

---

# ORANGE CITY COUNCIL

MINUTES OF THE

## ORDINARY COUNCIL MEETING

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

ON 4 OCTOBER 2022

COMMENCING AT 6.30PM

---

### 1 INTRODUCTION

#### ATTENDANCE

---

Cr J Hamling (Mayor), Cr K Duffy (6.49pm), Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell (Zoom), Cr T Mileto, Cr S Peterson, Cr G Power (Deputy Mayor), Cr J Whitton

Acting Chief Executive Officer (Greenham), Director Corporate and Commercial Services, Director Development Services, Acting Director Community, Recreation and Cultural Services (Andrews), Manager Corporate Governance, Acting Executive Support Manager (Dally).

#### 1.1 APOLOGIES

---

**RESOLVED - 22/386****Cr J Whitton/Cr J Evans**

That the apologies be accepted from Cr K Duffy for lateness for the Council Meeting of Orange City Council on 4 October 2022.

For: Cr J Hamling, 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 K Duffy

**RESOLVED - 22/387****Cr D Mallard/Cr G Power**

That Cr M McDonell be permitted to attend the Council meeting of Orange City Council on 4 October 2022 via audio visual link (zoom).

For: Cr J Hamling, 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 K Duffy

#### 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 Non-Pecuniary Interest in PDC Item 2.4 – Development Application DA516/2021(1) - 11 Carwoola Drive as she resides nearby.

Cr McDonell declared a Non-Significant Non-Pecuniary Interest in PDC Item 2.4 – Development Application DA516/2021(1) - 11 Carwoola Drive as she resides nearby.

Cr Evans declared a Significant Pecuniary Interest in PDC Item 2.2 – Development Application DA 25/2022(1) – 10 Leewood Drive as the applicant is a customer of his business.

Cr Evans declared a Significant Non-Pecuniary Interest in SRPC Item 2.1 – Minutes of the Sport and Recreation Community Committee Meeting of 7 September 2022 as he is a member of the Orange Tigers AFL club.

---

**1.5 OPENING PRAYER**

---

Reverend Bob Cameron from St Barnabas Anglican Church Orange East led the Council in Prayer.

**THERE WAS NO OPEN FORUM.**

**2 MAYORAL MINUTES**

Nil

**3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

**RESOLVED - 22/388**

**Cr T Greenhalgh/Cr G Floyd**

That the Minutes of the Ordinary Meeting of Orange City Council held on 20 September 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 20 September 2022.

For: Cr J Hamling, 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 K Duffy

**THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL ADJOURNED FOR THE CONDUCT OF THE POLICY COMMITTEE MEETINGS AT 6.36PM**

**THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL RESUMED AT 7.20PM**

## 4 NOTICES OF MOTION/NOTICES OF RESCISSION

### 4.1 NOTICE OF MOTION - HEART OF THE NATION SUPPORT

TRIM REFERENCE: 2022/1881

**RESOLVED - 22/417****Cr J Whitton/Cr J Hamling**

That Council resolves:

- 1 That Council support Heart of the Nation in their drive to have publicly available AED's in the community.
- 2 That Council staff provide a report to Council on strategies to broaden the awareness and installation of AED's in Orange.

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

### 4.2 NOTICE OF MOTION - SNAKE AWARENESS AND PREPAREDNESS

TRIM REFERENCE: 2022/1893

**RESOLVED - 22/418****Cr G Floyd/Cr K Duffy**

That Council resolves, by use of Council website to:

- 1 Display information on common snakes found in Orange and surrounding areas. List the following - contact details of snake catchers and affiliated bodies in the Orange area, First Aid treatment for snake bite and Emergency contact details in case of snake bite, rules and regulations around snake handling and welfare.
- 2 Distribute similar snake information to the public in any other cost-effective manner possible and write to the Minister for Education requesting awareness programs be held in schools.

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 GENERAL REPORTS

### 5.1 REGISTER OF DISCLOSURES - INTERESTS OF COUNCILLORS AND DESIGNATED PERSONS

TRIM REFERENCE: 2022/1632

**RESOLVED - 22/419****Cr K Duffy/Cr J Whitton**

That Council resolves:

- 1 That the Register of Returns for the period 1 July 2021 – 30 June 2022 disclosing interests of Councillors and Designated Persons be made available on Council's website with appropriate redaction.
- 2 That the Register of Returns for the period 1 July 2021 – 30 June 2022 disclosing interests of Councillors and Designated Persons, as tabled, be acknowledged.

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

TRIM REFERENCE: 2022/1316

**RESOLVED - 22/420****Cr D Mallard/Cr G Power**

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.

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

### 5.3 WELCOME TO SUMMER - ORANGE AQUATIC CENTRE

TRIM REFERENCE: 2022/1891

**RESOLVED - 22/421****Cr D Mallard/Cr T Greenhalgh**

That Council resolves to:

- 1 Grant free entry to the Aquatic Centre for the Start of Summer 3 December 2022 and;
- 2 Provide the use of inflatable equipment free of charge.

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 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 - 22/422****Cr D Mallard/Cr J Evans**

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 4 October 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 Mayor declared the Ordinary Meeting of Council adjourned for the conduct of the Closed Meeting at 7.42pm.

The Mayor declared the Ordinary Meeting of Council resumed at 7.44pm.

## 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 4 OCTOBER 2022**

TRIM REFERENCE: 2022/1816

**RESOLVED - 22/423****Cr K Duffy/Cr J Whitton**

That the information in the report on Submission Redactions be acknowledged.

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

**THE MEETING CLOSED AT 7.44PM**

This is Page Number 5 and the Final Page of the Minutes of the Ordinary Meeting of Orange City Council held on 4 October 2022.