

# Minutes of the Ordinary Meeting of Council

Held at the Council Chambers, 86 Market Street, Mudgee  
on 18 May 2022, commencing at 5.48pm and concluding at 6.02pm.

PRESENT Cr D Kennedy, Cr P Cavalier, Cr K Dicker, Cr A Karavas, Cr R Palmer, Cr P Stoddart, Cr JP Thompson.

IN ATTENDANCE General Manager (Brad Cam), Director Community (Simon Jones), Acting Director Development (Alina Azar), Director Operations (Julian Geddes), Executive Manager People and Performance (Michele George), Manager Customer Services & Governance (Richard Cushway) and Executive Assistant (Mette Sutton).

## Acknowledgement of Country

I would like to acknowledge the traditional owners of the lands on which we meet, the Wiradjuri people and pay our respects to elders past, present and emerging.

### Item 1: Apologies

Apologies were received for Councillor Paine and Councillor Shelley.

**136/22 MOTION: Cavalier / Karavas**

**That Council accept the apologies for Councillor Paine and Councillor Shelley.**

*The motion was carried with the Councillors voting unanimously.*

### Item 2: Disclosure of Interest

There were no disclosures of interest

### Item 3: Confirmation of Minutes

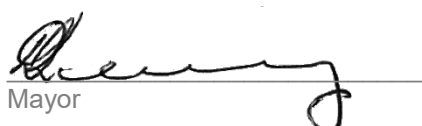
**137/22 MOTION: Cavalier / Palmer**

**That the Minutes of the Ordinary Meeting held on 20 April 2022 be taken as read and confirmed.**

*The motion was carried with the Councillors voting unanimously.*

### Item 4: Matters in Progress

Nil

  
Mayor

  
General Manager

**Item 5: Mayoral Minute**

Nil

**Item 6: Notices of Motion or Rescission**

Nil

**Item 7: Office of the General Manager**

Note that item 7.1 was considered after item 7.4.

The following recommendations (item 7.2 to item 7.4) were adopted as a whole, being moved by Cr Cavalier seconded by Cr Palmer and carried with Councillors voting unanimously. Each recommendation is recorded with separate resolution numbers commencing at Resolution No. 138/22 and concluding at Resolution No. 140/22.

**7.2 REVIEW OF HUMAN RESOURCES POLICIES**

GOV400098, GOV400054, A0100021, GOV400098

**138/22 MOTION: Cavalier / Palmer****That Council:**

1. receive the report by the Executive Manager, People and Performance on the Review of Human Resources Policies; and
2. endorse the revised Anti-Discrimination and Equal Employment Opportunity Policy and the Workplace Bullying Policy.

*The motion was carried with the Councillors voting unanimously.*

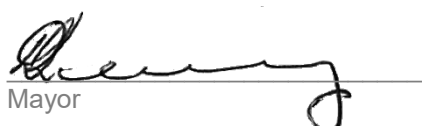
**7.3 WORKFORCE STRATEGY 2022-2026**

GOV400098, GOV400054, GOV400098

**139/22 MOTION: Cavalier / Palmer****That Council:**

1. receive the report by the Executive Manager, People and Performance on the Workforce Strategy 2022-2026; and
2. endorse the Workforce Strategy 2022-2026.

*The motion was carried with the Councillors voting unanimously.*

**7.4 MRT QUARTERLY REPORT: OCTOBER TO DECEMBER 2021**  
Mayor  
General Manager

GOV400098, F0770077, GOV400098

**140/22 MOTION: Cavalier / Palmer****That Council receive the report by the General Manager on the MRT Quarterly Report October to December 2021.***The motion was carried with the Councillors voting unanimously.*

7.1 REVIEW OF THE CODE OF CONDUCT AND THE  
PROCEDURES FOR THE ADMINISTRATION OF THE CODE  
GOV400098, GOV400008

**141/22 MOTION: Karavas / Cavalier****That Council:**

1. receive the report by the Governance Coordinator on the Review of the Code of Conduct and the Procedures for the Administration of the Code;
2. adopt the revised Code of Conduct & the Procedures for the Administration of the Code.

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

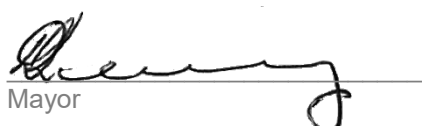
Councillors	Ayes	Nayes
Cr Kennedy	✓	
Cr Cavalier	✓	
Cr Dicker	✓	
Cr Karavas	✓	
Cr Palmer	✓	
Cr Stoddart	✓	
Cr Thompson		✓

**Item 8: Development**

8.1 PLANNING PROPOSAL LOT 1 DP130555, LOTS 93, 94, 97  
AND 98 DP755426 AND LOT 1 DP712926, 37, 39, 139 AND  
141 CALDERWOOD ROAD, RYLSTONE  
GOV400098, LAN900120, GOV400098

**142/22 MOTION: Palmer / Karavas****That Council:**

- A. receive the report by the Manager, Strategic Planning on the Planning Proposal Lot 1 DP130555, Lots 93, 94, 97 and 98 DP755426 and Lot 1 DP712926, 37, 39, 139 and 141



Mayor



General Manager

**Calderwood Road, Rylstone; and**

- B. exercise its delegation in the preparation of the amendment to the Mid-Western Regional Local Environmental Plan 2012 in relation to the rezoning of from RU1 Primary Production to R5 Large Lot Residential and change the minimum lot size from 40 and 100 hectares to either 2 or 5 hectares subject to the Opinion issued by Parliamentary Counsel.**

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

Councillors	Ayes	Nayes
Cr Kennedy	✓	
Cr Cavalier	✓	
Cr Dicker	✓	
Cr Karavas	✓	
Cr Palmer	✓	
Cr Stoddart	✓	
Cr Thompson	✓	

The following recommendations (item 8.2 to item 9.4) were adopted as a whole, being moved by Cr Cavalier seconded by Cr Karavas and carried with Councillors voting unanimously. Each recommendation is recorded with separate resolution numbers commencing at Resolution No. 143/22 and concluding at Resolution No. 149/22.

## 8.2 EVENTS ASSISTANCE PERIOD 1 - 2022/23

GOV400098, ECO800009, GOV400098

**143/22**

**MOTION: Cavalier / Karavas**

**That Council:**

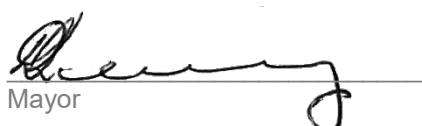
1. receive the report by the Events Coordinator on the Events Assistance Period 1 - 2022/23;
2. provide Events Assistance to the below applicants (includes cash and in-kind amounts) for Period 1, July – December 2022;

<b>Mudgee Bridge Club</b>	<b>\$500</b>
<b>NSW PSSA Softball</b>	<b>\$1500</b>

3. provide multi-year Events Assistance funding to the below applicants (includes cash and in-kind amounts) for the period 1 of 2022, 2023 and 2024;

	2022	2023	2024
<b>Mudgee Gulgong Wolves FC</b>	<b>\$2000</b>	<b>\$2000</b>	<b>\$2000</b>
<b>Mudgee Race Club</b>	<b>\$2000</b>	<b>\$2000</b>	<b>\$2000</b>

4. approve the transfer of allocated funds for the below events from Period 1 2021/22 to Period 1 2022/23, if the same event is

  
Mayor

  
General Manager

to be held in 2022/23, due to the cancellation of these events impacted by COVID-19;

	Cash	In-Kind
Gulgong Swap Meet	\$2,000	-
NSW PSSA Rugby Championships	-	\$2,500
Mudgee Junior Rugby League	-	\$1,174

5. approve \$2,500 of funds provided by Council in 2021 towards Cudgong Cruisers bi-annual event not be requested to be returned and funding is to be rolled over into the 2023 event due to event not taking place.

	Cash	In-Kind
Cudgong Cruisers	\$1,000	\$1,500

Note a number of events are scheduled to take place in the same period with funds approved under multi-year funding or previous approved funds transferred from events that were cancelled due to COVID in the previous period.

*The motion was carried with the Councillors voting unanimously.*

### 8.3 EVENTS ASSISTANCE PERIOD 2 - 2021/22

GOV400098, ECO800009

144/22

**MOTION: Cavalier / Karavas**

**That Council:**

1. receive the report by the Event Coordinator on the Events Assistance Period 2 - 2021/22;
2. provide Events Assistance to the below applicant (includes cash and in-kind amounts) for Period 2, January – June 2022;

Cementa	\$2,000
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*The motion was carried with the Councillors voting unanimously.*

### 8.4 MONTHLY DEVELOPMENT APPLICATIONS PROCESSING AND DETERMINED

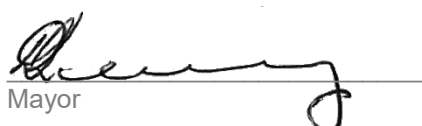
GOV400098, A0420109, GOV400098

145/22

**MOTION: Cavalier / Karavas**

**That Council receive the report by the Manager Planning on the Monthly Development Applications Processing and Determined.**

*The motion was carried with the Councillors voting unanimously.*

  
Mayor

  
General Manager

**Item 9: Finance****9.1 COMMUNITY GRANTS PROGRAM - MAY 2022**

GOV400098, FIN3000159, GOV400098

146/22

**MOTION: Cavalier / Karavas****That Council:**

1. receive the report by the Financial Planning Coordinator on the Community Grants Program - May 2022;
2. provide financial assistance to the following applications in accordance with the criteria and guidelines of the Community Grants Policy; and

<b>Back to Gulgong Inc.</b>	<b>\$2,000</b>
<b>Kanandah Retirement Ltd</b>	<b>\$2,459</b>
<b>Mudgee Valley Writers</b>	<b>\$1,000</b>
<b>The Business Concierge LTD</b>	<b>\$2,500</b>
<b>Mudgee &amp; District Kennel &amp; Obedience Club Inc.</b>	<b>\$1,125</b>
<b>Jarrold Emeny</b>	<b>\$2,000</b>

3. declined to provide financial assistance to the following applicants, for the reason provided in the report:
  - Cementa Inc.
  - Ilford Public School

*The motion was carried with the Councillors voting unanimously.*

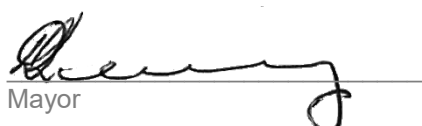
**9.2 QUARTERLY BUDGET REVIEW - MARCH 2022**

GOV400098, FIN300240, GOV400098

147/22

**MOTION: Cavalier / Karavas****That Council:**

1. receive the report by the Financial Planning Coordinator on the Quarterly Budget Review - March 2022;
2. amend the 2021/22 Budget in accordance with the proposed variations as listed in the Quarterly Budget Review Statement attachment to this report; and



Mayor



General Manager

3. **note the opinion of the Responsible Accounting Officer regarding the satisfactory financial position of Council.**

*The motion was carried with the Councillors voting unanimously.*

9.3 MONTHLY BUDGET REVIEW - APRIL 2022

GOV400098, FIN300315, GOV400098

**148/22 MOTION: Cavalier / Karavas**

**That Council receive the report by the Accountant Reporting & Analysis on the Monthly Budget Review for April 2022.**

*The motion was carried with the Councillors voting unanimously.*

9.4 MONTHLY STATEMENT OF INVESTMENTS AS AT 30 APRIL 2022

GOV400098, FIN300053, GOV400098

**149/22 MOTION: Cavalier / Karavas**

**That Council:**

1. **receive the report by the Financial Planning Coordinator on the Monthly Statement of Investments as at 30 April 2022; and**
2. **note the certification of the Responsible Accounting Officer.**

*The motion was carried with the Councillors voting unanimously.*

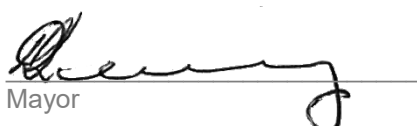
9.5 MUDGEE AERO CLUB LEASE PROPOSAL

GOV400098, 26220

**150/22 MOTION: Cavalier / Karavas**

**That Council:**

1. **receive the report by the Property Coordinator on the Mudgee Aero Club Lease Proposal;**
2. **note, subsequent to the 16 March 2022 meeting, the Mudgee Aero Club, the General Manager and Mayor met to discuss specific issues that relate to the Mudgee Aero Club request; and**
3. **approve the revised lease proposal by Mudgee Aero Club.**

  
Mayor

  
General Manager

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

Councillors	Ayes	Nayes
Cr Kennedy	✓	
Cr Cavalier	✓	
Cr Dicker	✓	
Cr Karavas	✓	
Cr Palmer		✓
Cr Stoddart		✓
Cr Thompson	✓	

The following recommendations (item 10.1 to item 12.1) were adopted as a whole, being moved by Cr Cavalier seconded by Cr Karavas and carried with Councillors voting unanimously. Each recommendation is recorded with separate resolution numbers commencing at Resolution No. 151/22 and concluding at Resolution No. 156/22.

## **Item 10: Operations**

### 10.1 COX STREET RAIL CROSSING

GOV400098, TRA300009

**151/22 MOTION: Cavalier / Karavas**

**That Council:**

1. receive the report by the Director Operations on the Cox Street Rail Crossing;
2. not pursue opening the Cox St Rail crossing at this time; and
3. consider any rail crossing openings in line with an updated Traffic Management Study for the Mudgee Township.

*The motion was carried with the Councillors voting unanimously.*

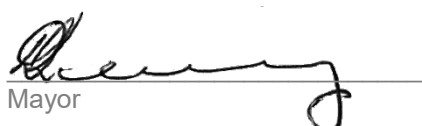
### 10.2 SEALING GRIMSHAW LANE

GOV400098, ROA100296

**152/22 MOTION: Cavalier / Karavas**

**That Council:**

1. receive the report by the Works Technical Officer on the Sealing Grimshaw Lane;
2. approve the sealing of 370m of Grimshaw Lane with a contribution from the applicants for the cost of the seal and a condition that payment is received prior to any works

  
Mayor

  
General Manager



commencing; and

3. amend the 2021/22 Operational Plan to include the sealing of Grimshaw Lane for \$19,160, funded from \$17,600 contribution from the applicant, and an additional \$1,560 from existing maintenance budgets.

*The motion was carried with the Councillors voting unanimously.*

### 10.3 LOCAL GOVERNMENT RECOVERY GRANTS

GOV400098, GRA600016

153/22

**MOTION: Cavalier / Karavas**

**That Council:**

1. receive the report by the Director Operations on the Local Government Recovery Grants;
2. accept \$1,000,000 in grant funding from the Australian and NSW Government under the Local Government Recovery Grants Program;
3. amend the 2021/2022 Operating Budget to allocate \$422,000 to recovery and repair activities caused by the March 2022 flood event including project management costs; and
4. amend the 2021/2022 Operating Budget to allocate \$578,000 for enhancement of Coricudgy Road via a seal extension project.

*The motion was carried with the Councillors voting unanimously.*

## Item 11: Community

### 11.1 PUMP TRACK

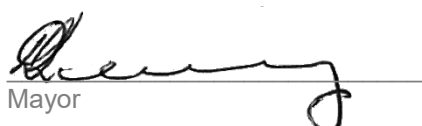
GOV400098, GOV400098, A0100035, GOV400022

154/22

**MOTION: Cavalier / Karavas**

**That Council:**

1. receive the report by the Manager - Recreation Services on the Pump Track;
2. support in principle the development of an asphalt Pump Track at the Glen Willow Regional Sporting Complex;

  
Mayor

  
General Manager

3. **investigate grant opportunities to obtain funding for the Pump Track; and**
4. **endorse an update to the Glen Willow Master Plan to include the future Pump Track.**

*The motion was carried with the Councillors voting unanimously.*

11.2 COMMUNITY AND CULTURAL SERVICES - JANUARY TO  
MARCH 2022 QUARTERLY REPORT

GOV400098, COV400098, COS300010

**155/22 MOTION: Cavalier / Karavas**

**That Council:**

1. **receive the report by the Manager, Community & Cultural Services on the Community and Cultural Services - January to March 2022 Quarterly Report; and**
2. **note the recent services provided and activities coordinated by Council's Community and Cultural Services Department.**

*The motion was carried with the Councillors voting unanimously.*

**Item 12: Reports from Committees**

12.1 LOCAL TRAFFIC COMMITTEE MEETING MINUTES - APRIL  
2022

GOV400098, A0100009, GOV400098

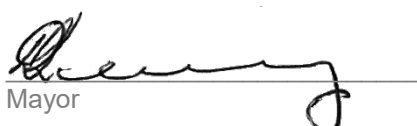
**156/22 MOTION: Cavalier / Karavas**

**That Council receive the report by the Executive Assistant, Operations on the Local Traffic Committee Meeting Minutes - April 2022.**

*The motion was carried with the Councillors voting unanimously.*

**Item 13: Urgent Business Without Notice**

Nil

  
Mayor

  
General Manager

**Item 14: Confidential Session**

Nil

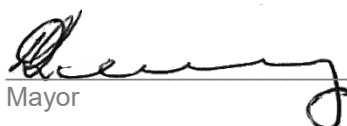
**Item 15: Urgent Confidential Business Without Notice**

Nil

**Item 16: Open Council**

**Item 17: Closure**

There being no further business the meeting concluded at 6.02pm.

  
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Mayor

  
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General Manager