



# PARKES SHIRE COUNCIL

## MINUTES

TUESDAY 4 AUGUST 2009

Notice is hereby given that an Ordinary Meeting of Parkes Shire Council will be held at the Council Administration Centre, 2 Cecile Street, Parkes, commencing at 2.00 pm for the purpose of considering the items included on the Minutes.

**GENERAL MANAGER:** Alan McCormack



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## Ordinary Meeting

**Minutes of the Ordinary Meeting held in the Council Chambers, 2 Cecile Street on 4 August 2009 at 2.00pm.**

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### PRESENT

Councillor K J Keith, (in the Chair)  
Councillor R C Haddin  
Councillor L A O'Leary  
Councillor P J Smith

Councillor J H Magill  
Councillor K M McGrath  
Councillor G W Pratt  
Councillor A J Ward

### IN ATTENDANCE

General Manager - A McCormack  
Director Corporate Service - L Finn  
Director Planning & Environment - S Campbell  
Director Operations - S Barry  
Director Infrastructure - K Boyd  
Administration Manager - B Byrnes  
Finance Manager - P McFarlane  
Economic Development Manager – M Greenwood  
Minutes Secretary - S Henry

### MEETING COMMENCEMENT

The Meeting commenced at 2.00pm.

### 1 PRAYER

The Mayor asked the General Manager to open proceedings with a prayer.

### 2 APOLOGIES

#### 09 - 391 Resolution

That

Councillor Wayne Scott be granted leave of absence (REASON: Absent from Parkes).

Councillor Barbara Newton be granted leave of absence (REASON: Absent from Parkes).

Moved Councillor Alan Ward, seconded Councillor Bob Haddin.

**CARRIED**

### **3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

#### **09 - 392 Resolution**

That the Minutes of the Ordinary Meeting of Parkes Shire Council held on 21 July 2009, copies of which have been forwarded to Councillors, be confirmed.

Moved Councillor George Pratt, seconded Councillor Pat Smith.

**CARRIED**

### **4 DECLARATIONS OF INTEREST**

Nil.

### **5 MAYORAL MINUTES**

#### **5.1 Mayoral Minutes - Coming Known Events**

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##### **Executive Summary**

A report on the upcoming functions requiring the attendance of the Mayor, Councillors or Senior Staff in relation to community events or civic matters.

##### **Recommendation**

1. That the report of upcoming functions for the Mayor, Councillors or Senior Staff be received and noted

#### **09 - 393 Resolution**

That the information be received and noted.

Moved Councillor Ken McGrath, seconded Councillor Pat Smith.

**CARRIED**

## 5.2 Mayoral Minute - Functions Attended

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### Executive Summary

A report on the functions recently attended by the Mayor, Councillors or Senior Staff in relation to community events or civic matters.

### Recommendation

1. That the report of recent functions attended by the Mayor, Councillors or Senior Staff be received and noted.

### 09 - 394 Resolution

That the information be received and noted.

Moved Councillor George Pratt, seconded Councillor Alan Ward.

**CARRIED**

## 5.3 Mayoral Minute - Regional Economies Conference

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### Executive Summary

The Australian Regional Economies Conference hosted in Parkes from Sunday 26 July through to Tuesday 29 July 2009

### Recommendation

1. That Council acknowledge the efforts of Council staff in the successful staging of the Regional Economies Conference in Parkes.

### 09 - 395 Resolution

That the recommendation be adopted.

Moved Councillor Pat Smith, seconded Councillor Bob Haddin.

**CARRIED**

## **5.4 Mayoral Minute - Care West Lodge**

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### **Executive Summary**

The construction in Orange of a Care West Lodge to provide accommodation for residents of the Central West who are undergoing treatment for cancer was raised at a recent CENTROC meeting.

The issue was also raised in a recent telephone discussion with me by the former Mayor of Orange Councillor John Davis.

### **Recommendation**

1. That Council support the concept of a Parkes wing at the Care West Lodge in Orange.

### **09 - 396 Resolution**

That the recommendation be adopted.

Moved Councillor Alan Ward, seconded Councillor George Pratt.

**CARRIED**

## **6 NOTICES OF MOTION/RESCISSION**

Nil.

## **7 COUNCILLORS' REPORTS**

Nil.

## **8 INWARDS CORRESPONDENCE**

### **8.1 (ICR) Letters of Appreciation**

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#### **Executive Summary**

During the exercise of its various functions, Council frequently receives letters of appreciation for services rendered or actions taken by Councillors and staff. The most recently received were from Tony Rees & Frank Kotai-Entrants in the 2009 Outback Air Race, Peak Hill Little Athletics Centre, Parkes Marist Junior Rugby League Club Inc., Penrith City Council and the McGrane Way (MR354) Committee.

#### **Recommendation**

That the information be received and noted.

#### **09 - 397 Resolution**

That the information be received and noted.

Moved Councillor John Magill, seconded Councillor Bob Haddin.

**CARRIED**

### **8.2 (ICR) Peak Hill Advancement Association - Request for Street Banner**

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#### **Executive Summary**

Peak Hill Advancement Association has written to Council seeking consideration for the installation of poles on either end of the main street to support a temporary banner that could be erected to advertise local adverts as they arise.

#### **Background Information**

The request made by the Peak Hill Advancement Association was instigated from the Anglican Parish of Parkes - Peak Hill Rector, The Rev. Brett Watterson. The main street of Peak Hill forms part of the Newell Highway and as such the RTA would have to be consulted in any considerations of the proposal.

#### **Legislative, Policy & Management Planning Implications**

Nil

## **Recommendation**

1. For the consideration of Council

### **09 - 398 Resolution**

1. That Cr O'Leary provide additional information before referring the matter to the RTA for comment and a costing on the project be undertaken with a report to be tabled at a future meeting of Council.

Moved Councillor Louise O'Leary, seconded Councillor Pat Smith.

**CARRIED**

## **8.3 (ICR) Parkes Annual Christmas Parade, Carnival and Carols by Candlelight**

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### **Executive Summary**

The Chamber of Commerce has written to Council confirming that this years Christmas Street Parade will be held in conjunction with festivities at Cooke Park and the Carols by Candlelight event. This joint venture requires the date to be moved to Friday the 4<sup>th</sup> of December.

### **Recommendation**

1. That Council note the date of the proposed Street Parade.
2. That the organisers be asked to meet with Council Staff to discuss the requirements for the closure of streets for the Carnival, and the use of Cooke Park, including insurance and other requirements.

### **09 - 399 Resolution**

1. That Council note the date of the proposed Street Parade.
2. That the organisers be asked to meet with Council Staff to discuss the requirements for the closure of streets for the Carnival, and the use of Cooke Park, including insurance and other requirements
3. That Council allow for the distribution of promotional products from parade participants provided they are not emanating from the parade floats.

Moved Councillor Pat Smith, seconded Councillor Ken McGrath.

**CARRIED**

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## **8.4 (ICR) Planned Upgrade of ARTC Rail Loop at Yarrabandai**

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### **Executive Summary**

Australian Rail Track Corporation (ARTC) have advised Council of planned track work required to extend the rail passing loop in the vicinity of the grain loading facility at Yarrabandai.

### **Legislative, Policy & Management Planning Implications**

Nil

### **Recommendation**

1. For the information of Council

#### **09 - 400 Resolution**

That the information be received and noted.

Moved Councillor John Magill, seconded Councillor Ken McGrath.

**CARRIED**

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## **8.5 (ICR) Request for Financial Assistance St Johns Ambulance**

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### **Executive Summary**

The Mid West Division of the St John Ambulance has requested Council's financial assistance in the purchase of wet weather apparel for its officers.

### **Recommendation**

1. For the consideration of Council

#### **09 - 401 Resolution**

That Council financially support the donation of \$500.00 from 356 vote for the purchase of wet weather apparel for St John Ambulance personnel.

Moved Councillor Alan Ward, seconded Councillor Pat Smith.

**CARRIED**

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## **8.6 (ICR) Pools - Donation of Family Season Ticket for Fundraising from Swimming Clubs**

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### **Executive Summary**

Trundle Amateur Swimming Club has written to Council requesting the donation of a Family Season Ticket to be used for fundraising purposes

### **Recommendation**

1. That a non redeemable Family Season Ticket for the 2009/10 season be provided to the swimming clubs at each pool for their fundraising activities.

### **09 - 402 Resolution**

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Louise O'Leary.

**CARRIED**

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## **8.7 (ICR) Parkes Regional Airport Upgrade Job Fund Application**

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### **Executive Summary**

Council has received a number letters from The Honourable Maxine McKew MP, Parliamentary Secretary for Infrastructure, Transport, Regional Development and Local Government and Mr Gordon McCormick General Manager Local Government Programs, Local Government and Regional Development. These letters are in reply to Council's attempts to gain support for funding the Parkes Regional Airport Upgrade.

### **Recommendation**

1. For the information of Council

### **09 - 403 Resolution**

1. That Council extend an invitation to The Hon. Maxine McKew to visit Parkes and highlight local infrastructure projects - in particular transport.

Moved Councillor John Magill, seconded Councillor Bob Haddin.

**CARRIED**

## **9 GENERAL MANAGER'S REPORT**

### **9.1 (GM) Council Comparisons**

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#### **Executive Summary**

The Department of Local Government has published its Comparison of NSW Councils costs and performances.

#### **Recommendation**

1. That this information be noted.

#### **09 - 404 Resolution**

That the information be received and noted.

Moved Councillor Ken McGrath, seconded Councillor Pat Smith.

**CARRIED**

### **9.2 (GM) Investment Recovery Update**

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#### **Executive Summary**

This report is submitted to inform Councillors of the current situation on relation to action against companies which brokered investment arrangements with Council.

#### **Recommendation**

1. That the information be noted.

#### **09 - 405 Resolution**

That the information be received and noted.

Moved Councillor Alan Ward, seconded Councillor George Pratt.

**CARRIED**

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### **9.3 (GM) Infrastructure Funding**

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#### **Executive Summary**

An expenditure programme has been prepared for anticipated infrastructure grants.

#### **Recommendation**

1. That the recommendations in the Report be adopted.

#### **09 - 406 Resolution**

That the recommendations noted in the Report be adopted.

Moved Councillor John Magill, seconded Councillor Ken McGrath.

**CARRIED**

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### **9.4 (GM) Policy Development and Review**

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#### **Executive Summary**

An important component of Council's corporate governance responsibility is the progressive development and review of Council's policies.

Under the rolling policy development program the Airport Security Training - Airport Security Guard Policy has been reviewed and updated.

#### **Recommendation**

1. The following policy to be adopted in line with Council's Policy Review Program:
  - Airport Security Training - Airport Security Guard Policy

#### **09 - 407 Resolution**

That the recommendation be adopted.

Moved Councillor Alan Ward, seconded Councillor George Pratt.

**CARRIED**

At this stage being 2.46pm the Mayor welcomed Jenny Bennett CEO CENTROC to the meeting and invited Ms Bennet to make a presentation to Council on the current projects being undertaken by CENTROC and the current issues they are addressing.

At this stage 3.00pm the Mayor presided over an Australian Citizenship Ceremony for Ms Jamie TRUMBLE.

At the conclusion of the ceremony the Mayor invited all present in the gallery to join Councillors for afternoon tea.

At this stage the meeting adjourned at 3.15pm for afternoon tea.

The meeting resumed at 3.45pm.

## **10 DIRECTOR OF CORPORATE SERVICES' REPORT**

### **10.1 (DCS) Stocktake Report for 30 June 2009**

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#### **Executive Summary**

A report to Council on variations in stores and materials following the yearly stocktake. The stores reconciliation has been completed with variations detailed below. Deficiencies are identified as running costs of the store.

#### **Recommendation**

1. That the deficiencies be written off and surpluses written back.

#### **09 - 408 Resolution**

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Bob Haddin.

**CARRIED**

## **10.2 (DCS) Economic Development - Sister City Recognition**

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### **Executive Summary**

Parkes Shire Council won another national award at the Sister Cities Australian Annual Conference in Tamworth from July 19 to 22, the sixth such award during the past decade.

### **Recommendation**

1. That the information be received and noted.

### **09 - 409 Resolution**

That the information be received and noted.

Moved Councillor Pat Smith, seconded Councillor George Pratt.

**CARRIED**

## **10.3 (DCS) Economic Development - Country and Regional Living Expo**

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### **Executive Summary**

Parkes Shire will again be represented at the Country and Regional Living Expo at the Rosehill Gardens Event Centre from August 7 - 9. Focus of the Parkes Shire effort will again squarely focus on opportunities for employment, investment and relaxation.

### **Recommendation**

1. That the information be received and noted.

### **09 - 410 Resolution**

That the information be received and noted.

Moved Councillor Ken McGrath, seconded Councillor Alan Ward.

**CARRIED**

## **10.4 (DCS) Library Services Statistics and Monthly Update - June 2009**

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### **Executive Summary**

Library usage statistics and activities for the month of June 2009 are provided for the information of Council.

### **Recommendation**

1. That the information be noted.

### **09 - 411 Resolution**

That the information be received and noted.

Moved Councillor Louise O'Leary, seconded Councillor Pat Smith.

**CARRIED**

## **10.5 (DCS) Parkes Shire Library Service- Library Review - Parkes Library Opening Hours**

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### **Executive Summary**

To ensure the future success of the Parkes Shire Library Service a Review has been carried out assessing the Service against prescribed standards and guidelines. Where the Library Service falls short recommendations are made.

### **Recommendation**

1. That the opening hours of Parkes Shire Library be changed to Monday, Wednesday and Friday 9am to 5pm, Tuesday and Thursday 10am to 7pm, and Saturday 9am to 1pm, from 1 September 2009.

### **09 - 412 Resolution**

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Pat Smith.

**CARRIED**

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## **11 DIRECTOR PLANNING AND ENVIRONMENT'S REPORT**

### **11.1 (DPE) DA09047: Proposed additions to church at 40 Gap Street, Parkes**

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#### **Development Application Information**

**Application No:** DA09047

**Applicant:** Mr Craig Bland

**Property:** Part Lot 5 Sec 14 DP 758827, 40 Gap Street, Parkes

**Proposal:** Additions to Church

#### **Executive Summary**

The development Application is for a verandah and glass sliding door at the Parkes Presbyterian Church.

#### **Recommendation**

It is recommended that the application be approved subject to the conditions to be tabled at Council's meeting of 4 August 2009.

#### **09 - 413 Resolution**

That the recommendation be adopted.

Moved Councillor John Magill, seconded Councillor Bob Haddin.

FOR VOTE - Cr R C Haddin, Cr K J Keith, Cr J H Magill, Cr K M McGrath, Cr L A O'Leary, Cr G W Pratt, Cr P J Smith, Cr A J Ward

ABSENT. DID NOT VOTE - Cr B F Newton, Cr W W Scott

**CARRIED**

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## **11.2 (DPE) DA09067: Proposed change of use from hospital to residence at Lot 1 DP 327667 Kitchener Street, Tullamore**

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### **Development Application Information**

**Application No:** DA09067

**Applicant:** Eighty Fourth Patriot Pty Ltd

**Property:** Lot 1 DP 327667, Kitchener Street, Tullamore

**Proposal:** Change of Use - hospital to residential building

### **Executive Summary**

The Development Application is for the conversion of the former Tullamore Hospital to a single dwelling.

### **Recommendation**

It is recommended that the application be approved subject to the conditions contained in the report.

### **09 - 414 Resolution**

That the recommendation be adopted.

Moved Councillor George Pratt, seconded Councillor Alan Ward.

FOR VOTE - Cr R C Haddin, Cr K J Keith, Cr J H Magill, Cr K M McGrath, Cr L A O'Leary, Cr G W Pratt, Cr P J Smith, Cr A J Ward

ABSENT. DID NOT VOTE - Cr B F Newton, Cr W W Scott

**CARRIED**

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### **11.3 (DPE) DA09057: Proposed Machinery Shed at Lot 18 DP 1055871 Deep Lead Road, Parkes**

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#### **Development Application Information**

**Application No:** DA09057

**Applicant:** Mr J Kennedy

**Property:** Lot 18 DP 1055871 Deep Lead Road, Parkes

**Proposal:** Machinery Shed

#### **Executive Summary**

An application has been received for the erection of a steel-framed, gable roof machinery shed on Lot 18 DP 1055871, Deep Lead Road, Parkes.

The proposed development contravenes the requirements of the Parkes Shire Councils' Rural Small Holdings Development Control Plan, 1988 with regard to the setbacks from the side and rear boundaries, and the height of the shed measured at the uppermost eaves line.

A letter substantiating the proposed location of the shed, in company with a part site and contour plan has now been lodged by the development proponents to assist in final Council determination of the application.

#### **Recommendation**

It is recommended that the application be approved subject to the conditions contained in the report.

#### **09 - 415 Resolution**

That the recommendation be adopted.

Moved Councillor Bob Haddin, seconded Councillor Ken McGrath.

FOR VOTE - Cr R C Haddin, Cr K J Keith, Cr J H Magill, Cr K M McGrath, Cr L A O'Leary, Cr G W Pratt, Cr P J Smith, Cr A J Ward

ABSENT. DID NOT VOTE - Cr B F Newton, Cr W W Scott

**CARRIED**

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## 11.4 (DPE) Modification to DA05141: Lot 15 DP 270513, 5-28/80 Close Street, Parkes

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### Development Application Information

**Application No:** DA05141

**Applicant:** Steeco Property Pty Ltd

**Property:** Lot 15 DP 270513, 5-26/80 Close Street, Parkes

**Proposal:** Dwellings (x38) and Community Title Subdivision

### Executive Summary

The modification application seeks a variation to the rear boundary to building setback as specified under Council's Residential Development Control Plan 1998 (Section 5).

### Recommendation

It is recommended that the application be approved subject to the conditions contained in the report.

It is further recommended that Condition 1 of Development Consent No: DA05141 be modified to read:

1. Development shall take place in accordance with the Parkes Shire Council stamped plan(s) and supporting documentation lodged in respect of Development Application No DA05141, and the modified plans submitted on 14 May 2008, modified plans submitted on 15 June 2009 and modified plans submitted on 25 June 2009, in relation to Development Consent No: DA05041, except where varied by the following conditions.

It is further recommended that the following conditions be added to Development Consent No. DA05141:

1. No building or built structure shall encroach into or over any utility service easement.
2. The proponent shall engage the services of a registered surveyor to mark the position of unit 5 on the subject land in relation to the utility easement to the south of unit 5.
3. Unit 5 shall not be provided with eaves at the front and part of the side elevation in accordance with the Council stamped modified plans.

### 09 - 416 Resolution

That the recommendation be adopted.

Moved Councillor Alan Ward, seconded Councillor George Pratt.

FOR VOTE - Cr R C Haddin, Cr K J Keith, Cr J H Magill, Cr K M McGrath, Cr L A O'Leary, Cr G W Pratt, Cr P J Smith, Cr A J Ward

ABSENT. DID NOT VOTE - Cr B F Newton, Cr W W Scott

**CARRIED**

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## **11.5 (DPE) Correspondence received regarding Development Consent No: DA09020 - Beauty Therapy Business, 21 Church Street, Parkes**

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### **Executive Summary**

A copy of a letter addressed to Councillors has been received from Ms Rebecca Miller regarding Council's determination of Development Consent No.DA09020.

### **Recommendation**

1. That the information be noted.

### **09 - 417 Resolution**

That the information be received and noted.

Moved Councillor Ken McGrath, seconded Councillor John Magill.

**CARRIED**

## **11.6 (DPE) Additional Information - DA09047: Proposed additions to church at 40 Gap Street, Parkes**

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### **Development Application Information**

**Application No:** DA09047

**Applicant:** Mr Craig Bland

**Property:** Part Lot 5 Sec 14 DP 758827, 40 Gap Street, Parkes

**Proposal:** Additions to Church

### **Executive Summary**

The development Application is for a verandah and glass sliding door at the Parkes Presbyterian Church.

The proposed development contravenes the requirements of Parkes Shire Council's Residential Code Development Control Plan, 1998 with regard to the required setback of a building from the street boundary line of a corner allotment.

## **Recommendation**

It is recommended that the application be approved subject to the conditions to be tabled at Council's meeting of 4 August 2009.

### **09 - 418 Resolution**

Moved Councillor John Magill, seconded Councillor Bob Haddin.

FOR VOTE - Cr R C Haddin, Cr K J Keith, Cr J H Magill, Cr K M McGrath, Cr L A O'Leary, Cr G W Pratt, Cr P J Smith, Cr A J Ward

ABSENT. DID NOT VOTE - Cr B F Newton, Cr W W Scott

**CARRIED**

## **12 DIRECTOR OF OPERATIONS' REPORT**

### **12.1 (DO) Parkes Regional Airport - Runway Reconstruction**

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#### **Executive Summary**

Sinclair Knight Merz (SKM) were engaged to manage the Parkes Regional Airport runway reconstruction project through the entire process including construction. To date SKM have completed the design documentation and contract documentation. An advertisement calling for expressions of interest from suitable contractors has been placed in the relevant publications.

The intention is for the works to be completed by mid December 2009.

#### **Recommendation**

1. That the information on the progress of the Parkes Regional Airport runway works be noted.

### **09 - 419 Resolution**

That the information be received and noted.

Moved Councillor Alan Ward, seconded Councillor George Pratt.

**CARRIED**

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## **12.2 (DO) Aviation Green Paper - Comments on Safeguarding Discussion Paper**

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### **Executive Summary**

Council considered a report to the 7 July 2009 meeting on a discussion paper prepared to generate feedback from stakeholders on how a safeguarding policy could be implemented to provide a more effective planning regime around airports. The discussion paper related to the National Aviation Policy Green Paper, 'Flight Path to the Future' released in late 2008.

General comments, requested to be submitted by Friday 31 July 2009, have been forwarded to the Department of Infrastructure, Transport, Regional Development and Local Government.

### **Recommendation**

1. That the information on the comments lodged on the discussion paper "Safeguards for airports and the communities around them" be noted.

### **09 - 420 Resolution**

That the information be received and noted.

Moved Councillor Alan Ward, seconded Councillor Bob Haddin.

**CARRIED**

## **13 DIRECTOR OF INFRASTRUCTURE'S REPORT**

### **13.1 (DI) Tullamore Main Street Beautification**

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#### **Executive Summary**

The Tullamore and District Community Consultative Committee have requested that a further two lights/banner poles and blisters be provided as part of the beautification works in Tullamore, and that further work be done on bollard replacement.

The existing works have been well received and have enhanced the appearance of the main street significantly. An additional light/banner pole each end will further compliment the main street and provide a more "complete" avenue.

#### **Recommendation**

1. That approval be granted to provide a further two lights/banner poles and blisters, and to modify bollards arrangements, as part of the beautification works in Tullamore.

#### **09 - 421 Resolution**

That the recommendation be adopted.

Moved Councillor John Magill, seconded Councillor Pat Smith.

**CARRIED**

### **13.2 (DI) Financial Subsidy for Trundle Sewerage Reticulation and Finalisation of all other matters**

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#### **Executive Summary**

Financial assistance of \$1,470,458 (ex GST) being 60% of total cost of \$2,450,764 (ex GST) to complete the construction of the Trundle Sewerage Scheme was announced by the Hon. Phillip Costa MP, Minister for Water, during a recent visit to Parkes. In addition the Minister has offered \$44,375 (ex GST) being 60% of the total cost of \$73,958 (ex GST), to finalise the Tullamore Sewerage Scheme.

The subsidy is contingent on Council meeting various conditions, including substantial compliance with each of the criteria in the Best Practice Management of Water Supply and Sewerage Guidelines. The most significant impact is a condition to achieve 75% revenue from usage charges.

### **Recommendation**

1. That Council accept the subsidy and agree to be substantially compliant with the Best Practice Management of Water Supply and Sewerage Guidelines.
2. That Council seek dispensation from the condition to achieve 75% revenue from usage charges as a consequence of Parkes intrinsically high water supply fixed costs.
3. That Council sign the subsidy agreement and apply the seal of Council as required.

### **09 - 422 Resolution**

That the recommendations be adopted.

Moved Councillor Bob Haddin, seconded Councillor Ken McGrath.

**CARRIED**

## **13.3 (DI) Road Safety and Traffic Management Program - Eugowra Road Cycleway**

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### **Executive Summary**

The NSW Roads and Traffic Authority (RTA) provide funds annually on a 50/50 contribution basis for road safety and traffic management facilities. The RTA have advised that Council's submission to fund a cycleway from the Orange Road to Nash Street, adjacent to Eugowra Road was successful. Also successful was Council's application to install a number of pedestrian ramps in Parkes.

### **Recommendation**

1. That Council accept the Roads and Traffic Authority contribution and agree to co-fund the Eugowra Road Cycleway and the pedestrian ramps.

### **09 - 423 Resolution**

That the recommendation be adopted.

Moved Councillor Ken McGrath, seconded Councillor Pat Smith.

**CARRIED**

## **14 CONSIDERATION OF COMMITTEE MINUTES**

### **14.1 Minutes of Heritage Committee Meeting - 21 July 2009**

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#### **Executive Summary**

The Parkes Shire Local Heritage Committee held a meeting on Tuesday, 21 July 2009.

#### **Recommendation**

1. That the Minutes of the Parkes Shire Heritage Committee be adopted.

#### **09 - 424 Resolution**

That the recommendations submitted by the Parkes Shire Heritage Committee be adopted.

Moved Councillor Alan Ward, seconded Councillor Louise O'Leary.

**CARRIED**

### **14.2 Minutes of the Parkes Liquor Accord Meeting held on 14 July 2009**

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#### **Executive Summary**

The Parkes Liquor Accord meeting was held on Tuesday, 14 July 2009.

#### **Recommendation**

1. That the Minutes of the Parkes Liquor Accord meeting held on Tuesday, 14 July 2009 be noted.

#### **09 - 425 Resolution**

That the Minutes of the Parkes Liquor Accord be received and noted.

Moved Councillor George Pratt, seconded Councillor Alan Ward.

**CARRIED**

## **15 QUESTIONS AND MATTERS OF URGENCY**

Nil.

## **16 CONSIDERATION OF CONFIDENTIAL BUSINESS ITEMS**

The meeting of the Ordinary Council meeting was closed to the public at 4.48pm.

The Mayor asked the Meeting whether it agreed that the items listed by the General Manager appeared to be items which should be discussed in closed session for the reasons given.

The General Manager advised that there were no written representations from the public on the proposed closure of the Council Meeting.

### **09 - 426 Resolution**

That the meeting be closed for consideration of the listed items as they involve: information that would, if disclosed confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business, personnel matters concerning particular individuals (other than Councillors) and commercial information of a confidential nature that would if disclosed prejudice the commercial position of the person who supplied it.

Moved Councillor John Magill, seconded Councillor Bob Haddin.

**CARRIED**

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## **16.1 (DCS) South Parkes Industrial Estate - Lot 11 cnr Langlands and Frogley Street Parkes**

**Prepared By: Director of Corporate Service**

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### **Executive Summary**

A request has been received for the acquisition of Lot 11 cnr Langlands and Frogley Streets Parkes within the South Parkes Industrial Estate.

### **Recommendation**

1. That Lot 11 DP1068311 cnr of Langlands and Frogley Street Parkes be made available to the proponent under Council's normal lease/purchase agreement and that the necessary documentation be completed under the Seal of Council.

### **09 - 427 Resolution**

That the recommendation be adopted.

Moved Councillor John Magill, seconded Councillor Pat Smith.

**CARRIED**

## **16.2 (DCS) Parkes Pool Kiosk and Turnstyle Operations - 2009/10 Season**

**Prepared By: Director of Corporate Service**

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### **Executive Summary**

The Parkes Pool kiosk and turnstyles have historically been operated by private contractors.

This report outlines the arrangements for the 2009/10 pool operating season.

### **Recommendation**

1. That the offer of the 2009/2010 and 2010/11 contracts for the operation of the Parkes Pool kiosk and turnstyle to Mr & Mrs B Pearce for the percentage specified be confirmed.

### **09 - 428 Resolution**

1. That the offer of the 2009/2010 contract for the operation of the Parkes Pool kiosk and turnstyle to Mr & Mrs B Pearce for the percentage specified be confirmed.

Moved Councillor Ken McGrath, seconded Councillor Alan Ward.

**CARRIED**

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### **16.3 (DPE) DA08112: Land and Environment Court Appeal by Eighty Fourth Patriot Pty Ltd**

**Prepared By: Director Planning & Environment**

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#### **Executive Summary**

An update on legal proceedings which have occurred in a Class 1 action taken against Council for the refusal of Development Application No. DA08112.

#### **Recommendation**

1. That the information be noted.

#### **09 - 429 Resolution**

That the information be received and noted.

Moved Councillor Ken McGrath, seconded Councillor Alan Ward.

**CARRIED**

There being no further business the Mayor declared the meeting closed at 5.30pm.