



# **ORDINARY COUNCIL MEETING**

# **AGENDA**

**3 SEPTEMBER 2024**

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, 3 September 2024** commencing at **6:30 PM**.

David Waddell  
**CHIEF EXECUTIVE OFFICER**

For apologies please contact Executive Support on 6393 8391.

---

## 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>3</b>
1.1	Apologies and Leave of Absence .....	3
1.2	Livestreaming and Recording .....	3
1.3	Acknowledgement of Country .....	3
1.4	Declaration of pecuniary interests, significant non-pecuniary interests and less than significant non-pecuniary interests.....	3
	<b>COUNCIL MEETING ADJOURNS FOR THE CONDUCT OF THE OPEN FORUM .....</b>	<b>3</b>
	<b>COUNCIL MEETING RESUMES .....</b>	<b>3</b>
<b>2</b>	<b>MAYORAL MINUTES .....</b>	<b>5</b>
2.1	Mayoral Minute - Country Mayors Association General Meeting of 9 August 2024 .....	5
<b>3</b>	<b>CONFIRMATION OF MINUTES OF PREVIOUS MEETING .....</b>	<b>17</b>
3.1	Minutes of the Ordinary Meeting of Orange City Council held on 20 August 2024 .....	18
<b>4</b>	<b>NOTICES OF MOTION/NOTICES OF RESCISSION .....</b>	<b>23</b>
	Nil	
<b>5</b>	<b>GENERAL REPORTS .....</b>	<b>25</b>
5.1	Response to Questions Taken on Notice .....	25
5.2	Naming - Female Change Rooms & Accessible Amenities - Sir Jack Brabham Park .....	37
5.3	Council Term December 2021 - September 2024 .....	41
<b>6</b>	<b>CLOSED MEETING – NIL ITEMS .....</b>	<b>42</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 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 MAYORAL MINUTE - COUNTRY MAYORS ASSOCIATION GENERAL MEETING OF 9 AUGUST 2024

---

RECORD NUMBER: 2024/1491

#### MAYORAL MINUTE

The Chief Executive Officer and I attended the Country Mayors Association General Meeting in Sydney on 9 August 2024. Attached to this Mayoral Minute are the minutes from this meeting.

#### RECOMMENDATION

**That the information contained in this Mayoral Minute be acknowledged.**

Jason Hamling  
**MAYOR**

#### SUPPORTING INFORMATION

The Country Mayors Association of NSW 9 August 2024 meeting was held in the Theatrette at Parliament House, Sydney.

The Draft Minutes of that meeting are attached for the information of Council.

#### ATTACHMENTS

- 1 CMA Draft Minutes - 9 August 2024, D24/87003 [↓](#)



# Country Mayors Association of NEW SOUTH WALES Inc

**Acting Chairman:** Cr Rick Firman OAM

PO Box 262 Temora NSW 2666

(02) 6980 1100

e-mail [admin@nswcountrymayors.com.au](mailto:admin@nswcountrymayors.com.au)

ABN 92 803 490 533

## MINUTES

### GENERAL MEETING – THEME “HEALTH”

FRIDAY, 9 AUGUST 2024 THEATRETTE, NSW PARLIAMENT, SYDNEY

The meeting opened at 8:20 a.m.

#### ATTENDANCE:

Cr. Gil Kelly	Mayor	Cootamundra-Gundagai Regional Council
Gareth Curtis	GM	Dungog Shire Council
Cr. David McCann	Mayor	Coolamon Shire Council
Tony Donoghue	GM	Coolamon Shire Council
Rob Williams	GM	Narrabri Shire Council
Cr. Mark Johnson	Mayor	Moree Plains Shire Council
Cr. Paul Harmon	Mayor	Inverell Shire Council
Brett McInnes	GM	Inverell Shire Council
Cr. Jarrod Marsden	Mayor	Cobar Shire Council
Peter Vlatko	GM	Cobar Shire Council
Cr. Pam Kensit	Mayor	Upper Lachlan Shire Council
Alex Waldron	CEO	Upper Lachlan Shire Council
Cr. Barry Hollman	Mayor	Bourke Shire Council
Cr. Leonie Brown	GM	Bourke Shire Council
Cr. Neville Kschenka	Mayor	Narrandera Shire Council
Cr. Carol Oataway	Mayor	Hay Shire Council
David Webb	GM	Hay Shire Council
Cr. Rick Firman OAM	Mayor	Temora Shire Council
Melissa Boxall	GM	Temora Shire Council
Cr. Milton Quigley	Mayor	Warren Shire Council
Gary Woodman	GM	Warren Shire Council
Cr. Jamie Chaffey	Mayor	Gunnedah Shire Council
Gary Fry	Secretariat	Country Mayors Association
Viv May PSM	Administrator	Wingecarribee Shire
Cr. Ambrose Doolan	Mayor	Warrumbungle Shire Council

Roger Bailey	GM	Warrumbungle Shire Council
Cr. Bob Callow	Mayor	Junee Shire Council
Cr. Margaret Roles	Mayor	Hilltops Council
Anthony O'Reilly	GM	Hilltops Council
Cr. Amanda Findley	Mayor	Shoalhaven
Cr. Jason Hamling	Mayor	Orange City Council
Cr. Ruth McRae	Mayor	Murrumbidgee Council
John Scarce	GM	Murrumbidgee Council
Cr. Greg Verdon	Mayor	Lockhart Shire Council
Cr. Peter Sharp	Deputy Mayor	Lockhart Shire Council
Eric Groth	GM	Gunnedah Shire Council
Cr. Rob Banham	Mayor	Glen Innes Severn Council
Bernard Smith	GM	Glen Innes Severn Council
Cr. Eric Noakes	Mayor	Walcha Council
Phillip Hood	GM	Walcha Council
Cr. Scott Ferguson	Mayor	Blayney Shire Council
Mark Dicker	GM	Blayney Shire Council
Cr. Doug Hawkins	Mayor	Liverpool Plains Shire Council
Gary Murphy	GM	Liverpool Plains Shire Council
Cr. Kevin Beatty	Mayor	Cabonne Council
Brad Byrnes	GM	Cabonne Council
Heather Nicholls	Deputy GM	Cabonne Council
Cr. Steve Allan	Mayor	Bellingen Shire Council
Mark Griffioen	GM	Bellingen Shire Council
Cr. Sharon Cadwallader	Mayor	Ballina Shire Council
Cr. Frank Crawley	Mayor	Murray River Council
Terry Dodds	GM	Murray River Council
Cr. Bronwyn Petrie	Mayor	Tenterfield Shire Council
Aaron Johansson	CEO	Goulburn Mulwaree Council
Cr. Jim Hickey	Deputy Mayor	Broken Hill City Council
Jay Nankivell	GM	Broken Hill City Council
Cr. Daniel Linklater	Mayor	Wentworth Shire Council
Ken Ross	GM	Wentworth Shire Council
Cr. John Coulton	Mayor	Gwydir Shire Council
Max Eastcott	GM	Gwydir Shire Council
Cr. Neil Westcott	Mayor	Parkes Shire Council
Cr. Ken Keith OAM	Councillor	Parkes Shire Council
Cr. Ruth Fagan	Mayor	Cowra Council
Adrian Butler	GM	Federation Council
Cr. Tony Reneker	Mayor	Leeton Shire Council
Jackie Kruger	GM	Leeton Shire Council
Cr. Tony Quinn	Mayor	Greater Hume Council
Evelyn Arnold	GM	Greater Hume Council
Cr. Brian Monaghan	Mayor	Bland Shire Council
Grant Baker	GM	Bland Shire Council
Jane Stroud	CEO	Kiama Shire Council
Cr. Neil Reilly	Mayor	Kiama Shire Council

Cr. Russell Fitzpatrick	Mayor	Bega Valley Shire Council
Anthony McMahon	CEO	Bega Valley Shire Council
Cr. Sam Coupland	Mayor	Armidale Regional Council
James Roncon	GM	Armidale Regional Council
Cr. Kylie King	Mayor	Albury City Council
Sharne Colefax	Manager, Council Engagement A/Council Engagement Manager – Riverina, Murray and Far South- West	OLG
Cameron Templeton	Mayor	OLG
Cr. Mark Kellam	Mayor	Oberon Council
Gary Wallace	GM	Oberon Council
Cr. Ian Chaffey	Mayor	Snowy Valleys Council
Mark Arnold	GM	Byron Shire Council
Cr. Paul Phillips	Mayor	Lachlan Shire Council
Greg Tory	GM	Lachlan Shire Council
Cr. John Medcalf OAM	Deputy Mayor	Lachlan Shire Council
Paul Bennett	GM	Tamworth Regional Council
Cr. Russell Webb	Mayor	Tamworth Regional Council
Bob Stewart	Administrator	Central Darling Shire Council
Greg Hill	GM	Central Darling Shire Council
Robyn Stevens	CEO	Shoalhaven City Council
Cr. Craig Davies	Mayor	Narromine Shire Council
Cr. Mathew Dickerson	Mayor	Dubbo Regional Council
Cr. Claire Pontin	Mayor	Midcoast Council
Sharon Houlihan		Canberra Region Joint Organisation
Hayley Chapman		Canberra Region Joint Organisation
Jonathan Malota	Policy Advisor – Transport & Data	NRMA
Cr. Glen Neill	Mayor	Bogan Shire Council
Cr. Phyllis Miller OAM	Mayor	Forbes Shire Council

#### **Parliamentarians in attendance (in addition to speakers):**

- The Hon. Dougal Saunders, NSW Nationals Leader
- The Hon. Gurmesh Singh, Incoming Shadow Minister for Regional Health
- Brendan Moylan, Member for Northern Tablelands
- Michael Kemp, Member for Oxley
- The Hon. Steph Cooke, Member for Cootamundra, NSW Shadow Minister for Water and NSW Shadow Minister for Crown Lands
- The Hon. Tanya Thompson, Shadow Assistant Minister for Regional Health. Member for Myall Lakes
- The Hon. Aileen MacDonald, Shadow Minister for Youth Justice and Member of the Legislative Council
- The Hon. Bronnie Taylor, Retiring Shadow Minister of Regional Health
- The Hon. Wendy Tuckerman, Member for Goulburn and Shadow Minister for Local Government
- The Hon. Richie Williamson, Member for Clarence  
The Nationals Whip, and Shadow Assistant Minister for Regional NSW
- The Hon. Justin Clancy, Member for Albury  
Shadow Minister for Skills, TAFE and Tertiary Education



**APOLOGIES:**

Cr. Doug Curran	Mayor	Griffith City Council
Brett Stonestreet	GM	Griffith City Council
Cr. Nuatali Nelmes	Lord Mayor	Newcastle City Council
Cr. Sue Moore	Mayor	Singleton Council
Cr. Darrell Tiemens	Mayor	Narrabri Shire Council
Cr. Jay Suvaal	Mayor	Cessnock City Council
Cr. Kenrick Winchester	Mayor	Queanbeyan-Palerang Regional Council
Rebecca Ryan	GM	Queanbeyan-Palerang Regional Council
Cr. Ryan Palmer	Mayor	Port Stephens Council
George Cowan	GM	Narrandera Shire Council
Cr. Dallas Tout	Mayor	City of Wagga Wagga
Cr. Mathew Hatcher	Mayor	Eurobodalla Shire Council
Cr. Chris Homer	Mayor	Shellharbour City Council
Cr. Vivian Slack-Smith	Mayor	Brewarrina Shire Council
Cr. David Kirby	GM	Brewarrina Shire Council
Cr. Gordon Bradbery AM	Lord Mayor	Wollongong City Council
Cr. Maree Statham	Mayor	Lithgow City Council
Ross Gurney	GM	Lithgow City Council
Murray Wood	CEO	Dubbo Regional Council
Cr. Peter Walker	Mayor	Goulburn Mulwaree Council
	Deputy Secretary, Local	
Brett Whitworth	Government	OLG
Greg McDonald	GM	Upper Hunter Shire Council
Cr. Maurice Collison	Mayor	Upper Hunter Shire Council
Cr. Peta Betts	Mayor	Edward River Council
Gary Arnold	Interim CEO	Edward River Council
Cr. Craig Bembrick	Mayor	Weddin Shire Council
Noreen Vu	GM	Weddin Shire Council
Cr. Patrick Bourke	Mayor	Federation Council
Cr. Doug Batten	Mayor	Gilgandra Shire Council
Neil Alchin	GM	Gilgandra Shire Council
Paul Devery	GM	Cowra Council
Cr. Steve Krieg	Mayor	Lismore City Council
Jon Gibbons	GM	Lismore City Council
Gary Murphy	GM	Liverpool Plains Shire Council
Cr. Doug Hawkins OAM	Mayor	Liverpool Plains Shire Council
Cr. Michael Lyon	Mayor	Byron Shire Council
Cr. Kylie Webster	Mayor	Kyogle Council

**CMA Chairman Cr Jamie Chaffey Welcomes attendees, opened the meeting and conducted the Acknowledgement to Country**

...We acknowledge the Traditional Custodians of the land and waters, and we show our respect for Elders past and present and emerging. We are committed to providing communities in which Aboriginal and Torres Strait Islander people are included socially, culturally and economically.

**Adoption of Minutes of Previous Meeting:**

RESOLVED that the minutes of the Annual General Meeting held on 22 March 2024 be accepted as a true and accurate record (unanimous).

**Matters Arising from the Minutes – Nil****PRESENTATIONS****Deputy Commissioner Paul Pisanos, NSW Police Force**

I wanted to come back and raise six issues. We spoke about youth crime (serious and violent). Operation Mongoose has not stopped and the Bail Act has been enacted. We are aware of the impact on communities. Western, Northern and Southern regions have seen hundreds of arrests and 50% were on bail. 22C has been used for those over the age of 14. This is reducing recidivism (repeat offending).

Community work is important to us but other agencies need to come together for optimal outcomes.

Tobacco and vape products are being seized in significant quantities coming across our State borders.

Domestic violence is an ongoing focus. Identifying the serious offenders is a challenge we are working on.

Impaired driving operations are a focus across the State, with 80% of fatalities occurring on regional roads.

Driving behaviours like speeding require constant media and awareness efforts.

Cop in Your Town is our recruitment campaign that has been rolled out across NSW regions, with 12 launches that attracted good media. It is designed to capture the attention of locals, tradies, farmers, whoever might be looking for a change. Retention is also a focus, with better pay possibly on the horizon and real support mechanisms.

Jamie: How are you going with numbers?

Deputy Police Commissioner Pisanos: 1,500 is the shortfall. Paying people to go to the academy is a great step forward and we looking at increasing graduate numbers.

Dougal Saunders: The Regional Crime Inquiry is a real positive and congratulations to the CMA for that. Tobacco issues, can you tell us more about that?

Deputy Police Commissioner Pisanos: It is a complex space and our approaches are evolving.

Organised crime is playing a big part, so NSW Police are focusing on the behaviours of the people involved. The organised crime involvement adds to the potential concerns with tobacco and vape product smuggling.

Parkes Mayor Cr. Neil Westcott: Trundle's Police residence has been condemned....

Deputy Police Commissioner Pisanos: The Officer in Charge never really reported the condition because she stayed at her mother's place. It is going to be fixed up. Most of it (Police properties, including residences) is run through Properties NSW but it is a big challenge. There will be no closing Police Stations and residences.

Kempsey Shire Council Mayor Cr Leo Hauville: What proportion of the 80% of fatalities is speed related?

Deputy Police Commissioner Pisanos: More than half but you cannot always tell for certain. Speed is a contributing factor to most fatalities even if a distraction or impairment occurs.

Deputy Police Commissioner Pisanos: We are the only State that does not use point to point speed monitoring cameras for cars, will there be Government support to change that?

Deputy Police Commissioner Pisanos could not answer the political question but there was consensus in the chuckles that indicated it would be unlikely from either side of politics.

Deputy Police Commissioner Pisanos: Final comment, we are working on Crime Prevention Agreements and Moree is coming along. If your community does not have a Crime Prevention Agreement, I suggest you work with us to establish one.

#### **President of ALGA, Cr. Linda Scott**

If Councils are owed money by Rex Airlines, pleased get that information to ALGA. Normally we would not encourage the use of one service over another but we want to see the airline continue – for the sake of regional Australia and competition, so support it where practical.

Thank you for coming to our ALGA conference and my farewell.

The headline issue right now is housing. So, we are staging a summit to highlight the innovation in Local Government on the issue.

We are working on an MoU with the Federal Government and we are getting involved with more and more advisory bodies in Federal Parliament.

Linda acknowledged the contributions of retiring mayors.

We are so proud of you Jamie Chaffey and we look forward to seeing you take your Local Government experience to Federal Parliament.

#### **Shadow Minister for Regional Health, Trade and Seniors, the Hon. Bronnie Taylor MLC**

In her final appearance before retiring, the passionate Shadow Minister reflected on her time in the role and politics, generally.

Great politicians come out of Local Government.

It concerns me that we talk about the issues affecting young people but nowhere are we hearing the voices of young people. We need to engage youth and give them a voice. We need advice from the youth about youth issues. We need the Regional Youth Taskforce reinstated and I ask you as an Association to push for that.

She endorsed the new Shadow Minister for Regional Health, the Hon. Gurmesh Singh.

It is important that you try to meet the Regional Health Minister with your Local Members. It is not OK that you travelled all this way and the Regional Health Minister did not turn up.

**The Minutes of Previous Meeting 10 May 2024 were adopted unanimously, with nil matters arising.**

**Motions:**

**A) General Manager of Murrumbidgee Council John Scarce:**

That the Country Mayors Association calls upon the State Government of NSW to reverse its decision not to provide a budget for interagency emergency management training and exercises.

Further, without this interagency training and exercises, Country Mayors of NSW advocate that they are fearful that our Emergency Operations Centers and response to emergencies will be compromised with a potential for lives to be lost.

B) That the Membership support the Deputy Chairman Rick Firman OAM acting as interim Chairman, with the current Chairman Jamie Chaffey stepping down in the September 2024 Local Government elections.

C) That the Membership endorse the Executive Committee nomination of current Executive Member Russell Webb for the role of Deputy Chairman, in an interim capacity until the AGM.

All were unanimously supported.

**Membership**

The NRMA approached the CMA executive to establish a formal relationship.

It was recommended that the NRMA be accepted as an Associate Member of the CMA.

Parkes Shire Councillor Cr Ken Keith OAM moved the motion and Forbes Shire Mayor Cr Phyllis Miller OAM seconded. The Membership endorsed this recommendation unanimously. The NRMA is the first private sector Associate Member of the Country Mayors Association of NSW.

**Leeton Shire Mayor Cr Tony Reneker spoke about the no-cost Mayoral Alliance for the Pacific.** He encouraged mayors who support the PALM scheme and the much-needed workers it brings to join the Alliance. **[invitation letter attached]**

**Panel session with the Rural Doctors Network's CEO Dr. Richard Colbran, Manager Service Delivery Operations Kath Hetherington, Recruitment Portfolio Lead Jessica Yuen and Program Manager Outreach Services Amanda Massett**

**[presentation attached]**

Dr. Richard Colbran: We are a charity that has been around for 35 years. Continuity is important for our organisation and health. We are in all LGAs outside of Sydney. We are the bridge between rural communities and the city (Government). Most Councils would be aware of our bush bursaries and their support of doctors from our regions.

Doctors for communities has been the focus for years but we are now looking at health access. You may not need a doctor and you certainly need the right doctor.

Kath Hetherington: We understand that open communication is critical. We understand that you are engaged and we want to work with you and your communities. Our Collaborative Care Project includes a focus on retention and broad health care access.

Dr. Richard Colbran: We do not have a solution, we have a method, in our \$3mil. Funded Collaborative Care Project.

Jessica Yuen: Free recruitment is provided to all medical practices, with free CV assessment. We help practices and Doctors to ask the right questions to ensure they are the right fit for the location.

152 new GPs were recruited in the past financial year, 79 positions directly by RDN.

Dr. Richard Colbran: We support locums as a respite service but it has become a business. The trend is not ideal for regional communities and it is very costly.

RDN takes no administration fee. We are allowed to allocate 15% to outreach and we give 50% of that to communities.

We are compiling a report for Councils with data trends for doctor numbers.

Cr. Jamie Chaffey: We care about retaining people in our communities. You are now required to support metropolitan areas now. Is your funding contingent on that?

Dr. Colbran: Money is tight in Governments. We do work in the city, in all the AMS's. The 10,000 GPs in Sydney are our target audience, so we have to work with them. The Government wants the whole system working together.

Tenterfield Mayor Cr Bronwyn Petie: What satisfaction levels do you get from doctors and practices.

Dr. Colbran: We have a 95% satisfaction rate from doctors we support. Practices are small businesses and we need to remember that. Some of them need to be better, to adapt to contemporary work expectations and to make the GP role more appealing.

Cr. Steve Allen, Mayor of Bellingen Shire (and a pharmacist): It is difficult to attract people to GP roles instead of specialising. Are you looking at better utilising the allied professionalism including pharmacies?

Dr. Colbran: Scope of practice is something we are focusing on. Colleges are actually removing rural placements and we need to watch that. Optimising scope of practice to support health outcomes would include pharmacists.

Mayor of Bland Shire Cr. Brian Monaghan: Overseas Doctors can now go to the cities....?

Dr. Colbran: 1500 of our doctors are overseas trained. Those incentives to send people to rural locations have been taken away. Continuity is important to regional communities and we have seen doctors relocate to the city as soon as possible.

Mayor Monaghan: Is an increased rural Medicare rebate possible?

Dr. Colbran: The Doctors Associations do this lobbying. One of the problems is we just move people from practices to hospitals. The health care providers have not increased.

**Parliamentary Secretary for Health and Parliamentary Secretary for Regional Health,  
Dr. Michael Holland**  
[full speech attached]

Dr. Holland talked about how safe working staffing levels are being rolled out. Ratios in nursing have long been a contention in nursing, as they have attracted nurses to other states. For what the NSW Government considers safe working levels in our hospitals, use this link:  
<https://www.health.nsw.gov.au/workforce/Pages/safe-staffing-levels.aspx>

Dr. Holland said Ambulance services are important and we have seen increased funding. \$274mil to upgrade staffing at selected locations.

HECS fee incentives do exist, with \$20,000 for the 1<sup>st</sup> year and following years, \$10,000.

New hospital in Eurobodalla and accommodation is a concern. \$200mil. is being invested across NSW for essential worker accommodation.

Workforce recruitment of up to 80 generalists has been successful.

Cowra Council Mayor Cr. Ruth Fagan: I'm concerned about health councils not being supported or retained. Community committees are important.

Dr. Holland: I was not aware that this was a problem and I will report it to the Minister.

Mayor Fagan: Cowra is getting a new hospital. Is there any possibility we could employ a resident doctor with the hospital?

Dr. Holland: The small business model needs to change, as Dr. McGirr said. We do need new approaches.

Q: What about the international doctors who are driving Ubers?

A: We value our international doctors and need to work with our Federal Government to improve the pathways and remove the barriers.

### **LGNSW Update**

Forbes Shire Mayor Cr. Phyllis Miller OAM is on the CMA Executive and is a Director of LGNSW (Regional/Rural). She provided a brief update on behalf of LGNSW and the organisation's President Cr. Darriea Turley AM (a Councillor in Broken Hill).

Mayor Miller emphasized that 20 Oct. is the deadline for LGNSW conference motions. She also reiterated that Cr. Jamie Chaffey and Cr. Scott Ferguson will be missed and applauded their contributions.

**Michelle Maxwell, Director, Strategy, Governance and Delivery, Regional Health Division – NSW Health**

Michelle provided an update of the implementation of recommendations from the Regional Health Inquiry, stating that as at 30 June, 2024 a total of 25 of 34 recommendations had been implemented / followed up on.

Michael also detailed the current Regional Health MPS strategy framework process. She reiterated that consultation is ongoing and they are keen to receive further input from Councils.

**[Presentation attached]**

Coolamon Shire Council Mayor Cr. David McCann voiced his community's appreciation that their MPS is to be upgraded but asked for an update on the work.

Michelle: We will look into that for you.

**Founder of 'Heart of the Nation' Greg Page (also founding member of The Wiggles)**

Greg Page is best known as the original lead singer and a founding member of the children's band The Wiggles from 1991 to 2006 and then again in 2012. He has also recorded a number of solo albums and published his autobiography.

Since suffering a sudden cardiac arrest in 2020 during a Wiggles reunion concert, Greg has become an advocate for community capacity building for immediate response to a sudden cardiac arrest. He founded the charity "Heart of the Nation", which promotes more widespread access to automated external defibrillators (AEDs) and aims to increase public awareness of defibrillator locations across Australia, as well as encouraging businesses to keep a defibrillator on-site.

Greg gave the examples of Orange and Parkes, where publicly accessible AEDs have been rolled out. He said that the solution to improving the survival rate of sudden cardiac arrest (a shocking 5%) lies with community capacity to respond.

Forbes Shire Mayor Cr. Phyllis Miller OAM: We've got them but need more.

Tenterfield Shire Mayor Cr. Bronwyn Petrie: I'm concerned they could be abused or stolen. Do they have GPS trackers?

Greg: Yes, ours also have a sim card.

Upper Lachlan Shire Mayor Cr. Pam Kensit: Do those sim cards tell you when they need maintenance?

Greg: If a Council purchases them, it is really their responsibility to maintain them.

Greg explained that Heart of the Nation is a charity with a singular cause and he makes no money from it.

**Greg's presentation is attached.** Here is the link to the Heart of the Nation website:

<https://www.heartofthenation.com.au/>

**Acting CMA Chairman and Mayor of Temora Shire Cr. Rick Firman OAM took to the lectern to acknowledge the service of retiring mayors present at the meeting, paying special tribute to outgoing Chairman Cr. Jamie Chaffey of Gunnedah Shire and presenting him with a framed caricature of himself.**

Mayor Chaffey has really lifted the professionalism of the Country Mayors Association of NSW. He has been passionate and dedicated in his role. He admitted to feeling emotional as he addressed the meeting for the final time and held the portrait that will ensure he does not take himself too seriously, as he vowed to hang it in his office when he takes the seat of Parkes.

**There being no further business, the meeting was formally closed at 1:10 pm.**

**Postscript Note:**

**The Royal Flying Doctor Service of Australia CEO Greg Sam sent a letter to the CMA expressing his regret for not being able to make it to the meeting.**

"We would appreciate an opportunity to address a future CMA meeting about the recent and ongoing evolution of the services we provide to rural Australians, and we are always receptive to input and perspectives that may help to shape our service delivery models going forward."

Mr. Sam invited the CMA Acting Chairman to tour the RFDS base at Broken Hill.

Cr Rick Firman OAM  
Acting Chairman of the Country Mayor's Association of NSW

**The next meeting (AGM) is scheduled for 15 November 2024 in the Theatre, NSW Parliament, Sydney. It will have a Skills and Education theme. Please RSVP by 6 November to assist with morning tea catering.**



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

#### **RECOMMENDATION**

That the Minutes of the Ordinary Meeting of Orange City Council held on 20 August 2024 (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 20 August 2024.

#### **ATTACHMENTS**

- 1 Minutes of the Ordinary Meeting of Orange City Council held on 20 August 2024

---

# ORANGE CITY COUNCIL

## MINUTES OF THE

## ORDINARY COUNCIL MEETING

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

ON 20 AUGUST 2024

COMMENCING AT 6:30 PM

---

### 1 INTRODUCTION

#### ATTENDANCE

---

Cr J Hamling (Mayor), Cr K Duffy (6.38pm), Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson (*AudioVisual Link*), Cr G Power (Deputy Mayor), Cr J Whitton

Acting Chief Executive Officer (Maunder), Director Corporate and Commercial Services, Director Development Services, Director Technical Services, Manager Corporate Governance

#### 1.1 APOLOGIES

---

##### RESOLVED - 24/398

Cr T Greenhalgh/Cr G Power

That the apologies be accepted from Cr K Duffy (Lateness) for the Council Meeting of Orange City Council on 20 August 2024.

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 - 24/399

Cr T Greenhalgh/Cr G Power

That Cr S Peterson be permitted to attend the Council Meeting of Orange City Council on 20 August 2024 via Audio Visual Link.

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**

---

Cr Evans conducted an Acknowledgement of Country.

---

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

---

Nil.

---

**1.5 OPENING PRAYER**

---

Pastor Peter Kinsella of the New Life Church led the Council in Prayer.

**THERE WAS NO OPEN FORUM****2 MAYORAL MINUTES**

Nil.

**3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING****RESOLVED - 24/400****Cr J Whitton/Cr F Kinghorne**

That the Minutes of the Ordinary Meeting of Orange City Council held on 6 August 2024 (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 6 August 2024.

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

**QUESTION TAKEN ON NOTICE****Cr F Kinghorne**

Cr Kinghorne noted that a copy of the Lords Place Investigation brief had not yet been provided as requested, and asked for this action to be completed.

**QUESTION TAKEN ON NOTICE****Cr F Kinghorne**

Cr Kinghorne requested information on how the outcome of actions from Council Meetings, particularly Matters Arising and Questions Taken on Notice can be made available to the public as many responses are circulated to Councillors only.

## 4 NOTICES OF MOTION/NOTICES OF RESCISSION

Nil.

*\*Cr Duffy arrived at the meeting with the time being 6.38pm\**

## 5 GENERAL REPORTS

### 5.1 RECOMMENDATIONS AND RESOLUTIONS FROM POLICY COMMITTEES

TRIM REFERENCE: 2024/1449

#### RESOLVED - 24/401

Cr T Greenhalgh/Cr G Floyd

That Council resolves:

- 1 That the Minutes of the Planning & Development Policy Committee at its meeting held on 6 August 2024 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 6 August 2024 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 6 August 2024 be and are hereby confirmed as a true and accurate record of the proceedings.
- 4 That the Minutes of the Sport and Recreation Policy Committee at its meeting held on 6 August 2024 be and are hereby confirmed as a true and accurate record of the proceedings.
- 5 That the Minutes of the Environmental Sustainability Policy Committee at its meeting held on 6 August 2024 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 6 August 2024 be and are hereby confirmed as a true and accurate record of the proceedings.
- 7 That the Minutes of the Finance Policy Committee at its meeting held on 6 August 2024 be and are hereby confirmed as a true and accurate record of the proceedings.

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

Cr Mileto asked about the control and picking up after dogs in off leash areas, having heard concerns from members of the public.

*The Acting Chief Executive Officer advised that the control of animals is the responsibility of their handlers, including picking up after them, but will consider additional measures that can be taken to enforce in consultation with the Director.*

Cr Evans asked about the possibility of decorative tree lights to be added to additional areas of Summer Street.

*The Director Corporate & Commercial Services advised this had been investigated but due to lack of appropriate power access and costs, this was not possible at this time.*

## **5.2 REGISTER OF DISCLOSURES - INTERESTS OF COUNCILLORS AND DESIGNATED PERSONS**

TRIM REFERENCE: 2024/1270

### **RESOLVED - 24/402**

**Cr K Duffy/Cr J Whitton**

That Council resolves:

- 1 That the Register of Returns for the period 1 July 2023 – 30 June 2024 disclosing interests of Councillors and Designated Persons, as tabled, be acknowledged.
- 2 That the Register of Returns for the period 1 July 2023 – 30 June 2024 disclosing interests of Councillors and Designated Persons be made available on Council's website with appropriate redaction.

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 LGNSW 2024 ANNUAL CONFERENCE - PROPOSED MOTION(S)**

TRIM REFERENCE: 2024/1337

### **RESOLVED - 24/403**

**Cr D Mallard/Cr G Power**

That Council determines the Motion(s) to submit to the LGNSW Annual Conference scheduled for November 2024.

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 DESTINATION AND VISITOR ECONOMY POST CONFERENCE REPORT**

TRIM REFERENCE: 2024/1362

### **RESOLVED - 24/404**

**Cr G Power/Cr D Mallard**

The Council note the Destination and Visitor Economy Post Conference Report.

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 UPDATE - GRIEVING MOTHER STATUE**

TRIM REFERENCE: 2024/1404

**RESOLVED - 24/405****Cr G Floyd/Cr K Duffy**

That Council acknowledge the feedback received from Orange RSL Sub-Branch and resolve to not proceed with a grieving Widow/Mother Statue.

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

**QUESTION TAKEN ON NOTICE****Cr T Mileto**

Cr Mileto requested that the Country Women's Association (CWA) be approached to discuss options to recognise the grieving mother.

Cr Whitton asked whether it had been considered to approach local business to support funding of the statue.

*The Acting Chief Executive Officer advised that after discussions with the Ex-Services Club, at this time, there are high ranked priorities in the community, like Newman Park.*

**5.6 STATEMENT OF INVESTMENTS - JULY 2024**

TRIM REFERENCE: 2024/1406

**RESOLVED - 24/406****Cr F Kinghorne/Cr D Mallard**

That Council resolves to:

- 1 Note the Statement of Investments for the period July 2024
- 2 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

**6 CLOSED MEETING**

Nil.

**THE MEETING CLOSED AT 6.48PM**

This is Page Number 5 and the Final Page of the Minutes of the Ordinary Meeting of Orange City Council held on 20 August 2024.

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

Nil





## 5 GENERAL REPORTS

### 5.1 RESPONSE TO QUESTIONS TAKEN ON NOTICE

---

RECORD NUMBER: 2024/1529

AUTHOR: David Waddell, Chief Executive Officer

#### EXECUTIVE SUMMARY

At the Council Meeting of 20 July 2024, Cr Kinghorne asked a number of questions which were taken on notice. The responses were emailed to Councillors on 7 August 2024. The report provides those responses.

#### 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 Report on the Response to Questions Taken on Notice be noted.**

#### 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

At the Council Meeting of 20 July 2024, Cr Kinghorne asked a number of questions which were taken on notice. The information in Attachment 1 was provided from Brooke Pendlebury and send to Councillors via email from the Chief Executive Officer on 7 August 2024. Attached to that email was a revised Final Report (with changes as outlined in the answers) and the Request for Quotation – Lords Place South Review with the scope as provided at Attachment 2.

#### ATTACHMENTS

- 1 Lords Place South Review - Email to Councillors - Response to Questions Taken on Notice - 7 August 2024 (redacted), D24/90526[📄](#)
- 2 Lords Place South - Request for Quotation (redacted), D24/90500[📄](#)

---

**From:** David Waddell  
**Sent:** Wednesday, 7 August 2024 1:10 PM  
**Subject:** Response to Questions on Notice Lords Place  
**Attachments:** ORA-24 Enquiry Report 8 July 2024 AMENDED 25 July 2024.pdf; Lords Place Independent Review - RFQ.DOCX

Councillors,

As requested through Cr Kinghorne at the July 20 Council meeting, I offer an attached brief for the Lords Place Enquiry together with the raw email reply from the Investigator Brooke Pendlebury.

David

Pendlebury Workplace Law

Dear David,

I have reviewed the questions, and transcript, and provide some feedback below for your consideration:

***Cr Kinghorne asked for clarification as to whether the reviewer Ms Brooke Pendlebury had previously completed work for Council.***

Yes, I have undertaken work for Orange City Council in the past including Code of Conduct Reviews given I am currently on the Regional Panel of Conduct Reviewers for the Central NSW Joint Organisation. Given this appointment, it was understood my previous appointments were known.

At the time I was appointed to undertake this review, I was not currently engaged to undertake any other work for Orange City Council.

I had no interest that required declaring in a Declaration of Interest prior to accepting the work. I do not reside in the Orange City Council Government Area; I live and work in the City of Sydney Government Area.

***Cr Kinghorne requested a copy of the brief given to the reviewer be provided to Councillors.***

CEO to provide.

***Cr Kinghorne asked for clarification on the onus of Councillors to independently verify information provided to them, noting this is not necessarily possible and can call into question confidence in information provided.***

Firstly, I note that I did not state to Clr Kinghorne, as alleged by Clr Kinghorne, "it was irrelevant that I was a Councillor and essentially it was up to me to verify any

*information I was given by the staff*". I have retained a record of our discussion, and I did not say those words at any time.

Furthermore, I did not make a finding that it was up to the Councillors to *verify* the information, as alleged by Cllr Kinghorne.

Rather, I found that it was up to the Councillors to explore and ask questions on matters they were basing and, therefore, making, their decisions on.

As noted, if the Lords Place South Project *being reversible* was significant to some Councillors, including Cllr Kinghorne, then it was incumbent on those Councillors to ask questions around this matter, explore the extent/time/look/cost involved in the reversal, to ensure they fully understood the practical outcome of being reversible.

As Cllr Mileto stated, *"but if it did tell me one thing was whether we like it or not showed me that as Councillors we need to, it's incumbent of Councillors, to see and understand as much detail and ask more questions as we can and I think whilst we can we may not be totally happy with the report in some areas I think there and that was the purpose of this investigation, was to get some learnings from that and what I've learned from that is that sometimes we can't just assume things and that's what the author says, you know she assumes that we knew things and we assume that you know there's evidence which has been provided to us, which probably wasn't the way we understood it."*

***Cr Kinghorne asked for clarification on the perpendicular placement of the tree pits as the review and plans are inconsistent on this point.***

Cllr Kinghorne stated, *"The reviewer has found that the concept plans did show them as perpendicular and I can now see that they are perpendicular on the image although it does look angled on the western side because the ground around the tree pits is coloured with a similar green to the trees and that is angled. It also clearly states on page 1596 of our papers and page 12 of the review document that the new trees will be planted on an alignment similar to angled parking, this limits the loss of parking spaces. This was either an error by the reviewer or not considered to be important even though it was the basis of point six."*

I confirm that at paragraph 9.2, page 55 of the report, there is unfortunately a typo and the word "*perpendicular*" should read "*angled*". I note that I had included a picture of the angled parking from the Concept Plan to confirm that it was indeed "*angled*". Nevertheless, I apologise for any confusion.

With the correction, the finding in report remains unchanged as follows:

*"9.2 On the evidence, the Lords Place South Concept Plan did not change and is dated 1 August 2022 in each of the three (3) reports provided to Council on 16 August 2022, 6 September 2022 and 18 October 2022, respectively. The Lords Place South Concept Plan details the double tree pits as ~~perpendicular~~ **angled** to the footpath..."*

*9.3 There is insufficient evidence to demonstrate that there was any variation to the arrangement of the double tree pits as perpendicular to the footpath rather than angled to align better with the parking spaces."*

I have attached an updated version of the report detailing this Amendment at page 55. My apologies again for this inconvenience and any confusion it may have caused.

***Cr Kinghorne asked if an adequate internal review process was in place as this project was not successful. In particular to address:***

***a) How did this happen***

***b) What went wrong***

***c) What would we do differently.***

As noted in the report, it was unclear from the criteria 7 what the 'internal reviews' referred to; whether it was a review of the progress of the upgrade, or a review of the resistance to the works as they progressed, or a review of the nature, extent and effectiveness of the communication with business operators, for instance.

In light of Clr Kinghorne's questions above, it appears she is proposing that *because* the project was unsuccessful, has there been an internal review of:

*"a) How did this happen*

*b) What went wrong*

*c) What would we do differently"*

On the evidence, the report details findings to respond to the three questions posed:

*"a) How did this happen"* – At all times Councillors were provided with accurate and relevant information prior to the approval by those Councillors to proceed with the Project. Accordingly, the Councillors had to hand (and attended briefings) prior to the decision to proceed with the Project, resulting in the approval of the Project, naturally, it is understood this decision was made as Councillors considered the Project beneficial and worthwhile.

*"b) What went wrong"* – My brief was not to determine *"what went wrong"* rather, it was to examine various criteria in relation to the provision of information and engagement with community and compliance with rules and regulations of planning and approval processes. However, on the evidence, there were no apparent shortcomings on the part of the employees of Council in providing and supporting Councillors with reviewing, briefing, examining the information about the project, including reports and community feedback, and other relevant materials. Arguably, it would appear that nothing *"went wrong"* with the Project and that it was not given sufficient time to allow completion and adjustment to the inevitable changes associated with the Project's goals. In gathering evidence, there was feedback received that the Project was beneficial and a positive step for the area, and just needed more time for completion and adjustment.

*"c) What would we do differently"* – On the evidence, there was no apparent shortcomings on the part of the employees of Council in providing and

supporting Councillors with reviewing, briefing, examining the information about the project, including reports and community feedback, and other relevant materials. Accordingly, Councillors may consider reflecting upon their own mechanisms for familiarising themselves with the information provided to them, asking more questions of the employees at the briefings, engaging with their constituents, to ensure they are satisfied with the basis for their decisions in Council. To this end, I note Clr McDonnell's observations, *"So this report has further confirmed my own personal opinion that the most significant error made regarding Lord's Place South was actually not made by Council staff but by this very Chamber when fear, misinformation and political point-scoring persuaded the majority to go back on their decision to support the project."*

***Cr Floyd asked if Ms Pendlebury came to Orange as part of the review or undertook it from Sydney.***

No. I relied upon interview evidence, submissions received and documentation provided. Prior to my appointment it was clarified that the work would be undertaken remotely and that all interested parties would have an opportunity to speak with me or provide information for me to be considered with plenty of time to ensure all submissions were received.

I reached out to the Councillors, in addition to a number of emails sent to them by the CEO to touch base with me. I spoke to Councillors who were interested in providing a submission. I also spoke to, and received information and submissions from, some business owners, members of the community, and employees of Council.

David, I am pleased to discuss these responses with you further.

Kind regards,

**Brooke Pendlebury | Principal, Lawyer/Mediator/Investigator**  
**PENDLEBURY WORKPLACE LAW**

A:

M:

E:

W: [www.pendlebury.com.au](http://www.pendlebury.com.au)

THE LAW SOCIETY OF NSW

**PROFESSIONAL STANDARDS SCHEME**

This email is confidential. If received in error, please delete it from your system. Thank you.



**David Waddell**

Chief Executive Officer

Wiradjuri Country, Civic Centre

**P:** PO Box 35    **A:** 135 Byng Street, Orange NSW 2800

**Ph:**                      **M:**                      [www.orange.nsw.gov.au](http://www.orange.nsw.gov.au)



**ORANGE**  
CITY COUNCIL

# REQUEST FOR QUOTE

Consultancy Services

D24/25548

## QUOTATION DETAILS

Quotation For:	Lords Place Independent Review
File Ref:	F4213-1
Location of Services:	Orange NSW
Issue Date:	15 March 2024
Site Meeting Date:	N/A
Site Meeting Location:	N/A
Start Date:	25 March 2024
Completion Date:	25 May 2024

## SUBMISSION DETAILS

Submit Quotation to:	[REDACTED]
Council's Contact Officer:	David Waddell
Phone:	[REDACTED]
Mobile:	[REDACTED]
Closing Date:	22 March 2024
Closing Time:	2:00 pm

## INVITATION TO QUOTE

Orange City Council (**Council**) seeks quotations for the above Request for Quote from suitably qualified Vendors for the services as outlined in the below specifications.

Quotation submissions must be submitted by completing and returning the Return to Quote at the end of this document.

V5 - July 2022

PO Box 35, Orange  
NSW 2800 Australia135 Byng Street, Orange  
NSW 2800 AustraliaP: +61 2 6393 8000  
F: +61 2 6393 8199council@orange.nsw.gov.au  
www.orange.nsw.gov.au

ORANGE  
CITY COUNCIL

# REQUEST FOR QUOTE

Consultancy Services

## SPECIFICATIONS

### 1 Conditions

- 1 By lodging a quotation the Vendor is bound by Council's Code of Conduct, Gifts and Benefits Policy and Statement of Business Ethics.
- 2 Evaluation of quotations will be assessed on as identified in item 8 Assessment Criteria of this Request for Quote.
- 3 Council is not bound to accept the lowest or any quotation.
- 4 Petitioning of Councillors and Council staff is prohibited and will result in exclusion from consideration in the quotation process.
- 5 On the awarding of services, Vendors are required to provide copies of certificates of currency of Insurance as referred to in the General Conditions of Contract – Consultancy Agreement ("**Contract**") and as specified in this Request for Quote.
- 6 All services to be in accordance with Council's Policies which may be viewed at [www.orange.nsw.gov.au](http://www.orange.nsw.gov.au)
- 7 In accordance with Council's Buy Local Purchasing Policy, a higher % price advantage will be applied to "Local Suppliers" and a lower % price advantage will be applied to "Regional Suppliers" as defined in such Policy for the supply of goods and/or services within the price range of \$3,000 to \$249,999. This only applies when a Regional Supplier or Non-Local Supplier is part of the quotation process.
- 8 By lodging a quotation with Council, you are making an offer to Council on the terms of the Contract and the quotation which may be accepted by Council by notice in writing to you.

### 2 Site Meeting

Not applicable

### 3 Scope of the Services

Orange City Council requires the services of an independent reviewer to fulfill the stated intent of an adopted Council motion which read as follows:

ORANGE  
CITY COUNCIL

# REQUEST FOR QUOTE

Consultancy Services

## MOTION

*That Orange City Council arrange, as soon as practicable, an independent review of the planning, approval, and construction of the Lords Pl Sth Future Cities development. This review should consider the following:*

- 1. Whether all relevant accurate information was officially given to councillors prior to the approval.*
- 2. Whether all required/usual planning protocols and procedures were undertaken in relation to this matter.*
- 3. Whether there were any concerns raised by staff involved in the development, especially in relation to the apparent haste in implementing the project, and, if so, how were these concerns addressed?*
- 4. Whether the immediate start on the project was consistent with regulations, especially in relation to the effective blocking of any potential rescission motion.*
- 5. Whether there was effective consultation/ communication with the business owners during the development. Did the minutes of the meetings held, accurately reflect the content of those meetings and were these minutes adopted at subsequent meetings?*
- 6. Whether the differences between the concept plans and the actual development were necessary, specifically in relation to the arrangement of the double tree pits as perpendicular to the footpath rather than angled to align better with the parking spaces.*
- 7. What internal reviews have already been conducted to date, and what is the outcome of any such reviews?*

The Lords Place South Project was a project within Council's FutureCity initiative which has been running for a number of years and has included public art, street upgrades (3 successful before Lords) and other projects such as lighting.

The wording of the motion clearly involves conduct issues, so the investigation is to be conducted primarily through the Office of the CEO, rather than through a wider staff process.

It is envisaged reports and relevant material will initially be sent to the successful consultant followed by a process of questioning by the consultant of the CEO who will be responsible for providing evidence back. Some senior staff interviews may be required and also some Business owner interviews.

In terms of a fee proposal, please provide a fixed rate per hour assuming a remote investigation and your disbursement charge regime.

Please provide your relevant CV for this type of work.

## 4 Project Program

Council requires for the services to be undertaken during the period as specified in the start and completion dates. The Vendor's availability will form part of the Assessment Criteria.

Vendors are to indicate on the Returnable Schedule their proposed available date for commencement of services and date for completion.



ORANGE  
CITY COUNCIL

# REQUEST FOR QUOTE

Consultancy Services

## 5 Work Health and Safety

It is important the Vendor notes the Contract requirements. The Vendor is required to supply all documentation prior to commencing services as identified in the Contract.

## 6 Insurances

The Vendor must take out and maintain the following insurances as identified in Clause 27 of the Contract to the following specified sums:

- **Public Liability Insurance:** \$20,000,000
- **Workers Compensation Insurance:**
- **Professional Indemnity Insurance:** \$1,000,000

## 7 Contract

All services are conducted under Council's "General Conditions of Contract – Consultancy Agreement" (Contract)

## 8 Assessment Criteria

It is essential that Vendors address each assessment criterion within the Returnable Schedule. Failure to provide the information required with respect to any assessment criterion may eliminate the Vendor from consideration. The assessment criteria is not listed in any priority order and will generally not be accorded equal weight. The weighting of the assessment criteria shall not be disclosed to Vendors.

### Weighted Assessment Criteria:

- 1) Price (Returnable Schedule)
- 2) Project Program (Returnable Schedule)
- 3) Qualifications and Experience (Please send CV only)

### Non-Weighted Assessment Criteria:

- 1) To ensure Vendors are selected not only on their ability to deliver a quality of service and within scheduled timeframes, the Vendor's past Work Health and Safety (WHS) performance will be considered. Vendors are required to complete the WHS Declaration on the Returnable Schedule.

Vendors failing to complete the attached Returnable Schedule or other requested supporting information run the risk of receiving a nil score for the relevant assessment criterion. At the sole discretion of Council, clarification and additional information may be sought from Vendors in order to ascertain an appropriate score against each criterion.

## 9 Lodgement of Quotation

It is Council's preference that all quotations are lodged electronically.

Quotations are to be lodged with the completed Returnable Schedule and, if required, any supporting documents.

**The Returnable schedule must be endorsed with the title of Request for Quote the Vendor is addressing.**

ORANGE  
CITY COUNCIL

# REQUEST FOR QUOTE

Consultancy Services

## 10 Contractor Performance Review

In 2019 Council introduced Contractor Performance Review to help deliver value for money and quality outcomes for our community through Council's procurement processes. As the custodian of ratepayer's funds, it is important that Council is able to demonstrate to the community that we are monitoring value for money and quality at all times. It is also important that suppliers are informed quickly about concerns to provide an opportunity for rectification or clarification.

To support this, Council has implemented Contractor Performance Review for all Vendors. Vendor Performance Reviews will be undertaken for each progress claim received until the completion of the relevant services and a final claim is made.

Contractor performance will be reviewed over six categories:

1) Quality of Services 2) Environment 3) WHS 4) Timing 5) Communication and 6) Business Ethics.

Each category is assessed for the services undertaken as Satisfactory, Marginal, Unsatisfactory or Not Applicable as appropriate.

## 11 Attachments

The following documents are **attached** to this Request for Quote and form part of this Request for Quote:

1) General Conditions of Contract – Consultancy Agreement



**ORANGE**  
CITY COUNCIL

# REQUEST FOR QUOTE

Consultancy Services

## RETURNABLE SCHEDULE

The Vendor shall provide their quotation on the form below and attach any supporting documentation.

<b>Request for Quote:</b>	F4213-1 Lords Place Independent Review
<b>Company Name:</b>	
<b>ABN:</b>	
<b>Contact Person:</b>	
<b>Position:</b>	
<b>Postal Address:</b>	
<b>Phone number:</b>	
<b>Email:</b>	

The quoted price for services in accordance with the above Request for Quote is provided below:

[All costs are to be provided **GST Exclusive**; each section must be costed as specified]

PRICE		
Item	Item Description	Amount \$
1		
2		
3		
4		
	(A) Sub Total	\$
	(B) GST	\$
	(A + B) TOTAL	\$

PRICE QUALIFICATIONS/EXCLUSIONS	Amount \$
The following qualifications/exclusions apply to the price quoted above:	



**ORANGE**  
CITY COUNCIL

# REQUEST FOR QUOTE

Consultancy Services

## RETURNABLE SCHEDULE

The Vendor shall provide their quotation on the form below and attach any supporting documentation.

### PROJECT PROGRAM

Site Meeting attended:	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> Not applicable
Will your own employed staff complete the services or will a sub-Vendor be engaged or a combination of both?	Own Staff	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	Sub Vendor	<input type="checkbox"/> Yes	<input type="checkbox"/> No
	Combination	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Date of commencement of services:			
Date for completion of services:			
Total working days:			

### REQUIRED SUPPORTING DOCUMENTATION

REQUIRED SUPPORTING DOCUMENTATION	Attached
Qualifications and Experience	<input type="checkbox"/> Yes
Copies of Certificates of Currency of Insurance (as required under the Contract)	<input type="checkbox"/> Yes

### WORK HEALTH AND SAFETY (WHS) DECLARATION

Has the Vendor incurred any regulatory infringements within the last 2 years?	
<input type="checkbox"/> Yes	If yes, please <b>attach</b> details to this Returnable Schedule
<input type="checkbox"/> No	

### SPECIAL CONDITIONS/INNOVATIONS/ALTERNATIVES


### VENDOR'S DECLARATION

I declare this quotation to be submitted in compliance with Orange Council's Request for Quote and, if successful, will undertake the services in accordance with Council's General Conditions of Contract - Consultancy Agreement ("Contract") as supplied to me with the Request for Quote documentation.

<b>Name</b>	<b>Signature</b>	<b>Date</b>
-------------	------------------	-------------

---

**5.2 NAMING - FEMALE CHANGE ROOMS & ACCESSIBLE AMENITIES - SIR JACK BRABHAM PARK**

---

RECORD NUMBER: 2024/1533

AUTHOR: Scott Maunder, Director Community, Recreation and Cultural Services

**EXECUTIVE SUMMARY**

Council received \$493,708 in funding under Round Four of the Stronger Country Communities Fund in November 2021.

Council will recall that the original funding submission was based on a quotation received for the construction of a prefabricated building. After the approval of the grant submission was received, the estimated costs significantly increased due to the complexity of the design and market increases due to COVID-19.

As the revised estimate significantly exceeds the available funding this required Council to redesign the building prior to going to tender whilst ensuring that it was fit for purpose and met the funding deed requirements.

This delayed the project with the tender awarded for construction in March 2023.

Since that time the successful tenderer has been completing the works which will be concluded by the end of September 2024.

**LINK TO DELIVERY/OPERATIONAL PLAN**

The recommendation in this report relates to the Delivery/Operational Plan strategy “2.1. Deliver sport and recreation facilities to service the community into the future”.

**FINANCIAL IMPLICATIONS**

Nil.

**POLICY AND GOVERNANCE IMPLICATIONS**

Nil.

**RECOMMENDATIONS**

That Council resolve:

- 1 That Council name the new Change Rooms located at Jack Brabham Park the “Brett Hazzard Change Room”; and
- 2 That an opening ceremony be conducted following the declaration of successful Councillors from the 2024 Council election.

**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**

As Football (soccer) is the predominate sport currently conducted and Sir Jack Brabham and also recognising the contribution of Orange and District Football Association, "ODFA" Council requested a nomination for the naming of the facility.

The ODFA nominated Brett Hazzard due to his contribution to the community and football over many years. Information provided by the ODFA follows:

*"It is with great pleasure that the ODFA nominate Mr Brett Hazzard as their nominee for the naming of the female amenities changerooms at JBP.*

*Brett Hazzard has only recently become employed by the ODFA as the Administrator. Prior to this he had volunteered approximately 25-years of his personal time to help administer the running of football at Orange Ex-Services FC and Barnstoneworth FC in Orange, often through some extremely challenging periods.*

*He is extremely well respected in the game and holds 3 individual Life Memberships at Orange Ex-Services FC, Barnstoneworth FC and the ODFA.*

*During 2020, Brett presented himself as a valuable and dedicated member of the Executive Committee of the ODFA during a challenging COVID period. During this time, Brett had the responsible and time consuming position of preparing a COVID safe competition involving approx. 2000 Senior/Junior players and 200 teams over 16 rounds that included semi-finals and Grand Finals. He was responsible for overseeing Club Registrations whilst constantly liaising with Football NSW to ensure that all games were played in COVID safe environment over several sporting grounds. Brett was also required to regularly attended countless ODFA Committee Meetings which were at times held on a weekly/fortnightly basis.*

*Approx. 16-years ago Brett was the driving force behind establishing a stand-alone 7-A-Side female competition. Since then, he has helped introduce and drive an Open Female Winter Competition and in the last 4 years the ODFA Open Female Winter Competition has increased in a steady progression from 3 teams (playing in the Men's 4th Division) to 9 teams playing in a competitive stand-alone female competition in 2024.*

*Brett helped establish the **Girls Football Academy in Orange**. In 2023 the ODFA girl's academy was started with 30 girls ranging in age from 9 to 15 yrs old taking part in high level Coaching. This was seen as a great success with good feedback from some parents saying they had noticed the improved skills & confidence of their daughters after only a few short weeks of the 8-week program. The Academy girls were then invited to participate in the Western Sydney Wanderers Clinic in late Sept to help improve their Football. This program has been continued in 2024 with 32 girls participating in the Academy which started on 22nd July & will continue through to September.*

*Brett help establish and drive **Girls Representative Football in Orange**, where our female players come together from all the Orange & District clubs under the tutelage of some of the ODFA's best Coaches. The ODFA Representative program forms teams in the U10, U12, U14 & U16s age groups to take part in the Western Youth each Sunday for nine weekends and various other carnivals & tournaments. These teams consist of 65 to 70 of our most skilful & dedicated female players who had some great results of the season. The game knowhow & skills progression in these young ladies has improved out of sight over the last few years.*

*He helped establish Female Summer Football 5-years ago. The ODFA has run Female Summer Football the competition has grown into a major summer sport in Orange. A record number of 17 teams played in the 2023/24 Open Women's Summer Football comp in the Summer. The numbers of young girls playing has consolidated competitions for Youth (U10 to U12s) & Juniors U7 to U19s). 2022/23 Summer season 140 female players playing in the 2022/23 summer season – approx. 100 Snrs, 40 Jnrs. For the 2023/24 Summer season 260 female players registered for the 2023/24 summer season – 190 off U13 & up (Open Women's Division), 60 Youth Comp – U10 to U12s & 42 Juniors Comp (u7 to U9s).*

*Brett has organised and run School Girls Gala Day as a continuation of the ODFA's celebration of Female Football Week.*

*During his busy schedule, Brett also finds time to prepare and submit several Grant Applications in an attempt to source funding to improve facilities at JBP. Brett was subsequently successful in several Grant Applications, allowing the ODFA to improving lighting in particular on several playing fields.*

*He spends countless hours keeping clubs with up to date Playing Rules, Competition Draws, Codes of Behaviour and other relevant documents for Players and Parents. He is also responsible for preparing documentation that is to be sent to all clubs within ODFA."*





**5.3 COUNCIL TERM DECEMBER 2021 - SEPTEMBER 2024**

---

RECORD NUMBER: 2024/1528

AUTHOR: David Waddell, Chief Executive Officer

**EXECUTIVE SUMMARY**

This report is written by the Chief Executive Officer in order to provide a wrap on the current Council term.

**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 Report of the Chief Executive Officer be noted.**

**SUPPORTING INFORMATION**

As Chief Executive Officer of 850 staff I would firstly like to thank all of my staff for their efforts of this term. The staff came out of Covid with an outstanding attitude and returned to work with great motivation and have achieved much across our capital projects and our programs. I thank them all.

This term of Council featured many new Councillors and I commend all of them for the commitment over the term.

To those who have chosen not to run we wish you all the best. To those who are running at the September 14 election we also wish all of you good fortune.

This term saw the end of the reign of Jason Hamling our second Popularly elected Mayor and I would like to finish off this report by thanking him for his service to Orange, for his friendship and guidance to me and the achievements he has made over his twenty-year Local Government career. The list of projects and programmes he has initiated or being involved is considerable; from the Macquarie Pipeline to the Sports precinct, we see being built today. I'm sure all staff join me in thanking him for his service and we wish him well for his next stage in life.

To all Councillors, thank you.

**6    CLOSED MEETING – NIL ITEMS**