

Minutes of the Extraordinary Meeting of Council

Held at the Council Chambers, 86 Market Street, Mudgee
on 24 May 2023, commencing at 5.30pm and concluding at 5.32pm.

PRESENT Cr S Paine (Chair), Cr P Cavalier, Cr K Dicker, Cr A Karavas, Cr R Palmer,
Cr P Shelley, Cr P Stoddart and Cr JP Thompson.

IN ATTENDANCE General Manager (Brad Cam), Director Community (Simon Jones), ,
Director Operations (Julian Geddes), Chief Financial Officer (Leonie
Johnson), Manager Customer Services & Governance (Richard Cushway)
and Executive Assistant (Mette Sutton).

In the absence of Mayor Kennedy, the meeting was chaired by the Deputy Mayor, Cr Sam Paine.

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

An apology was received for Cr D Kennedy.

111/23. MOTION: Cavalier / Palmer

That the apology received for Cr D Kennedy be accepted.

The motion was carried with the Councillors voting unanimously

: Confirmation of Minutes

112/23 MOTION: Shelley / Karavas

That the Minutes of the Ordinary Meeting held on 17 May 2023 be taken as read and confirmed.

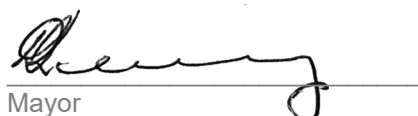
The motion was carried with the Councillors voting unanimously.

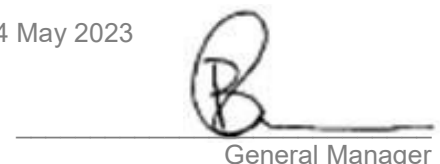
Item 2: Disclosure of Interest

There were no disclosures of interest.

Item 3: Office of the General Manager

Nil


Mayor


General Manager

Item 4: Development

The following recommendations (item 4.1 to item 5.3) were adopted as a whole, being moved by Cr Shelley seconded by Cr Cavalier and carried with Councillors voting unanimously. Each recommendation is recorded with separate resolution numbers commencing at Resolution No. 113/23 and concluding at Resolution No. 116/23.

4.1 MOOLARBEN OC3 VOLUNTARY PLANNING AGREEMENT
GOV400103, LAN900125

113/23 MOTION: Shelley / Cavalier

That Council:

1. receive the report by the Director Development on the Moolarben OC3 Voluntary Planning Agreement;
2. place the draft Voluntary Planning Agreement on public exhibition for 28 days;
3. authorise the General Manager to finalise and execute the Voluntary Planning Agreement if no objections are received during the exhibition period; and
4. receive a further report following the exhibition period if objections are received.

The motion was carried with the Councillors voting unanimously.

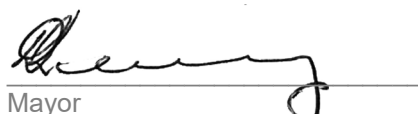
Item 5: Finance

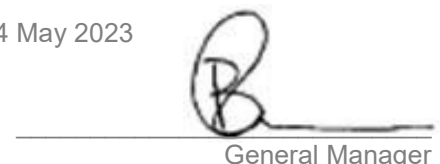
5.1 T022324HUN READY MIX CONCRETE TENDER - REGIONAL
PROCUREMENT
GOV400103, A0210007

114/23 MOTION: Shelley / Cavalier

That Council:

1. receive the report by the Procurement Officer on the T022324HUN Ready Mix Concrete Tender - Regional Procurement;
2. enter into contracts with Boral Resources (Country) Pty Ltd, J&S.K Kuchta Pty Ltd and Mudgee Concrete for the Supply and Delivery of Ready Mix Concrete to Mid-Western Regional Council;
3. accept the term on the contract to be 3 years, commencing 1 July 2023 with an optional 12 month extension subject to supplier performance; and


Mayor


General Manager

4. delegate the authority to the Procurement and Fleet Manager to accept or decline the optional 12 month extension period, subject to supplier performance.

The motion was carried with the Councillors voting unanimously.

5.2 SUBMISSIONS TO THE DRAFT 2023/24 OPERATIONAL PLAN AND 2024/27 DELIVERY PROGRAM

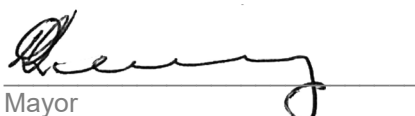
GOV400103, FIN300202

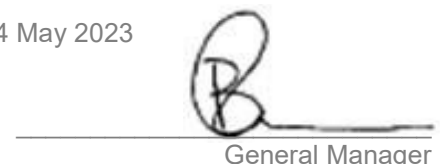
115/23

MOTION: Shelley / Cavalier

That Council:

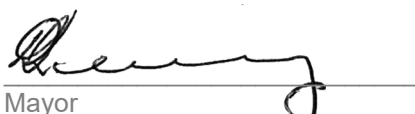
1. receive the report by the Manager Finance on the Submissions to the Draft 2023/24 Operational Plan and 2024/27 Delivery Program;
2. receive all public submissions to the Draft 2023/24 Operational Plan and 2023/26 Delivery Program as listed below, with the General Manager required to respond to each submissions as follows:
 - 2.1 Mr Gerald Norton-Knight be thanked for his submission and Council confirms support for a \$2,500 increase to the annual Sculptures in the Garden program;
 - 2.2 Mr Clinton McKenzie be thanked for his submission and Council confirms there are no new fees proposed for 2023/24
 - 2.3 Ms Lia Finnie be thanked for her submission and for Council to direct Gulgong Arts Council to the Community Grants application forms and to provide assistance.
3. make the following amendments to the Draft 2023/24 Operational Plan and 2023/26 Delivery Program including Fees & Charges as exhibited;
 - 3.1 Community Submissions
 - 3.1.1 increase expenditure on the Sculptures in the Garden program by \$2,500 funded from unrestricted cash in 2023/24, 2024/25, 2025/26 and 2026/27;
 - 3.2 Management Submissions
 - 3.2.1 allocate \$6,760,000 to the Mudgee Valley Park Expansion to be loan funded, with \$1,760,000 being allocated in 2023/24 and \$5,000,000 to

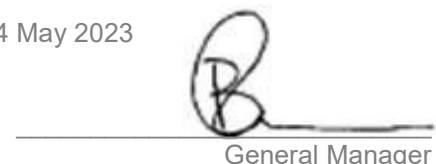

Mayor


General Manager

be allocated to 2024/25;

- 3.2.2** increase expenditure on the Solar Farm Stage 3 by \$278,000, funded from unrestricted cash;
- 3.2.3** increase expenditure on Central West Young Entrepreneurs Summit in 2023/24 by \$15,000 to be funded by grants;
- 3.2.4** increase the Flavours of Mudgee 2023 Marketing expenditure budget by \$30,000 in 2023/24, 2024/25 and 2025/26 to be funded by grants;
- 3.2.5** allocate an operating budget for Mudgee Riverside with a net operating surplus of \$508,000, and reduce rental income by \$110,000, in 2023/24, 2024/25, 2025/26 and 2026/27 (with an unrestricted cash impact of \$398,000 per annum);
- 3.2.6** amend the 2023/24 budget to increase the Landfill extension project by \$1,296,904 funded from Waste Fund Reserves;
- 3.2.7** amend the 2023/24 budget to allocate \$1,100,000 for the purchase of easement rights and construction of drainage channels to service Bombira, funded from unrestricted cash;
- 3.2.8** increase expenditure on the Mudgee Arts Precinct Exhibition and Education Program, to be funded from grants, as follows:
- 2024/25 - \$80,000
2025/26 - \$83,000
2026/27 - \$85,000
- 3.2.9** allocate operating budgets for the Mudgee valley Park as follows:
- a. allocation of annual loan repayments of \$584,853 to be included from 2024/25 to 2026/27 (unrestricted cash)
- b. increase the operational budget for Mudgee Valley Park, with a net operating surplus of \$335,000 (unrestricted cash) for 2023/24
- c. increase the operational budget for Mudgee Valley Park, with a net operating


Mayor

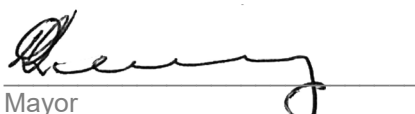

General Manager

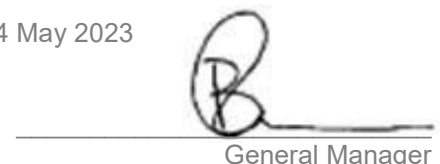
surplus of \$670,000 (unrestricted cash)
from 2024/25 to 2026/27

- 3.2.10 increase resources to maintain Council's expanding fleet of vehicles and heavy plant, \$139,000 in each year of the budget, funded from unrestricted cash;
- 3.2.11 increase resources in risk management by \$21,000 in each year of the budget, funded from unrestricted cash;
- 3.2.12 allocate \$85,000 in 2023/24 for the purchase of a replacement the events and economic development Van, funded from unrestricted cash;
- 3.2.13 allocate \$22,000 in 2023/24 for the purchase of a buggy at Mudgee Valley Park for use by the cleaning team; funded from unrestricted cash;
- 3.2.14 allocate \$20,000 in 2023/24 to replace the enter and exit door for the weighing scales at Mudgee saleyards, funded from Saleyards Reserve;
- 3.2.15 increase resources in Information Technology to support capital project delivery across Council by \$30,000 per annum, funded from unrestricted cash;
- 3.2.16 allocate \$180,000 to fund a Council trainee program, to support the delivery of the operational plan and provide opportunities for local job development;
- 3.2.17 defer budget of \$2,471,000 for part the Mudgee Landfill Rehabilitation project from 2023/24 to 2024/25, funded from Waste Reserves;
- 3.2.18 defer budget of \$3,000,000 for part of the Sewer Augmentation Mudgee project from 2023/24 to 2024/25, funded from Sewer Developer Contribution;

3.3 March 2023 Quarterly Budget Review Statement amendments where budgets are amended;

4. make the following changes to the 2023/24 Fees and Charges as exhibited:


Mayor


General Manager

- 4.1 The Section 603 certificate fee has been determined to be \$95
- 4.2 The maximum interest rate on overdue rates and charges will be 9% per annum; and
5. note that the amended 2023/24 Operational Plan and 2024/27 Delivery Program will be brought back to Council at the June Ordinary Council Meeting for endorsement, including making of the rates.

The motion was carried with the Councillors voting unanimously.

5.3 QUARTERLY BUDGET REVIEW - MARCH 2023

GOV400103, FIN300240

116/23

MOTION: Shelley / Cavalier

That Council:

1. receive the report by the Manager Finance on the Quarterly Budget Review - March 2023;
2. amend the 2022/23 Budget in accordance with the proposed variations as listed in the Quarterly Budget Review Statement attachment to this report; and
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.

Item 6: Urgent Business Without Notice

117/23

MOTION: Shelley / Cavalier

That Council accept two items of Urgent Business Without Notice for consideration.

The motion was carried with the Councillors voting unanimously.

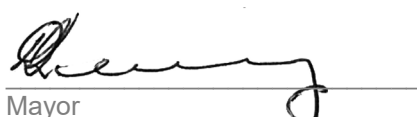
The following recommendations (item 6.1 to item 6.2) were adopted as a whole, being moved by Cr Shelley seconded by Cr Cavalier and carried with Councillors voting unanimously. Each recommendation is recorded with separate resolution numbers commencing at Resolution No. 118/23 and concluding at Resolution No. 119/23.

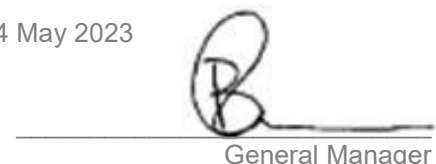
6.1 URGENT BUSINESS WITHOUT NOTICE - COALITION OF REGIONAL ENERGY MAYORS

GOV400103, GOR500040

118/23

MOTION: Shelley / Cavalier


Mayor


General Manager

That Council:

1. receive the report by the Director Community on the Urgent Business Without Notice - Coalition of Regional Energy Mayors;
2. endorse the formation of the Coalition of Regional Energy Mayors; and
3. allocate \$5,000 for membership of the Coalition of Regional Energy Mayors to be funded from existing budget.

The motion was carried with the Councillors voting unanimously.

6.2 URGENT BUSINESS WITHOUT NOTICE - ELECTRICITY
SUPPLY CONTRACTS FOR 1 JULY 2023 TO 30 JUNE 2024
GOV400103, ENE100001

119/23

MOTION: Shelley / Cavalier

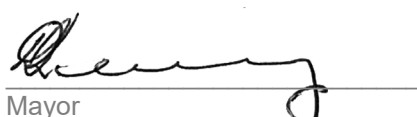
That Council:


1. receive the report by the Manager Finance on the Urgent Business Without Notice - Electricity Supply Contracts for 1 July 2023 to 30 June 2024;
2. make the following budget amendments to the 2023/24 Budget and Draft 2023/24 Operational Plan and 2023/26 Delivery Program
 - 2.1 increase the street lighting expense budget by \$70,000, funded by unrestricted cash
 - 2.2 increase the electricity expense budget by a total of \$572,000 funded by unrestricted cash across each fund as follows; \$276,000 General, \$142,000 Sewer, \$146,000 Water, \$4,000 Saleyards and \$4,000 Waste
3. note the significant increases in energy contract prices received through the reverse auctions and tender process and that the General Manager will exercise his delegation to finalise contracts with the retailers offering the best value to Council.

The motion was carried with the Councillors voting unanimously.

Item 7: Urgent Confidential Business Without Notice

Nil


Mayor

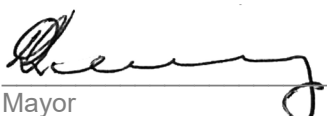

General Manager

Item 8: Open Council


Item 9: Closure

There being no further business the meeting concluded at 5.32pm.

Confirmed



Mayor



General Manager