



MINUTES OF THE ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBER, CIVIC CENTRE, BYNG STREET, ORANGE
ON 4 NOVEMBER 2025
COMMENCING AT 6:30 PM

1 INTRODUCTION

ATTENDANCE

Cr T Mileto (Mayor), Cr T Greenhalgh (Deputy Mayor), Cr K Duffy(6.34pm), Cr G Judge, Cr F Kinghorne, Cr D Mallard, Cr M McDonell, Cr S Peterson, Cr M Ruddy, Cr J Stedman, Cr J Whitton

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

1.1 APOLOGIES

RESOLVED - 25/571

Cr M McDonell/Cr F Kinghorne

That the apologies be accepted from Cr Power for the Council Meeting of Orange City Council on 4 November 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 M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Cr G Power, Cr K Duffy

1.2 LIVESTREAMING AND RECORDING

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

1.3 ACKNOWLEDGEMENT OF COUNTRY

The Mayor conducted an Acknowledgement of Country.

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

Cr Greenhalgh declared a Significant Non-Pecuniary Interest in FPC Item 2.1 - 2(c) Small Donations - Requests for Donations Orange Eight Day Games as she had two committee members part of her election ticket.

Cr Kinghorne declared a Significant Pecuniary Interest in PDC Item 2.2 Development Application DA 86/2025(1) - Lot 243 DP 1282721 Breeze Road as her husband's environmental consulting company has undertaken work on this site.

Cr Kinghorne declared a Significant Pecuniary Interest in FPC Item 2.1 - 2(d) Small Donations - Requests for Donations Metluma as her business sells related products.

Cr Peterson declared a Significant Non-Pecuniary Interest in FPC Item 2.1 - 2(b) Small Donations - Requests for Donations Wangarang Industries as he is involved as a volunteer and board member.

Cr Peterson declared a Non-Significant Non-Pecuniary Interest in FPC Item 2.1 - 2(d) Small Donations - Requests for Donations Metluma as he has personal relationships with medical colleagues involved.

Cr Ruddy declared a Significant Non-Pecuniary Interest in FPC Item 2.1 - 2(d) Small Donations - Requests for Donations Metluma as she has been working with the organisers.

Cr Duffy arrived at the meeting with the time being 6.34pm

THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL ADJOURNED FOR THE CONDUCT OF THE OPEN FORUM AT 6:34PM.

PDC Item 2.3 – Development Application DA 233/2025(1) - 33 Colliers Avenue

- James Course - Regional Dooh PTY LTD

IPC Item 2.1 - Minutes of the Local Transport Forum 14 October 2025 (Recommendation 2 - 3.2 Northern Loading Zone in Sale Street Car Park)

- Loic Sorbier - Provence Boulangerie

THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL RESUMED AT 6:49PM.

2 MAYORAL MINUTES

Nil.

3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

RESOLVED - 25/572

Cr D Mallard/Cr J Stedman

That the Minutes of the Ordinary Meeting of Orange City Council held on 21 October 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 21 October 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 M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Cr G Power

THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL ADJOURNED FOR THE CONDUCT OF THE POLICY COMMITTEE MEETINGS AT 6.54PM.

THE MAYOR DECLARED THE ORDINARY MEETING OF COUNCIL RESUMED AT 7.59PM.

4 NOTICES OF MOTION/NOTICES OF RESCISSION**4.1 NOTICE OF MOTION - CODE OF MEETING PRACTICE**

TRIM REFERENCE: 2025/2272

RESOLVED - 25/604**Cr S Peterson/Cr F Kinghorne**

That Council advocate to the State Government for greater transparency by requesting that the rationale for the recent changes to the mandatory provisions of the Code of Meeting Practice be made publicly available, and further request that the following changes be reconsidered and modified:

- 5.19 - A modification that allows Councillors to attend Council meetings by audio link if they are unable to attend in person for any reason not just for medical and caring responsibilities.
- 3.31-3.32 - A modification to allow briefing sessions to Councillors for business listed on the agenda if briefings are publicly available.

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

Against: Cr T Greenhalgh (Deputy Mayor), Cr K Duffy, Cr J Whitton

Absent: Cr G Power

5 GENERAL REPORTS**5.1 CIRCULAR FUTURES FORUM - INNOVATING SUSTAINABILITY IN REGIONAL NSW - POST CONFERENCE REPORT**

TRIM REFERENCE: 2025/1895

RESOLVED - 25/605**Cr D Mallard/Cr S Peterson**

That the report by the Executive Support Manager on the Circular Futures Forum be noted.

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 M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Cr G Power

5.2 FEES AND CHARGES AMENDMENTS - POST EXHIBITION

TRIM REFERENCE: 2025/2250

RESOLVED - 25/606**Cr J Stedman/Cr S Peterson**

That Council resolves to adopt the amendments to Council's Fees and Charges for 2025/2026 to:

- Pound Fees - Surrender Fee (Risk to Community Safety) - \$0
- Inspections - Food Premises (Charities and Community Not-For-Profit) - \$0

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 M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Cr G Power

QUESTION TAKEN ON NOTICE**Cr F Kinghorne**

Cr Kinghorne asked if Local Council obligations regarding skin penetrating procedures are overridden by NSW Health particularly in relation to inspection.

5.3 CHRISTMAS/NEW YEAR RECESS 2025/2026

TRIM REFERENCE: 2025/1817

RESOLVED - 25/607**Cr J Stedman/Cr F Kinghorne**

That Council resolves:

- 1 The Civic Centre, Giyalang Ganya, Central West Libraries and Works Depot close down for the Christmas period from 2pm on Wednesday, 24 December 2025 to Friday 2 January 2026 (inclusive);
- 2 During the period 25 December 2025 to 30 January 2026, Council delegate its function to determine development applications and planning matters, with the exception of matters that cannot be delegated under the Local Government Act 1993 or the Environmental Planning and Assessment Act 1979, in circumstances where it is unreasonable to defer consideration of the matter, to the Mayor, Chairperson of the Planning and Development Committee, and the Chief Executive Officer (so that the Chief Executive Officer and either the Mayor OR the Chairperson of the Planning and Development Committee, are available to determine matters).

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 M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Cr G Power

5.4 DV SAFE PHONE INITIATIVE INFORMATION

TRIM REFERENCE: 2025/2168

RESOLVED - 25/608**Cr D Mallard/Cr M McDonell**

That Council install a collection box at Orange City Library and the Customer Service area of the Civic Centre for a trial period of 12 months.

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 M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Cr G Power

QUESTION TAKEN ON NOTICE**Cr K Duffy**

Cr Duffy requested Quarterly reports to Council regarding the progress of the DV Safe Phone Initiative.

5.5 STRATEGIC POLICY REVIEWS - POST EXHIBITION

TRIM REFERENCE: 2025/2294

RESOLVED - 25/609**Cr F Kinghorne/Cr S Peterson**

- 1 That Council adopt Strategic Policies:
 - ST44 – Use of the Council Logo
 - ST51 – Central West Libraries
 - ST52 – Itinerant Trading
 - ST53 – Whiteway Lighting
 - ST54 – Climate Change
 - ST55 – Ageing and Disability Services
 - ST56 – Disability Support – Service Provision
- 2 That Council delete Strategic Policy ST097 – Use of Council Website.

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 M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Cr G Power

Cr Peterson asked is ST44 impedes appropriate use of the logo by events we sponsor, and do we have a mechanism for checking if events acknowledge the support we give them so we know for any future requests noting that many events Council sponsors do not include Council's logo on websites or promotional materials.

The Director Corporate & Commercial Services advised that following feedback from the Chamber over the last six months, there is now a process for the approval of logo use related to small donations or event sponsorship and usage information is included with the confirmation of approvals.

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 Acting 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 - 25/610**Cr M McDonell/Cr F Kinghorne**

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 2023/2024 Third & Fourth Quarter Water Consumption/Sewerage Charges - 53-55 Lords Place Orange

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 (b) the personal hardship of any resident or ratepayer.

6.2 2024/2025 Fourth Quarter & 2025/2026 First Quarter Water Consumption, Sewerage & Trade Waste Charges - 1668-1670 Forest Road Orange

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 (b) the personal hardship of any resident or ratepayer.

6.3 2025 Third & Fourth Quarter and 2026 First Quarter Water Consumption Charges - 477 Cargo Road Nashdale

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 (b) the personal hardship of any resident or ratepayer.

6.4 2025/2026 Second Quarter Water Consumption & Sewerage Charges - Eastern Developments at 137-139 Peisley Street Orange

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 (b) the personal hardship of any resident or ratepayer.

6.5 Minutes of the Audit Risk & Improvement Committee 17 September 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 (f) matters affecting the security of the Council, Councillors, Council staff or Council property.

6.6 Tender F4380 - Lone Pine Avenue South Causeway Rehabilitation

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 Tender F4332-2 - Construction of Level 1 Electrical Power Supply for the Orange Sports Precinct

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 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 M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Cr G Power

The Mayor declared the Ordinary Meeting of Council adjourned for the conduct of the Closed Meeting at 8.21pm.

The Mayor declared the Ordinary Meeting of Council resumed at 8.32pm.

7 RESOLUTIONS FROM CLOSED MEETING

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

6.1 2023/2024 THIRD & FOURTH QUARTER WATER CONSUMPTION/SEWERAGE CHARGES - 53-55 LORDS PLACE ORANGE

TRIM REFERENCE: 2025/2166

RESOLVED - 25/611

Cr F Kinghorne/Cr K Duffy

That this item be DEFERRED.

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 M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Cr G Power

6.2 2024/2025 FOURTH QUARTER & 2025/2026 FIRST QUARTER WATER CONSUMPTION, SEWERAGE & TRADE WASTE CHARGES - 1668-1670 FOREST ROAD ORANGE

TRIM REFERENCE: 2025/2248

RESOLVED - 25/612

Cr K Duffy/Cr F Kinghorne

- 1 That a 30% reduction be applied to the 2024/2025 fourth and the 2025/2026 first quarter water consumption charges, being a total credit of \$5,109.61. This is in accordance with clause 4.7 and 6.8 respectively of ST-42 – Concealed Water Leaks (refer to table below).
- 2 That the sewerage and trade waste charges for the 2024/2025 fourth and the 2025/2026 first quarter be reduced pro-rata to normal consumption, being a credit of \$16,012.65 and \$8,487.86 respectively. This is in accordance with clause 4.7 and 6.8 respectively of ST-42 – Concealed Water Leaks (refer to table below)
- 3 That the interest charges levied for non-payment be waived.

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 M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Cr G Power

6.3 2025 THIRD & FOURTH QUARTER AND 2026 FIRST QUARTER WATER CONSUMPTION CHARGES - 477 CARGO ROAD NASHDALE

TRIM REFERENCE: 2025/2217

RESOLVED - 25/613**Cr J Stedman/Cr M Ruddy**

- 1 That the 2024/2025 third quarter water consumption charge of \$9,543.22 be reduced to the first step tariff and then an additional 40% of this balance being a credit of \$5,583.48. The new charge payable would be \$3,959.74. This is in accordance with clauses 6.5 and 6.6 respectively of ST-42 – Concealed Water Leaks policy.
- 2 That the 2024/2025 fourth quarter water consumption charge of \$3,463.75 be reduced to the first step tariff and then an additional 40% of this balance being a credit of \$2,079.88. The new charge payable would be \$1,383.87. This is in accordance with clauses 4.7, 6.5 and 6.6 respectively of ST-42 – Concealed Water Leaks policy.
- 3 That the portion of the 2025/2026 first quarter water consumption charge levied at the second step tariff of \$4.25 per kilolitre be reduced to the first step tariff of \$2.83, being an additional credit of \$72.42. This is in accordance with clause 6.6 of ST-42 – Concealed Water Leaks policy.
- 4 That the interest charges levied for non-payment be waived.

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 M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Cr G Power

6.4 2025/2026 SECOND QUARTER WATER CONSUMPTION & SEWERAGE CHARGES - EASTERN DEVELOPMENTS AT 137-139 PEISLEY STREET ORANGE

TRIM REFERENCE: 2025/2249

RESOLVED - 25/614**Cr T Greenhalgh/Cr M Ruddy**

- 1 That the water consumption charge of \$10,472.56 be reduced by 30% to \$7,330.79. This is in accordance with clause 6.8 respectively of ST-42 – Concealed Water Leaks.
- 2 That the sewerage charge of \$9,997.37 be reduced pro-rata to normal consumption being \$157.95. This is in accordance with clause 6.8 respectively of ST-42 – Concealed Water Leaks.
- 3 That the total credit of \$12,981.19 be refunded to Eastern Developments.

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 M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Cr G Power

6.5 MINUTES OF THE AUDIT RISK & IMPROVEMENT COMMITTEE 17 SEPTEMBER 2025

TRIM REFERENCE: 2025/2245

RESOLVED - 25/615**Cr F Kinghorne/Cr D Mallard**

That Council resolves:

- 1 That Council acknowledge the reports presented to the Audit, Risk & Improvement Committee at its meeting held 17 September 2025.
- 2 That the minutes of the Audit, Risk & Improvement Committee from its meeting held on 17 September 2025 be adopted.
- 3 That Council adopt Strategic Policy ST40 – Audit Risk & Improvement Committee Terms of Reference noting the updates endorsed by the ARIC to cl5.1 – inclusion of Membership on Council determination, cl7.16 – updated standard to the Global Internal Audit Standards (previously International Standard of Professional Practice) and cl9.2 – inclusion of provision of Committee Minutes to Council.
- 4 That Council adopt Strategic Policy ST41 – Internal Audit Terms of Reference noting the minor updates endorsed by the ARIC to cl2.1 and cl8.3 - updated standard to the Global Internal Audit Standards (previously International Standard of Professional Practice), and cl8.5 – addition of implementing a procedure and approval process for adjusted target dates for Internal Audit actions.

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 M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Cr G Power

6.6 TENDER F4380 - LONE PINE AVENUE SOUTH CAUSEWAY REHABILITATION

TRIM REFERENCE: 2025/2221

RESOLVED - 25/616**Cr S Peterson/Cr F Kinghorne**

- 1 That the Chief Executive Officer be authorised to enter into a contract with Keeden Contracting Pty Ltd for \$221,047.29 (excl. GST) subject to a satisfactory financial check.
- 2 That the use of the common seal of Council be authorised for use on the associated contractual documents.

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 M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Cr G Power

6.7 TENDER F4332-2 - CONSTRUCTION OF LEVEL 1 ELECTRICAL POWER SUPPLY FOR THE ORANGE SPORTS PRECINCT

TRIM REFERENCE: 2025/2258

RESOLVED - 25/617**Cr T Greenhalgh/Cr F Kinghorne**

That the Chief Executive Officer enter into a standard contract with Central West Power Construction Pty Ltd for the Construction of the Level 1 Electrical Power Supply for the Orange Sports Precinct for the amount of \$464,979.65 (excl. GST), subject to confirmation that the contractor holds the required insurances.

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 M Ruddy, Cr J Stedman, Cr J Whitton

Against: Nil

Absent: Cr G Power

THE MEETING CLOSED AT 8:40PM.

This is Page Number 10 and the Final Page of the Minutes of the Ordinary Meeting of Orange City Council held on 4 November 2025.