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# ORANGE CITY COUNCIL

## MINUTES OF THE

## ORDINARY COUNCIL MEETING

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

ON 1 JULY 2025

COMMENCING AT 6:30 PM

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### 1 INTRODUCTION

#### ATTENDANCE

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Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy (6.49pm), Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman, 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, Manager Development Assessment, Communications Lead

#### 1.1 APOLOGIES

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<b>RESOLVED - 25/295</b>	<b>Cr J Stedman/Cr T Greenhalgh</b>
That the apologies be accepted from Cr Duffy (Lateness) for the Council Meeting of Orange City Council on 1 July 2025.	

For: Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Cr K Duffy

#### 1.2 LIVESTREAMING AND RECORDING

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

#### 1.3 ACKNOWLEDGEMENT OF COUNTRY

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The Mayor conducted an Acknowledgement of Country.

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

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Cr Greenhalgh declared a Significant Pecuniary Interest in FPC Item 2.1 - 2(3) - Small Donations - Bloomfield Junior Rugby League Football Club as she is a secretary and a life member of the Club.

Cr Power declared a Significant Non-Pecuniary Interest in item 2.1 - 2(3) - Small Donations - Bloomfield Junior Rugby League Football Club as the artist is known to him.

Cr Kinghorne declared a Significant Pecuniary Interest in PDC Item 2.3 - Development Application DA 218/2015(5) - Lot 218 Hawke Lane as her husband's consultancy company has undertaken work on this site.

Cr Kinghorne declared a Significant Pecuniary Interest in PDC Item 2.4 - Development Application DA 18/2025(1) - 185 Leeds Parade (Child Care Facility) as her husband's consultancy company has undertaken work on this site.

Cr Kinghorne declared a Significant Pecuniary Interest in PDC Item 2.5 - Development Application DA 68/2025(1) - 185 Leeds Parade (Self-Storage Units) as her husband's consultancy company has undertaken work on this site.

Cr Kinghorne declared a Significant Pecuniary Interest in PDC Item 2.7 - Draft Redmond Place Precinct DCP as her husband's consultancy company has undertaken work on this site.

Cr Whitton declared a Non-Significant Non-Pecuniary Interest in PDC Item 2.3 - Development Application DA 218/2015(5) - Lot 218 Hawke Lane as he has met with proponents of the DA.

Cr Whitton declared a Significant Non-Pecuniary Interest in item 2.1 - 2(1) - Small Donations - Orange Uniting Church as he is the Chairman of OCTEC who has donated to Orange Uniting Church.

Cr Mileto declared a Non-Significant Non-Pecuniary Interest in PDC Item 2.3 - Development Application DA 218/2015(5) – Lot 218 Hawke Lane as he has met with proponents of the DA.

**THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL ADJOURNED FOR THE CONDUCT OF THE OPEN FORUM AT 6.34PM.****CCL Item 6.5 – Lease to Orange Regional conservatorium Inc**

- Pam Ryan – Orange Regional Conservatorium

**PDC Item 2.3 – Development Application DA 218/2015(5) Lot 218 Hawke Lane**

- Justin Micallef – Orange Enterprises No 1 Pty Ltd
- John Cole – Messenger Cole Solicitors

*\*Cr Duffy arrived with the time being 6.49pm\**

**PDC Item 2.2 – Development Application DA 19/1995(2) – Lot 4 Ophir Road**

- Elisabeth Edwards – Orange & District Historical Society
- Sarah Passey
- Elizabeth Griffin – Friends of Banjo Paterson Park

**PDC Item 2.5 – Development Application DA 68/2025(1) – 185 Leeds Parade (Self -Storage Units)**

- Kerry Fragar

**FPC Item 2.1 – 2(1) – Small Donation Application – Orange Uniting Church**

- Rev Andrew Cunningham – Orange Uniting Church

THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL RESUMED AT 7.11PM.

## 2 MAYORAL MINUTES

### 2.1 MAYORAL MINUTE - CNSWJO BOARD REPORT AND MINUTES

TRIM REFERENCE: 2025/1244

**RESOLVED - 25/296****Cr T Mileto/Cr M McDonell**

That the information contained in this Mayoral Minute be acknowledged.

For: Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy, Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Nil

**QUESTION TAKEN ON NOTICE****Cr S Peterson**

Cr Peterson asked if there was any return service obligation for Charles Sturt University Medical Scholarship holders to return to work in our area as part of the scholarship conditions.

**QUESTION TAKEN ON NOTICE****Cr D Mallard**

Cr Mallard requested the CNSWJO Emission Reduction Regional Opportunities Report to be provided to all Councillors and members of the Environmental Sustainability Community Committee.

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

Cr Kinghorne requested Councillors be provided with more information on the Charles Sturt University Medical Scholarship program.

## 3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

**RESOLVED - 25/297****Cr S Peterson/Cr T Greenhalgh**

That the Minutes of the Ordinary Meeting of Orange City Council held on 17 June 2025 (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 17 June 2025.

For: Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy, Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Nil

THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL ADJOURNED FOR THE CONDUCT OF THE POLICY COMMITTEE MEETINGS AT 7.16PM.

THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL RESUMED AT 9.44PM.

## 4 NOTICES OF MOTION/NOTICES OF RESCISSION

Nil

## 5 GENERAL REPORTS

### 5.1 CLASSIFICATION OF LAND - 57 ORCHARD ROAD SPRINGSIDE

TRIM REFERENCE: 2025/1140

#### RESOLVED - 25/320

Cr M McDonell/Cr M Ruddy

The Council resolves:

- 1 That Lot 11 DP 1206162 Orchard Road Springside be classified as Operational Land pursuant to Chapter 6, Part 2 of the Local Government Act 1993.
- 2 The authority be granted to affix the Council Seal on necessary documentation if required.

For: Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy, Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Nil

**Cr Duffy provided notice that he would submit a Notice of Rescission on IPC item 2.2 – Minutes of the Electronic City of Orange Traffic Committee Extraordinary Meeting 18 June 2025.**

## 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 - 25/321****Cr T Greenhalgh/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 Tenders for Supply of Roadbase**

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 Huntley Road Urbanisation**

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.

**6.4 Electricity Procurement - Small Market Sites**

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.

**6.5 Lease to Orange Regional Conservatorium Inc**

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 and (d)i commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

**6.6 Lease Cafe at Lake Canobolas**

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.

**6.7 Submission Redaction Report 1 July 2025**

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 T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy, Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Nil

The Mayor declared the Ordinary Meeting of Council adjourned for the conduct of the Closed Meeting at 9.48pm.

The Mayor declared the Ordinary Meeting of Council resumed at 9.49pm.

## 7 RESOLUTIONS FROM CLOSED MEETING

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

### 6.1 TENDERS FOR SUPPLY OF ROADBASE

TRIM REFERENCE: 2025/1202

#### RESOLVED - 25/322

Cr M McDonell/Cr F Kinghorne

That Council approves the establishment of a new Roadbase Supply Panel under the Council's Purchasing Policy with Bonus Quarrying Resources Pty Ltd, Boral Resources (Country) Pty Ltd, Charlmont Gravel Pty Ltd t/as Central West Gravel, Heidelberg Materials Australia Pty Ltd, Toogong Gravel Quarry Pty Ltd and Westlime Canowindra Pty Ltd included on the Panel.

For: Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy, Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Nil

### 6.2 TENDERS FOR HUNTLEY ROAD URBANISATION

TRIM REFERENCE: 2025/1204

THIS ITEM WAS WITHDRAWN.

### 6.3 TENDERS FOR SUPPLY OF READYMIX CONCRETE

TRIM REFERENCE: 2025/1208

#### RESOLVED - 25/323

Cr G Power/Cr J Whitton

That Council approves the establishment of a new Readymix Concrete Supply Panel under the Council's Purchasing Policy with Boral Resources (Country), Heidelberg Materials Australia, Holcim Australia and Midwestern Mini Mix included on the Panel for the two year period to 30 June 2027.

For: Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy, Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Nil

**6.4 ELECTRICITY PROCUREMENT - SMALL MARKET SITES**

TRIM REFERENCE: 2025/1205

**RESOLVED - 25/324****Cr M McDonell/Cr G Power**

That Council note the confidential report on Council electricity procurement.

For: Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy, Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Nil

**RESOLVED - 25/325****Cr J Stedman/Cr G Judge**

That the Council Meeting continue until 10.15pm, noting the time nearing 10.00pm and the previous extension resolution to this time in accordance with the Code of Meeting Practice defining this to be the limit on Council Meetings.

For: Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy, Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Nil

**6.5 LEASE TO ORANGE REGIONAL CONSERVATORIUM INC**

TRIM REFERENCE: 2025/1103

**RESOLVED - 25/326****Cr J Whitton/Cr M McDonell**

- 1 That Council enter into a lease for a 4 year tenure of the areas identified in this report with the Orange Regional Conservatorium together with 4 further options of 4 years;
- 2 That the annual rental payable be \$1 per annum; and
- 3 That approval be granted for the use of the Council Seal on any necessary documentation if required.

For: Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy, Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Nil

**6.6 LEASE CAFE AT LAKE CANOBOLAS**

TRIM REFERENCE: 2025/1249

**RESOLVED - 25/327****Cr D Mallard/Cr F Kinghorne**

That Council resolves:

- 1 Note the contents of the report.
- 2 To delegate authority to the Chief Executive Officer to review any submissions received following exhibition of the proposed lease and if no significant submissions are received enter into a lease of the Lakeside Cafe for the term of up to 5 years.
- 3 That permission be granted to use the Council seal on any necessary documentation.

For: Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy, Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Nil

**6.7 SUBMISSION REDACTION REPORT 1 JULY 2025**

TRIM REFERENCE: 2025/1213

**RESOLVED - 25/328****Cr K Duffy/Cr M McDonell**

That the information contained in the Submission Redaction report be acknowledged.

For: Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy, Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr S Peterson, Cr G Power, Cr M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Nil

**THE MEETING CLOSED AT 10.07PM.**

This is Page Number 8 and the Final Page of the Minutes of the Ordinary Meeting of Orange City Council held on 1 July 2025