

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

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

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**THE MAYOR DECLARED THE MEETING OPEN AT 13:30pm**

**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.*

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

Apology was received from Cr N McDonald

**103/24**                    **RESOLVED** by Cr Searl and Cr Woodbridge

1. That the apology of Cr N McDonald be received and a leave of absence granted.

- CARRIED

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

**Councillors who voted against:-**        Nil

**UPPER LACHLAN SHIRE COUNCIL**  
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**ORDINARY MEETING OF COUNCIL**  
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---

**SECTION 3: CITIZENSHIP CEREMONY**

1. Doctor John Antony Rozario – Singapore
2. Mrs Jennifer McCarthy – England

Council took a short break following Citizenship Ceremony at 13:45pm

**SECTION 4: DECLARATIONS OF INTEREST**

Nil

**SECTION 5: PRESENTATIONS TO COUNCIL/PUBLIC**

Presentation from Jen Medway from Regional Tech Hub.

**SECTION 6: CONFIRMATION OF MINUTES**

**ITEM 6.1 CONFIRMATION OF MINUTES**

**104/24**

**RESOLVED** by Cr Searl and Cr Woodbridge

1. That the minutes of the Ordinary Council Meeting held on 20 June 2024 be adopted.

- CARRIED

**Councillors who voted for:-**

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

**Councillors who voted against:-**

Nil

**UPPER LACHLAN SHIRE COUNCIL**  
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---

**SECTION 7:       MAYORAL MINUTES**

**ITEM 6.1         MAYORAL MINUTE**

**105/24**

**RESOLVED** by Cr Woodbridge and Cr Reynolds

1. That Council receive and note the activities attended by the Mayor and Deputy Mayor for June and July 2024.

- CARRIED

**Councillors who voted for:-**

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

**Councillors who voted against:-**

Nil

**UPPER LACHLAN SHIRE COUNCIL**  
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**ON 18 JULY 2024**

---

**SECTION 8: CORRESPONDENCE**

**ITEM 8.1 CORRESPONDENCE FOR THE MONTH OF JULY 2024**  
**106/24 RESOLVED by Cr Searl and Cr Woodbridge**

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

1. Office of Local Government – Circular 24-09 - Amendments to the Local Government Act 1993 removing the option for Councils to employ senior council executives under statutory contracts.
2. Office of Local Government – Circular 24-10 – Resources for candidates standing at the Local Government Elections.
3. Office of Local Government – Circular 24-11 – ICAC guidance for Councillors on corruption risks associated with overseas travel.
4. Office of Local Government – Circular 24-12 – Amended CPI adjustment to companion animal fees for 2024-2025.
5. Office of Local Government – Grants Commission – GC – 153 – 2024-25 Financial Assistance Grants – Advance Payment Schedule.

- CARRIED

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

**Councillors who voted against:-** Nil

**SECTION 9: LATE CORRESPONDENCE**

Nil

**UPPER LACHLAN SHIRE COUNCIL**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
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**ON 18 JULY 2024**

---

**SECTION 10: INFORMATION ONLY**

**ITEM 10.1 DEVELOPMENT STATISTICS REPORT**

**107/24** **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, D O'Brien, S Reynolds, J Searl and L Woodbridge

**Councillors who voted against:-** Nil

**ITEM 10.2-10.6 INFORMATION ONLY ITEMS**

**108/24** **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, D O'Brien, S Reynolds, J Searl and L Woodbridge

**Councillors who voted against:-** Nil

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

---

**REPORTS FROM STAFF AND STANDING COMMITTEES**

**SECTION 11: ENVIRONMENT AND PLANNING**

**ITEM 11.1 REVIEW OF BUSH FIRE PRONE LAND MAPPING**

**109/24** **RESOLVED** by Cr Searl and Cr Woodbridge

1. That Council review the existing bush fire prone land mapping for the Upper Lachlan Shire in accordance with s10.3 of the *Environmental Planning and Assessment Act, 1979*.

- CARRIED

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

**Councillors who voted against:-** Nil

**ITEM 11.2 REVIEW OF COUNCIL LEASEBACK AND FLEET MOTOR VEHICLES.**

**110/24** **RESOLVED** by Cr Searl and Cr Woodbridge

1. The number of leaseback and fleet motor vehicles be reviewed and where deemed surplus to Council's current operational requirements such motor vehicles be disposed of in accordance with Council's Plant Replacement Policy.

- CARRIED

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

**Councillors who voted against:-** Nil

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

---

**SECTION 12:      INFRASTRUCTURE DEPARTMENT**

Nil

**SECTION 13:      FINANCE AND ADMINISTRATION**

**ITEM 13.1            DELIVERY PROGRAM BI-ANNUAL REVIEW 2023/2024**

**111/24                RESOLVED by Cr Searl and Cr Woodbridge**

1. Council adopt the Delivery Program Actions Report review for the six month period ended 30 June 2024.

- CARRIED

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

**Councillors who voted against:-**    Nil

**ITEM 13.2            REVIEW OF COUNCIL SALARY SACRIFICE POLICY**

**112/24                RESOLVED by Cr Searl and Cr Woodbridge**

1. Council adopts the reviewed Salary Sacrifice Policy.

- CARRIED

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

**Councillors who voted against:-**    Nil

<https://upperlachlan.nsw.gov.au/council/governance/policies/>

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

---

**ITEM 13.3            REVIEW OF PRIVATE USE OF COUNCIL MOTOR VEHICLE POLICY**

**113/24                RESOLVED by Cr Searl and Cr Woodbridge**

1. Council adopts the reviewed Private Use of Council Motor Vehicle Policy.

- CARRIED

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

**Councillors who voted against:-**    Nil

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**ITEM 13.4            INTERMENT SERVICE LEVY - CEMETERIES AND CREMATORIA NSW**

**114/24                RESOLVED by Cr Searl and Cr Woodbridge**

1. Council, in accordance with Section 495(1) of the *Local Government Act 1993*, approves to pass on the Cemeteries and Crematoria NSW Interment Services Levy to customers. The levy will be collected by Funeral Directors on behalf of Council.
2. Council approves the public exhibition of notice for 28 days informing customers of the Cemeteries and Crematoria NSW Interment Services Levy and the following interment service fees:-
  - \$45.10 per cremation
  - \$69.30 per ash interment
  - \$171.60 per burial

The notice period will commence from, Thursday 18 July 2024 to Thursday 15 August 2024 inclusive, with copies of the notice available at Council's website.

- CARRIED

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

**Councillors who voted against:-**    Nil



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

---

**SECTION 14: CHIEF EXECUTIVE OFFICER**

**ITEM 14.1 SMOKING AND VAPING IN THE WORKPLACE POLICY**  
**115/24 RESOLVED by Cr Searl and Cr Reynolds**

1. Council adopts the reviewed Smoking and Vaping in the Workplace Policy.

- CARRIED

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

**Councillors who voted against:-** Nil

<https://upperlachlan.nsw.gov.au/council/governance/policies/>

**SECTION 15: LATE REPORTS**

Nil

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

**ITEM 16.1 REPORTS FROM COMMITTEES FOR THE MONTHS OF JUNE 2024**  
**116/24 RESOLVED by Cr Searl and Cr Woodbridge**

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

1. Collector Oval Committee – Minutes from meeting held 4 June 2024.
2. Crookwell District Arts Gallery – Minutes from meeting held 23 May 2024.
3. Crookwell District Art Gallery – Minutes from meeting held 27 June 2024.
4. Sports and Recreation Committee s355 Committee – Minutes from meeting held 4 June 2024.
5. Taralga Wind Farm Community Fund s355 Committee – Minutes from meeting held 1 July 2024.

**UPPER LACHLAN SHIRE COUNCIL**

**MINUTES OF THE  
ORDINARY MEETING OF COUNCIL  
HELD IN THE COUNCIL CHAMBERS  
ON 18 JULY 2024**

---

6. Collector Wind Farm Community Fund s355 Committee – Minutes from meeting held 8 July 2024.

- CARRIED

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

**Councillors who voted against:-** Nil

**117/24** **RESOLVED** by Cr Searl and Cr Woodbridge that –

1. Council write to successful applicants for the 2024/2025 Taralga Windfarm Community Fund Grant.

- CARRIED

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

**Councillors who voted against:-** Nil

**118/24** **RESOLVED** by Cr Searl and Cr Woodbridge that –

1. Council write to successful applicants for the 2024/2025 Collector Windfarm Community Fund Grant.  
2. Council write to accept the resignation for Bob Carter and Katie Yeo from the Section 355 Collector Windfarm Community Fund Committee and thank them both for their service to the Committee.

- CARRIED

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

**Councillors who voted against:-** Nil

**UPPER LACHLAN SHIRE COUNCIL**

**MINUTES OF THE  
ORDINARY MEETING OF COUNCIL  
HELD IN THE COUNCIL CHAMBERS  
ON 18 JULY 2024**

---

**SECTION 17: NOTICES OF MOTION**

**ITEM 17.1 NOTICE OF MOTION - FEES & CHARGES CATEGORY FOR  
SPORTS FIELDS LINE MARKING**

**119/24** **RESOLVED** by Cr Culhane and Cr Woodbridge

1. That the nominated Sports Field Line Marking fee of \$110.00 per field per week be placed on public exhibition for a period of 28 days.
2. Report to come back to Council at the October 2024 Council Ordinary Meeting.

- CARRIED

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

**Councillors who voted against:-** Nil

**SECTION 18: QUESTIONS WITH NOTICE**

Nil

**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:

**UPPER LACHLAN SHIRE COUNCIL**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
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**ON 18 JULY 2024**

---

**120/24**

**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(2c) and 10A(2d(i)) 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, D O'Brien, S Reynolds, J Searl and L Woodbridge

**Councillors who voted against:-** Nil

Council closed its meeting at 15:01pm and the public, staff and press left the chambers and live streaming ceased.

**121/24**

**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, D O'Brien, S Reynolds, J Searl and L Woodbridge

**Councillors who voted against:-** Nil

Open Council resumed at 3:17pm live streaming returned to the public prior to the meeting closing.

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

---

**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.

**SECTION 19: CONFIDENTIAL SESSION**

**ITEM 19.1 MARKET VALUATION - LOT 3 DP1112816 LAGGAN ROAD CROOKWELL**

**122/24** **RESOLVED** by Cr Searl and Cr Woodbridge

1. Council sell the entire parcel of vacant land, being on Lot 3 DP 1112816, Laggan Road, Crookwell.
2. The Mayor and Chief Executive Officer be authorised to sign under Common Seal any associated sale contract documents of Lot 3 DP 1112816, Laggan Road, Crookwell.

- CARRIED

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

**Councillors who voted against:-** Cr P Culhane

**THE MEETING CLOSED AT 3:18pm**

Minutes confirmed 15 AUGUST 2024

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Mayor