



ORDINARY COUNCIL MEETING

AGENDA

4 JULY 2023

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, 4 July 2023** 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.

1	INTRODUCTION.....	4
1.1	Apologies and Leave of Absence	4
1.2	Livestreaming and Recording	4
1.3	Acknowledgement of Country	4
1.4	Declaration of pecuniary interests, significant non-pecuniary interests and less than significant non-pecuniary interests.....	4
	COUNCIL MEETING ADJOURNS FOR THE CONDUCT OF THE OPEN FORUM	4
	COUNCIL MEETING RESUMES	4
2	MAYORAL MINUTES	5
	Nil	
3	CONFIRMATION OF MINUTES OF PREVIOUS MEETING	5
3.1	Minutes of the Ordinary Meeting of Orange City Council held on 20 June 2023	6
	COUNCIL MEETING ADJOURNS FOR THE CONDUCT OF THE POLICY COMMITTEES.....	19
	Planning and Development - Chaired by Cr Jeff Whitton.....	19
	Employment and Economic Development – Chaired By Cr Tony Mileto – NO ITEMS	19
	Infrastructure - Chaired by Cr Jack Evans	19
	Sport and Recreation - Chaired by Cr Tammy Greenhalgh – NO ITEMS	19
	Environmental Sustainability - Chaired by Cr David Mallard	19
	Finance - Chaired by Cr Kevin Duffy	19
	Services - Chaired by Cr Melanie McDonell.....	19
	COUNCIL MEETING RESUMES	19
4	NOTICES OF MOTION/NOTICES OF RESCISSION.....	20
4.1	Notice of Motion - Lords Place South Pot Plants - Primary Schools Design Challenge	20
4.2	Notice of Motion - 2023 NSW Local Roads Congress Councillor Report	21

5	GENERAL REPORTS	29
5.1	2023 Rural Women's Gathering - Nomination(s) for Councillor Attendance	29
5.2	Waiving of Fees - Public Amenity	33
6	CLOSED MEETING - SEE CLOSED AGENDA.....	40
6.1	Tenders for Concrete Civil Works	41
6.2	Tenders for Supply of Ready Mix Concrete	43
6.3	Submission Redactions 4 July 2023	45
7	RESOLUTIONS FROM CLOSED MEETING	46

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

Nil

3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

RECOMMENDATION

That the Minutes of the Ordinary Meeting of Orange City Council held on 20 June 2023 (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 June 2023.

ATTACHMENTS

- 1 Minutes of the Ordinary Meeting of Orange City Council held on 20 June 2023

ORANGE CITY COUNCIL

MINUTES OF THE

ORDINARY COUNCIL MEETING

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

ON 20 JUNE 2023

COMMENCING AT 6.30PM

1 INTRODUCTION

ATTENDANCE

Cr J Hamling (Mayor), Cr K Duffy(6.39pm), Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power (Deputy Mayor), Cr J Whitton

Chief Executive Officer, Director Corporate and Commercial Services, Director Development Services, Director Community, Recreation and Cultural Services, Director Technical Services, Manager Corporate Governance, Chief Financial Officer, Governance & Corporate Performance Lead, Governance Officer

1.1 APOLOGIES

RESOLVED - 23/222

Cr J Hamling/Cr J Whitton

That the apologies be accepted from Cr Duffy for lateness for the Council Meeting of Orange City Council on 20 June 2023.

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 Greenhalgh 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 item 5.7 – Wirrabarra Walk Lighting Proposal as she regularly walks in this area.

Cr Kinghorne declared a Significant, Pecuniary Interest in item 6.1 – Lease Hanger Site N Orange Airport as the subject of this report relates to a customer of her business.

1.5 OPENING PRAYER

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

THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL ADJOURNED FOR THE CONDUCT OF THE OPEN FORUM AT 6.34PM

Speaking to item 5.5 – Adoption of Integrated Planning & Reporting Documents

- Cyril Smith

Speaking to item 5.7 – Wirrabarra Walk Lighting Proposal

- Dr Glenda Hodge
- Mark Blanchard
- Richard Madigan
- Rebecca Matthews
- Ben Adams

THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL RESUMED AT 7.03PM.**2 MAYORAL MINUTES**

2.1 CENTRAL NSW JOINT ORGANISATION BOARD REPORT - MAY 2023

TRIM REFERENCE: 2023/920

RESOLVED - 23/223**Cr J Whitton/Cr J Evans**

That Council note the report from the Mayor on the Central NSW Joint Organisation Board meeting 24 May and the roundtable discussion with Federal Ministers and their representative's 25 May 2023.

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 Peterson asked for more information on the 'Dutch Model'.

The Chief Executive Officer advised that this was a model used in Holland to put a value on a litre of water. This will allow us to be a lot more specific with water usage.

Cr Whitton asked if it meant that all water would be recycled.

The Chief Executive Officer advised that no, it is more of an economic approach for example we would put much more value on town water than we currently do.

3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

RESOLVED - 23/224**Cr J Whitton/Cr T Greenhalgh**

That the Minutes of the Ordinary Meeting of Orange City Council held on 6 June 2023 (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 June 2023, noting that Cr Kinghorne declared Significant Pecuniary Interests in PDC items 2.3 & 2.5 of this meeting.

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 Duffy asked if there had been any progress with Developers following the rescission motion at the last meeting for the DA at Maramba Road.

The Director Development Services advised that the applicant was notified the day after the last meeting and that he is not aware of the developer coming back to Council with information at this stage.

Cr Duffy asked what the difference was with the trees on the Maramba Road site compared to Sharp Road.

The Director Development Services advised that the specifics were contained in the planning reports for each of the sites. There are size and block triggers for biodiversity offsets and it is hard to compare the sites with different trees and different locations.

QUESTION TAKEN ON NOTICE**Cr F Kinghorne**

Cr Kinghorne requested that the information provided to Cr Peterson in relation to the amount of money spent on Councillors, including a breakdown of costs, be provided to all Councillors.

MATTER ARISING**Cr F Kinghorne**

Cr Kinghorne requested that any responses provided to a query by a Councillor be circulated to all Councillors for information.

4 NOTICES OF MOTION/NOTICES OF RESCISSION

4.1 63RD FLOODPLAIN MANAGEMENT AUSTRALIA NATIONAL CONFERENCE

TRIM REFERENCE: 2023/969

RESOLVED - 23/225**Cr J Evans/Cr G Floyd**

That the report on the 63rd Floodplain Management Australia National Conference 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

Cr Evans thanked Councils Engineering staff for their support with the technical aspects of the Floodplain Management Conference.

5 GENERAL REPORTS

5.1 RECOMMENDATIONS AND RESOLUTIONS FROM POLICY COMMITTEES

TRIM REFERENCE: 2023/308

RESOLVED - 23/226**Cr J Whitton/Cr D Mallard**

That Council resolves:

- 1 That the Minutes of the Planning & Development Policy Committee at its meeting held on 6 June 2023 be and are hereby confirmed as a true and accurate record of the proceedings, noting that Cr Kinghorne declared Significant Pecuniary Interests in PDC items 2.3 & 2.5 of this meeting.
- 2 That the Minutes of the Infrastructure Policy Committee at its meeting held on 6 June 2023 be and are hereby confirmed as a true and accurate record of the proceedings.
- 3 That the Minutes of the Sport and Recreation Policy Committee at its meeting held on 6 June 2023 be and are hereby confirmed as a true and accurate record of the proceedings.
- 4 That the Minutes of the Finance Policy Committee at its meeting held on 6 June 2023 be and are hereby confirmed as a true and accurate record of the proceedings.
- 5 That the Minutes of the Services Policy Committee at its meeting held on 6 June 2023 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

MATTER ARISING**Cr J Evans**

Cr Evans requested that the speed limit on Forest Road at the Jack Brabham Carpark be reviewed for safety.

The Director Technical Services advised that this is not a matter for the traffic committee however he will raise it with TfNSW and bring a report back to Council prior to lodging a request to change the speed limit.

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

TRIM REFERENCE: 2023/903

RESOLVED - 23/227**Cr J Whitton/Cr S Peterson**

That the information provided in the report 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

Cr Kinghorne queried why her question around smart meters was still pending a year later without any follow up.

The Director Technical Services advised he will speak with her regarding this question.

Cr Kinghorne asked why the item on the Housing Summit was complete.

The Director Development Services advised that the Housing Strategy was completed and adopted in June 2022, however the holding of a Housing Summit was still pending.

Cr Mallard asked for the progress on the property at 94 Woodward Street.

The Director Corporate & Commercial Services advised that the site is progressing and a report will come to Council, the house will soon be on the market with an agent engaged and a sales strategy being finalised.

5.3 2023 LGNSW WATER MANAGEMENT CONFERENCE - NOMINATION(S) FOR COUNCILLOR ATTENDANCE

TRIM REFERENCE: 2023/965

RESOLVED - 23/228**Cr G Floyd/Cr J Evans**

That Council nominate Cr Hamling (Monday), Cr Greenhalgh (Tuesday) and Council Staff (Wednesday) to attend the 2023 Water Management Conference in Parkes from 26-28 June 2023 and that staff provide a report back to Council on the conference.

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 STATEMENT OF INVESTMENTS - MAY 2023

TRIM REFERENCE: 2023/887

RESOLVED - 23/229**Cr K Duffy/Cr M McDonell**

That Council resolves:

- 1 To note the Statement of Investments for the period May 2023.
- 2 To adopt the certification of the Responsible Accounting Officer.

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

Against: Nil

Absent: Nil

Cr Kinghorne asked why it appears that Council's investment portfolio is not back at the cash rate.

The Chief Financial Officer advised that there is a delay in keeping up with the interest rate rises monthly and as Council's investments mature, it can then be reviewed.

RESOLVED - 23/230**Cr M McDonell/Cr T Greenhalgh**

That item 5.5 – Adoption of Integrated Planning and Reporting Documents – CSP, Delivery/Operational Plan and Resourcing Strategy - be heard and considered in seriatim.

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 ADOPTION OF INTEGRATED PLANNING & REPORTING DOCUMENTS - COMMUNITY STRATEGIC PLAN, DELIVERY/OPERATIONAL PLAN AND RESOURCING STRATEGY

TRIM REFERENCE: 2023/818

RESOLVED - 23/231**Cr M McDonell/Cr D Mallard**

- 1 To adopt the Schedule of Fees and Charges as listed in the exhibited draft Delivery/Operational Plan for the period 1 July 2023 to 30 June 2024, provided that such changes may be varied by any alteration to the Local Government Act 1993 or Local Government (General) Regulation as directed by the NSW Government and subject to Council having the right to vary fees charged during the year subject to the required exhibition processes being observed. The fees and charges for the Companion Animals Act are yet to be published and circulated by the NSW Government. These fees and charges will be amended and adopted as soon as they are received from the NSW Government.

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

Against: Nil

Absent: Nil

RESOLVED - 23/232**Cr M McDonell/Cr S Peterson**

- 2 That the following expenditure for the period 1 July 2023 to 30 June 2024 be voted in accordance with the requirements of Clause 211 (2) of the Local Government (General) Regulation 2005 and is to include an additional allocation of \$300,000 to the footpath program:

2023/24	General Fund	Water Fund	Sewer Fund	All Funds
Operational Expenditure	\$89,770,644	\$16,893,976	\$12,140,672	\$118,735,292
Capital Expenditure	\$68,264,866	\$16,378,672	\$9,137,345	\$93,780,883
Loan Repayments	\$5,212,492	\$321,533	\$175,605	\$5,709,630
TOTAL	\$163,248,002	\$33,594,181	\$21,453,622	\$218,225,805

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

Against: Nil

Absent: Nil

RESOLVED - 23/233**Cr G Floyd/Cr M McDonell**

- 3 In accordance with Sections 534, 535, 537 and 538 of the Local Government Act 1993, to adopt the following structure for rating purposes for the period 1 July 2023 to 30 June 2024, and make the ad valorem rate in the dollar and base amount as detailed in the table below, noting that land value to be used is based on the valuation date of 1 July 2022 and supplementary information provided since that date, for the rateable land in the Orange Local Government Area, as follows:

Ordinary Rates	No. of assessments	Value of assessments \$M	Ad Valorem Amount	Base Amount	Base Amount % of Total	Estimated Yield \$
Residential	16,879	5,152	0.002705	774.32	48.40%	27,006,341
Residential – Rural Residential	499	477	0.001377	774.32	37.01%	1,044,021
Residential – Clifton Grove	231	139	0.002250	774.32	36.32%	492,575
Residential – Ammerdown	43	44	0.001772	774.32	29.65%	112,312
Residential – Village	192	44	0.001975	459.58	49.84%	177,039
Farmland	381	616	0.007900	774.32	37.72%	782,040
Business	1,356	908	0.008783	774.32	11.36%	9,033,250
Business – Village	19	3	0.002143	422.84	49.51%	16,226

Special Rates						
Orange Central Business Area	325	226	0.003406	N/A	N/A	772,848
					TOTAL	\$39,436,652
<p>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</p> <p>Against: Nil</p> <p>Absent: Nil</p>						
<p>RESOLVED - 23/234 Cr M McDonell/Cr D Mallard</p> <p>4 To adopt the:</p> <ul style="list-style-type: none"> a 2023-2025 Delivery Plan b 2023/2024 Operational Plan c Resourcing Strategy incorporating the Long-Term Financial Plan, Workforce Management Plan and Asset Management and Strategy. d Strategic Policy ST27 – Statement of Revenue e Strategic Policy ST28 – Asset Management <p>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</p> <p>Against: Nil</p> <p>Absent: Nil</p>						
<p>RECOMMENDATION Cr D Mallard/Cr M McDonell</p> <p>5 That the Councillor allowance be set at \$26,070 and the Mayoral Allowance be set at \$64,390 for 2023/24, being the maximum allowance for Regional Centre Councils as determined by the Local Government Remuneration Tribunal on 27 April 2023.</p>						
<p>AMENDMENT Cr S Peterson/Cr G Floyd</p> <p>5 That the Councillor allowance be set at \$25,310 and the Mayoral Allowance be set at \$62,510 for 2023/24, being the maximum allowance for Regional Centre Councils as determined by the Local Government Remuneration Tribunal in 2022 and remaining unchanged for the 2023/24 year.</p> <p>For: Cr G Floyd, Cr S Peterson, Cr F Kinghorne</p> <p>Against: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr T Greenhalgh, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr G Power , Cr J Whitton</p> <p>Absent: Nil</p>						
THE AMENDMENT ON BEING PUT WAS LOST						
THE MOTION ON BEING PUT WAS CARRIED						

RESOLVED - 23/235**Cr D Mallard/Cr M McDonell**

5 That the Councillor allowance be set at \$26,070 and the Mayoral Allowance be set at \$64,390 for 2023/24, being the maximum allowance for Regional Centre Councils as determined by the Local Government Remuneration Tribunal on 27 April 2023.

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

Against: Cr G Floyd, Cr F Kinghorne

Absent: Nil

Cr McDonell asked if there was information available on the breakdown of males/female employees and the distribution of full-time/part-time/casual across the organisation.

The Director Corporate & Commercial Services advised there is some data available however it does not track all the elements, as we progress through the operational plan this data will continue to grow.

5.6 SPEED REDUCTION LUCKNOW

TRIM REFERENCE: 2023/901

RESOLVED - 23/236**Cr D Mallard/Cr M McDonell**

That Orange City Council resolve to write to Transport for New South Wales requesting a review of the Lucknow speed limit and consider a reduction to 50km/h through the village.

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 Kinghorne asked whether you can have a pedestrian refuge in a 60km/hr zone.

The Director Technical Services advised that a pedestrian crossing is not permitted where there is more than 2 lanes, which is the case in this area and will take the question on notice in regard to speed zones and pedestrian crossings.

5.7 WIRRABARRA WALK LIGHTING PROPOSAL

TRIM REFERENCE: 2023/917

Cr Kinghorne declared a Non-Significant, Non-Pecuniary Interest in this item as she regularly walks in this area.

RESOLVED - 23/237**Cr F Kinghorne/Cr M McDonell**

That Council supports the installation of Solar Lights along Wirrabarra Walk.

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

Against: Cr G Floyd, Cr S Peterson

Absent: Nil

Cr Evans asked whether there was a possibility to alter the timing of the lights if needed later on.

The Director Community, Recreation & Cultural Services advised that there are a number of different functions so this can be possible.

Cr Duffy asked for information on the solar panels for the lighting.

The Director Community, Recreation & Cultural Services advised that the panels are approximately 6cm x 6cm and these pads on slave poles will be required as the solar on the lights will not be enough to power them consistently for the required times.

Cr Peterson asked whether the lighting can be reviewed in 12 months and asked to confirm there is no cost to overall Council funds given grant was \$200k and lighting quote is \$123k.

The Director Community, Recreation & Cultural Services advised yes they can be reviewed and there is no cost to Council.

Cr Greenhalgh asked if the lighting could be sensor activated.

The Director Community, Recreation & Cultural Services advised that yes this could be possible as the lumens can be adjusted so on approach the lights can brighten further from being dimmed and the illumination is controllable.

Cr Kinghorne asked whether there was tracking of use to determine whether the lighting will bring more people to the pathway once installed, because if there was no initial counts there would be nothing to base this usage on.

The Director Community, Recreation & Cultural Services advised that there were usage counts conducted and that systems could be installed to measure usage similar to the Botanic Gardens.

5.8 LEASE OF PART SCOUT CAMP TO THE NGURANG-GU YALBILINYA (PLACE OF LEARNING) INITIATIVE

TRIM REFERENCE: 2023/855

RESOLVED - 23/238

Cr J Whitton/Cr D Mallard

That Council resolves:

- 1 To note the report by the CEO;
- 2 To agree in principle to the entering into of an agreement such as a long-term lease of a portion of the Scout Camp; and
- 3 That Council's Chief Executive Officer be given delegation to negotiate and enter into a long-term lease and that approval be granted for the use of the Council Seal on any necessary documentation if required.

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

Against: Nil

Absent: Nil

Cr Peterson requested that the Scouts be updated on the project.

The Chief Executive Officer advised he will make contact.

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 - 23/239**Cr T Greenhalgh/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 Lease Hangar Site N Orange Airport

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

6.2 Sale of Old Conservatorium Site - Hill Street

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

6.3 Submission Redactions 20 June 2023

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.

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 Mayor declared the Ordinary Meeting of Council adjourned for the conduct of the Closed Meeting at 9.00pm.

The Mayor declared the Ordinary Meeting of Council resumed at 9.14pm.

7 RESOLUTIONS FROM CLOSED MEETING

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

RESOLVED - 23/240
Cr J Whitton/Cr J Hamling

That items 6.2 and 6.3 be heard and determined before 6.1.

6.2 SALE OF OLD CONSERVATORIUM SITE - HILL STREET

TRIM REFERENCE: 2023/898

MOTION
Cr M McDonell/Cr G Power

That Council resolves to advertise and sell the Old Conservatorium site on Hill St Orange in accordance with the terms contained in this report.

AMENDMENT
Cr D Mallard/Cr F Kinghorne

That Council staff investigate the options to deliver Social and Affordable Housing on the Old Conservatorium site on Hill Street Orange.

For: Cr D Mallard, Cr F Kinghorne

Against: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power, Cr J Whitton

Absent: Nil

THE AMENDMENT ON BEING PUT WAS LOST
THE MOTION ON BEING PUT WAS CARRIED
RESOLVED - 23/241
Cr M McDonell/Cr G Power

That Council resolves to advertise and sell the Old Conservatorium site on Hill St Orange in accordance with the terms contained in this report.

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

Against: Cr D Mallard

Absent: Nil

6.3 SUBMISSION REDACTIONS 20 JUNE 2023

TRIM REFERENCE: 2023/966

RESOLVED - 23/242
Cr M McDonell/Cr G Floyd

That the information in this report 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

Cr Kinghorne left the meeting with the time being 9.12pm

6.1 LEASE HANGAR SITE N ORANGE AIRPORT

TRIM REFERENCE: 2023/904

Cr Kinghorne declared a Significant, Pecuniary Interest in this item as the subject of this report relates to a customer of her business, left the chamber and did not participate in discussion or voting on this item.

RESOLVED - 23/243**Cr K Duffy/Cr S Peterson**

- 1 That Council enter into a five year lease, with two five year options, for Hangar N at the Orange Airport.
- 2 That approval be granted for the use of the Council Seal on any necessary documentation if required.

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

Against: Nil

Absent: Cr F Kinghorne

Cr Kinghorne returned to the meeting with the time being 9.14pm

THE MEETING CLOSED AT 9.15PM

This is Page Number 13 and the Final Page of the Minutes of the Ordinary Meeting of Orange City Council held on 20 June 2023.

COUNCIL MEETING ADJOURNS FOR THE CONDUCT OF THE POLICY COMMITTEES

Planning and Development - Chaired by Cr Jeff Whitton

Employment and Economic Development – Chaired By Cr Tony Mileto – NO ITEMS

Infrastructure - Chaired by Cr Jack Evans

Sport and Recreation - Chaired by Cr Tammy Greenhalgh – NO ITEMS

Environmental Sustainability - Chaired by Cr David Mallard

Finance - Chaired by Cr Kevin Duffy

Services - Chaired by Cr Melanie McDonell

COUNCIL MEETING RESUMES

4 NOTICES OF MOTION/NOTICES OF RESCISSION

4.1 NOTICE OF MOTION - LORDS PLACE SOUTH POT PLANTS - PRIMARY SCHOOLS DESIGN CHALLENGE

RECORD NUMBER: 2023/992

I, **CR MELANIE MCDONELL** wish to move the following Notice of Motion at the Council Meeting of 4 July 2023:

MOTION

- 1 That Council undertake a design challenge inviting all local Primary schools to create a design for the large plant pots along Lords Place South.**
- 2 That the remaining unallocated pots be offered to local Indigenous artists and emerging artists to have their artwork showcased.**

BACKGROUND

The redevelopment in Lords Place South has been a challenging one for many in our community. The new plant pots along the block are lacking pizzazz. By engaging with school students to design a wrap for each pot we create buy-in for our local school children as well as creating a more vibrant space for the community.

Council could undertake a design challenge inviting all local Primary schools to create a design for the large plant pots along Lords Place South. Each school will be allocated one pot to create a design for. Final designs will be printed and wrapped onto the pots (as opposed to painted on) before Christmas school holidays this year (allowing for warmer weather for the install).

Signed Cr Melanie McDonell

STAFF COMMENT

Council can investigate if an adhesive wrap can be applied to the large pots and work with local schools and artists to promote and facilitate the design challenge.

FINANCIAL/RESOURCING IMPLICATIONS

Staff resources are required to promote and facilitate the design challenge.

Financial cost of producing and installing the adhesive wrap will be investigated and reported back to Council.

POLICY AND GOVERNANCE IMPLICATIONS

Nil

4.2 NOTICE OF MOTION - 2023 NSW LOCAL ROADS CONGRESS COUNCILLOR REPORT

RECORD NUMBER: 2023/1058

I, **CR TAMMY GREENHALGH** wish to move the following Notice of Motion at the Council Meeting of 4 July 2023:

MOTION

That the report by Cr Tammy Greenhalgh on the 2023 NSW Local Roads Congress be noted.

BACKGROUND

On Monday 5Th June, Director Greenham and I attended the IPWEA/LGNSW Local Roads Congress 2023 held in Parliament House Sydney. This report seeks to give a summary of that Congress.

During the morning session we heard from both Ministers and Shadow Ministers with discussion around recovery efforts from natural disasters and some political point scoring on both sides about the handover of Regional Roads to the State. Orange City Council had an honourable mention during the debate as the NDR was one of the High Priority Round of road reclassifications that was gazetted before the election.

State Members that presented were:

- The Hon. Jenny Aitchison MP, Minister for Regional Transport and Roads
- The Hon. John Graham MLC, Minister for Roads
- The Hon. Natalie Ward MLC, Shadow Minister for Transport and Roads
- The Hon. Sam Faraway MLC, Shadow Minister for Regional Transport and Roads

Cr Darriea Turley AM, president of LGNSW, raised the equity of rate pegging and unforeseen increases in the emergency services levy affecting Local Governments effectiveness at responding to disasters and road maintenance. This theme was carried through the speakers of the afternoon with Warren Sharpe OAM making particular note of the inequity of Councils having to pay the emergency service levy to help prop up State run agencies and then go cap in hand, employing resources to apply for competitive State Government Grants for road repairs. Inclusive of the resources employed to acquit those grants. Warren was advocating for Local Government to be free of the emergency services levy and quarantine the same money for additional resilience work on the road network. A number of speakers also discussed the need for a regular contribution from the State for Local Roads.

The congress ended with the draft communique that the IPWEA Roads Directorate and LGNSW would use in lobbying State and Federal Government. This has since been finalised and is attached for your information.

It was also great to get an understanding of how the Betterment Program Works.

Road Safety - We have a moral and legal responsibility to provide safe roads. It was also noted that the current Blackspot Program will not get us to a zero-road toll as the sad reality is, a fatal accident must occur to receive funding.

I thoroughly enjoyed this conference and would like to thank Director Greenham for all that he does towards keeping our roads safe.

4.2 Notice of Motion - 2023 NSW Local Roads Congress Councillor Report

For Councillor information - Council's Road Safety Officer is Andrea Hamilton-Vaughan who works out of the Giyalang Ganya building and Andrea works across both Orange and Cabonne Councils.

Signed Cr Tammy Greenhalgh

ATTACHMENTS

- 1 2023 NSW Local Roads Congress - Report, D23/44249 [↓](#)



2023 NSW Local Roads Congress

Sustainable Investment

The NSW Roads and Transport Directorate, a partnership between Local Government NSW (LGNSW) and the NSW Division of the Institute of Public Works Engineering Australasia (IPWEA NSW and ACT), is proud to present the 2023 Local Roads Congress Communiqué.

Local and regional transport infrastructure is critical to the safety, resilience, prosperity, and social well-being of NSW communities. The Local Roads Congress (Congress) emphasises the pivotal role of Local Government in shaping local and regional transport infrastructure in partnership with State and Federal Governments.

The last four years have seen massive disruption to NSW communities, the local road network and associated services, due to extensive damage from natural disasters. These issues have been exacerbated by the impacts of COVID-19, skills and supply shortages, and cost inflation rates significantly outstripping rate pegging and Government funding support. The Congress celebrates the efforts of NSW councils to recover damaged local road infrastructure in challenging times of unprecedented workloads.

The Australian Government reported that without action, the economic cost of natural disasters will increase from \$38B to \$73B per annum by 2060 (National Climate Resilience and Adaptation Strategy 2021-25). Local Government must play a major role in improving the resilience of the local road network, recognising that this requires immediate action to facilitate network-wide changes over the medium-long term. Improving the resilience of local roads on a network basis will mitigate the traumatic impacts of natural disasters on affected communities and reduce future costs to all levels of Government. The current overall Government funding models are reactive, insufficient for the scale of the task, inherently inefficient, and poorly aligned to the function of Local Government. The base funding levels do not support the development and retention of a sustainable workforce within Local Government due to an over-reliance on competitive grants. These arrangements do not support proactive infrastructure planning or efficient delivery of projects and services due to funding uncertainty.

The Congress unanimously agreed that a new watershed partnership between Local Government and the NSW and Australian Governments is warranted. This will enable the progression of the local road network toward a sustainable future with the specific goals of improving the safety, social equity, prosperity, liveability, and resilience of NSW communities. The Congress acknowledges this is a shared responsibility and that Local Government must act as a proactive partner to deliver positive outcomes.



2023 NSW Local Roads Congress

Sustainable Investment

NSW Local Government

The Congress acknowledges the need to develop improved network-wide plans to address road safety, resilience, productivity, freight movement, and liveability inclusive of all modes of road-related transport.

The Congress identifies that the current funding model is insufficient to meet the needs of NSW local communities and places unprecedented pressure on the current resources within NSW Local Government. The current inequitable and uncertain Government funding arrangements also creates significant challenges in infrastructure planning over the medium term.

The Congress supports a commitment from Local Government to:

- i) Continue to partner with the NSW and Australian Governments to address current and future challenges to deliver fit-for-purpose local transport infrastructure.
- ii) Develop and implement road network safety plans based on a safe systems approach with specific actions to lower road-related trauma.
- iii) Develop and implement critical infrastructure and resilience plans, including reducing the adverse impacts of natural disasters on local roads and associated infrastructure.
- iv) Integrate the outcomes of road network safety and critical infrastructure resilience plans into local transport network plans, asset and risk management plans, community strategic plans, delivery programs, and operational plans, by reporting to the community via annual reports.
- v) Develop and implement improved workforce plans to address the current and future skills shortages in the professional engineering and skilled infrastructure worker disciplines.
- vi) Work with IPWEA NSW & ACT, LGNSW, the NSW Roads and Transport Directorate, tertiary education, and other providers to ensure the development of suitable training programs focussed on managing overall local road networks as well as efficient delivery of maintenance, renewal, and construction activities to local communities.
- vii) Local government continue to report annually on the State of their Assets as per the ALGA agreed performance measures and verify the accuracy of the data included in the reporting.
- viii) Collaborate with NSW Government to formulate a program dedicated to the replacement of causeways, with the primary objective of enhancing natural disaster resilience through betterment.



2023 NSW Local Roads Congress

Sustainable Investment

NSW Government

The Congress calls on the NSW Government to:

- i) Continue the Fixing Country Bridges Program with a priority on replacing timber bridges. Expand the program to allow for flexibility to improve the resilience of the local road network by including other structures, such as the replacement of major culverts, as well as aging concrete and steel structures.
- ii) Collaborate with Local Government to formulate a program dedicated to the improvement and upgrading of causeways, with the primary objective of enhancing natural disaster resilience through betterment.
- iii) Continue the Fixing Local Roads Program with an annual allocation aligned to the Roads to Recovery distribution formula to provide greater certainty and allow improved short-medium term infrastructure planning by NSW Local Government.
- iv) Continue to provide competitive grants for the improvement of freight outcomes by addressing first and last-mile challenges on the local and regional road network.
- v) Work with LGNSW to negotiate the removal of emergency services levy charges from NSW Councils for the NSW Rural Fire Service, State Emergency Service, and NSW Fire and Rescue to assist councils to maintain and improve the resilience of Councils roads infrastructure.
- vi) As a matter of urgency, finalise the Regional Roads Transfer and Reclassification Review to provide certainty to Local Government.
- vii) Facilitate an audit of the long-term financial plan of each local government to ensure alignment with the asset management plan lifecycle forecasts that communicate the trade-offs on performance, cost, and risk.
- viii) Work with Local Government to develop a program to strengthen the maintenance, safety, and resilience of the State highway network, giving particular attention to sections that are prone to flooding or experience access limitations during fire incidents.
- ix) Commit to ongoing support for Road Safety initiatives across the entire road network. In particular, to support the development and implementation of Road Safety Strategic Plans at all NSW councils.



2023 NSW Local Roads Congress

Sustainable Investment

Australian and NSW Government

The Congress calls on the Australian and NSW Governments to work together with NSW Local Governments to address the following:

- i) A more sustainable long-term funding model for Local Government with a higher level of base funding support and reduced reliance on individual competitive grants.
- ii) A proactive strategy to address the skills shortage in skilled professional Engineers and infrastructure workers.
- iii) A more sustainable model for Natural Disaster Funding Arrangements in New South Wales for all NSW councils focusing on equity and building back better.
- iv) Develop new guidelines for the Natural Disaster Funding Arrangements to allow increased flexibility to build back better with fast, efficient approval mechanisms that enable timely recovery work post-disaster.
- v) Work with Local Government to ensure improved arrangements are put in place for the provision and ongoing care of roads servicing large-scale green power projects such as wind and solar farms, as well as forestry and mining projects, to reduce the cost shift to Local Government.
- vi) Reduce red tape and provide additional Government resources to enable faster approvals for road infrastructure construction, maintenance, and management, including during disaster recovery works.
- vii) Continue to collaborate with Local Governments, businesses, and the international community to address longer-term climate change.

Australian Government

The Congress calls on the Australian Government to:

- i) Increase the Roads to Recovery Program to \$1B per annum from 2024-25 onwards, as this funding program is regarded by Local Government as the most efficient mechanism and source of funding for local roads.
- ii) Increase the annual Roads to Recovery Program allocations to align with the construction cost index and the growth in the road asset base, ensuring maintenance of funding levels in real terms.
- iii) Revise the Roads to Recovery Statement of Intent to include the development of local road safety and resilience plans, as well as the integration of natural disaster



2023 NSW Local Roads Congress

Sustainable Investment

adaptation strategies into council transport, asset management, long-term financial plans, delivery programs, and annual budgets.

- iv) Allow councils to utilise Roads to Recovery funding to assist in the development of Road Resilience, Road Safety Strategic, and Road Network Management Plans. Funds would be allocated as a one-off 50/50 funding model with a maximum limit of \$50,000 per Council (subject to increasing the overall Roads to Recovery funding).
- v) As a minimum, double the Australian Government's Bridge Renewal Program from \$85m per annum to \$170m per annum to target improving the resilience of local road routes. Prioritise funding for the replacement of timber and hybrid bridges, and other vulnerable structures.
- vi) Provide a financial incentive program to assist Local Government to employ, train and develop new Cadet Engineers.
- vii) Work with professional bodies such as IPWEA Australasia to increase the capacity and skills of public works personnel, with a specific focus on road network planning, road drainage, road pavements, road surfacing, and asset management.
- viii) Work with universities to increase the focus on the whole of road network planning, road drainage, road pavements, road surfacing, and asset management in future Engineering degree course curriculum.
- ix) Continue to support apprenticeship programs to develop new and existing workers in the operational skills required to build and maintain roads.
- x) Support ongoing research into cost-effective, resilient road materials and independent product reviews by specialist organisations such as the National Transport Research Organisation (NTRO). Provide appropriate guidelines and training programs to put this research into practice.
- xi) Promote circular economy principles in road infrastructure by incorporating sustainable and innovative technologies that prioritise environmental sustainability. This includes using renewable resources, adopting advanced construction methods, and promoting the use of recycled materials while setting specific targets for reducing carbon emissions and other environmental impacts.
- xii) Provide direct financial assistance to local governments to enable them to adapt their asset management systems to the requirements of HVRR. Specific targets should be established for integrating HVRR into Local Government operations to ensure the efficient use of these resources.



2023 NSW Local Roads Congress

Sustainable Investment

- xiii) Develop robust capacity-building programs and training sessions for Local Government staff engaged in asset management. These programs should focus on improving the understanding of HVRR and its implications for asset management. Measurable outcomes, such as the number of staff trained or improvements in asset management efficiency, can help gauge the success of these programs.
- xiv) Proactively engage with NSW Local Government and the Roads and Transport Directorate in developing the NSLS and HVRR. By setting clear channels for communication and consultation, the needs and experiences of local communities can be better represented in these standards and reforms.

The 2023 NSW Local Roads Congress, under the banner of 'Sustainable Investment', underscores the necessity of strategic investment in local road infrastructure that ensures safety, efficiency, and resilience both now and into the future. We call on all levels of government to take decisive action towards these goals for the ultimate benefit of all NSW residents.

In addition to the key strategies and objectives outlined in this communiqué, the 2023 NSW Local Roads Congress emphasises the importance of continued dialogue and consistent follow-up actions. Sustainable investment is not a one-time decision but a continuous commitment, and the successful implementation of these proposals relies on consistent collaboration and evaluation.

The NSW Local Roads Congress concludes with a strong call to action, urging all stakeholders to unite in their efforts to enhance the local road network, improve safety, foster economic prosperity, and ensure the resilience and well-being of NSW communities. Through this collective commitment and shared responsibility, we can create lasting positive change for the benefit of all.

5 GENERAL REPORTS

5.1 2023 RURAL WOMEN'S GATHERING - NOMINATION(S) FOR COUNCILLOR ATTENDANCE

RECORD NUMBER: 2023/999

AUTHOR: Catherine Davis, Executive Support Manager

EXECUTIVE SUMMARY

The 30th annual NSW Rural Women's Gathering will be held in Orange 25 – 27 August 2023. Hosted by Australian National Field Days with support from the NSW Government and Rural Women's Network, the theme this year is "30 Years, still going strong and getting stronger".

LINK TO DELIVERY/OPERATIONAL PLAN

The recommendation in this report relates to the Delivery/Operational Plan strategy "17.1. Work in partnership with other Councils, regional organisations and State and Federal Governments".

FINANCIAL IMPLICATIONS

The budget as set down in the *Councillors – Payment of Expenses and Provision of Facilities Policy* is \$60,000 per annum in total for all Councillors to attend Conferences with funds currently available for attendance at this conference.

The cost per delegate to attend this conference is:

- All-inclusive delegate package \$250

POLICY AND GOVERNANCE IMPLICATIONS

Nil

RECOMMENDATION

That Council resolves which Councillor(s) attend the NSW Rural Women's Gathering will be held in Orange 25 – 27 August 2023.

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

Gatherings Aim To:

- Provide an opportunity for rural women to connect, share experiences and support each other through good and tough times. It is not a 'conference' but more a special event which brings women together.
- Provide opportunities for rural women to have a direct voice to decision makers through Government, Ministers and other decision makers attending the event and through the distribution of a post event issues/ideas 'Statement'.

5.1 2023 Rural Women's Gathering - Nomination(s) for Councillor Attendance

- Enable rural women to access information on existing services, resources, and assistance.
- Provide an opportunity for rural women to learn from listening to inspiring and informative speakers, display stands and participating in a range of workshops.
- Raise the profile of rural women and highlight important issues through wide media coverage; and
- Be inclusive by involving women from Aboriginal and Culturally & Linguistically Diverse backgrounds and younger women as participants and on organising committees wherever possible.

A copy of the Program is attached for Councillor information.

ATTACHMENTS

- 1 2023 Rural Women's Gathering - Program, D23/42047 [↓](#)

Program *of events*



Friday 25 August	5pm - 7.30pm	Meet & Greet at the Oriana Hotel - Registration	Includes a welcome drink on arrival and a small morsel plate.
Saturday 26 August	8.30am	Arrive at ANFD Site	563 Borenore Road, Borenore.
	9am	Acknowledgement of Country	Kirsty Hargraves - Finalist in NSW Aboriginal Woman of the Year
		Guest Speaker	NSW Minister for Women - Jodie Harrison & Minister for Agriculture and Regional NSW - Tara Moriarty
	10am	Sarah Hawke	Sarah is a reporter for ABC News Sydney and grew up in Orange.
	10.15am	Grace Hamilton	Grace Hamilton is an Australian rugby union and rugby league footballer who captains the Australia Wallaroos and the NSW Waratahs in the Super W. Grace was born in Orange NSW.
	10.30am	Morning Tea	
	11am	Hayley Dawson - Rural Naturopath	The Rural Naturopath is on a mission to help people in rural and remote areas across Australia feel connected, supported and empowered to live their healthiest lives.
	11.30am	Panel Discussion	The Original Rural Women's Network Committee
	12noon	Jillian Kirby and Grace Brennan	Jillian Kirby - From Western Division Engineering to operating her own business & Grace Brennan - Buy from the Bush
	12.30pm	Lunch	
	1.30pm	Workshop - Session 1	
		Journaling with Di Gill	Di Gill - Journaling is a written record of our thoughts & feelings. There are really not any rules although most journaling is a daily exercise. Journaling is a way to track everyday life. Figuring out what makes us tick and happy or upset. Di will teach you how to start and continue with a journal.
		The Art of Makeup	CosMedic Collective is a local business that offers a range of Medical, Non Medical, Cosmetic and Beauty Treatments that are tailored specifically to their patients needs. Their focus is to help you look and feel the very best you can. Kylie Duncan and her team will show you how to apply make up for day or night, and provide helpful tips to keep you looking fabulous all day.
		Financial Tips and support for Women	Learn what Financial Abuse is, hear how free Financial Counsellor services can assist you and meet a rural financial Counsellor on the day.
		Flamenco Dancing	Ellen Macleay - Flamenco dance (baile) is a highly-expressive, Spanish dance form. The flamenco is a solo dance characterized by hand clapping and percussive footwork, Ellen will lead you in an hour of fun learning the steps to be a Flamenco Dancer.
		Menopause Toolkit	A free online Toolkit offering women advice on how to better recognise and understand the symptoms of perimenopause and menopause such as night sweats, mood swings and disturbed sleep. The Toolkit provides links to clear and accurate information including locations of NSW Government funded clinics
		Small Business Support	Funded by the NSW Government, the Business Connect program supports NSW small businesses from start up, run, adapt and grow. Get support for your business, connect with an independent professional business advisor. Register for an upcoming event or webinar and access practical online resources in your own time.

		Wine and Cheese go together.	Producers from the heart of the Orange wine region to present workshop on local produce.
		Film making workshop	Penelope Towney - Year two student Penelope Towney produces and stars in her own film, an Acknowledgement of Country for the Yuin and Dharawal Nations. She will then explain the difference between an Acknowledgement of Country and a Welcome to Country. Learn how to make a short film with the amazing Penelope.
		Make a Gorgeous Crepe Paper Peony	Talented local lady Keryn Feltham will show you how to make a beautiful crepe paper peony - all materials supplied.
		Bush Mechanic	How to check your car battery, tyres and tyre pressure, oil and water. Get from point A to point B if you have vehicle trouble.
	2.30pm	Workshop - Session 2	As above with afternoon tea provided.
	4pm	Depart ANFD site	
	6pm	Arrive at Orange Ex Services Club	OCTEC Gathering Dinner proudly sponsored by OCTEC.
	7.15pm	Guest Speaker Josie Clarke	Agronomist, Research Assistant, PhD candidate in gene editing for crop improvement, passionate disability advocate, Josie Clarke is a powerhouse. The founder of Ability Agriculture, she's on a mission to give a voice to people with a disability and to change perceptions of their capacity to work in agriculture. She hopes to create opportunities for them to be involved in the sector they love.
	8pm	Gabe Middleton	Music & Entertainment
Sunday 27 August	8.45am	Arrive ANFD Site	
	9am	Felicity Weal	Felicity Weal found herself in a wheelchair after an accident on her family farm just near Cowra. She learnt to ride a horse as part of her recovery and is now campaigning to get herself to the Paralympic Games in Paris 2024.
	9.30am	Keiley Noble	RM Williams RAS Rural Achiever.
	9.45am	Ned Sweetapple	Orange 360 General Manager.
	10am	Camilla RAMHP Co ordinator - Wellbeing	Building strength and be strong/keep strong. Or what to do if I don't feel strong.
	10.30am	Morning tea	
	11am	Rural Womens Network Forum	RWN - thoughts and issues.
	11.30am	Group activity	Orange Regional Conservatorium of Music.
	12.30pm	Lunch	
	1.30pm	Wrap up of weekend	Online survey to be sent via email.
	2pm	Depart ANFD site.	

**The program maybe subject to change before the event

5.2 WAIVING OF FEES - PUBLIC AMENITY

RECORD NUMBER: 2023/1028

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

EXECUTIVE SUMMARY

This report seeks Council's approval to waive Section 64 Fees payable by Orange Waratah Sports Club for the construction of Male and Female toilet block, unisex accessible toilets, parents' room, and players change rooms.

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

Council would forgo S64 revenue of \$27,980.80.

POLICY AND GOVERNANCE IMPLICATIONS

Nil

RECOMMENDATION

That Council waive the section 7.11 and section 64 Fees payable by Orange Waratah Sports Club Limited for DA 292/2022(1) for the construction of public amenities in the amount of \$27,980.80 ex GST.

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

Orange Waratah Sports Inc are seeking the Waiving of Fees associated with the development of the amenities adjacent to and below the grandstand that located at Waratah Sports Grounds. The facility mainly services the conduct of Rugby Union, Women's Rugby League and touch football.

The amount sought is \$27,980.80 and follows Council approval of \$20,394.23 for the construction of amenities servicing the western grounds mainly used for the conduct of AFL, Little Athletics, Touch Football and the rugby codes.

The construction of these facilities is funded by a grant from the NSW Government of \$514,641 and the Orange Waratah Sports Club of \$137,020.

5.2 Waiving of Fees - Public Amenity

Council's notice of approval NA23/98 requires Orange Waratah Sports Club Limited to pay fees for **water, sewer and drainage works** at the contribution rate applicable at the time that the payment is made. The contributions are based on 2.0 ETs for water supply headworks and 2.0 ETs for sewerage headworks.

Pursuant to Councils fees and charges the fees and charges payable are calculated:

Water	\$8,667.40	2.0	\$17,334.80
Sewer	\$5,323.00	2.0	\$10,646.00
Total s64			\$27,980.80

The proposed development are alterations and additions to the existing grandstand to provide additional seating at grandstand level, female toilets, change room and storage areas beneath on ground level. In addition the construction of a new amenities building to provide male and female changerooms and WCs and new light towers.

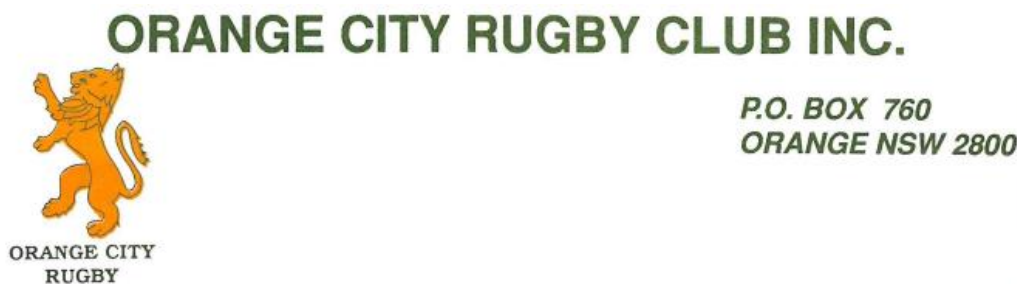
The construction of addition change rooms and amenities attracts the S7.11 and S64 charges.

As the facility is for public and community use it is recommended that the S7.11 and S64 fees be waived. The recommendation is supported by Technical Services and Community Recreation and Cultural Services Directorates of Council.

ATTACHMENTS

- 1 Letter seeking waiving of s7.11 and s64 contributions - Redacted, D23/43613 [↓](#)
- 2 CCL - 21 March 2023 - DA 292 2022(1) - notice of approval - 34 and 36 Telopea Way, D23/44287 [↓](#)

15/05/2023



RE: Orange City Rugby Clubs DA & CC 292/2022 application

Mark Hodges & Scott Maunder


We would like to apply for an exemption for the s64 contributions, (quote no 25531) to construct new toilets blocks and changerooms on land at Waratahs sports club. The facility would be open to the public for all to use. We have several regular users to ground "Pride Park" being, Orange City Rugby Club, Vipers Rugby League, Hawkes Rugby League, Orange Touch football, Orange Little A's, Central West rugby, Twilight Soccer, Cymys rugby league, and the general public.

The grounds and fields at Waratahs are in excellent condition and are very well maintained, but attention to providing better facilities will further improve Oranges chances of securing major sporting carnivals.

Orange City Rugby Club seeks your support in Assisting us to upgrade this public amenity. Please contact me if I can provide further information.

Fletcher Niven

Orange City Rugby Club

	ORANGE CITY COUNCIL Development Application No DA 292/2022(1) NA23/98 Container PR27227
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NOTICE OF DETERMINATION OF A DEVELOPMENT APPLICATION

issued under the *Environmental Planning and Assessment Act 1979*
Section 4.18

Development Application

Applicant Name: Waratah Sports Club
Applicant Address: C/- Peter Basha Planning & Development
PO Box 1827
ORANGE NSW 2800
Owner's Name: Orange Waratah Sports Club Limited
Land to Be Developed: Lots 31 and 32 DP 1215943 - 34 and 36 Telopea Way, Orange
Proposed Development: Recreation Facility (outdoor) (alterations and additions to grandstand, construction of amenities building and new lighting)

Building Code of Australia building classification:

Class to be determined by Certifier

Determination made under Section 4.16

Made On: 21 March 2023
Determination: **CONSENT GRANTED SUBJECT TO CONDITIONS DESCRIBED BELOW:**

Consent to Operate From: 22 March 2023
Consent to Lapse On: 22 March 2028

Terms of Approval

The reasons for the imposition of conditions are:

- (1) To ensure a quality urban design for the development which complements the surrounding environment.
- (2) To maintain neighbourhood amenity and character.
- (3) To ensure compliance with relevant statutory requirements.
- (4) To provide adequate public health and safety measures.
- (5) Because the development will require the provision of, or increase the demand for, public amenities and services.
- (6) To ensure the utility services are available to the site and adequate for the development.
- (7) To prevent the proposed development having a detrimental effect on adjoining land uses.
- (8) To minimise the impact of development on the environment.

Conditions

- (1) The development must be carried out in accordance with:
 - (a) The approved stamped plans prepared by McKinnon Design (6 Sheets)
 - (b) The approved stamped plans prepared by Tigerlight, numbered 1-2, and dated 2 February 2023 (2 sheets)
 - (b) Statements of environmental effects or other similar associated documents that form part of the approval

as amended in accordance with any conditions of this consent.

NOTICE OF DETERMINATION OF DEVELOPMENT APPLICATION NO DA 292/2022(1)

2

Conditions (cont)**PRESCRIBED CONDITIONS**

- (2) All building work must be carried out in accordance with the provisions of the Building Code of Australia.
- (3) A sign is to be erected in a prominent position on any site on which building work, subdivision work or demolition work is being carried out:
 - (a) showing the name, address and telephone number of the principal certifying authority for the work, and
 - (b) showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
 - (c) stating that unauthorised entry to the site is prohibited.Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out.

PRIOR TO THE ISSUE OF A CONSTRUCTION CERTIFICATE

- (4) **Payment of contributions for water, sewer and drainage works** is required to be made at the contribution rate applicable at the time that the payment is made. The contributions are based on 2.0 ETs for water supply headworks and 2.0 ETs for sewerage headworks. A Certificate of Compliance, from Orange City Council in accordance with the *Water Management Act 2000*, will be issued upon payment of the contributions.

This Certificate of Compliance is to be submitted to the Principal Certifying Authority prior to the issuing of a Construction Certificate.
- (5) An approval under Section 68 of the *Local Government Act* is to be sought from Orange City Council, as the Water and Sewer Authority, for alterations to water and sewer. No plumbing and drainage is to commence until approval is granted.
- (6) The applicant is to submit a waste management plan that describes the nature of wastes to be removed, the wastes to be recycled and the destination of all wastes. All wastes from the demolition and construction phases of this project are to be deposited at a licensed or approved waste disposal site.
- (7) A detailed landscaping plan, including details of mitigating buffer vegetation between the proposed development hereby approved and neighbouring residential properties, is to be submitted to, and approved by, Council's Manager Development Assessment prior to the issuing of a construction certificate.

PRIOR TO WORKS COMMENCING

- (8) A Construction Certificate application is required to be submitted to, and issued by Council/Accredited Certifier prior to any excavation or building works being carried out onsite.
- (9) A temporary onsite toilet is to be provided and must remain throughout the project or until an alternative facility meeting Council's requirements is available onsite.
- (10) Soil erosion control measures shall be implemented on the site.

DURING CONSTRUCTION/SITEWORKS

- (11) Any adjustments to existing utility services that are made necessary by this development proceeding are to be at the full cost of the developer.

NOTICE OF DETERMINATION OF DEVELOPMENT APPLICATION NO DA 292/2022(1)

3

Conditions (cont)**During construction/siteworks (cont)**

- (12) All construction/demolition work on the site is to be carried out between the hours of 7.00am and 6.00pm Monday to Friday inclusive, and 8.00am to 1.00pm on Saturdays. No construction/demolition work is permitted to be carried out on Sundays or Public Holidays. Written approval must be obtained from the Chief Executive Officer of Orange City Council to vary these hours.
- (13) All construction works are to be strictly in accordance with the Reduced Levels (RLs) as shown on the approved plans.
- (14) All materials on site or being delivered to the site are to be contained within the site. The requirements of the *Protection of the Environment Operations Act 1997* are to be complied with when placing/stockpiling loose material or when disposing of waste products or during any other activities likely to pollute drains or watercourses.
- (15) Building demolition is to be carried out in accordance with *Australian Standard 2601:2001 - The Demolition of Structures* and the requirements of Safe Work NSW.
- (16) Asbestos containing building materials must be removed in accordance with the provisions of the *Work Health and Safety Act 2011* and any guidelines or Codes of Practice published by Safe Work NSW, and disposed of at a licenced landfill in accordance with the requirements of the NSW EPA.
- (17) All outdoor lighting must be installed in accordance with the Australian Standard AS4282:2019: *Control of the Obtrusive effects of outdoor lighting*.

PRIOR TO THE ISSUE OF AN OCCUPATION CERTIFICATE

- (18) No person is to use or occupy the building or alteration that is the subject of this approval without the prior issuing of an Occupation Certificate.
- (19) The owner of the building/s must cause the Council to be given a Final Fire Safety Certificate on completion of the building in relation to essential fire or other safety measures included in the schedule attached to this approval.
- (20) Where Orange City Council is not the Principal Certifying Authority, a final inspection of water connection, sewer and stormwater drainage shall be undertaken by Orange City Council and a Final Notice of Inspection issued, prior to the issue of a final Occupation Certificate.
- (21) Prior to the issue of an Occupation Certificate, commissioning of all lighting installations approved under this consent is to be undertaken by a suitably qualified lighting consultant. The commissioning of the lighting installations must verify compliance with AS4282:2019: *Control of the Obtrusive effects of outdoor lighting* and any conditions contained with this consent. The proponent must furnish a copy of the commissioning report to Council and Principal Certifying Authority.
- (22) Landscaping shall be installed in accordance with the approved plans prior to the issuing of any Occupation Certificate, and shall be permanently maintained thereafter to the satisfaction of Council's Manager Development Assessment.
- (23) All of the foregoing conditions are to be at the full cost of the developer and to the requirements and standards of the Orange City Council Development and Subdivision Code, unless specifically stated otherwise. All work required by the foregoing conditions is to be completed prior to the issuing of an Occupation Certificate, unless stated otherwise.

NOTICE OF DETERMINATION OF DEVELOPMENT APPLICATION NO DA 292/2022(1)

4

Conditions (cont)**MATTERS FOR THE ONGOING PERFORMANCE AND OPERATION OF THE DEVELOPMENT**

- (24) The owner is required to provide to Council and to the NSW Fire Commissioner an Annual Fire Safety Statement in respect of the fire-safety measures, as required by Clause 177 of the *Environmental Planning and Assessment Regulation 2000*.
- (25) The use of all external lighting approved under this consent is prohibited before 9am and after 9pm on any day.

Other Approvals

- (1) *Local Government Act 1993* approvals granted under Section 68.
- Nil
- (2) General terms of other approvals integrated as part of this consent.
- Nil

Right of Appeal

If you are dissatisfied with this decision, Section 8.7 of the *Environmental Planning and Assessment Act 1979* gives you the right to appeal to the Land and Environment Court. Pursuant to Section 8.10, an applicant may only appeal within 6 months after the date the decision is notified.

Disability Discrimination Act 1992:

This application has been assessed in accordance with the *Environmental Planning and Assessment Act 1979*. No guarantee is given that the proposal complies with the *Disability Discrimination Act 1992*.

The applicant/owner is responsible to ensure compliance with this and other anti-discrimination legislation.

The *Disability Discrimination Act* covers disabilities not catered for in the minimum standards called up in the Building Code of Australia which references AS1428.1 - "Design for Access and Mobility". AS1428 Parts 2, 3 and 4 provides the most comprehensive technical guidance under the *Disability Discrimination Act* currently available in Australia.

Disclaimer - S88B of the Conveyancing Act 1919 - Restrictions on the Use of Land:

The applicant should note that there could be covenants in favour of persons other than Council restricting what may be built or done upon the subject land. The applicant is advised to check the position before commencing any work.

Signed:

On behalf of the consent authority **ORANGE CITY COUNCIL**

Signature:

-

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Name:

PAUL JOHNSTON MANAGER DEVELOPMENT ASSESSMENTS

Date:

22 March 2023

6 CLOSED MEETING - SEE CLOSED AGENDA

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

The Mayor will extend an invitation to any member of the public present at the meeting to make a representation to Council as to whether the meeting should be closed for a particular item. In accordance with the Local Government Act 1993, and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is of a kind as referred to in Section 10A(2) of the Act, and should be dealt with in a Confidential Session of the Council meeting closed to the press and public.

RECOMMENDATION

That Council adjourn into a Closed Meeting and members of the press and public be excluded from the Closed Meeting, and access to the correspondence and reports relating to the items considered during the course of the Closed Meeting be withheld unless declassified by separate resolution. This action is taken in accordance with Section 10A(2) of the Local Government Act, 1993 as the items listed come within the following provisions:

6.1 Tenders for Concrete Civil Works

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

6.2 Tenders for Supply of Ready Mix Concrete

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

6.3 Submission Redactions 4 July 2023

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (e) information that would, if disclosed, prejudice the maintenance of law.

6.1 TENDERS FOR CONCRETE CIVIL WORKS

RECORD NUMBER: 2023/872

AUTHOR: Mark Frecklington, Assistant Works Manager

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

6.2 TENDERS FOR SUPPLY OF READY MIX CONCRETE

RECORD NUMBER: 2023/1004

AUTHOR: Mark Frecklington, Assistant Works Manager

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

6.3 SUBMISSION REDACTIONS 4 JULY 2023

RECORD NUMBER: 2023/1030

AUTHOR: Janessa Constantine, Manager Corporate Governance

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (e) information that would, if disclosed, prejudice the maintenance of law.

7 RESOLUTIONS FROM CLOSED MEETING