
ORANGE CITY COUNCIL

MINUTES OF THE

ORDINARY COUNCIL MEETING

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

ON 18 JUNE 2024

COMMENCING AT 6:30PM

1 INTRODUCTION

ATTENDANCE

Cr J Hamling (Mayor), Cr K Duffy (6.35pm), Cr J Evans, Cr G Floyd, Cr T Greenhalgh (*Audio Visual Link*), Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr S Peterson, Cr G Power (Deputy Mayor)

Chief Executive Officer, Acting Director Corporate and Commercial Services (Sharp), Director Development Services, Director Community, Recreation and Cultural Services, Director Technical Services, Manager Corporate Governance, Chief Financial Officer, Management Accountant

1.1 APOLOGIES

RESOLVED - 24/228**Cr D Mallard/Cr S Peterson**

That the apologies be accepted from Cr J Whitton and Cr K Duffy (Lateness) for the Council Meeting of Orange City Council on 18 June 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

Against: Nil

Absent: Cr J Whitton, Cr K Duffy

RESOLVED - 24/229**Cr D Mallard/Cr S Peterson**

That Cr T Greenhalgh be permitted to attend the Council Meeting of Orange City Council on 18 June 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

Against: Nil

Absent: Cr J Whitton, 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 S Peterson 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 Significant Pecuniary Interest in item 5.5 - Development Application DA306/2021(3) - Lots 87 and 88 Lysterfield Road as her husband's consultancy company has undertaken work on these sites.

Cr Hamling declared a Significant Non-Pecuniary Interest in item 5.3 - Lords Place Furniture Re-Use, Recommendations from the Expressions of Interest as he is a board member of OCTEC who operates Huntley Berry Farm mentioned in this report.

Cr Kinghorne declared a Significant Non-Pecuniary interest in item 5.4(1)(v) - Funding for Springbank Lane as residents are customers of her business, left the meeting and did not vote in discussion or voting on this item.

Cr Greenhalgh declared a Non-Significant Non-Pecuniary interest in item 5.4(1)(t) - Funding for a Super Sopper as she is the Secretary of Bloomfield Junior Rugby League Football Club.

Cr Mileto declared a Non-Significant Non-Pecuniary interest in item 5.4(1)(t) - Funding for a Super Sopper as he is the president of Orange District Football Association.

1.5 OPENING PRAYER

Khalid Tufail of the Orange Islamic Centre led the Council in Prayer.

The Mayor welcomed the 2nd and 3rd Orange Scouts to the chamber to view tonight's meeting.

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

Cr Duffy arrived at the meeting with the time being 6.35pm

Item 5.4 - Adoption - Integrated Planning & Reporting – Operational Plan and Resourcing Strategy 2024-2025 including Budget, Fees & Charges, Workforce Management Strategy, Long Term Financial Plan and Asset Management Strategy

- Leonard Elliot – Springbank Lane
- Rod Somerville – Planetarium Equipment
- Marea Ruddy – Rainbow Festival
- Cassandra Trengrove – The Colour City Rainbow Hub – Rainbow Festival

THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL RESUMED AT 6.55PM

2 MAYORAL MINUTES

Nil.

3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

RESOLVED - 24/230**Cr G Floyd/Cr S Peterson**

That the Minutes of the Ordinary Meeting of Orange City Council held on 4 June 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 4 June 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

Against: Nil

Absent: Cr J Whitton

QUESTION TAKEN ON NOTICE**Cr M McDonell**

Cr McDonell asked for an update to be provided to Councillors on the Gender Based Violence Working Group.

4 NOTICES OF MOTION/NOTICES OF RESCISSION

4.1 NOTICE OF MOTION - REVIEW OF LAND ASSETS FOR EMERGENCY OR SHORT TERM HOUSING

TRIM REFERENCE: 2024/980

RESOLVED - 24/231**Cr F Kinghorne/Cr D Mallard**

That Orange City Council review its land assets to determine whether any of these holdings would be suitable or appropriate for placement of structures that could provide emergency or short-term housing, and if so, work with the community to raise money to provide such structures and connections to services such as water, sewer & electricity.

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

Against: Nil

Absent: Cr J Whitton

5 GENERAL REPORTS

5.1 RECOMMENDATIONS AND RESOLUTIONS FROM POLICY COMMITTEES

TRIM REFERENCE: 2023/2293

RESOLVED - 24/232**Cr K Duffy/Cr T Mileto**

That Council resolves:

- 1 That the Minutes of the Planning & Development Policy Committee at its meeting held on 4 June 2024 be and are hereby confirmed as a true and accurate record of the proceedings.
- 2 That the Minutes of the Infrastructure Policy Committee at its meeting held on 4 June 2024 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 4 June 2024 be and are hereby confirmed as a true and accurate record of the proceedings.
- 4 That the Minutes of the Environmental Sustainability Policy Committee at its meeting held on 4 June 2024 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 4 June 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

Against: Nil

Absent: Cr J Whitton

QUESTION TAKEN ON NOTICE**Cr K Duffy**

Cr Duffy requested an update on provision of a report with plans and costings for the Southern Feeder/Distributor Road.

5.2 RAINBOW FESTIVAL POST EVENT REPORT

TRIM REFERENCE: 2024/839

RESOLVED - 24/233**Cr M McDonell/Cr G Power**

That the Rainbow Festival Post Event Report be noted.

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

Against: Nil

Absent: Cr J Whitton

Cr McDonell asked what the plan is now with the list of recommendations from the Rainbow Festival.

The Acting Director Corporate & Commercial Services advised that all feedback is taken on board to assist in any future event.

Cr Duffy asked for the costings for staff time and any payment to the police for the Rainbow Festival.

The Acting Director Corporate & Commercial Services advised that \$27,097 was the staff contribution noting that this included payment to staff who would have been paid in the normal operation of their role and that no payment was made to the police for their attendance.

QUESTION TAKEN ON NOTICE

Cr F Kinghorne

Cr Kinghorne noted that the Rainbow Festival Drag Brunch cost \$6,500, which would equate to 80 tickets at a price of \$81.25 and asked if that included payment to the Queens and how much.

Cr Kinghorne noted that part of the feedback was provision of drinking water and asked what we would do next time.

The Chief Executive Officer advised that next time we would do better.

Cr Hamling left the meeting with the time being 7.15pm and Cr Power (Deputy Mayor) assumed the role of chairperson

5.3 LORDS PLACE FURNITURE RE-USE, RECOMMENDATIONS FROM THE EXPRESSIONS OF INTEREST

TRIM REFERENCE: 2024/837

Cr Hamling declared a Significant Non-Pecuniary Interest in this item as he is a board member of OCTEC who operates Huntley Berry Farm mentioned in this report, left the meeting and did not participate in discussion or voting on this item.

RESOLVED - 24/234

Cr M McDonell/Cr D Mallard

That Council resolves:

- 1 That Birdie Noshery & Drinking Est receives:
 - 4 Chairs
- 2 That Orange Uniting Church receives:
 - 4 Concrete Chairs
 - 6 Pot Plants
 - 4 Shade Structures
 - 3 Round Chairs
 - 2 Chairs
- 3 That Blowes Real Estate receives:
 - 1 Concrete Chair
 - 2 Pot Plants
 - 1 Chair
- 4 That Orange Botanic Gardens receives:
 - 2 Concrete Chairs
 - 3 Concrete Blocks
- 5 That Huntley Berry Farm receives:
 - 3 Concrete Chairs
 - 10 Concrete Blocks
 - 4 Pot Plants
 - 2 Shade Structures
 - 1 Round Chair
 - 1 Chair
 - 1 Dining Deck.

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

Against: Nil

Absent: Cr J Whitton, Cr J Hamling

Cr McDonell noted that Printhe Wines was not successful in receiving a Dining Deck and asked why given there were no other requests for the Dining Decks.

The Acting Director Corporate & Commercial Services advised that this fell outside the scope of the EOI and that there was no instruction from Council at this stage on what would occur with the remaining furniture.

QUESTION TAKEN ON NOTICE

Cr M McDonell

Cr McDonell stated that with the remaining 4 Concrete Blocks and 5 Dining Decks, and information from the previous Director Corporate & Commercial Services (Robb) that this could amount to \$150,000 and asked if this was correct.

Cr Hamling returned to the meeting with the time being 7.20pm and resumed the role of chairperson

RESOLVED - 24/235

Cr M McDonell/Cr G Power

That item 5.4 - Adoption - Integrated Planning & Reporting - Operational Plan and Resourcing Strategy 2024-2025 including Budget, Fees & Charges, Workforce Management Strategy, Long Term Financial Plan and Asset Management Strategy be heard and determined 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

Against: Nil

Absent: Cr J Whitton

5.4 ADOPTION - INTEGRATED PLANNING & REPORTING - OPERATIONAL PLAN AND RESOURCING STRATEGY 2024-2025 INCLUDING BUDGET, FEES & CHARGES, WORKFORCE MANAGEMENT STRATEGY AND ASSET MANAGEMENT STRATEGY

TRIM REFERENCE: 2024/672

RESOLVED - 24/236

Cr S Peterson/Cr T Mileto

That 5.4(1) be heard and determined in seriatim.

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

Against: Cr J Evans

Absent: Cr J Whitton

RESOLVED - 24/237

Cr J Hamling/Cr S Peterson

a) That include Operational grants received for autumn & winter school holidays, open streets event and diggers of WWI at \$56,809 in the 2024/2025 budget.

RESOLVED - 24/238

Cr G Power/Cr M McDonell

b) That Council include Adjustment to staff recruitment at (\$236,000) in the 2024/2025 budget.

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

Against: Nil

Absent: Cr J Whitton

RESOLVED - 24/239**Cr M McDonell/Cr J Hamling**

c) That Council include Biobank credit from sales at \$300,000 in the 2024/2025 budget.
 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
 Against: Nil
 Absent: Cr J Whitton

RESOLVED - 24/240**Cr J Hamling/Cr M McDonell**

d) That Council include Capital grant for adventure playground at \$400,000 in the 2024/2025 budget.
 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
 Against: Nil
 Absent: Cr J Whitton

RESOLVED - 24/241**Cr M McDonell/Cr D Mallard**

e) That Council include Adventure playground - budget adjusted to resolution 24/076 at \$342,026 in the 2024/2025 budget.
 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
 Against: Nil
 Absent: Cr J Whitton

RESOLVED - 24/242**Cr J Hamling/Cr G Power**

f) That Council include Central Western Daily digitisation of negatives at \$25,000 in the 2024/2025 budget.
 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
 Against: Nil
 Absent: Cr J Whitton

RESOLVED - 24/243**Cr M McDonell/Cr G Power**

g) That the Councillor allowance be set at \$27,050 and the Mayoral Allowance be set at \$66,800 for 2024/2025, being the maximum allowance for Regional Centre Councils as determined by the Local Government Remuneration Tribunal on 29 April 2024.
 For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr T Greenhalgh, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr G Power
 Against: Cr G Floyd, Cr F Kinghorne, Cr S Peterson
 Absent: Cr J Whitton

RESOLVED - 24/244**Cr T Greenhalgh/Cr J Evans**

h) That Council include Function centre repairs to stage, roof & rising damp at \$248,891 in the 2024/2025 budget.
 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
 Against: Nil
 Absent: Cr J Whitton

RESOLVED - 24/245**Cr G Floyd/Cr T Greenhalgh**

i) That Council include Smith Hockey Fields – surface revitalisation works at \$200,000 in the 2024/2025 budget.

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

Against: Nil

Absent: Cr J Whitton

RESOLVED - 24/246**Cr M McDonell/Cr G Power**

j) That Council include Playground shades for Matthews Park and William Maker Drive at \$50,000 in the 2024/2025 budget.

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

Against: Nil

Absent: Cr J Whitton

RESOLVED - 24/247**Cr M McDonell/Cr D Mallard**

k) That Council include the Rainbow festival with \$50,000 quarantined in the 2024/2025 budget, until a project plan with additional event information is provided to the Council.

For: Cr J Hamling, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr G Power

Against: Cr K Duffy, Cr F Kinghorne, Cr S Peterson

Absent: Cr J Whitton

RESOLVED - 24/248**Cr M McDonell/Cr G Power**

l) That Council include Resource Recovery Centre – wages adjustment due to cessation of contractor at \$305,341 in the 2024/2025 budget.

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

Against: Nil

Absent: Cr J Whitton

RESOLVED - 24/249**Cr G Power/Cr M McDonell**

m) That Council include Riding for the Disabled entry repairs at \$21,000 in the 2024/2025 budget.

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

Against: Nil

Absent: Cr J Whitton

RESOLVED - 24/250**Cr G Power/Cr M McDonell**

n) That Council include Safety & Wellbeing Incentive to match insurer contribution at (\$20,000) in the 2024/2025 budget.

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

Against: Nil

Absent: Cr J Whitton

<p>RESOLVED - 24/251</p>	<p>Cr T Mileto/Cr J Hamling</p>
<p>o) That Council include Scout Camp upgrades – budget re-entry from 2022 at \$987,274 in the 2024/2025 budget. 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 Against: Nil Absent: Cr J Whitton</p>	
<p>RESOLVED - 24/252</p>	<p>Cr G Power/Cr S Peterson</p>
<p>p) That Council include Sewer capital works brought forward from future years to match updated capital program at \$2,991,000 in the 2024/2025 budget. 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 Against: Nil Absent: Cr J Whitton</p>	
<p>RESOLVED - 24/253</p>	<p>Cr T Greenhalgh/Cr G Floyd</p>
<p>q) That Council include Sport4All contract for inclusive children’s sports coaching at \$5,000 in the 2024/2025 budget. 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 Against: Nil Absent: Cr J Whitton</p>	
<p>RESOLVED - 24/254</p>	<p>Cr T Mileto/Cr J Hamling</p>
<p>r) That Council include Water capital works brought forward from future years to match updated capital program at \$1,536,000 in the 2024/2025 budget. 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 Against: Nil Absent: Cr J Whitton</p>	
<p>RESOLVED - 24/255</p>	<p>Cr D Mallard/Cr S Peterson</p>
<p>s) That Council include Wine Trails – seed funding at \$25,000 in the 2024/2025 budget. 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 Against: Nil Absent: Cr J Whitton</p>	

Cr Greenhalgh declared a Non-Significant Non-Pecuniary interest in this item as she is the secretary of Bloomfield Junior Rugby League Football Club.

Cr Mileto declared a Non-Significant Non-Pecuniary interest in this item as he is the president of Orange District Football Association.

RESOLVED - 24/256**Cr T Mileto/Cr J Hamling**

t) That Council include the purchase of a Super Sopper at \$35,000 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr J Evans, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr T Mileto, Cr G Power

Against: Cr D Mallard, Cr M McDonell, Cr S Peterson

Absent: Cr J Whitton

RESOLVED - 24/257**Cr F Kinghorne/Cr T Mileto**

u) That Council include the waiving of Mud Hut Fees for Clifton Grove residents at \$355 in the 2024/2025 budget.

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

Against: Nil

Absent: Cr J Whitton

Cr Kinghorne declared a Significant Non-Pecuniary interest in this item as residents are customers of her business, left the meeting and did not vote in discussion or voting on this item.

MOTION

v) That Council include the sealing of Springbank Lane at \$150,000 in the 2024/2025 budget.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr S Peterson

Against: Nil Cr J Evans, Cr T Greenhalgh, Cr D Mallard, Cr M McDonell, Cr T Mileto, Cr G Power

Absent: Cr J Whitton, Cr F Kinghorne

THE MOTION ON BEING PUT WAS LOST**RESOLVED - 24/258****Cr K Duffy/Cr J Hamling**

w) That the issue of fitting out of the Planetarium be noted.

For: Cr J Hamling, Cr K Duffy, Cr G Floyd, Cr T Greenhalgh, Cr F Kinghorne, Cr T Mileto, Cr S Peterson

Against: Cr J Evans, Cr D Mallard, Cr M McDonell, Cr G Power

Absent: Cr J Whitton

RESOLVED - 24/259**Cr M McDonell/Cr S Peterson**

- 2 That the following expenditure, as amended, for the period 1 July 2024 to 30 June 2025 be adopted in accordance with the requirements of Clause 211 (2) of the Local Government (General) Regulation 2021:

2024/25	General Fund	Water Fund	Sewer Fund	All Funds
Operational Expenditure	95,927,869	17,614,966	12,405,319	125,948,155
Capital Expenditure	48,592,564	22,967,263	13,122,385	84,682,212
Loan Repayments	4,636,752	332,837	388,624	5,358,214
TOTAL	149,157,186	40,915,067	25,916,329	215,988,581

RESOLVED - 24/260**Cr J Evans/Cr D Mallard**

- 3 To adopt the Schedule of Fees and Charges as listed in the exhibited draft Delivery/Operational Plan, as amended, for the period 1 July 2024 to 30 June 2025, provided that such changes may be varied by any alteration to the Local Government Act 1993 or Local Government (General) Regulation 2021 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.

RESOLVED - 24/261**Cr G Power/Cr G Floyd**

- 4 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 2024 to 30 June 2025, 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	17,038	5,213	0.002832	810.71	48.33%	28,577,510
Residential – Rural Residential	497	470	0.001442	810.71	37.26%	1,081,280
Residential – Clifton Grove	231	139	0.002356	810.71	36.31%	515,761
Residential – Ammerdown	43	44	0.001855	810.71	29.65%	117,579
Residential – Village	195	45	0.002068	481.18	49.79%	188,456
Farmland	382	617	0.000827	810.71	37.76%	820,127
Business	1,390	906	0.009196	810.71	11.91%	9,460,665
Business – Village	19	3	0.002244	442.71	49.51%	16,990
Special Rates						
Orange Central Business Area	324	226	0.003547	N/A	N/A	804,842
					TOTAL	\$41,583,210

RESOLVED - 24/262**Cr G Power/Cr T Mileto**

5 To adopt the:

- a Operational Plan 2024-2025
- b Resourcing Strategy incorporating the Long-Term Financial Plan, Workforce Management Plan and Asset Management and Strategy 2024-2025
- c Strategic Policy ST27 – Statement of Revenue
- d Strategic Policy ST28 – Asset Management

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

Against: Nil

Absent: Cr J Whitton

QUESTION TAKEN ON NOTICE**Cr S Peterson**

Cr Peterson noted that the \$25,000 budget allocation (5.4)(1)(f) for the Central Western Daily digitisation of negatives should be referred to the Historical Society for a review of efficiency and information about the scanning, whether the purchase of scanner would be appropriate and whether there was an end date or number of photos for this project.

Cr Kinghorne asked how many playground shade sail areas are still to be covered.

The Chief Executive Officer advised approximately 20 remain.

QUESTION TAKEN ON NOTICE**Cr K Duffy**

Cr Duffy asked for a report to be provided to Council on the process for covering playgrounds with shade sails. It was noted by Cr McDonell that the Play Strategy is currently on exhibition.

Cr Hamling asked whether a Super Sopper would be an investment for the Sporting Precinct and whether it could be used for other fields.

The Director Community, Recreation & Cultural Services advised that the 8 new fields part of the Sports Precinct are designed taking into account primary factors such as wet weather and accounted for with specific drainage, which once constructed would not have the need for a Super Sopper or similar equipment. It could be moved to other fields if required.

Cr Hamling asked how much \$150,000 would provide in sealing Springbank Lane and whether there was a list of priority roads.

The Director Technical Services advised that \$150,000 would cover approximately 130m of the 300m road. There is no priority for sealing of gravel roads. Similar projects in the past have been funded 50/50 by the residents of the particular road.

Cr McDonell asked if there was any regular re-grading of Springbank Lane.

The Director Technical Services advised that gravel roads are graded on a yearly schedule.

Cr McDonell asked for clarification on whether Council was paying for the fit-out of the Conservatorium and whether the Planetarium would be the same.

The Director Community, Recreation & Cultural Services advised that Council was not fitting out the Conservatorium and this would be the same for the Planetarium. The building would

be provided with air conditioning, lights and chairs included, however IT equipment was not. It is noted that the IT equipment required has a 4 yearly replacement schedule.

Cr McDonell asked if there was any update on the establishment of an Indoor Playground. *The Director Community, Recreation & Cultural Services advised that discussions had been held with the Tennis Centre and other interested parties and no final arrangements have been made at this stage.*

MATTER ARISING**Cr M McDonell**

Cr McDonell noted that the Sports Precinct is not listed clearly in the Asset Management Strategy and there is no specific category that covers Recreation.

QUESTION TAKEN ON NOTICE**Cr F Kinghorne**

Cr Kinghorne noted that there were previous discussions at the Ageing and Access Community Committee around people abandoning shopping trolleys because they had no alternative to get their shopping home and asked if there was a different approach Council could take to assist with this.

Cr Kinghorne left the meeting with the time being 9.01pm

5.5 DEVELOPMENT APPLICATION DA 306/2021(3) - LOTS 87 AND 88 LYSTERFIELD ROAD

TRIM REFERENCE: 2024/932

Cr Kinghorne declared a Significant Pecuniary Interest in this item as her husband's consultancy company has undertaken work on these sites, left the meeting and did not participate in discussion or voting on this item.

RESOLVED - 24/263**Cr G Power/Cr S Peterson**

That Council consents to development application DA 306/2021(3) for Subdivision (Stage 1: 3 residential lots and 2 development lots; Stages 2(a), 2(b) and 2(c): 84 residential lots, 1 public reserve lot and 5 roads; Stage 3: 9 residential lots) and Demolition (outbuildings and dwellings) at Lots 87 and 88 DP 1293987 - Lysterfield Road, Orange (formerly known as Lot 184 DP 750401 – 142 Lysterfield Road, Lot 1 DP 130391 - 142 Lysterfield Road and Lot 188 DP 750401 - 158 Lysterfield Road) pursuant to the conditions of consent in the attached Notice of Approval.

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

Against: Nil

Absent: Cr J Whitton, Cr F Kinghorne

Cr Kinghorne returned the meeting with the time being 9.02pm

5.6 STATEMENT OF INVESTMENTS - MAY 2024

TRIM REFERENCE: 2024/914

RESOLVED - 24/264**Cr M McDonell/Cr G Floyd**

That Council resolves to:

- 1 Note the Statement of Investments for the period May 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

Against: Nil

Absent: Cr J Whitton

5.7 ALCOHOL FREE ZONE RE-ESTABLISHMENT PROPOSAL - 1 AUGUST 2024 TO 31 JULY 2028

TRIM REFERENCE: 2024/912

RESOLVED - 24/265**Cr T Mileto/Cr M McDonell**

That Council resolves pursuant to Sections 644, 644A, 644B, 644C and 646 of the Local Government Act 1993 (as amended) to re-establish an Alcohol Free Zone in the public roads and car parks within the area bounded by Hill Street to the West, William Street and Endsleigh Avenue to the East, Prince Street to the North and Moulder Street to the South, for a period of four years from 1 August 2024 till 31 July 2028, with an exemption for events in Robertson Park whereby formal approval has been requested in writing to the CEO and approval has been provided.

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

Against: Nil

Absent: Cr J Whitton

5.8 STRATEGIC POLICY REVIEW

TRIM REFERENCE: 2024/926

RESOLVED - 24/266**Cr M McDonell/Cr J Evans**

That Council resolves to place Strategic Policy ST36 – Banners and its associated Fees and Charges on public exhibition for a minimum period of 28 days.

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

Against: Nil

Absent: Cr J Whitton

MATTER ARISING**Cr J Hamling**

Cr Hamling asked if the lights in Summer Street between Anson St & Lords Pl could be inspected as there were a number of bulbs not working.

6 CLOSED MEETING

In accordance with the Local Government Act 1993, and the Local Government (General) Regulation 2021, in the opinion of the Chief Executive Officer, 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 - 24/267**Cr D Mallard/Cr G Power**

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 Tender - F1062-237 - Spatial System

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 Tender - F4207 - NetWaste - Collection and Recycling of Used Tyres

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.

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

Against: Nil

Absent: Cr J Whitton

The Mayor declared the Ordinary Meeting of Council adjourned for the conduct of the Closed Meeting at 9.07pm

The Mayor declared the Ordinary Meeting of Council resumed at 9.10pm.

7 RESOLUTIONS FROM CLOSED MEETING

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

6.1 TENDER - F1062-237 - SPATIAL SYSTEM

TRIM REFERENCE: 2024/911

RESOLVED - 24/268**Cr G Floyd/Cr M McDonell**

That Council resolves to:

- 1 Not accept any of the tenders for a New Spatial System; and
- 2 Grant permission to the Chief Executive Officer, or his nominee to negotiate with a software supplier with a view to entering into a contract in relation to a New Spatial System.

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

Against: Nil

Absent: Cr J Whitton

6.2 TENDER - F4207 - NETWASTE - COLLECTION AND RECYCLING OF USED TYRES

TRIM REFERENCE: 2024/951

RESOLVED - 24/269**Cr K Duffy/Cr G Floyd**

That Council endorse:

- 1 Tender F4207 for the Collection and Recycling of Used Tyres and award the contract to JLW Services Pty Ltd for their tendered prices as set out in this report for the initial two (2) year term with the option of two (2) x 12-month available extensions.
- 2 Delegation of authority to execute the contracts for the Collection and Recycling of Used Tyres to the Chief Executive Officer with the respective participating Councils.

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

Against: Nil

Absent: Cr J Whitton

THE MEETING CLOSED AT 9.11PM

This is Page Number 16 and the Final Page of the Minutes of the Ordinary Meeting of Orange City Council held on 18 June 2024.