestricted funds is an amount of \$12.3M that has been received as an advance payment for the Sporting precinct project. These funds will be moved to an Externally Restricted asset as part of the financial year end processes.

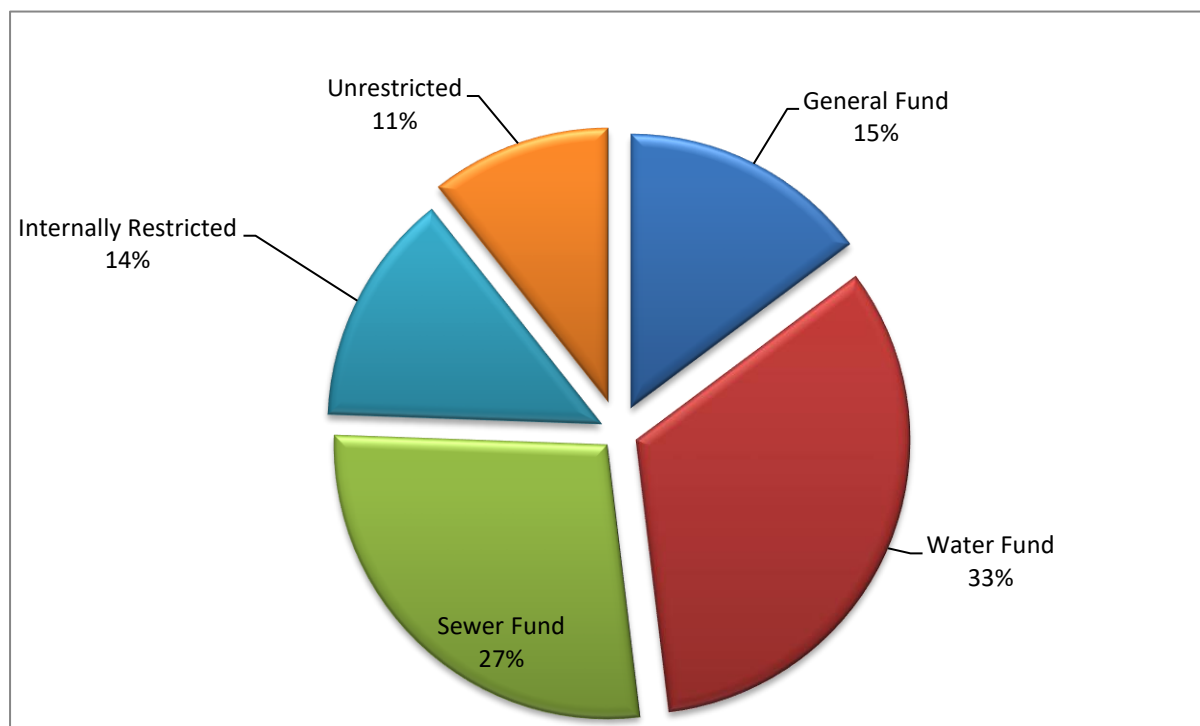
Externally restricted funds are those funds that have been received for a specific purpose and may only be used for the purpose that they have been received, for example, the money received for Water access and usage charges by legislation are only available to be spent for the operation, maintenance, and expansion of the Water supply network.

Internally restricted funds are those that Council has earmarked for a particular purpose, but Council can have that purpose changed.

Unrestricted funds are those available for use to continue the day-to-day operations of Council, made up of General Fund investments and cash only.

5.2 Statement of Investments - June 2022

The unrestricted cash position movements during the month are normal as projects commence and income is received. Movements may also arise following processing of income received between funds or into restricted assets to appropriately allocate for the purposes Council has determined. Council's cash flow is monitored daily, and some investments may be redeemed rather than rolled over to support operational requirements.



Portfolio Advice

Council utilises the services of an independent investment advisor in maintaining its portfolio of investments. Council's current investment advisor is Imperium Markets, an independent asset consultant that works with wholesale investors to develop, implement and manage their investment portfolio. Imperium Markets is a leading provider of independent investment consulting services to a broad range of institutional investors including government agencies, superannuation funds and not-for-profit organisations.

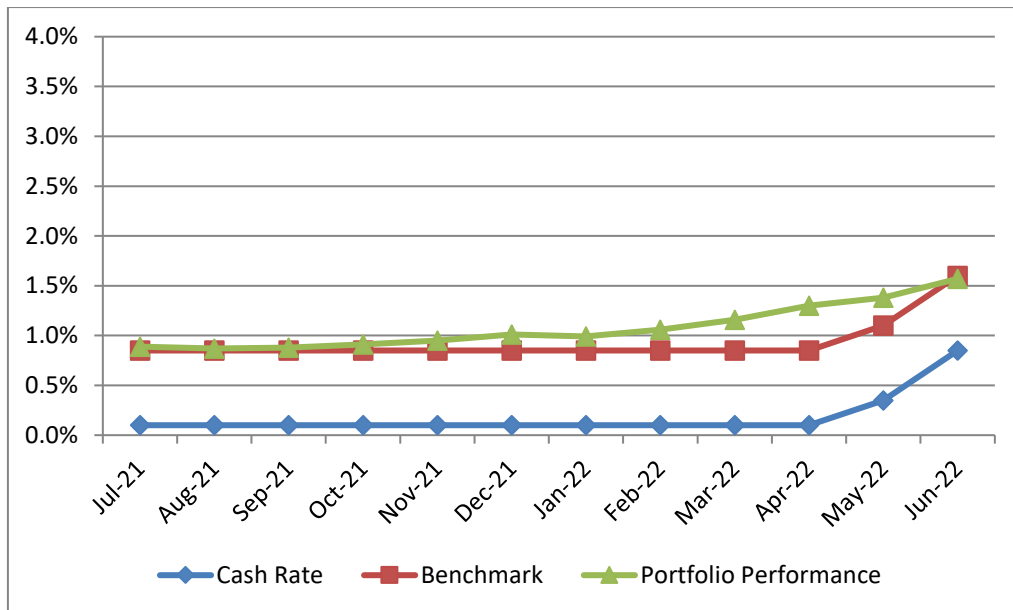
Imperium Markets major services provided to Council include:

- Quarterly portfolio summary reports
- Advice on investment opportunities, in particular Floating Rate Note products
- Advice on policy construction
- Year-end market values for Floating Rate Note products held by Council.

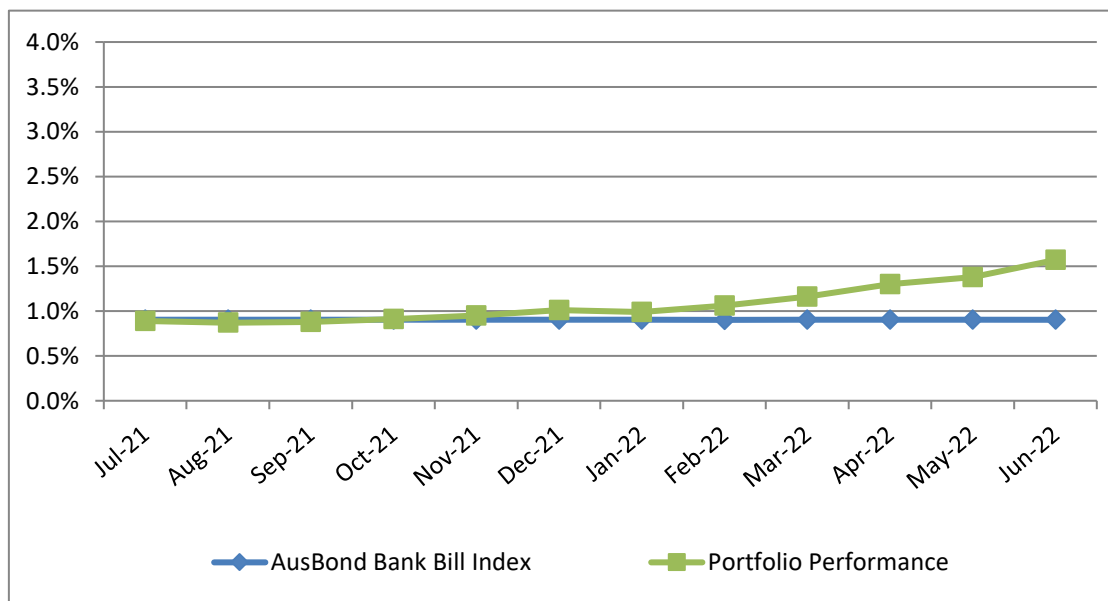
Portfolio Performance

Council's current Long Term Financial Plan establishes the benchmark for Council's interest on investments at "75 basis points above the current cash rate". The cash rate as of 30 June 2022 has increased at 0.85 per cent. The weighted average interest rate of Council's investment portfolio at the same reporting date was 1.57 per cent which is slightly below Council's benchmark i.e., the cash rate of 0.85 per cent plus 0.75 per cent (or 160 basis points). This is being monitored closely with retiring investments being reinvested to optimise their returns.

5.2 Statement of Investments - June 2022



Council has also utilised the AusBond Bank Bill Index to provide a further benchmark focused on long term investments. As of 30 June 2022, the AusBond rate was 0.90 per cent. The weighted average interest rate of Council’s investment portfolio at the same reporting date was 1.57 per cent.



Council’s Investment Policy establishes limits in relation to the maturity terms of Council’s investments as well as the credit ratings of the institutions with whom Council can invest.

The following tables provide a dissection of Council’s investment portfolio as required by the Policy. The Policy identifies the maximum amount that can be held in a variety of investment products or with institutions based on their respective credit ratings.

Table 1 shows the percentage held by Council (holdings) and the additional amount that Council could hold (capacity) for each term to maturity allocation in accordance with limits established by Council’s Policy.

Table 1: Maturity – Term Limits

Term to Maturity Allocation	Maximum	Holding	Remaining Capacity
0 - 3 Months	100.00%	11.97%	88.03%
3 - 12 Months	100.00%	34.63%	65.37%
1 - 2 Years	70.00%	19.52%	50.48%
2 - 5 Years	50.00%	33.88%	16.12%
>5 Years	25.00%	0.00%	25.00%

Table 2 shows the total amount held, and the weighted average interest rate (or return on investment), by credit rating. The credit rating is an independent opinion of the capability and willingness of a financial institution to repay its debts, or in other words, the providers' financial strength or creditworthiness. The rating is typically calculated as the likelihood of a failure occurring over a given period, with the higher rating (AAA) being superior due to having a lower chance of default. However, it is generally accepted that this lower risk will be accompanied by a lower return on investment.

The level of money held in the bank accounts has been added to the table to illustrate the ability of Council to cover the operational liabilities that typically occur (for example payroll, materials and contracts, utilities).

Table 2: Credit Rating Limits

Credit Rating	Maximum	Holding	Remaining Capacity	Value	Return on Investment
Bank Accounts	100.00%	10.99%	89.01%	\$24,971,164.48	0.90%
AAA	100.00%	0.00%	100.00%	N/A	N/A
AA	100.00%	56.51%	43.49%	\$128,437,732.00	1.47%
A	60.00%	14.44%	45.56%	\$32,825,303.56	2.37%
BBB & NR	40.00%	18.07%	21.93%	\$41,067,579.44	1.17%
Below BBB	0.00%	0.00%	0.00%	N/A	N/A

Certification by Responsible Accounting Officer

I, Patrick McDonald, hereby certify that all investments have been made in accordance with Section 625 of the Local Government Act 1993, Clause 212 of the Local Government (General) Regulation 2005 and Council's Investment Policy.

5.3 UPDATE ON OUTSTANDING AND COMPLETED RESOLUTIONS OF COUNCIL INCLUDING QUESTIONS TAKEN ON NOTICE, MATTERS ARISING AND NOTICES OF MOTION

RECORD NUMBER: 2022/1305

AUTHOR: Janessa Constantine, Manager Corporate Governance

EXECUTIVE SUMMARY

A list of updates on outstanding resolutions, questions taken on notice, matters arising and notices of motion is provided together for the information of Council. Only matters requiring action to be taken are noted in this report, including outstanding items from the previous Council term. A report is also provided to Council on those Actions completed since the report was last provided to Council. After items are reported in the Completed Actions Report, items are removed from this listing, however, are available for administrative purposes.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy “18.1. Provide representative, responsible and accountable community governance.”.

FINANCIAL IMPLICATIONS

Nil

POLICY AND GOVERNANCE IMPLICATIONS

Nil

RECOMMENDATION

That the information provided in the report by the Manager Corporate Governance on Outstanding and Completed Resolutions, Questions Taken on Notice, Matters Arising and Notices of Motion be acknowledged.

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

Attached is a listing of tasks requiring action or follow up by Council staff. This list identifies progress on decisions of Council, including Notices of Motion, Questions Taken on Notice and Matters Arising. Upon completion, items will be noted as such and removed after production to Council.

ATTACHMENTS

- 1 Outstanding Actions Report, [D22/41609](#)
- 2 Completed Actions Report, [D22/41679](#)

5.4 REPORT ON 2022 BULKY WASTE SERVICE

RECORD NUMBER: 2022/1295

AUTHOR: Wayne Davis, Manager Waste Services and Technical Support

EXECUTIVE SUMMARY

At the request of Council, a scheduled Bulky Waste collection for Orange residents was provided by J R Richards and Sons over the month of February 2022. This report provides a breakdown of waste volumes and number of services rendered during the campaign.

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy “9.2. Develop and promote initiatives to reduce water, energy and waste in consultation with the community”.

FINANCIAL IMPLICATIONS

The cost of the scheduled Bulky Waste Service was met by residential rate payers via the rates charges to the value of \$11.60 per assessment. Council has subsequently endorsed, via the Delivery Operational Plan, to apply \$11.95 per residential assessment for delivery of a similar Bulky Waste service in the 2022/2023 financial year. Should this proceed, the service would likely be rendered in February 2023 to facilitate the contractors pre-existing commitments in running their normal operational requirements.

POLICY AND GOVERNANCE IMPLICATIONS

Council may consider the costs of this additional non-essential service in light of the current economic pressures placed upon its constituents and thereby not render the service as a scheduled service. Council can then rely on the current contract provision to allow for any uptake of a bulky waste service to be funded by the user as and when required should that demand be warranted (cost of the “user-pay” ticket service is \$220.25 gst inclusive amount).

RECOMMENDATION

That Council resolves:

- 1 To note the report on 2022 Bulky Waste Service.**
- 2 To determine whether or not:**
 - (a) to schedule a kerb side Bulky Waste Service in February 2023; or**
 - (b) revert to the contract provision for a “user-pay” service of \$220.25 for residents to access as and when required.**

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.

5.4 Report on 2022 Bulky Waste Service

SUPPORTING INFORMATION

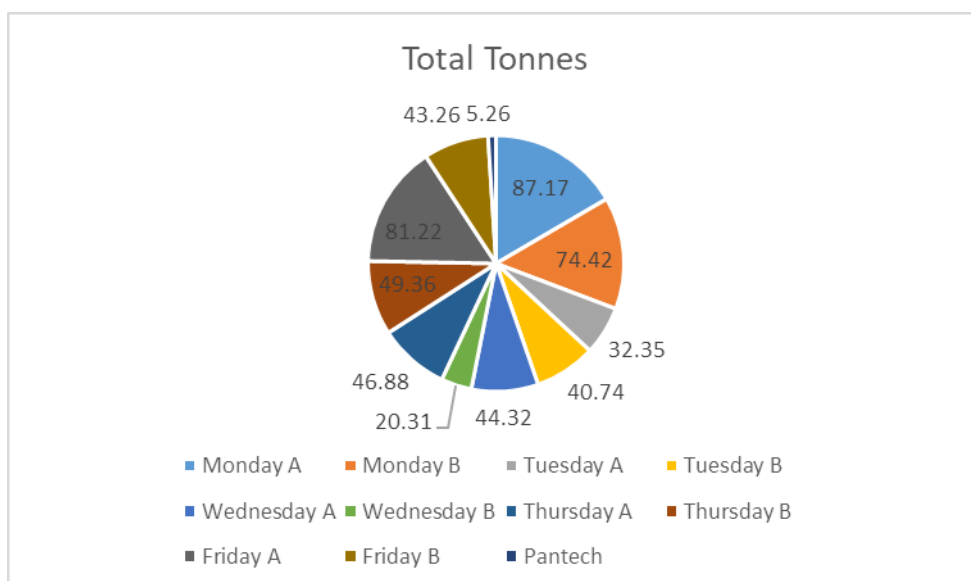
The following data compilation is provided to Council as a summary of waste volumes and community uptake of the scheduled bulky waste service rendered in February 2022.

Each of the ten (10) collection zones within the City (copy attached) were provided with a two pass collection regime to collect residual waste, mattresses, scrap metal/whitegoods and e-waste.

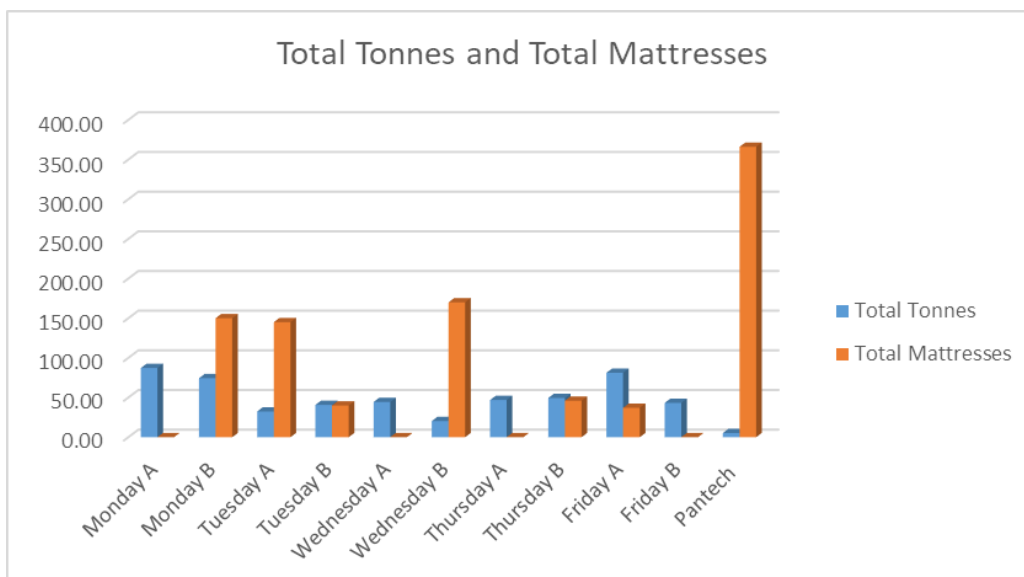
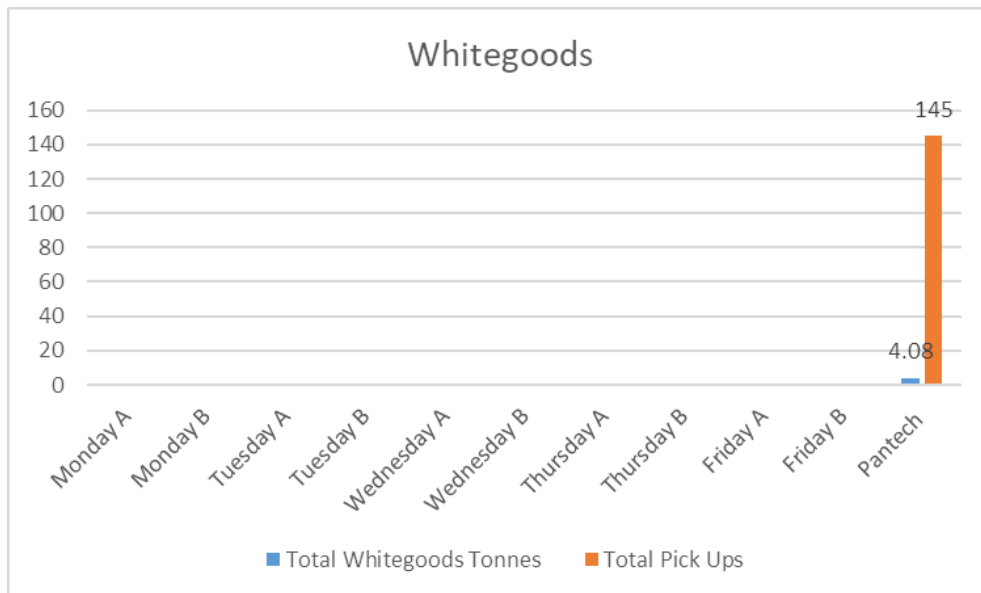
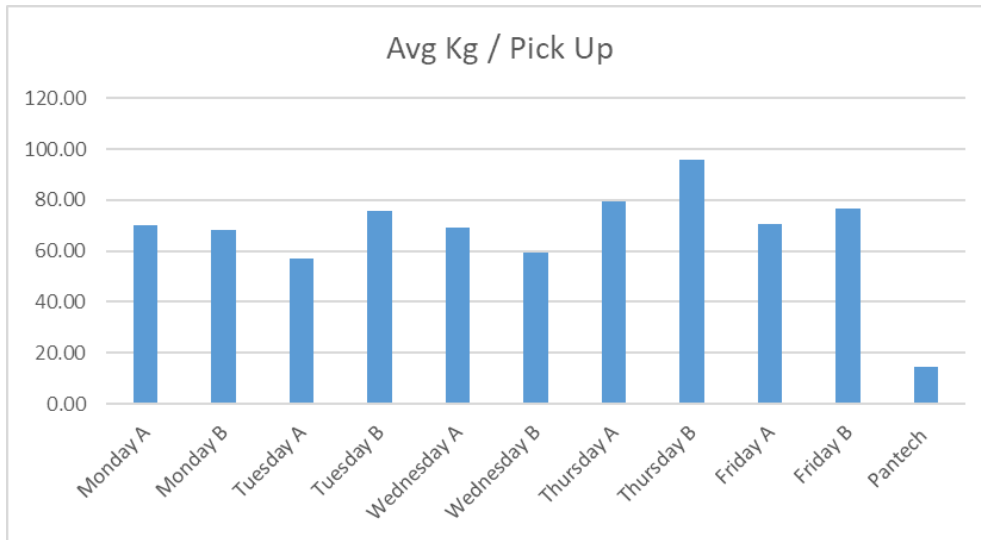
Collection Area Volumes and Services Rendered

	Total Tonnes	Total Mattresses	Total Pick Ups	Avg Kg / Pick Up	Total Whitegoods Tonnes	Total Pick Ups	Avg Kg / Pick Up
Monday A	87.17	0.00	1243.00	70.13			
Monday B	74.42	150.00	1091.00	68.21			
Tuesday A	32.35	145.00	569.00	56.85			
Tuesday B	40.74	40.00	537.00	75.87			
Wednesday A	44.32	0.00	641.00	69.14			
Wednesday B	20.31	170.00	342.00	59.39			
Thursday A	46.88	0.00	589.00	79.59			
Thursday B	49.36	46.00	515.00	95.84			
Friday A	81.22	37.00	1148.00	70.75			
Friday B	43.26	0.00	563.00	76.84			
Pantech	5.26	366.00	366.00	14.37	4.08	145	28.14
Total	525.29	687.00	7604.00		4.08	145	

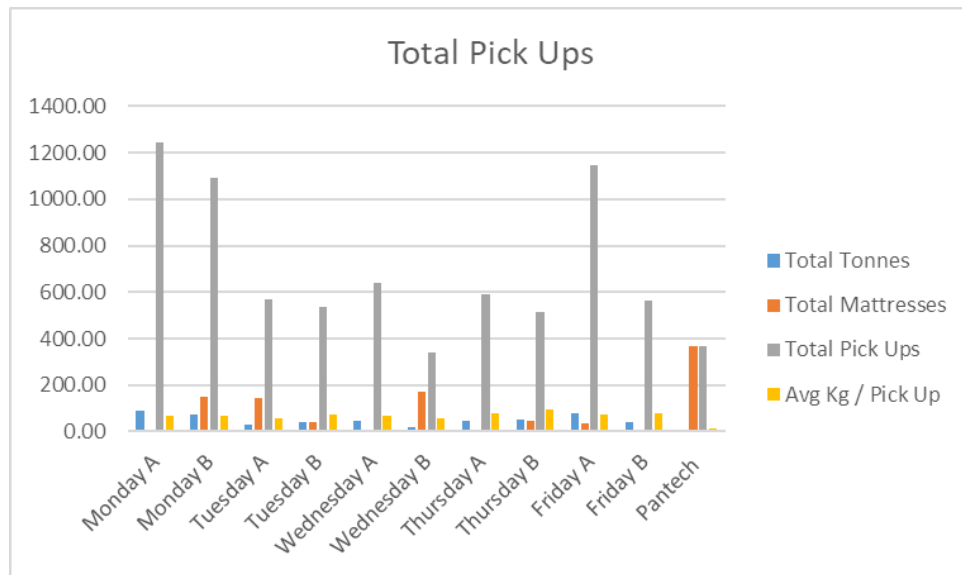
		Tonnes	
Bulky	61.0%	330.93	<i>(residual waste)</i>
Steel/e-waste	34.4%	174.31	<i>(extracted steel, white goods and e-waste)</i>
White Goods	0.8%	4.08	<i>Note: A high % of white goods is captured within the scrap steel breakdown above.</i>
Mattresses	3.8%	20.05	
Total	100%	529.37	



5.4 Report on 2022 Bulky Waste Service



5.4 Report on 2022 Bulky Waste Service



When reviewing the waste tonnages collected, of the total 529.37 tonnes, 330.93 tonnes was mixed general waste; 174.31 tonnes was steel and e-waste; 4.08 tonnes was white goods and 20.05 tonnes was mattress waste. When sorted at the Ophir Road Resource Recovery Centre, Council was able to achieve a 39% resource recovery rate from the total volume of wastes collected. The total tonnage of wastes collected in 2021 was 403.73 tonnes. The additional 125.64 tonnes of waste collected this year could be attributed to the addition of mattresses being included in this years’ collection event and a participation level increase from 38% in 2021 to 45% in 2022. There were 16,838 residential assessments that paid for the bulky waste service, however, the actual number of services rendered for each collection area fell well short of maximum uptake (7,604). At best with 45% of the Orange residential rate base utilising the service (with 100% of the rate base having paid for the service), one would best describe the service as being utilised at a “moderate” uptake.

Major stakeholders within the waste industry, such as service providers and regulatory authorities (Environment Protection Authority), prefer to recommend alternative collection and resource recovery systems that result in targeted, cost effective and higher resource recovery options that maintain greater control over environmental factors such as pollution and amenity impact. Council provides these services through the three bin kerbside collection system, Recovery Shop operations, Community Recycling Centre Household Hazardous Waste Facility, Green Waste, Scrap Steel and Construction and Demolition Waste, Mattress and Tyre drop off points at the Ophir Road Resource Recovery Centre.

For all of the aforementioned reasons, this is why Council adopted the current Domestic Waste and Recycling Contract in 2015 to make provision for those residents who don’t have a means of delivering bulky waste to the Ophir Road facility a “user-pay” ticket system that allows removal of up to two (2) cubic metres of waste from the kerbside at a mutually convenient time with the contractor.

5.4 Report on 2022 Bulky Waste Service

The current “user-pay” ticket service cost is \$220.25 which reflects the actual cost of the service contractor to collect and dispose of two (2) cubic metres of waste. This results in a more equitable utilisation of the service which by all accounts is only warranted by a small percentage of the residential rate base on rare occasions. Council may therefore wish to reconsider the application of an across the rate base charge of \$11.95 per residential assessment and revert to the current contract provision of a “user-pay” ticket system for removal of bulky waste as and when required by potential users.

ATTACHMENTS

- 1 Waste Services Program - Collection Areas 2022, D22/40188 [↓](#)

6 CLOSED MEETING – NIL ITEMS