

Minutes of the Ordinary Meeting of Council

Held at the Council Chambers, 86 Market Street, Mudgee
on 21 March 2018, commencing at 6.09 and concluding at 6:45pm.

PRESENT Cr P Shelley, Cr D Kennedy, Cr E Martens, Cr JP Thompson, Cr S Paine,
Cr A Karavas, Cr J O'Neill and Cr P Cavalier.

IN ATTENDANCE General Manager (Brad Cam), Director Community (Simon Jones), Director
Development (Julie Robertson), Director Operations (Garry Hemsworth),
Executive Manager Human Resources (Michele George), Manager
Financial Planning (Neil Bungate), Manager Governance (Tim Johnston)
and Executive Assistant (Mette Sutton).

Item 1: Apologies

An apology was received for Cr Russell Holden .

44/18 MOTION: Cavalier / Shelley

That the apology received for Cr Russell Holden be accepted.

The motion was carried with the Councillors voting unanimously.

Item 2: Disclosure of Interest

Councillor Kennedy declared a pecuniary conflict of interest in item 8.1 as he is the owner of the property subject of the development application. He also declared a pecuniary conflict of interest in item 11.1 as he is a publican in the MWRC region.

Director Development, Julie Robertson, declared a significant non-pecuniary conflict of interest in item 8.3 as she owns a property within local proximity of the development proposal site.

Item 3: Confirmation of Minutes

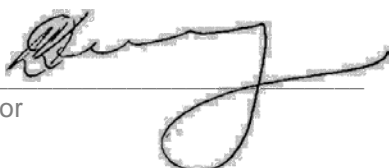
Cr Karavas noted that at the previous meeting a block motion was moved and that the webcast shows that only one Councillor raised their hand in support of the motion. He requested that it be noted that, in his opinion, the vote is not recorded correctly in the minutes and that the meeting was moving too fast for the minute recorder to make the correct note.

Cr Thompson added that there were matters he also wished to speak about, and Cr Martens, that were pushed through too quickly. He suggested we need to make sure matters aren't pushed through to ensure Councillors are given the opportunity to speak and do their job properly.

45/18 MOTION: Shelley / Cavalier

That the Minutes of the Ordinary Meeting held on 21 February 2018 be taken as read and confirmed.

The motion was carried with the Councillors voting unanimously.



Item 4: Matters in Progress**Goolma Amenities****46/18 MOTION: Shelley / Martens****That Goolma Amenities, Resolution No.348/17 from the 15/11/17 Council meeting be noted as complete.***The motion was carried with the Councillors voting unanimously.***Weeds Advisory Committee****47/18 MOTION: Paine / Cavalier****That the Weeds Advisory Committee, Resolution No. 365/17 for the 13/12/17 Council meeting be noted as complete.***The motion was carried with the Councillors voting unanimously.***Item 5: Mayoral Minute**

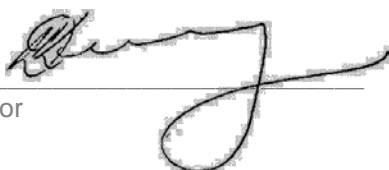
5.1 MAYORAL MINUTE: MWRC RELAY FOR LIFE TEAM
GOV400066, GOV400066, FIN300138,

48/18 MOTION: Kennedy**That Council provide financial assistance of up to \$2,000 towards the MWRC Relay for Life team, in the form of a cash donation to Cancer Council.***The motion was carried with the Councillors voting unanimously.***Item 6: Notices of Motion or Rescission**

6.1 LUE AND GOOLMA TIPS
GOV400066, GOV400066, WAS400013

49/18 MOTION: O'Neill / Shelley**That Council implement a strategy to improve the efficiency and aesthetics of the Lue and Goolma tips by:**

- 1. installing security cameras in safe and secure locations on the tip sites;**
- 2. planning the sites to make more efficient use of tipping locations and waste categories; and**



3. installing some 'sight barriers' to improve the impact upon entry into these villages.

The motion was carried with the Councillors voting unanimously.

Item 7: Office of the General Manager

Nil

Item 8: Development

Councillor Kennedy declared a pecuniary conflict of interest in item 8.1 as he is the owner of the property subject of the development application, he left the Chambers at 6:18pm and did not participate in discussion or vote in relation to the matter.

Councillor Cavalier proceeded to chair the meeting.

- 8.1 DA0185/2018 CHANGE OF USE - RESIDENTIAL DWELLING TO SERVICED APARTMENT AND ASSOCIATED SIGNAGE - 8 LEWIS STREET, MUDGEE

GOV400066, DA0185/2018

50/18 MOTION: Thompson / Paine

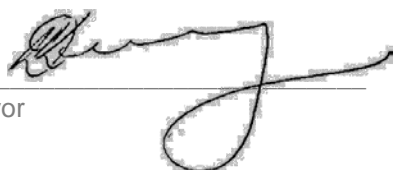
That Council:

- A. receive the report by the Town Planner on DA0185/2018 Change of Use - Residential Dwelling to Serviced Apartment and Associated Signage - 8 Lewis Street, Mudgee;
- B. approve DA0185/2018 Change of Use - Residential Dwelling to Serviced Apartment and Associated Signage - 8 Lewis Street, Mudgee subject to the following conditions:

APPROVED PLANS

1. The development is to be carried out in accordance with the following plans endorsed with Council's Stamp as well as the documentation listed below, except as varied by the conditions listed herein and/or any plan notations.

Title / Name:	Doc Ref:	Rev:	Date:	Prepared by:
Statement of Environmental Effects	28423-PR01_A	Final	11/1/18	Barnson
3D Perspective & Locality Plan	2843-A01	C	09.01.18	Barnson
Site Plan	2843-A02	C	09.01.18	Barnson
Floor Plan	2843-A03	C	09.01.18	Barnson

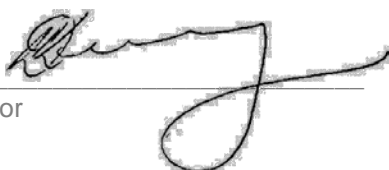



Elevations 1/2	2843-A04	C	09.01.18	Barnson
Elevations 2/2	2843-A05	C	09.01.18	Barnson

2. For clarity, this development consent provides approval for a change of use – residential dwelling to serviced apartment and associated signage, only. The dwelling is to be used for short stay visitor accommodation only.

GENERAL

3. Under Clause 93 of the Environmental Planning & Assessment Regulation 2000, the building is to be brought into conformity with respect to Category 1 fire safety provisions. In this regard the building shall comply with;
 - Performance Requirement P2.3.2 'Fire Detection and early warning' of BCA, Volume 2.
 - Performance requirement EP2.2 of BCA Volume 1.
4. Prior to the occupation of a new building, or occupation or use of an altered portion of, or an extension to an existing building, an Occupation Certificate is to be obtained from Mid-Western Regional Council.
5. This approval does not provide any indemnity to the owner or applicant under the Disability Discrimination Act 1992 with respect to the provision of access and facilities for people with disabilities.
6. The list of measures contained in the schedule attached to the development application are required to be installed in the building or on the land to ensure the safety of persons in the event of fire in accordance with Clause 168 of the Environmental Planning and Assessment Regulation 2000.
7. For every 12 month period after the issue of the Final Fire Safety Certificate the owner/agent of the building must provide the Council and the Commissioner of NSW Fire Brigades with a copy of an Annual Fire Safety Statement Certifying that each specified fire safety measure is capable of performing to its specification.
8. Where any essential services are installed in the building a copy of the final Fire Safety Certificate (together with a copy of the current fire safety schedule) is to be given to the Commissioner of NSW Fire Brigades and Council. A further copy of the Certificate (together with a copy of the current fire safety schedule) is to be prominently displayed in the building.
9. There being no interference with the amenity of the neighbourhood by reason of the emission of any "offensive noise", vibration, smell, fumes, smoke, vapour, steam, soot, ash or dust, or otherwise as a result of the proposed



development.

SIGNAGE

- 10. The sign shall not be illuminated.**
- 11. The approved signage and related components are to be maintained in a clean, tidy and structurally sound manner, at all times.**
- 12. Any graffiti attacks on the approved signage and related components are to be removed and cleaned as soon as practicable, in order to deter future attacks.**

PRIOR TO ISSUE OF THE OCCUPATION CERTIFICATE

- 13. Prior to occupation or the issue of the Occupation Certificate (or Interim Occupation Certificate) the owner of the building must cause the Council to be given a fire safety certificate (or interim fire safety certificate in the case of a building or part of a building occupied before completion) in accordance with Clause 153 of the Environmental Planning & Assessment Regulation 2000 for each measure listed in the schedule. The certificate must only be in the form specified by Clause 174 of the Regulation. A copy of the certificate is to be given to the Commissioner of the NSW Fire Brigade and a copy is to be prominently displayed in the building.**

The motion was put and carried with Councillors voting as follows:

Councillors	Ayes	Nays
Cr Shelley	✓	
Cr Martens	✓	
Cr Thompson	✓	
Cr Cavalier	✓	
Cr Paine	✓	
Cr Karavas	✓	
Cr O'Neill	✓	

Councillor Kennedy returned to the Chambers at 6:19pm and continued to chair the meeting.

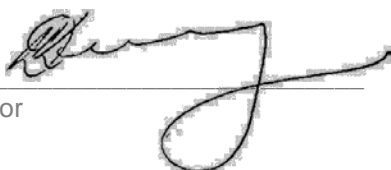
8.2 PLANNING PROPOSAL PART LOT 4 DP 1206488
BROADHEAD ROAD, MUDGEE - POST EXHIBITION REPORT
GOV400066, LAN900054

51/18

MOTION: Shelley / Paine

That Council:

- 1. receive the report by the Manager, Strategic Planning on the Planning Proposal Part Lot 4 DP 1206488 Broadhead**




Road, Mudgee - Post Exhibition Report; and

2. **exercise its delegation in relation to the preparation of the amendment to the Mid-Western Regional Local Environmental Plan 2012 to reduce the minimum lot size in respect to Part Lot 4 DP 1206488 subject to the Opinion issued by Parliamentary Counsel.**

The motion was put and carried with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Shelley	✓	
Cr Kennedy	✓	
Cr Martens	✓	
Cr Thompson	✓	
Cr Cavalier	✓	
Cr Paine	✓	
Cr Karavas	✓	
Cr O'Neill	✓	

Julie Robertson (Director Development) declared a significant non-pecuniary conflict of interest in item 8.3 as she owns a property within local proximity of the proposed development site, left the room at 6.20pm and did not participate in discussion in regard to this matter.

8.3 PLANNING PROPOSAL LOTS 3 AND 4 DP1069441
'BURRUNDULLA' SPRING FLAT ROAD, MUDGEE - POST
EXHIBITION

GOV400066, LAN900043

52/18

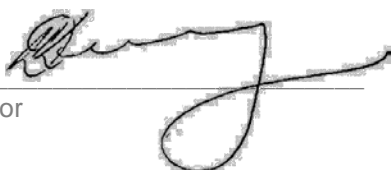
MOTION: Cavalier / Karavas

That Council:

1. **receive the report by the Manager, Strategic Planning and Manager, Statutory Planning on the Planning Proposal Lots 3 and 4 DP1069441 'Burrundulla' Spring Flat Road, Mudgee - Post Exhibition; and**
2. **exercise the delegation in relation to the preparation of the amendment to the Mid-Western Regional Local Environmental Plan 2012 to reduce the minimum lot size in respect to Lots 3 & 4 DP 1069441 subject to the Opinion issued by Parliamentary Counsel.**
3. **produce an information sheet for residents and ratepayers with processes involved with planning proposals**

The motion was put and carried with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Shelley	✓	
Cr Kennedy	✓	




Cr Martens	✓
Cr Thompson	✓
Cr Cavalier	✓
Cr Paine	✓
Cr Karavas	✓
Cr O'Neill	✓

Julie Robertson returned to the room at 6.21pm.

8.4 STRONGER COUNTRY COMMUNITIES FUND -
ACCEPTANCE OF GRANT FUNDING

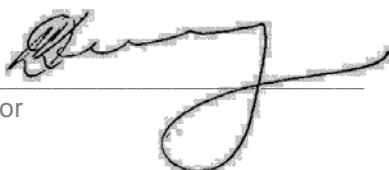
GOV400066, GRA600031

53/18

MOTION: Martens / Karavas

That Council:

1. receive the report by the Manager Economic Development on the Stronger Country Communities Fund - Acceptance of Grant Funding;
2. accept grant funding from the NSW State Government, if successful, for the Rylstone Kandos Preschool Extension, Gulgong Adventure Playground and Mudgee Outdoor Waterpark;
3. authorise the Mayor and General Manager to finalise and sign funding agreements with the NSW Government, if successful, for the Rylstone Kandos Preschool Extension, Gulgong Adventure Playground and Mudgee Outdoor Water Park;
4. amend the 2018/19 Operational Plan and 2017-2021 Delivery Program as follows:
 - in 2018/19, increase grant funding by \$100,000, increase project expenditure by \$40,000 and reduce unrestricted cash funding by \$60,000 for the Rylstone Kandos Preschool Extension
 - in 2018/19 increase grant funding by \$240,000 for the Gulgong Adventure Playground, allocate an expenditure budget of \$480,000, with the balance \$240,000 to be funded from S94 developer contributions
 - in 2019/20 remove the budget allocation of \$480,000 for the Gulgong Adventure Playground (now moved forward 1 year), remove funding of \$240,000 VPA and \$240,000 S94 developer contributions
 - in 2018/19 increase grant funding by \$550,000 for



the Mudgee Outdoor Water Park, and increase project expenditure by \$550,000

The motion was carried with the Councillors voting unanimously.

8.5 MONTHLY DEVELOPMENT APPLICATIONS PROCESSING AND DETERMINED

GOV400066, A100055, A100056

54/18 MOTION: Cavalier / Paine

That Council receive the report by the Director Development on the Monthly Development Applications Processing and Determined.

The motion was carried with the Councillors voting unanimously.

Item 9: Finance

9.1 CONSIDERATION OF RATE MODEL TO INCLUDE IN THE DRAFT OPERATIONAL PLAN 2018/19

GOV400066, FIN300179

55/18 MOTION: Shelley / Paine

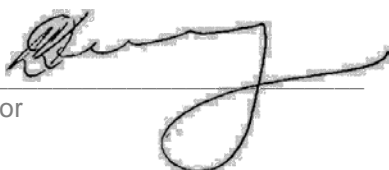
That Council:

1. receive the report by the Chief Financial Officer on the Consideration of rate model to include in the draft Operational Plan 2018/19; and
2. place the Rate Model 1 summarised data on public exhibition for a period of 14 days, as the preferred Revenue Policy for inclusion in the draft Operational Plan 2018/19: Business, Farmland, Residential & Mining rating categories all increase by 2.3%, distributed evenly; and
3. report all submissions received to the April Ordinary Council Meeting for consideration by Council before endorsing a Revenue Policy for inclusion in the draft 2018/19 Operational Plan.

AMENDMENT: Karavas/Martens

That Council:

1. receive the report by the Chief Financial Officer on the Consideration of rate model to include in the draft Operational



Plan 2018/19; and

2. place the Rate Model 2 summarised data on public exhibition for a period of 14 days, as the preferred Revenue Policy for inclusion in the draft Operational Plan 2018/19: Zero increase for the Farmland category, Business, Residential & Mining categories all increase by 3.1% overall;
3. report all submissions received to the April Ordinary Council Meeting for consideration by Council before endorsing a Revenue Policy for inclusion in the draft 2018/19 Operational Plan.

The amendment was put and lost on the casting vote of the Mayor with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Shelley		✓
Cr Kennedy		✓
Cr Martens	✓	
Cr Thompson	✓	
Cr Cavalier	✓	
Cr Paine		✓
Cr Karavas	✓	
Cr O'Neill		✓

The motion, on being put, was won on the casting vote of the Mayor with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Shelley	✓	
Cr Kennedy	✓	
Cr Martens		✓
Cr Thompson		✓
Cr Cavalier		✓
Cr Paine	✓	
Cr Karavas		✓
Cr O'Neill	✓	

The following recommendations (item 9.2 to item 9.4) were adopted as a whole, being moved by Cr Shelley, seconded by Cr O'Neill and carried with Councillors voting unanimously. Each recommendation is recorded with separate resolution numbers commencing at Resolution No.56/18 and concluding with Resolution No. 58/18.

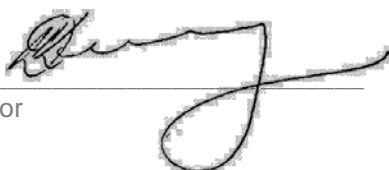
9.2 LAND ACQUISITION AND DISPOSAL POLICY REVIEW

GOV400066, A0010009

56/18

MOTION: Shelley / O'Neill

That Council:




1. receive the report by the Revenue and Property Manager on the Land Acquisition and Disposal Policy Review; and
2. endorse the Land Acquisition and Disposal Policy.

The motion was carried with the Councillors voting unanimously.

9.3 WATER USAGE CHARGES - UNDETECTED LEAKS POLICY REVIEW

GOV400066, F0780062

57/18 MOTION: Shelley / O'Neill

That Council:

1. receive the report by the Revenue and Property Manager on the Water Usage Charges - Undetected Leaks Policy Review; and
2. endorse the Water Usage Charges – Undetected Leaks Policy.

The motion was carried with the Councillors voting unanimously.

9.4 NAMING OF UNNAMED ROAD OFF RIDOUT LANE GULGONG

GOV400066, R0790041

58/18 MOTION: Shelley / O'Neill

That Council:

1. receive the report by the Property Support Officer on the Naming of unnamed road off Ridout Lane Gulgong; and
2. name this road Koongarra Lane.

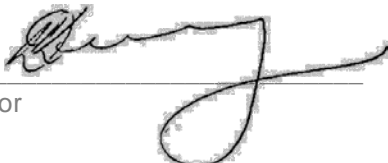
The motion was carried with the Councillors voting unanimously.


9.5 NAMING OF UNNAMED ROAD OFF WHITE HOUSE ROAD

GOV400066, R0790041

59/18 MOTION: Cavalier / Thompson

That Council:


Mayor


General Manager

1. **receive the report by the Property Support Officer on the Naming of unnamed road off White House Road; and**
2. **name this road Egans Lane.**

The motion was carried with the Councillors voting unanimously.

The following recommendations (item 9.6 to item 10.2) were adopted as a whole, being moved by Cr Shelley, seconded by Cr Paine and carried with Councillors voting unanimously. Each recommendation is recorded with separate resolution numbers commencing at Resolution No.60/18 and concluding with Resolution No. 67/18.

9.6 NAMING OF UNNAMED ROAD OFF GOOLMA ROAD TO BERGALIN ROAD

GOV400066, R0790041

60/18 MOTION: Shelley / Paine

That Council:

1. **receive the report by the Property Support Officer on the Naming of unnamed road off Goolma Road to Bergalin Road;**
2. **name this road Williams Road; and**
3. **approve Newton, Corporal, Kerin, Reid, Nellie, Melba, Cullengoral, Gould, Roxy, Darcy, BeauFoy, Merlin, Corella, Angoves, Pioneer, Alluvial and Burranah for inclusion in the Pre-Approved Names List for future use in the Gulgong area.**

The motion was carried with the Councillors voting unanimously.

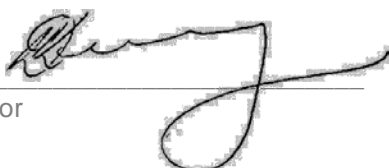
9.7 NAMING OF UNNAMED ROAD OFF BYLONG VALLEY WAY UPPER GROWEE

GOV400066, R0790041

61/18 MOTION: Shelley / Paine

That Council:

1. **receive the report by the Property Support Officer on the Naming of unnamed road off Bylong Valley Way Upper Growee;**
2. **formally approve the name of Greenhills Swamp Lane; and**



3. **require cost and installation of one street sign to be met by Mr Johnston.**

The motion was carried with the Councillors voting unanimously.

9.8 COUNCIL LOCALITY BOUNDARY ADJUSTMENT BETWEEN
MID-WESTERN REGIONAL COUNCIL & WARRUMBUNGLE
SHIRE COUNCIL

GOV400066, GOV400003 R0790121 P0387711

62/18

MOTION: Shelley / Paine

That Council:

1. **receive the report by the Property Support Officer on the Council Locality boundary adjustment between Mid-Western Regional Council & Warrumbungle Shire Council;**
2. **approve the boundary adjustment transferring part of Lot 1 DP 1072945 totalling 2.05 ha to Mid-Western Regional Council from Warrumbungle Shire Council;**
3. **approve the amendment of rates related to Lot 1 DP 1072945 from the date the boundary adjustment is proclaimed in the Government Gazette and raise any rates applicable from the date the land becomes rateable within the Mid-Western Regional Council area;**
4. **confirms no rates arrears relating to that part of Lot 1 DP 1072945, totalling 2.05 ha, will be accepted by Mid-Western Regional Council upon Proclamation;**
5. **confirms no provision for rates will need to be made in the Council boundary adjustment Proclamation;**
6. **approves the minor Locality adjustment between the Localities of Tallawang and Dunedoo to include the entirety of Lot 1 DP 1072945 in the Locality of Tallawang.**

The motion was carried with the Councillors voting unanimously.

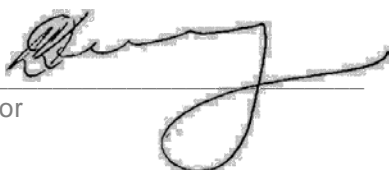
9.9 NAMING OF A PARK IN HARGRAVES

GOV400066, PAR300020 P2022011

63/18

MOTION: Shelley / Paine

That Council:



1. receive the report by the Property Support Officer on the Naming of a park in Hargraves;
2. support the name of Louisa Park; and
3. approve Goldfields, Pioneer, Vogt and Sibley for inclusion in the Pre-Approved Names List for future use in the Hargraves area.

The motion was carried with the Councillors voting unanimously.

9.10 MONTHLY BUDGET REVIEW - JANUARY 2018

GOV400066, FIN300117

64/18 MOTION: Shelley / Paine

That Council:

1. receive the report by the Manager Financial Planning on the Monthly Budget Review - January 2018; and
2. amend the 2017/18 Operational Plan in accordance with the variations as listed in the Monthly Budget Review attachment to this report.

The motion was carried with the Councillors voting unanimously.

9.11 MONTHLY STATEMENT OF INVESTMENT AND BANK BALANCES AS AT 28 FEBRUARY 2018

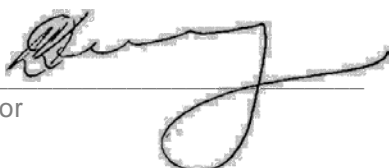
GOV400066, FIN300053

65/18 MOTION: Shelley / Paine

That Council:

1. receive the report by the Manager Financial Planning on the Monthly Statement of Investment and Bank Balances as at 28 February 2018; and
2. note the certification of the Responsible Accounting Officer.

The motion was carried with the Councillors voting unanimously.



Item 10: Operations

10.1 RFT 2017/21 GLEN WILLOW FOOTBRIDGE - PROVISION OF HANDRAIL TRUSSES AND PIERS

GOV400066, COR400171

66/18 **MOTION: Shelley / Paine****That Council:**

1. receive the report by the Director Operations on the RFT 2017/21 Glen Willow Footbridge - Provision of Handrail Trusses and Piers;
2. in accordance with Clause 178(1) (b) of Local Government (General) Regulations 2005, Council decline to accept any of the tenders with respect to RFT 2017/21 Glen Willow Footbridge – Provision of Handrail Trusses and Piers.
3. in accordance with Clause 178(3) (a) of Local Government (General) Regulations 2005, Council for the following reason cancel the RFT2017/21 a) to allow investigation into a more economical solution.
4. investigate a more economical outcome and bring back a report when the cost of works are known.

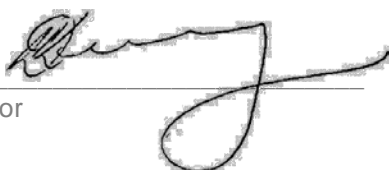
The motion was carried with the Councillors voting unanimously.

10.2 EXEMPTION FROM TENDER - SOFALA ROAD PROJECTS

GOV400066, R0054001

67/18 **MOTION: Shelley / Paine****That Council:**

1. receive the report by the Director Operations on the Sofala Roads Projects - Supply of Concrete;
2. approve an exemption from tender, in accordance with section 55(3)(i) of the Local Government Act 1993, for the supply of concrete for the Sofala Road projects, noting that due to extenuating circumstances, a satisfactory result would not be achieved by inviting tenders; and
3. note the reason why a satisfactory outcome would not be achieved by inviting tenders are:
 - a) Due to the remote location, extensive travel time and type of concrete required only one supplier is



available to meet project timelines.

- b) The time and cost to go to tender due to change of scope would delay the completion of the Sofala Road curves project incurring additional cost.

The motion was carried with the Councillors voting unanimously.

Item 11: Community

Councillor Kennedy declared a pecuniary conflict of interest in item 11.1 as he is a publican in the MWRC region, left the Chambers at 6:40pm and did not participate in discussion or vote in relation to this matter.

Councillor Cavalier proceeded to chair the meeting.

11.1 BUSINESS USE OF THE FOOTPATH POLICY

GOV400066, GOV400047

68/18 MOTION: Shelley / Thompson

That Council:

1. receive the report by the Manager Governance on the Business Use of the Footpath Policy; and
2. adopt the Business Use of the Footpath Policy, which contains an amendment made to address applications from pubs and small bars, where development consents are required under the Environmental Planning and Assessment Act 1979.

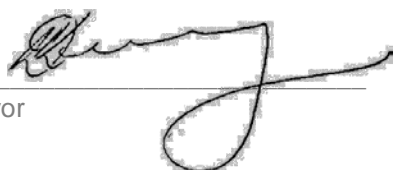
The motion was put and carried with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Shelley	✓	
Cr Martens	✓	
Cr Thompson	✓	
Cr Cavalier	✓	
Cr Paine	✓	
Cr Karavas	✓	
Cr O'Neill	✓	

Councillor Kennedy returned to the Chambers at 6:41pm and continued to chair the meeting.

Item 12: Reports from Committees

The following recommendations (item 12.1 to item 12.8) were adopted as a whole, being moved by Cr Paine, seconded by Cr Shelley and carried with Councillors voting unanimously. Each




recommendation is recorded with separate resolution numbers commencing at Resolution No.69/18 and concluding with Resolution No. 76/18.

12.1 LOCAL TRAFFIC COMMITTEE MEETING - FEBRUARY 2018
GOV400066, A0100009

69/18 MOTION: Paine / Shelley

That Council receive the report by the Manager Development Engineering on the Local Traffic Committee Meeting - February 2018.

The motion was carried with the Councillors voting unanimously.

12.2 GULGONG SPORTS COUNCIL MEETINGS 5 DECEMBER
2017 AND 12 FEBRUARY 2018
GOV400066, A0360003

70/18 MOTION: Paine / Shelley

That Council:

1. receive the report by the Director Community on the Gulgong Sports Council Meeting 5 December 2017 and 12 February 2018; and
2. note the minutes of the Gulgong Sports Council meetings held on 5 December 2017 and 12 February 2018.

The motion was carried with the Councillors voting unanimously.

12.3 MUDGEES SHOWGROUND MANAGEMENT COMMITTEE
GOV400066, F0650007

71/18 MOTION: Paine / Shelley

That Council:

1. receive the report by the Manager, Plant and Facilities on the Mudgee Showground Management Committee;
2. note the contents of the minutes of the Mudgee Showground Management Committee Meeting held on the 6 February 2018; and
3. not support the Mudgee Pony Club request to waive fees for the use of the pony club arena.

The motion was carried with the Councillors voting unanimously.

12.4 MUDGEE SPORTS COUNCIL MEETING MINUTES 26
FEBRUARY 2018

GOV400066, A0360013

72/18 MOTION: Paine / Shelley

That Council:

- 1. receive the report by the Director Community on the Mudgee Sports Council Meeting Minutes 26 February 2018; and**
- 2. note the minutes for the Mudgee Sports Council meeting held on 26 February 2018.**

The motion was carried with the Councillors voting unanimously.

12.5 MID-WESTERN REGIONAL YOUTH COUNCIL

GOV400066, COS300610

73/18 MOTION: Paine / Shelley

That Council:

- 1. receive the report by the Manager, Community Services on the Mid-Western Regional Youth Council; and**
- 2. note the minutes of the 6 February 2018 meeting.**

The motion was carried with the Councillors voting unanimously.

12.6 MUDGEE AND GULGONG ACCESS COMMITTEE

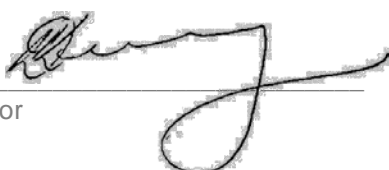
GOV400066, COS300015

74/18 MOTION: Paine / Shelley

That Council:

- 1. receive the report by the Manager, Community Services on the Mudgee and Gulgong Access Committee; and**
- 2. note the minutes of the meetings held on 3 October, 7 November and 5 December 2017 and 20 February 2018.**

The motion was carried with the Councillors voting unanimously.



12.7 GULGONG MEMORIAL HALL COMMITTEE MEETING 13
FEBRUARY 2018

GOV400066, A0100025

75/18 MOTION: Paine / Shelley**That Council:**

1. receive the report by the Director Community on the Gulgong Memorial Hall Committee Meeting 13 February 2018;
2. note the minutes from the Gulgong Memorial Hall Committee meeting held 13 February 2018; and
3. note the Terms of Reference to include the Gulgong Arts Council have a membership position on the Gulgong Memorial Hall Committee.

The motion was carried with the Councillors voting unanimously.

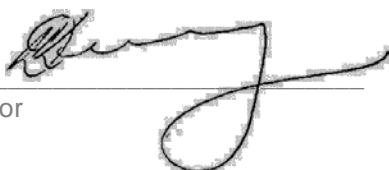
12.8 RED HILL COMMITTEE MEETINGS 4 OCTOBER 2017 AND 31
JANUARY 2018

GOV400066, P0860011

76/18 MOTION: Paine / Shelley**That Council:**

1. receive the report by the Director Community on the Red Hill Committee Meeting 4 October 2017 and 31 January 2018;
2. note the minutes of the Red Hill Committee meetings held on 4 October 2017 and 31 January 2018;
3. endorse the Red Hill Master Plan; and
4. endorse Maureen Hall to be a member of the Red Hill Committee.

The motion was carried with the Councillors voting unanimously.



Mayor



General Manager

Item 13: Urgent Business Without Notice**Collection of General Waste Bins****77/18 MOTION: Shelley / Martens****That the collection of general waste bins be considered as Urgent Business Without Notice.**

The motion was carried with the Councillors voting unanimously.

78/18 MOTION: Shelley / Martens**That Council maintain, as per the current practice, the weekly collection of general waste bins at the commencement of the organics collection.**

The motion was carried with the Councillors voting unanimously.

Item 14: Confidential Session**79/18 MOTION: Shelley / Cavalier****That pursuant to the provisions of Section 10 of the Local Government Act, 1993, the meeting be closed to the public.**

The motion was carried with the Councillors voting unanimously.

Following the motion to close the meeting being moved and seconded, the General Manager announced that the following matters would be considered in confidential session and the reason why it was being dealt with in this way.

14.1 General Manager's Performance Agreement 2017-2018 - 6 Monthly Review

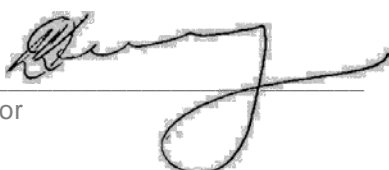
The reason for dealing with this report confidentially is that it relates to personnel matters concerning particular individuals (other than Councillors) in accordance with Section 10A(2)(a) of the Local Government Act, 1993.

Discussion of this matter in an open meeting would be, on balance, contrary to the public interest as it involves discussion of personnel matters concerning the General Manager.

Following an enquiry from the Mayor, the General Manager advised that there were no written representations in respect of this matter and that no person in the gallery wished to make verbal representations.

The Directors and senior staff left the room at 6.40pm (excluding the General Manager, Manager Human Resources and Executive Assistant)

14.1 GENERAL MANAGER'S PERFORMANCE AGREEMENT 2017-2018 - 6 MONTHLY REVIEW



Mayor



General Manager

GOV400066, GOV400038, A0381418, GOV4000066

80/18 **MOTION: Paine / Shelley**

That Council receive the report by the Executive Manager, Human Resources on the General Manager's Performance Agreement 2017-2018.

The motion was carried with the Councillors voting unanimously.

Item 15: Urgent Confidential Business Without Notice

Nil.

Item 16: Open Council

The Directors and senior staff returned to the room at 6.43pm.

81/18 **MOTION: Cavalier / Karavas**

That: Council move to Open Council.

The motion was carried with the Councillors voting unanimously.

The General Manager announced the decisions taken in Confidential Session.

Item 17: Closure

There being no further business the meeting concluded at 6:45pm.

