

UPPER LACHLAN SHIRE COUNCIL
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS
ON 19 OCTOBER 2023

PRESENT: Mayor P Kensit (Chairperson), Cr P Culhane, Cr D O'Brien, Cr J Searl, Cr M McDonald, Cr J Marshall, Cr N McDonald, Cr S Reynolds, Cr L Woodbridge, Ms A Waldron (Chief Executive Officer), Mr L Kruger (Director of Infrastructure), Mr A Croke (Director Finance and Administration), Mr S Arkinstall (Director of Environment & Planning), Mrs K Bowerman (Acting Executive Assistant) and Ms S Pearman (Administration Officer).

THE MAYOR DECLARED THE MEETING OPEN AT 1.30PM

SECTION 1: NOTICE OF WEBCASTING/AUDIO RECORDING OF MEETING

An acknowledgement of Country was read to the meeting by the Mayor.

Mayor Kensit advised that the meeting was being webcast live and audio recorded in accordance with the Council Code of Meeting Practice.

SECTION 2: APOLOGIES & LEAVE OF ABSENCE

There were no apologies.

SECTION 3: CITIZENSHIP CEREMONY

The residents named below held an Australian Citizenship Ceremony hosted by Council Mayor Pam Kensit.

1. Blake-Dyke, Andrew Antony Mercer - United Kingdom
2. Doctor Naluyimbazi, Jackie - Uganda
3. Poopoola, Olawale Peter - Nigeria
4. Rooker, Jo-Anne - South Africa
5. Smith, Andrew Robert - United Kingdom

SECTION 4: DECLARATIONS OF INTEREST

Nil

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SECTION 5: CONFIRMATION OF MINUTES

195/23 **RESOLVED** by Cr Searl and Cr Woodbridge

That the minutes of the Ordinary Council Meeting held on 21 September 2023 be adopted.

- CARRIED

Councillors who voted for:- Crs P Kensit, M McDonald, P
Culhane, J Marshall, N
McDonald, D O'Brien, S
Reynolds, J Searl and L
Woodbridge

Councillors who voted against:- Nil

SECTION 6: MAYORAL MINUTES

ITEM 6.1 AUSTRALIAN CITIZENSHIP CEREMONIES

Ceremonies conducted at commencement of meeting.

ITEM 6.2 MAYORAL MINUTE

196/23 **RESOLVED** by Cr Searl and Cr Woodbridge

1. Council receive and note the activities attended by the Mayor for September and October.

- CARRIED

Councillors who voted for:- Crs P Kensit, M McDonald, P
Culhane, J Marshall, N
McDonald, D O'Brien, S
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Councillors who voted against:- Nil

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SECTION 7: PRESENTATIONS TO COUNCIL/PUBLIC

Nil

SECTION 8: CORRESPONDENCE

ITEM 8.1 CORRESPONDENCE FOR THE MONTH OF OCTOBER 2023

197/23 **RESOLVED** by Cr Searl and Cr Woodbridge

That Item 8.1 - [Correspondence/Information] listed below be received:

1. Office of Local Government – Circular 23 -12 – 5 October 2023.

- CARRIED

Councillors who voted for:- Crs P Kensit, M McDonald, P
Culhane, J Marshall, N
McDonald, D O'Brien, S
Reynolds, J Searl and L
Woodbridge

Councillors who voted against:- Nil

SECTION 9: LATE CORRESPONDENCE

Nil

SECTION 10: INFORMATION ONLY

ITEM 10.1 DEVELOPMENT STATISTICS REPORT

198/23 **RESOLVED** by Cr Searl and Cr Woodbridge

1. Council receives and notes the report as information.

- CARRIED

Councillors who voted for:- Crs P Kensit, M McDonald, P
Culhane, J Marshall, N
McDonald, D O'Brien, S
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Councillors who voted against:- Nil

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ITEM 10.2 – INFORMATION ONLY
10.6

199/23 **RESOLVED** by Cr Searl and Cr Woodbridge

1. Council receive and note items 10.2 to 10.6 as information.

- CARRIED

Councillors who voted for:- Crs P Kensit, M McDonald, P
Culhane, J Marshall, N
McDonald, D O'Brien, S
Reynolds, J Searl and L
Woodbridge

Councillors who voted against:- Nil

REPORTS FROM STAFF AND STANDING COMMITTEES

SECTION 11: ENVIRONMENT AND PLANNING

ITEM 11.1 REVIEW OF COUNCIL PRIORITY WEEDS POLICY

200/23 **RESOLVED** by Cr Searl and Cr Woodbridge

1. Council adopts the reviewed Priority Weeds Policy.

- CARRIED

Councillors who voted for:- Crs P Kensit, M McDonald, P
Culhane, J Marshall, N
McDonald, D O'Brien, S
Reynolds, J Searl and L
Woodbridge

Councillors who voted against:- Nil

[HTTPS://UPPERLACHLAN.NSW.GOV.AU/WP-
CONTENT/UPLOADS/2022/11/PRIORITY-WEEDS-POLICY-PREVIOUSLY-
NOXIOUSWEED-POLICY-DATE-ADOPTED-15-SEPTEMBER-2022-RESOLUTION-
206-22-REVIEW-2025.PDF](https://upperlachlan.nsw.gov.au/wp-content/uploads/2022/11/priority-weeds-policy-previously-noxiouweed-policy-date-adopted-15-september-2022-resolution-206-22-review-2025.pdf)

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SECTION 12: INFRASTRUCTURE DEPARTMENT

Nil

SECTION 13: FINANCE AND ADMINISTRATION

ITEM 13.1 PRESENTATION OF THE 2022/2023 ANNUAL REPORT
201/23 RESOLVED by Cr Searl and Cr Reynolds

1. Council resolves to adopt the Upper Lachlan Shire Council Annual Report for 2022/2023 in accordance with Section 428, of the Local Government Act 1993, Part 9, Division 7, of the Local Government (General) Regulation 2021 and other applicable legislation.
2. Council notify the Office of Local Government by providing a URL link to Council website.

- CARRIED

Councillors who voted for:- Crs P Kensit, M McDonald, P
Culhane, J Marshall, N
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Councillors who voted against:- Nil

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ITEM 13.2 REVIEW OF PAYMENT OF EXPENSES AND PROVISION OF FACILITIES POLICY

202/23 RESOLVED by Cr Searl and Cr Woodbridge

1. Council under Section 252, of the Local Government Act 1993, review the Payment of Expenses and Provision of Facilities Policy.
2. Council under Section 253, of the Local Government Act 1993, gives public notice of its intention to adopt and amend the Payment of Expenses and Provision of Facilities Policy allowing 28 days public exhibition period for members of the community to make public submissions.

- CARRIED

Councillors who voted for:- Crs P Kensit, M McDonald, P Culhane, J Marshall, N McDonald, D O'Brien, S Reynolds, J Searl and L Woodbridge

Councillors who voted against:- Nil

[Payment-of-Expenses-and-Provision-of-Facilities-Policy-Date-Adopted-19-10-23-Resolution-202-23-Review-2025-Review-2025.pdf \(nsw.gov.au\)](#)

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ITEM 13.3 **REVIEW OF LEGAL PROCEEDINGS REPORTING POLICY**
203/23 **RESOLVED** by Cr Searl and Cr Woodbridge

1. Council adopts the Legal Proceedings Reporting Policy.

- CARRIED

Councillors who voted for:- Crs P Kensit, M McDonald, P
Culhane, J Marshall, N
McDonald, D O'Brien, S
Reynolds, J Searl and L
Woodbridge

Councillors who voted against:- Nil

[Legal-Proceedings-Reporting-Policy-Date-Adopted-19-10-2023-Resolution-203-23-Review-2026.pdf \(nsw.gov.au\)](#)

ITEM 13.4 **REVIEW OF PETITIONS - ADMINISTRATION POLICY**
204/23 **RESOLVED** by Cr Searl and Cr Reynolds

1. Council adopts the Petitions – Administration Policy.

- CARRIED

Councillors who voted for:- Crs P Kensit, M McDonald, P
Culhane, J Marshall, N
McDonald, D O'Brien, S
Reynolds, J Searl and L
Woodbridge

Councillors who voted against:- Nil

[Petitions-Administration-Policy-Date-Adopted-19-10-23-Resolution-xx-23-Review-2026.pdf \(nsw.gov.au\)](#)

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ITEM 13.5 **REVIEW OF RELATED PARTY DISCLOSURES POLICY**
205/23 **RESOLVED** by Cr Searl and Cr Reynolds

1. Council adopts the Related Party Disclosures Policy.

- CARRIED

Councillors who voted for:- Crs P Kensit, M McDonald, P
Culhane, J Marshall, N
McDonald, D O'Brien, S
Reynolds, J Searl and L
Woodbridge

Councillors who voted against:- Nil

[Related-Party-Disclosures-Policy-Date-Adopted-19-October-2023-Resolution-205-23-Review-2026.pdf \(nsw.gov.au\)](#)

ITEM 13.6 **FINANCIAL SUSTAINABILITY REVIEW AND SPECIAL RATES**
206/23 **VARIATION PROPOSAL - PROJECT UPDATE**
RESOLVED by Cr Searl and Cr Reynolds

1. Council receive and note the report as information.

- CARRIED

Councillors who voted for:- Crs P Kensit, M McDonald, P
Culhane, J Marshall, N
McDonald, D O'Brien, S
Reynolds, J Searl and L
Woodbridge

Councillors who voted against:- Nil

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SECTION 14: CHIEF EXECUTIVE OFFICER

Nil

SECTION 15: LATE REPORTS

A motion was moved by Cr Searl and Cr O'Brien

1. That the late report item 15.1 be received and considered at this meeting.

207/23

On being put to the meeting the motion was carried.

RESOLVED by Cr Searl and Cr O'Brien

1. That the late report item 15.1 be received and considered at this meeting.

- CARRIED

Councillors who voted for:-

Crs P Kensit, M McDonald, P
Culhane, J Marshall, N
McDonald, D O'Brien, S
Reynolds, J Searl and L
Woodbridge

Councillors who voted against:- Nil

ITEM 15.1

DEVELOPMENT APPLICATION 236/2023 - LOT 1 DP 504782, LOT B DP 184592, LOT 1 DP659861, LOTS 16 & 132 DP 753042 - 117 REDGROUND ROAD, CROOKWELL

208/23

RESOLVED by Cr Searl and Cr Woodbridge

1. Council confirm that it supports the clause 4.6 variation of 17.7% in the specified minimum lot size to permit the erection of a dwelling house under clause 6.6 of the *Upper Lachlan Local Environmental Plan 2010* on Lot 1 DP 504782, Lot B DP 184592, Lot 1 DP659861, Lots 16 & 132 DP 753042, 117 Redground Road, Crookwell; and
2. Where Council resolves to support the clause 4.6 variation the application be referred to the Department of Planning for consideration and determination.

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Woodbridge

Councillors who voted against:- Nil

**SECTION 16: REPORTS FROM OTHER COMMITTEES, SECTION 355
COMMITTEES AND DELEGATES**

**ITEM 16.1 REPORTS FROM COMMITTEES FOR THE MONTH OF
SEPTEMBER 2023.**

209/23 **RESOLVED** by Cr Searl and Cr Woodbridge

That Item - Minutes of Committee/Information listed below be received:

1. Collector Oval Committee – General Meeting – 31 August 2023.

- CARRIED

Councillors who voted for:- Crs P Kensit, M McDonald, P
Culhane, J Marshall, N
McDonald, D O'Brien, S
Reynolds, J Searl and L
Woodbridge

Councillors who voted against:- Nil

SECTION 17: NOTICES OF MOTION

Nil

SECTION 18: QUESTIONS WITH NOTICE

Nil

SECTION 19: CLOSED COUNCIL ITEMS

Nil

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THE MEETING CLOSED AT 2.41PM

Minutes confirmed 16 NOVEMBER 2023

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Mayor