

**UPPER LACHLAN SHIRE COUNCIL**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN THE COUNCIL CHAMBERS**  
**ON 18 APRIL 2024**

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

**WEBLINK:** Cr M McDonald

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THE MAYOR DECLARED THE MEETING OPEN AT 13:31pm

**SECTION 1: NOTICE OF WEBCASTING/AUDIO RECORDING OF MEETING**

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

*Mayor Kensit welcomed the public gallery today.*

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

*Noted Deputy Mayor Mandy McDonald was joining via weblink.*

**SECTION 2: APOLOGIES & LEAVE OF ABSENCE**

Apology was received by Cr D O'Brien

**40/24** **RESOLVED** by Cr Searl and Cr N McDonald that the apologies be received and a leave of absence granted.

- CARRIED

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

**Councillors who voted against:-** Nil

*A minutes silence was observed for the passing of Former Crookwell Shire Councillor Eric Hurn and those who lost their lives in the recent tragedy at Bondi Junction.*

**SECTION 3: CITIZENSHIP CEREMONY**

Nil

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**SECTION 4:       DECLARATIONS OF INTEREST**

Nil

*Mayor Kensit made mention Brian White receiving the Ambulance Service medal for his distinguished service to NSW Ambulance from Governor General David Hurley.*

*Cr J Marshall, noted caring agencies available in the Shire.*

**SECTION 5:       CONFIRMATION OF MINUTES**

**ITEM 5.1           RESOLVED by Cr Searl and Cr Reynolds**  
**41/24**

That the minutes of the Ordinary Council Meeting held on 21 March 2024 be adopted.

- CARRIED

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

**Councillors who voted against:-**   Nil

**SECTION 6:       MAYORAL MINUTES**

**ITEM 6.1           MAYORAL MINUTE**  
**42/24               RESOLVED by Cr Searl and Mayor Kensit**

1. That Council receive and note the activities attended by the Mayor and Deputy Mayor for March and April 2024.

- CARRIED

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

**Councillors who voted against:-**   Nil

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**SECTION 7: PRESENTATIONS TO COUNCIL/PUBLIC**

Nil

**SECTION 8: CORRESPONDENCE**

Nil

**SECTION 9: LATE CORRESPONDENCE**

Nil

**ITEM 11.3 – GOULBURN STREET CROOKWELL - TREE REPLACEMENT**

Cr N McDonald and Cr Searl moved that Item 11.3 – Goulburn Street Crookwell – Tree Replacement report be moved forward in the meeting agenda order of business.

On being put to the meeting the motion was carried.

**43/24**

**RESOLVED** by Cr N McDonald and Cr Searl that

1. Item 11.3 – Goulburn Street Crookwell – Tree Replacement report be moved forward in the meeting agenda order of business.

- CARRIED

**Councillors who voted for:-**

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

**Councillors who voted against:-**

Nil

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**ITEM 11.3            GOULBURN STREET CROOKWELL - TREE REPLACEMENT**

**STAFF RECOMMENDATION** by Cr Woodbridge and Cr Reynolds

1. Council nominate the Tulip Tree as the tree species to be planted in the main street precinct of Goulburn Street, Crookwell.
2. The number of street trees to be replanted are reduced from ten to eight trees.

An Amendment was moved by Cr Searl and Cr Woodbridge – that

1. Council nominate that Japanese Elm as the tree species to be planted in the main street precinct of Goulburn Street, Crookwell.

On being put to the meeting the Amendment was carried therefore becoming the new Motion.

**ITEM 11.3            GOULBURN STREET CROOKWELL - TREE REPLACEMENT**

**44/24**

**RESOLVED** by Cr Woodbridge and Cr Reynolds

1. Council nominate that Japanese Elm as the tree species to be planted in the main street precinct of Goulburn Street, Crookwell.
2. The number of street trees to be replanted are reduced from ten to eight trees.

**Councillors who voted for:-**

Crs P Kensit, M McDonald, N McDonald, P Culhane, S Reynolds, J Searl and L Woodbridge

**Councillors who voted against:-**

Cr J Marshall

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**SECTION 10: INFORMATION ONLY**

**ITEM 10.1 DEVELOPMENT STATISTICS REPORT**

**45/24**

**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, S Reynolds, J Searl  
and L Woodbridge

**Councillors who voted against:-** Nil

**ITEM 10.2-10.6 INFORMATION ONLY ITEMS**

**46/24**

**RESOLVED** by Cr Searl and Cr Woodbridge

1. Council receive and note Items 10.2 – 10.6 the report as information.

- CARRIED

**Councillors who voted for:-**

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

**Councillors who voted against:-** Nil

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**REPORTS FROM STAFF AND STANDING COMMITTEES**

**SECTION 11: ENVIRONMENT AND PLANNING**

**ITEM 11.1 UPPER LACHLAN SHIRE COUNCIL INTEGRATED WATER CYCLE  
MANAGEMENT STRATEGY ISSUE PAPER**

**47/24** **RESOLVED** by Cr Searl and Cr Reynolds

1. Council contribute 50% of the cost variation to allow finalisation of the Integrated Water Cycle Management (IWCM) Strategy. Council Water Fund and Sewer Fund will fund a total cost from Council reserves of \$230,000 split across both funds equally to match with available grant funding.

- CARRIED

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

**Councillors who voted against:-** Nil

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**ITEM 11.2**            **UPPER LACHLAN HOUSING STRATEGY AND DEVELOPMENT CONTROL PLAN REVIEW**

**48/24**

**RESOLVED** by Cr Searl and Cr Woodbridge

1. That the funds allocated towards the completion of the Master Plans for the Crookwell, Gunning and Taralga communities be redirected to enable the development of a Local Housing Strategy and the review of the current Development Control Plan.
2. That the unused wage component associated with the current vacant Strategic Planner position be allocated towards a consultant for development of a Local Housing Strategy and the review of the current Development Control Plan.

- CARRIED

**Councillors who voted for:-**

Crs P Kensit, M McDonald, P Culhane, J Marshall, N McDonald, J Searl and L Woodbridge

**Councillors who voted against:-**

Cr S Reynolds

**ITEM 11.3**            **GOULBURN STREET CROOKWELL - TREE REPLACEMENT**

Addressed earlier in the meeting.

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**ITEM 11.4**                    **ULSC NATURE STRIP AND TREES POLICY**  
**49/24**                            **RESOLVED** by Cr Searl and Cr Reynolds

1. Council adopt the Nature Strip Policy incorporating the listed changes resulting from the public consultation process.

- CARRIED

**Councillors who voted for:-**                    Crs P Kensit, M McDonald, P  
Culhane, J Marshall, N  
McDonald, S Reynolds and J  
Searl

**Councillors who voted against:-**    Cr L Woodbridge

<https://upperlachlan.nsw.gov.au/wp-content/uploads/2022/11/Nature-Strips-and-Trees-Policy-Date-Adopted-18-April-2024-Resolution-49-24-Review-2027.pdf>

**SECTION 12:            INFRASTRUCTURE DEPARTMENT**

Nil

**SECTION 13:            FINANCE AND ADMINISTRATION**

**ITEM 13.1**                    **REVIEW OF WORK HEALTH AND SAFETY POLICY**  
**50/24**                            **RESOLVED** by Cr Searl and Cr Reynolds

1. Council adopts the Work Health and Safety Policy.

- CARRIED

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

**Councillors who voted against:-**    Nil

<https://upperlachlan.nsw.gov.au/wp-content/uploads/2022/11/Workplace-Health-Safety-WHS-Policy-Date-adopted-18-April-2024-Resolution-50-24-Review-2027.pdf>



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**ITEM 13.2            INTEGRATED PLANNING AND REPORTING - ADOPTION OF DRAFT PLANS FOR PUBLIC EXHIBITION**

**51/24                 RESOLVED by Cr Searl and Cr Woodbridge**

1. Council, in accordance Sections 403-406, of the Local Government Act 1993, and Sections 8A-8C, of the Local Government Act 1993, place on public exhibition the following suite of draft plans:-
  - Operational Plan 2024/2025;
  - Delivery Program 2024/2025 – 2027/2028;
  - Resource Strategy documents including:-
    - Long Term Financial Plan 2024 – 2033;
    - Infrastructure Plan 2024 – 2033;
    - Workforce Plan 2024/2025 – 2027/2028.

The public exhibition period commences Monday, 22 April 2024 to Friday, 24 May 2024 inclusive, with copies of each plan available for viewing at Council administration offices and libraries, on Council's website and a link is provided to Council's Facebook Page.

- CARRIED

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

**Councillors who voted against:-**    Nil

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**ITEM 13.3**                    **REVIEW OF PUBLIC INTEREST DISCLOSURES POLICY**  
**52/24**                            **RESOLVED** by Cr Searl and Cr Woodbridge

1. Council adopts the reviewed Public Interest Disclosures Policy.

- CARRIED

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

**Councillors who voted against:-**            Nil

<https://upperlachlan.nsw.gov.au/wp-content/uploads/2022/11/Public-Interest-Disclosures-Policy-Adopted-18-April-2024-Resolution-52-24-Review-2027.pdf>

<https://upperlachlan.nsw.gov.au/wp-content/uploads/2022/11/Public-Interest-Disclosures-Procedure-18-April-2024.pdf>

**SECTION 14:            CHIEF EXECUTIVE OFFICER**

Nil

**SECTION 15:            LATE REPORTS**

Nil



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**CLOSED COUNCIL ITEMS**

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 10A (2) of the Act and should be dealt with in a part of the meeting closed to the public and the media.

***Note:** Pursuant to Clause 25(1) of the Local Government (Meetings) Regulation, Council invites verbal representation by members of the public about whether the items listed below should not be considered by Council in a Closed Meeting. The items are:*

**54/24**

**RESOLVED** by Cr Searl and Cr Woodbridge

1. That Council move into closed Council to consider business identified, together with any late reports tabled at the meeting.
2. That pursuant to of the Local Government Act 1993: the press and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A (2) 10A (2b) 10A (2f) as outlined above.
3. That the report relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the Local Government Act, 1993.

- CARRIED

**Councillors who voted for:-**

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

**Councillors who voted against:-** Nil

Council closed its meeting at 3:12pm and the public, staff and press left the chambers and live streaming ceased.

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**55/24**                    **RESOLVED** by Cr Searl and Cr Woodbridge

That Council move out of closed Council and into open Council.

- CARRIED

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

**Councillors who voted against:-**    Nil

Open Council resumed at 3:54pm live streaming returned to the public prior to the meeting closing.

**Resolutions from the Closed Council Meeting**

The following resolutions of Council, while the meeting was closed to the public, were read to the meeting by the Mayor.

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**SECTION 19: CONFIDENTIAL SESSION**

**ITEM 19.1            HARSHIP REQUEST FOR REBATE OF WATER REUSE -  
TARALGA AND DISTRICT SHOWGROUND AND RECREATIONAL  
CO-OPERATIVE LTD**

**56/24                RESOLVED by Cr Searl and Cr McDonald**

1. Council approve a write-off of \$5,297.58 being 50% of the balance owing for water use charges on Assessment Number 4305, at 1A Walsh Street Taralga, for the Taralga and District Showground and Co-Operative Ltd.
2. The Taralga and District Showground and Co-Operative Ltd if unable to pay the water use outstanding balance in full is to enter into a payment arrangement with Council
3. Council write to inform the Taralga and District Showground and Co-Operative Ltd of this decision.

- CARRIED

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

**Councillors who voted against:-**    Nil

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**ITEM 19.2            REQUEST TO RETURN LAND - TARALGA AND DISTRICT SHOWGROUND AND RECREATIONAL CO-OPERATIVE LTD**

**STAFF RECOMMENDATION** by Cr Searl and Cr Woodbridge

1. Council consider returning Lot 860 DP 1106311 and Lot 86 and 87 DP 11054434 back to the Taralga and District Showground and Recreational Co-operative Ltd at the original purchase cost of \$31,250.00 plus all associated legal costs.
2. The sale of Lot 860 DP 1106311 and Lot 86 and 87 DP 11054434 back to the Taralga and District Showground and Recreational Co-operative Ltd will be subject to Council being provided unrestricted access to all of Council's assets.
3. The access shall be provided to Council's assets from both Walsh and Pound Streets through the creation of the appropriate easements. The Taralga and District Showground and Recreational Co-operative Ltd shall be responsible for the creation of the easements prior to the sale of the land and this shall occur at no cost to Council.

An Amendment was moved by Cr Searl and Cr Woodbridge that –

1. Item 19.2 Request to return land - Taralga and District Showground and Recreational Co-Operative Ltd be deferred to request additional information for Council.

On being put to the meeting the Amendment was carried and became the Motion.

**57/24**

**RESOLVED** Cr Searl and Cr Woodbridge that –

1. Item 19.2 Request to return land - Taralga and District Showground and Recreational Co-Operative Ltd be deferred to request additional information for Council.

- CARRIED

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

**Councillors who voted against:-**    Nil

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**THE MEETING CLOSED AT 15:56pm**

Minutes confirmed 9 MAY 2024

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Mayor