



PARKES SHIRE COUNCIL

Our Mission: To Deliver Progress and Value to our Community

Our Communities Vision:

*In 2022 the Parkes Shire will be a progressive regional centre,
embracing a national logistics hub with vibrant communities,
diverse opportunities, learning and healthy lifestyles.*

Ordinary Council Meeting MINUTES

Tuesday, 15 March 2022

Notice is hereby given that an Ordinary Council Meeting of Parkes Shire Council will be held at the Parkes Shire Council Offices 2 Cecile Street Parkes, commencing at 2:00 PM for the purpose of considering the items included on the Agenda.

GENERAL MANAGER: KENT BOYD PSM

Ordinary Council Meeting

**Minutes of the Ordinary Council Meeting held in the Parkes Shire Council Offices 2
Cecile Street Parkes, on Tuesday, 15 March 2022 at 2:00 PM.**

PRESENT

Councillor K J Keith OAM, (in the Chair)
Councillor W P Jayet
Councillor M E Applebee
Councillor J P Cass
Councillor D R Weber

Councillor N C Westcott
Councillor G W Pratt
Councillor L A O'Leary
Councillor G S Wilson

IN ATTENDANCE

General Manager - K Boyd
Director Customer, Corporate Services & Economy - C Middleton
Director Planning and Community Services - B Hayes
Director Operations - B Howard
Director Infrastructure & Strategic Futures - A Francis
Executive Manager Corporate Services - A McGrath
Chief Financial Officer - J Barnard
Minutes - M Wyatt

MEETING COMMENCEMENT

The Meeting commenced at 1.30pm with Confidential Items.

The Mayor opened the meeting with the following declaration. It is now 1.30pm Tuesday 15 March 2022 and as the Mayor I declare the Ordinary Meeting of the Parkes Shire Council being held face to face and electronically due to the restrictions surrounding the COVID-19. As such the confidential items will be discussed at the commencement of the meeting.

The open section of the meeting will commence as publicly advertised at 2.00pm and was livestreamed to Council's Facebook page and audio recorded.

A copy of the audio recording will be available on the Council website for a period of 12 months.

16 CONSIDERATION OF CONFIDENTIAL BUSINESS ITEMS

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.

22 - 062 Resolution

That the meeting be closed for consideration of the listed items as they involve: Personnel matters concerning particular individuals (other than Councillors) or information that would if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business or commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it or advice concerning litigation or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

Information contained in this report includes results of an award selection process in which winners will be announced during an upcoming community ceremony.

Moved Councillor NC Westcott, seconded Councillor WP Jayet

CARRIED

16. CONSIDERATION OF CONFIDENTIAL ITEMS**16.1. (DO) CNSWJO Linemarking Services - Panel Contract**

Executive Summary

This report provides advice on progressing a regional panel contract for Linemarking services to Council.

Recommendation

1. That Council
 1. accept and sign contracts with Avante Linemarking, Central West Linemarking, Complete Linemarking and Oz Linemarking for linemarking services, and
 2. advise the Central NSW Joint Organisation of its decision

22 - 063 Resolution

That the recommendation be adopted.

Moved Councillor NC Westcott, seconded Councillor WP Jayet.

CARRIED

16.2. Committee Minutes - Parkes Elvis Festival Committee Meetings 9 February 2022 and 9 March 2022

Executive Summary

Meetings of the Elvis Festival Committee were held at the Parkes Shire Council on 9 February 2022 and 9 March 2022. The Minutes are attached for Council's endorsement.

Recommendation

1. That the Minutes of the Elvis Festival Committee meetings held on 9 February 2022 and 9 March 2022 be noted and the recommendations of the Committee be endorsed by Council.

22 - 064 Resolution

That the recommendation be adopted.

Moved Councillor GW Pratt, seconded Councillor JP Cass.

CARRIED

1. PRAYER

The General Manager commenced the meeting with a prayer.

2. APOLOGIES

22 - 065 Resolution

That Councillor KM McGrath be granted leave of absence (REASON: Illness)

Moved Councillor WP Jayet, seconded Councillor ME Applebee.

CARRIED

3. CONFIRMATION OF PREVIOUS MINUTES

22 - 066 Resolution

That the Minutes of the Ordinary Meeting of Parkes Shire Council held on 15 February 2022, copies of which have been forwarded to Councillors, be confirmed.

Moved Councillor WP Jayet, seconded Councillor ME Applebee.

CARRIED

4. DECLARATIONS OF INTEREST

Nil

5. NOTICES OF MOTION / RESCISSION

5.1. Notice of Motion from Cr O'Leary

Submitted by

Cr LA O'Leary

Report

Councillor Louise O'Leary has given notice that at the Ordinary Meeting of Council on 15 March 2022 the following motion will be moved.

Motion That;

1. That Council support the Parkes Master Games event in-principle
2. That a report be prepared for tabling at a future Council meeting detailing the assistance that may be requested for the event

Background

The members of the Parkes Sports Council are proposing a new sporting event planned for 2023, which will bring 8 local sporting groups together to host a Masters Games on 24th, 25th & 26th March 2023. Masters Games are multi-sport events designed to provide social and competitive competition for men and women over the age of 35 years.

The Confederation of Australian Sports (CAS) has coordinated the Australian Masters Games for over 30 years and have some 10,000 Masters athletes compete in over 50 sports each year in the nation's largest multi-sporting event. The Sports Council members met with CAS CEO, Mr Rob Bradley via TEAMS in 2021, to discuss the Parkes proposal and he has provided information and support to develop and coordinate our own event. In NSW, similar Masters Games are already successfully held in Lismore (since 1999) & Barellan (Narrandera Shire). The Masters Games will bring further economic, social, health and wellbeing outcomes to Parkes and this event has the capacity to grow with future events, which will increase participation with additional sports and participants.

Sports on offer over this weekend include; Croquet, Dragon Boating, Golf, Hockey, Lawn Bowls, Squash, Tennis, & Touch. Invitations will be circulated through appropriate local and NSW sporting bodies. Being our Inaugural event, limits may be placed on teams/participants so that the weekend activities run as smoothly as possible.

Social activities are a highlight for all and planning for a Welcome to Parkes on Friday evening, formal dinner on Saturday night and a proposed farewell breakfast Sunday morning will add to the event experience. The long weekend activities are still in early planning, but it is hoped to showcase our new Cooke Park Pavilion facilities and our excellent sporting venues.

Other suggested highlights for the event include a nominated Sporting Ambassador, along with highlighting our local Sporting Legends.

A Masters Games Sub-committee has been formed to help plan and develop this proposal with Cr Louise O'Leary as Chairperson. To progress our planning and finalise the itinerary, the sub-committee is requesting Council's Event and Grant teams assist with branding, marketing, financial and media.

Budget

Each participant will contribute with a nomination fee, and an individual sport fee, depending on the sport or number of sports they participate in over the event. This fee will go towards the running the event which will include First Aid, trophies, social events, registration pack, etc and other associated event costs.

The Committee is also hopeful for Sponsorship and Grant opportunities and are seeking Council's assistance.

**Comments from General Manager or Director
Recommendation**

1. That Council support the Parkes Master Games event in-principle
2. That a report be prepared for tabling at a future Council meeting detailing the assistance that may be requested for the event

At this time the Mayor called for a show of hands in regards to the Resolution with the following results.

For: Councillor JP Cass, Councillor DR Weber, Councillor ME Applebee, Councillor WP Jayet, Councillor NC Westcott, Councillor LA O'Leary, Councillor GS Wilson, Councillor GW Pratt, Councillor KJ Keith

Against: = Nil

Did not vote: Councillor KM McGrath (Reason: absent from meeting)

22 - 067 Resolution

That the recommendation be adopted.

Moved Councillor LA O'Leary, **seconded** Councillor JP Cass.

CARRIED

6. LATE BUSINESS

In accordance with Council's Code of Meeting Practice 3.7(c) a decision is now required to determine which, if any Late item/s submitted to the meeting will be dealt with at the meeting or deferred for further consideration at a future Ordinary Meeting of Parkes Shire Council.

That Late Item/s 14.7 be considered at this Council meeting.

Moved Councillor JP Cass, seconded Councillor NC Westcott.

CARRIED

7. MAYORAL MINUTES**7.1. Mayoral Minute - Functions Attended by Councillors and Senior Staff**

Executive Summary

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

Social distancing restrictions implemented due COVID-19, has resulted in meetings being held electronically.

Recommendation

1. That the Report on functions attended by the Mayor, Councillors or Senior Staff be received and noted.

22 - 068 Resolution

That the information contained within the Report be received and noted.

Moved Councillor WP Jayet, seconded Councillor GW Pratt.

CARRIED

7.2. Mayoral Minute - Coming Known Events for Mayor and Councillors

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.

22 - 069 Resolution

That the information contained within the Report be received and noted.

Moved Councillor NC Westcott, seconded Councillor GW Pratt.

CARRIED

7.3. Mayoral Minute - Launch of Marramarra Makerspace

Executive Summary

Official opening of the Marramarra Makerspace Studio in the Parkes Shire Library and Cultural Centre.

Recommendation

1. That this report be received and noted.

22 - 070 Resolution

That the information contained within the Report be received and noted.

Moved Councillor ME Applebee, seconded Councillor NC Westcott.

CARRIED

7.4. Mayoral Minute - Saturday Sounds

Executive Summary

On Saturday 19 February 2022, Council held Saturday Sounds - Picnic at the Pavilion. Along with many local citizens, Mayor Cr Ken Keith attended the event featuring Parkes School of Dance, Gracey Denham-Jones, Amitie and PLUMP. This event was proudly funded by NSW Government through its Festival of Place – Summer Night Fund.

Recommendation

1. That this report received and noted.
2. That Council staff in particular Cathy Treasure and Megan Morrison be congratulated on organising this event.

22 - 071 Resolution

That the recommendation be adopted.

Moved Councillor JP Cass, seconded Councillor ME Applebee.

CARRIED

7.5. Mayoral Minute - Central NSW Joint Organisation Board Meeting 24 February 2022

Executive Summary

The General Manager and I attended the Central NSW Joint Organisation Board meeting on Thursday 24 February 2022 in Canowindra.

The Board elected a new Chair Cr Kevin Beatty Mayor of Cabonne and Deputy Chair, Cr Mark Kellam Mayor of Oberon. Both were elected unopposed reflecting the collegiate culture of the Board.

Recommendation

1. That this report be received and noted.

22 - 072 Resolution

That the information contained within the Report be received and noted.

Moved Councillor NC Westcott, seconded Councillor JP Cass.

CARRIED

7.6. Mayoral Minute - A \$260M Global Recycling Business for Parkes

Executive Summary

On 1 March 2022 I had the honour extended to me as Mayor to join the Deputy Premier, The Hon Paul Toole MP, to announce that the global recycling company Brightmark will develop at the Parkes Special Activation Precinct (SAP). There was little fanfare but the importance of this event to our region is, I believe, extraordinary.

Recommendation

1. That the Report be received and noted.
2. That a letter acknowledging the work of the Regional Growth Development Corporation and the Office of Regional NSW Economic Development be sent to the Deputy Premier.

22 - 073 Resolution

That the recommendation be adopted.

Moved Councillor GW Pratt, seconded Councillor GS Wilson.

CARRIED

7.7. Mayoral Minute - Parkes Potters Exhibition Opening Night

Executive Summary

Celebration of the Parkes Potters 50th Anniversary Exhibition- Opening evening in the Coventry Room 4 March 2022.

In attendance: Deputy Mayor Neil Westcott and Councillor Bill Jayet.

Recommendation

1. That this report be received and noted.

22 - 074 Resolution

1. That the information contained within the Report be received and noted.
2. That Council write to the Parkes Pottery Group to congratulate them on their 50th anniversary.

Moved Councillor NC Westcott, seconded Councillor WP Jayet.

CARRIED

8. COUNCILLORS' REPORTS

Nil

9. GENERAL MANAGER'S REPORT**9.1. (GM) Investments and Borrowings as at 28 February 2022**

Prepared By:

Chief Financial Officer

Executive Summary

The carrying value of Council's cash & investments at 28 February 2022 was \$29,571,490 and the principal outstanding on Council's borrowings was \$18,393,819.

Recommendation

1. That the information in relation to investments held and borrowings at 28 February 2022 be received and noted.

22 - 075 Resolution

That the information contained within the Report be received and noted.

Moved Councillor GW Pratt, seconded Councillor DR Weber.

CARRIED

9.2. (GM) Council Priorities for Federal Election

Prepared By:

General Manager

Executive Summary

Prior to State and Federal Elections Council has previously stated a series of priorities for our community. The next Federal Election will occur in the next few months; accordingly, we have proposed a new set of draft priorities for Council's consideration. The Draft priorities are tabled below.

The priorities have deliberately been based around the Australian Local Government Associations published priorities.

Also provided below is a rudimentary assessment on past election priorities and their associated progress.

Recommendation

1. That the information be received and noted.

22 - 076 Resolution

That the information contained within the Report be received and noted.

Moved Councillor NC Westcott, seconded Councillor WP Jayet.

CARRIED

9.3. (GM) Protection of the Environment Operations (General) Amendment (Thermal Energy from Waste) Regulation 2021 & Joint Submission

Prepared By:

General Manager

Executive Summary

As Council is aware the NSW Environment Protection Authority (EPA) released the Energy from Waste (EfW) Infrastructure Plan 2041 (the Plan) in September 2021. The Plan identified four priority areas for the location of energy from waste facilities, being: West Lithgow; the Parkes Special Activation Precinct (SAP); the Richmond Valley Regional Jobs Precinct; and the Southern Goulburn Mulwaree Precinct.

The inclusion of the Parkes SAP in the Plan was not unexpected, as the suitability of the location for waste management (including EfW) and recycling has been an explicit inclusion in the SAP since inception in 2018. To give effect to the Plan, the Environmental Protection Authority produced *the Protection of the Environment Operations (General) Amendment (Thermal Energy from Waste) Regulation 2021* (the Regulation) under *the Protection of the Environment Operations Act 1997*.

The draft Regulation is open for submission until 20 March 2022. In response to the Plan and the Regulation the General Managers of the four (4) identified Councils have been liaising and subsequently compiled a Draft Joint Position Submission in relation to the Plan, covering clear areas of agreement.

The Draft Joint Submission and associated Cover letter was presented to Council in a workshop held 8 March 2022.

Recommendation

That Council,

1. Acknowledges the Parkes Special Activation Precincts inclusion in the EPA Energy from Waste Infrastructure Plan 2041, and the *Protection of the Environment Operations (General) Amendment (Thermal Energy from Waste) Regulation 2021*.
2. Supports the Draft Joint submission - On the NSW Governments Energy from Waste Infrastructure Plan 2041, by Goulburn Mulwaree Council, Lithgow City Council, Parkes Shire Council and Richmond Valley Council, including,
 - a) The need for a state-initiated education/communication campaign on EfW,
 - b) The need to establish a Community Impact/Economic Innovation Fund ensuring economic benefit (based on tonnage) flows through to affected communities,
 - c) The need for NSW Government to work with the Councils to develop a framework for any Voluntary Planning Agreement associated with an EfW proposal,
 - d) Support the Mayor signing the Joint Submission on behalf of Council,
 - e) Support the Mayor & General Managers inclusion in a delegation to discuss the submission with relevant State Ministers.
3. Makes a submission to the EPA on the Protection of the Environment Operations (General) Amendment (Thermal Energy from Waste) Regulation 2021, consistent with this report.

4. Request the Secretary's Environmental Assessment Requirements (e.g. SEARs) for any proposed project, include the provision for a comprehensive Community and Stakeholder Engagement Plan (CSEP) as part of EIS preparation.

22 - 077 Resolution

That the recommendation be adopted.

Moved Councillor GW Pratt, seconded Councillor ME Applebee.

CARRIED

9.4. (GM) The Australian Local Government Association - National General Assembly, proposed Motions

Prepared By:

General Manager

Executive Summary

The Australian Local Government Association 2022 National General Assembly (NGA) will be held in Canberra from 19-22 June 2022. Motions adopted at the NGA sets the annual agenda for the Australian Local Government Association. The theme of the 2022 NGA is "Partners in Progress".

Recommendation

That Council recommends as follows:

1. The National General Assembly calls on the Australian Government to;
 1. Provide for Australians to age within their communities (particularly small communities), by further funding existing aged care facilities and/or upgrading existing Hospitals and Health MPS that fulfill the role of caring for aging Australians.
 2. Better define the responsibilities of the various agencies so there is no doubt who is responsible for the various services.
 3. Work with the State Governments on a new approach that fundamentally addresses the widening health gap between those living in Regional Australia versus those living in Metropolitan areas.
2. The National General Assembly calls on the Australian Government to;
 1. Provide strong structured VET support programs for training next generation workforce that will support the renaissance of manufacturing in Australia, such as, automation, programmable logic, self-guidance, robotics, drone technology etc

22 - 078 Resolution

That the recommendation be adopted.

Moved Councillor LA O'Leary, seconded Councillor JP Cass.

CARRIED

10. DIRECTOR CUSTOMER, CORPORATE SERVICES & ECONOMY**10.1. (DCCSE) Tabling of Written Returns of Pecuniary Interests and Other Matters**

Prepared By:

Director Customer, Corporate Services and Economy

Executive Summary

Under Part 4 of the Code of Conduct, all Councillors and designated persons must complete and submit written returns of interests to the General Manager within three (3) months of becoming a Councillor or designated person, and again by 30 September each year. This report recommends that Council note the tabling of written returns of interests submitted under clause 4.1 of the Code of Conduct.

Recommendation

That Council:

1. Note the tabling of written returns of interest of Councillors and the Director Customer, Corporate Services and Economy, pursuant to clause 4.25 of the Code of Conduct.

22 - 079 Resolution

That the recommendation be adopted.

Moved Councillor NC Westcott, seconded Councillor WP Jayet.

CARRIED

10.2. (DCCSE) Councillor Appointment - Community Financial Assistance Program Evaluation Panel

Prepared By:

Director Customer, Corporate Services and Economy

Executive Summary

In 2019, Council established a Community Financial Assistance Program, which includes an Evaluation Panel of Councillor members to assess applications received under that program. Following the 2021 Local Government ordinary elections in December 2021, this report recommends that Council appoint three (3) new Councillor members to serve on the panel.

Recommendation

That Council:

1. Appoint Councillors _____, _____ and _____ as the three (3) Councillor members of the Community Financial Assistance Evaluation Panel.
2. Note that Council's List of Delegates and Representatives to Committees and Community Groups will be updated to reflect the appointment of the three (3) Councillor members of the Community Financial Assistance Evaluation Panel, per clause (1) of this resolution.

22 - 080 Resolution

That Council:

1. Appoint Councillors WP Jayet, JP Cass and NC Westcott as the three (3) Councillor members of the Community Financial Assistance Evaluation Panel.
2. Note that Council's List of Delegates and Representatives to Committees and Community Groups will be updated to reflect the appointment of the three (3) Councillor members of the Community Financial Assistance Evaluation Panel, per clause (1) of this resolution.

Moved Councillor LA O'Leary, seconded Councillor DR Weber.

CARRIED

10.3. (DCCSE) Adoption of Audit, Risk and Improvement Committee terms of reference and Appointment of Non-Voting Councillor Member

Prepared By:

Director Customer, Corporate Services and Economy

Executive Summary

This report recommends that Parkes Shire Council adopt the draft Audit, Risk and Improvement Committee Terms of Reference, appoint a Non-voting Councillor Member, and commence the process to appoint suitably skilled, experienced and qualified Independent Voting Members to serve on the Committee.

Recommendation

1. That Council adopt the draft Audit, Risk and Improvement Committee Terms of Reference, appended at *Attachment 1*, and repeal the Audit, Risk and Improvement Committee Charter adopted 16 October 2018.
2. That Council appoint Councillor _____ as Non-voting Councillor Member of the Audit, Risk and Improvement Committee for the Council term, concluding at the next Local Government ordinary elections.
3. That Council invite Expressions of Interest for one (1) Independent Prequalified Voting Chair and two (2) Independent Voting Members to serve on the Committee.
4. That Council receive a further report on the appointment of the Independent Prequalified Voting Chair and two Independent Voting Members following conclusion of the Expressions of Interest process.

22 - 081 Resolution

1. That Council adopt the draft Audit, Risk and Improvement Committee Terms of Reference, appended at *Attachment 1*, and repeal the Audit, Risk and Improvement Committee Charter adopted 16 October 2018.
2. That Council appoint Councillor JP Cass and Councillor ME Applebee as the alternate as Non-voting Councillors Member of the Audit, Risk and Improvement Committee for the Council term, concluding at the next Local Government ordinary elections.
3. That Council invite Expressions of Interest for one (1) Independent Prequalified Voting Chair and two (2) Independent Voting Members to serve on the Committee.
4. That Council receive a further report on the appointment of the Independent Prequalified Voting Chair and two Independent Voting Members following conclusion of the Expressions of Interest process.

Moved Councillor NC Westcott, seconded Councillor WP Jayet.

CARRIED

10.4. (DCCSE) Adoption of Councillor Induction and Professional Development Policy

Prepared By:

Director Customer, Corporate Services and Economy

Executive Summary

This report recommends that Parkes Shire Council adopt the draft Councillor Induction and Professional Development Policy for inclusion in Council's Policy Register, and repeal the Councillor Training and Development Policy adopted on 20 December 2016.

Recommendation

That Council:

1. Adopt the draft Councillor Induction and Professional Development Policy, appended at *Attachment 1*, and repeal the Councillor Training and Development Policy adopted 20 December 2016

22 - 082 Resolution

1. That the recommendation be adopted.
2. That Council writes to thank Jenny Bennett and Cr Bill West of CNSWJO to thank them for their time on 8 March 2022.

Moved Councillor DR Weber, seconded Councillor ME Applebee.

CARRIED

10.5. (DCCSE) Provision of Superannuation Contribution Payments to Councillors

Prepared By:

Director Customer, Corporate Services and Economy

Executive Summary

The *Local Government Act 1993* has recently been amended to allow local councils to pay superannuation contribution payments to their Councillors. As preparation of Council's 2022/23 Operational Plan has commenced, this report recommends that Council determine to make superannuation contribution payments to its Councillors.

Recommendation

That Council:

1. Resolve to make superannuation contribution payments for its Councillors, effective from 01 July 2022, equivalent in amount to superannuation guarantee payments, pursuant to section 254B of the *Local Government Act 1993*.

22 - 083 Resolution

That the recommendation be adopted.

Moved Councillor NC Westcott, seconded Councillor JP Cass.

CARRIED

10.6. (DCCSE) Public Exhibition of draft Community Strategic Plan

Prepared By:

Director Customer, Corporate Services and Economy

Executive Summary

This report recommends that Parkes Shire Council place the draft Community Strategic Plan on public exhibition for a minimum period of 28 days, as required under the NSW Government's Integrated Planning and Reporting Guidelines. Following conclusion of the public exhibition period, a further report will be provided to Council detailing any submissions received as well as any subsequent amendments or changes recommended, prior to adoption of the draft Community Strategic Plan.

Recommendation

That Council:

1. Place the draft Community Strategic Plan, appended at *Attachment 1*, on public exhibition with submissions closing Friday, 22 April 2022.
2. Receive a further report at the 17 May 2022 Ordinary Meeting regarding the adoption of the draft Community Strategic Plan, including any submissions received during the public exhibition period.

22 - 084 Resolution

That the recommendation be adopted.

Moved Councillor LA O'Leary, seconded Councillor ME Applebee.

CARRIED

10.7. (DCCSE) Use of Peak Hill Town Improvement Funds - Purchase of Clock for Peak Hill Swimming Pool

Prepared By:

Director Customer, Corporate Services and Economy

Executive Summary

This report recommends that Parkes Shire Council approve a request from the Peak Hill Community Consultative Committee to use funds from the Peak Hill Town Improvement Fund to purchase an outdoor clock for the Peak Hill Memorial Pool.

Recommendation

1. That Council approves the use of Peak Hill Town Improvement funds of \$695 + GST for the purchase of a clock to be installed at the Peak Hill Memorial Pool.

22 - 085 Resolution

That the recommendation be adopted.

Moved Councillor LA O'Leary, seconded Councillor WP Jayet.

CARRIED

11. DIRECTOR PLANNING AND COMMUNITY SERVICES**11.1. (DPCS) Major Projects & Current Works - Projects Report as of 15 March 2022**

Prepared By:

Director of Planning and Community Services

Executive Summary

This report presents an update on the current major projects within the Shire being managed or undertaken by Council's Planning and Community Services Department.

The report outlines work that has been carried out over the past month and is provided for the information of Councillors.

Recommendation

1. That the information be received and noted.

22 - 086 Resolution

1. That the information contained within the Report be received and noted.
2. That Council share the presentation at the Elders Advisory Committee meeting on 15 Feb 2022 to all Councillors.

Moved Councillor LA O'Leary, seconded Councillor GW Pratt.

CARRIED

11.2. (DPCS) Development Activity Report - February 2022

Executive Summary

During the month of February 2022 there were eleven (11) Development Applications received totalling \$1,929,003.38 and sixteen (16) consents were issued. Two (2) Complying Development Certificate was received totalling \$614,930.00 and four (4) Complying Development Certificate were approved.

Recommendation

1. For the information of Council.

22 - 087 Resolution

That the information contained within the Report be received and noted.

Moved Councillor WP Jayet, seconded Councillor ME Applebee.

CARRIED

11.3. (DPCS) DA2021/0165 Extractive Industry (Quarry) at 'Taweni' 1199 Taweni Road, Peak Hill

Prepared By:

Director Planning and Community Services

Development Application Information

Application No: DA2021/0165

Applicant: Parkes Shire Council

Property: Lot 42 DP 753980, 'Taweni' 1199 Taweni Road, Peak Hill

Proposal: Extractive Industry (Quarry)

Executive Summary

DA2021/0165 proposes an Extractive Industry (Quarry) on Lot 42 DP 753980 'Taweni' 1199 Taweni Road, Peak Hill. The application seeks to formalise approval of an existing quarry which has been operational intermittently since the 1950's. The development will include rehabilitation of the existing north-eastern extraction pit and expansion to the west of the southern-western pit. Extraction of material will be undertaken via conventional drilling, extracting up to 30,000m³ of material per annum for up to 25 years. The development will also include mobile crushing and screening plant, earthen bunds for stormwater management, sediment ponds for the collection of wastewater runoff and a new vehicular access. The remainder of the site will continue to be used for existing agricultural practices. The subject land is vacant of all built structures, primarily clear of vegetation and is not traversed by any natural water bodies.

The applicant for DA2021/0165 is Parkes Shire Council, which is also the consent authority for the application. To address any perception of a potential conflict of interest between Council's role as consent authority and applicant no delegation of authority has been exercised, with this report being tabled with Council for determination.

The proposed development was advertised and neighbour notified in accordance with Parkes Shire Council Community Engagement Strategy 2021-2025. No submissions to the proposal were received during the advertising and neighbour notification period.

The assessment of the development proposal (see Attachment 3) concludes the proposed development fits in the locality and there are no constraints on the site or posed by adjacent developments.

The development is consistent with the Parkes Local Environmental Plan 2012, Parkes Shire Development Control Plan 2021 and all relevant State Environmental Planning Policies.

The Plans of the development proposal are included in Attachment 1. The Statement of Environmental Effects in support of the development proposal is included in Attachment 2. A Development Assessment report dealing with all aspects of the proposal is included in Attachment 3.

Recommendation

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

22 - 088 Resolution

That the recommendation be adopted.

Moved Councillor ME Applebee, seconded Councillor JP Cass.

CARRIED

Cr GW Pratt left the meeting at 3.14pm. He returned to the meeting at 3.15pm.

At this time the Mayor called for a show of hands in regards to the Resolution with the following results.

For: Councillor JP Cass, Councillor DR Weber, Councillor ME Applebee, Councillor WP Jayet, Councillor NC Westcott, Councillor LA O'Leary, Councillor GS Wilson, Councillor GW Pratt, Councillor KJ Keith

Against: Nil

Did not vote: Councillor KM McGrath (Reason: absent from meeting)

11.4. (DPCS) DA2022/0019 - Temporary Caravan Park and Camping Ground (Parkes Elvis Festival) at "Harrison Park", Eugowra Road, Parkes

Prepared By:

Director Planning and Community Services

Development Application Information

Application No: DA2022/0019

Applicant: C Treasure

Property: Lot 7032 DP 1023740, "Harrison Park", Eugowra Road, Parkes

Proposal: Temporary Caravan Park and Camping Ground (Parkes Elvis Festival)

Executive Summary

Council is in receipt of Development Application No. DA2022/0019 from C Treasure (Parkes Shire Council) for the operation of a Temporary Camping Ground and Caravan Park at Harrison Park for a two (2) week period, annually. The operation of the Caravan Park and Camping Ground will be associated with the Elvis Festival.

Harrison Park is split by Nash Street, Lot 240 DP 750179 comprising 2.31 hectares on the northern side of the road and Lot 7032 DP 1023740, 4.03 hectares on the southern side of Nash Street. Harrison Park is actively used for recreational purposes, with playing fields for cricket and soccer. The proposed temporary caravan park will be located adjacent to the amenities buildings and around the periphery of the playing fields.

The development proposes up to seventy-five (75) short term caravan sites (eight (8) meters by twelve (12) meters) and thirty-one (31) camping sites (five (5) meters by five (5) meters) associated with providing temporary caravan park facilities to cater for the Parkes Elvis Festival. It is expected that the majority of the patrons making use of the site will utilise the many clubs, pubs and restaurants within the Parkes Central Business District during the festival. Harrison Park also has an amenity building located on each allotment, which will be operational throughout the use of the land as a temporary caravan park and camping ground.

The proposed development is consistent with all relevant planning legislations. It is assessed that the development proposal represents a temporary caravan park under the Parkes Local Environmental Plan 2012, Local Government Act 1993 and the Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulations 2021.

The proposed development was advertised and neighbour notified in accordance with the Parkes Shire Community Engagement Strategy 2021-2025. One (1) objection was received during the notification period, raising concerns that the proposal does not comply with the Local Government Regulation for caravan parks / camping ground, and that the documents does not provide sufficient information on management practices such as handling waste, crime prevention and security, noise impacts and traffic management.

Temporary caravan parks and camping grounds are not required to comply with the design requirements of the regulation given their short term use. A site manager has been appointed to ensure operation of the site is undertaken in an appropriate manner, including limiting noise, ensuring patrons utilise the existing car parks and reducing potential adverse behaviour. Patrons of the site will be provided information identifying local dump points which can be utilised.

The proposed development will not result in any adverse environmental, natural, social or economic impacts in the locality. The development proposal will provide short-term accommodation throughout the Elvis Festival.

Operational aspects of the temporary caravan park will be managed by various organisations and coordinated by the Parkes Elvis Festival Director.

A Statement of Environmental Effects is included in Attachment 1 and a plan of the development proposal is included in Attachment 2.

A Development Assessment Report, dealing with all aspects of the proposal is included in Attachment 3.

Recommendation

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

22 - 089 Resolution

That the recommendation be adopted.

Moved Councillor GW Pratt, seconded Councillor NC Westcott.

CARRIED

At this time the Mayor called for a show of hands in regards to the Resolution with the following results.

For: Councillor JP Cass, Councillor DR Weber, Councillor ME Applebee, Councillor WP Jayet, Councillor NC Westcott, Councillor LA O'Leary, Councillor GS Wilson, Councillor GW Pratt, Councillor KJ Keith

Against: Nil

Did not vote: Councillor KM McGrath (Reason: absent from meeting)

**11.5. (DPCS) DA2022/0020 - Temporary Use of Land (Event) at "Cooke Park",
158-176 Clarinda Street, Parkes**

Prepared By:

Director Planning and Community Services

Development Application Information

Application No: DA2022/0020

Applicant: Parkes Shire Council

Property: Lot 3 DP 507839, "Cooke Park", 158-176 Clarinda Street, Parkes

Proposal: Temporary Use of Land (Event)

Executive Summary

DA2022/0020 proposes the Use of Land for a Temporary Event (Overture) at Cooke Park, 158-176 Clarinda Street, Parkes.

The proposal seeks to obtain Development Consent for the use of Cooke Park to host Overture on Saturday, 2 April 2022. The proposed development does not seek approval for any structures associated with the event, as all temporary structures will comply with the exempt development criteria detailed in the State Environmental Planning Policy (Exempt and Complying Development Codes) 2008.

The applicant for DA2022/0020 is Parkes Shire Council, who is also the consent authority for the application. To address any perception of a potential conflict of interest between Council's role as consent authority and applicant, the proposal has been advertised and neighbour notified with a statement declaring Council's interest in the matter. No delegation of authority has been exercised, with this report being tabled with Council for determination.

The proposed development was advertised and notified to adjoining landowners in accordance with the Parkes Shire Community Engagement Strategy 2021-2025. One objection was received during the advertising/notification period. The objection was on the grounds the proposal will limit public access to adjoining commercial premises and seeking the traffic management plan incorporate Cooke Park Café.

The proponent has advised there will be no road closures as part of the proposed event. The perimeter site fence is for security purposes to control admission to the event, whilst patrons will be able to enter and exit the site to access local cafes and restaurants.

The proposed development is consistent with all relevant State Environmental Planning Policies, the Parkes Local Environmental Plan 2012 and the Parkes Shire Development Control Plan 2021. The proposal will not result in any adverse environmental impacts in the locality. The proposal will result in positive social and economic outcomes for the Parkes Shire.

A Statement of Environmental Effects is included in Attachment 1 and a plan of the proposed development is included in Attachment 2. An Assessment Report, dealing with all aspects of the proposal is included in Attachment 3.

Recommendation

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

22 - 090 Resolution

That the recommendation be adopted.
Moved Councillor DR Weber, seconded Councillor JP Cass.

CARRIED

At this time the Mayor called for a show of hands in regards to the Resolution with the following results.

For: Councillor JP Cass, Councillor DR Weber, Councillor ME Applebee, Councillor WP Jayet, Councillor NC Westcott, Councillor LA O'Leary, Councillor GS Wilson, Councillor GW Pratt, Councillor KJ Keith

Against: Nil

Did not vote: Councillor KM McGrath (Reason: absent from meeting)

11.6. (DPCS) Middleton Master Plan

Prepared By:

Director Planning and Community Services

Executive Summary

Strategic planning needs to be undertaken for the Middleton area to ensure urban growth is planned in a logical and coordinated manner.

Recommendation

That Council:

1. Endorse the Planning Proposal - Middleton Urban Release Area for progression to the NSW Department Planning and Environment for a Gateway Determination and any actions that are required as a result of the Gateway Determination (e.g. public consultation).
2. Endorse Planning Staff to progress the development of a Master Plan for Middleton.
3. Endorse Planning Staff to investigate appropriate funding mechanisms for public infrastructure.

22 - 091 Resolution

That the recommendation be adopted.

Moved Councillor ME Applebee, seconded Councillor DR Weber.

CARRIED

At this time being 3.27pm, Councillor ME Applebee left the meeting. She returned to the meeting at 3.28pm.

At this time the Mayor called for a show of hands in regards to the Resolution with the following results.

For: Councillor JP Cass, Councillor DR Weber, Councillor ME Applebee, Councillor WP Jayet, Councillor NC Westcott, Councillor LA O'Leary, Councillor GS Wilson, Councillor GW Pratt, Councillor KJ Keith

Against: Nil

Did not vote: Councillor KM McGrath (Reason: absent from meeting)

11.7. (DPCS) Parkes Local Environmental Plan 2012 - Insertion of Agri-Tourism Clauses

Prepared By:

Director Planning and Community Services

Executive Summary

Since 2020 the NSW Government has been introducing a suite of reforms to deliver a between planning system for New South Wales.

Council has been advised by the Department of Planning and Environment that the first set of recommendations from the Explanation of Indented Effect for Agri-tourism and small-scale agriculture development are being commenced to support regional NSW recover from the impacts of natural disasters and COVID-19.

The first set of changes include the Standard Instrument (Local Environmental Plans) Amendment (Agritourism) Order 2021 (LEP Order) which comprises optional clauses for adoption in Council's Local Environmental Plan. Key clauses include:

- **Clause 5.23 Farm Stay Accommodation:** a new optional clause which seeks to establish suitable occupancy numbers, floor spaces and assessment considerations for farm stay accommodation, and
- **Clause 5.24 Farm Gate Premises:** a new optional clause which seeks to establish suitable occupancy numbers, floor spaces and assessment considerations for farm gate premises.

Council is required to provide to the NSW Department of Planning an endorsed nomination of the optional clauses by 31 March 2022.

Recommendation

1. That the information be received and noted.

22 - 092 Resolution

That the information contained within the Report be received and noted.

Moved Councillor GW Pratt, seconded Councillor NC Westcott.

CARRIED

12. DIRECTOR OPERATIONS

12.1. (DO) Major Projects & Current Works - Progress Report as at 15 March 2022

Prepared By:

Director Operations Ben Howard

Executive Summary

This report presents an update on the current major projects within the Shire being managed or undertaken by Council's Operations Department. The report outlines work that has been carried out over the past month and is provided for the information of Councillors.

Recommendation

1. That the information be received and noted.

22 - 093 Resolution

That the information contained within the Report be received and noted.

Moved Councillor WP Jayet, seconded Councillor GW Pratt.

CARRIED

12.2. (DO) IPWEA Excellence Awards

Prepared By:

Director Operations

Executive Summary

The Institute of Public Works Engineering Australasia (IPWEA) Engineering Excellence Awards aspire to endorse and recognise excellence of Local Government and Public Works Projects. This is achieved through inspiration, innovation, collaboration, development and completion of projects and technical management by our Members.

I am pleased to inform you that Parkes Shire Council along with Forbes Shire Council and Lachlan Shire Council, was the winner in Category 7 Local Government Excellence in Road Safety specifically on the Load Restraint Education Project at the Award Presentation on 10 March 2022.

Recommendation

1. That the information be received and noted.
2. That Melanie Sutor Road Safety & Injury Prevention Officer be congratulated on her dedication and work on the Load Restraint Education Project.

22 - 094 Resolution

That the recommendation be adopted.

Moved Councillor ME Applebee, seconded Councillor JP Cass.

CARRIED

12.3. (DO) Participation in CNSWJO Contracts for Bulk Fuel

Prepared By:

Director Operations

Executive Summary

Council has been invited to participate in the procurement contract for the purchase of fuel through Central NSW Joint Organisation (CNSWJO) Compliance and Cost Savings program and Supply Management Team.

Recommendation

1. That Council agree to participate in a regional contract for the supply and delivery of bulk fuel and advise Central NSW Joint Organisation accordingly.

22 - 095 Resolution

That the recommendation be adopted.

Moved Councillor NC Westcott, seconded Councillor GW Pratt.

CARRIED

13. DIRECTOR INFRASTRUCTURE**13.1. (DISF) Major Projects & Current Works - Progress Report as at 15 March 2022**

Prepared By:

Director Infrastructure & Strategic Futures

Executive Summary

This report presents an update on the current major projects within the Shire being managed or undertaken by Council's Infrastructure & Strategic Futures Department. The report outlines work that has been carried out over the past month and is provided for the information of Councillors.

Recommendation

1. That the information be received and noted.

22 - 096 Resolution

That the information contained within the Report be received and noted.

Moved Councillor GW Pratt, seconded Councillor DR Weber.

CARRIED

14. CONSIDERATION OF COMMITTEE MINUTES**14.1. Committee Minutes - Culture, Education and Library Committee Meetings
10 February 2022 and 17 February 2022**

Prepared By:

Manager Cultural, Education and Library Services

Executive Summary

A Cultural, Education and Library (CEL) Committee meeting was held on 10 February 2022. The Minutes of that meeting are provided for endorsement. A further CEL Committee meeting was held on 17 February 2022 specifically to make recommendations for the 2022 Jack Scoble Scholarship. The Minutes and recommendations from that meeting are also provided for endorsement.

Recommendation

1. That the Minutes of the Cultural Education & Library Committee meeting held on 10 February 2022 be received and actions noted.
2. That the Recommendations under general business of the 10 February 2022 meeting be investigated for cost and appropriate budget with findings to be reported to a future Council meeting for decision.
3. That the Minutes of the Cultural Education & Library Committee meeting held on 17 February 2022 be received and recommendations endorsed.

22 - 097 Resolution

That the recommendation be adopted.

Moved Councillor WP Jayet, seconded Councillor DR Weber.

CARRIED

14.2. Committee Minutes - Henry Parkes Centre Management Committee Meeting 15 February 2022

Prepared By:

Visitor Services & Promotion Lead

Executive Summary

Henry Parkes Centre Management Committee meeting are scheduled to be held bi monthly with the Minutes from those meetings tabled at a Council for information.

A meeting was held on 15 February 2022, minutes are attached for Councillors information.

Recommendation

1. That the Minutes of the Henry Parkes Centre Management Committee meeting held on 15 February 2022 be endorsed.

22 - 098 Resolution

That the recommendation be adopted.

Moved Councillor JP Cass, seconded Councillor WP Jayet.

CARRIED

14.3. Committee Minutes - Waste Facilities Committee Meeting 15 February 2022

Prepared By:

Director Planning & Community Services

Executive Summary

A meeting of the Parkes Shire Council Waste Facilities Committee was held at 10.15am on Tuesday 15 February 2022.

Recommendation

1. That the Minutes of the Waste Facilities meeting held on 15 February 2022 be endorsed.

22 - 099 Resolution

That the recommendation be adopted.

Moved Councillor GW Pratt, seconded Councillor ME Applebee.

CARRIED

14.4. Committee Minutes - Parkes Floodplain Risk Management Committee Meeting 17 February 2022

Prepared By:

Andrew Francis

Executive Summary

The Parkes Floodplain Risk Management Committee held their meeting on 17 February 2022. The Minutes of that meeting are attached the information of Council.

Recommendation

1. That the Minutes of the Floodplain Risk Management Committee held on 17 February 2022 be received and any actions endorsed.

22 - 100 Resolution

That the recommendation be adopted.

Moved Councillor GW Pratt, seconded Councillor ME Applebee.

CARRIED

14.5. Committee Minutes - Extra Ordinary Traffic Committee Meeting 1 March 2022

Prepared By:

Director Operations

Executive Summary

The Parkes Local Traffic Extra Ordinary Committee Meeting was held on 1 March 2022.

Recommendation

1. That the Minutes of the Parkes Local Traffic Extra Ordinary Committee Meeting held on 1 March 2022 be received and any actions endorsed.

22 - 101 Resolution

That the recommendation be adopted.

Moved Councillor NC Westcott, seconded Councillor WP Jayet.

CARRIED

14.6. Committee Minutes - Parkes Sports Council Meeting 8 March 2022

Prepared By:

Anthony McGrath - Secretary

Executive Summary

The Minutes of the Parkes Sports Council meeting held on 8 March 2022 are presented for the information of Council.

Recommendation

1. That the Minutes of the Parkes Sports Council Meeting held on 8 March 2022 be received and any actions endorsed.

22 - 102 Resolution

That the recommendation be adopted.

Moved Councillor LA O'Leary, seconded Councillor JP Cass.

CARRIED

14.7. Committee Meeting - Extra Ordinary Traffic Committee Meeting 8 March 2022

Prepared By:

Director Operations

Executive Summary

The Parkes Local Traffic Extra Ordinary Committee Report was issued for Committee review and comments on 8 March 2022.

Recommendation

1. That the Resolution of the Parkes Local Traffic Extra Ordinary Committee Report from 8 March 2022 be received and any actions endorsed.

22 - 103 Resolution

That the recommendation be adopted.

Moved Councillor GW Pratt, seconded Councillor WP Jayet.

CARRIED

15. QUESTIONS AND MATTERS OF URGENCY**15.1. Q&M from Cr Glenn Wilson - Large Playground in Parkes**

Submitted by

Cr Glenn Wilson

Report

It has been raised with me that Parkes does not have a large "destination" playground. Can an investigation be conducted to determine the viability of creating a facility of significance?

It is my view that Kelly Reserve-Bushman Dam area is the best location for this to occur, due to location, current equipment on site, the available room to expand, the retail food facilities about to be available, and the topography for flying foxes, and accessibility by locals, as well as attracting visitors to call into Parkes in cars, to spend some time and money in Parkes, rather than drive around Parkes on the truck by-pass.

**Comments from General Manager or Director
Response from Director Operations**

Council has just completed a "Places to Play" grant for Kelly's reserve, which if successful would commence the option of a more significant playground. However, Council does not currently have a "Destination" playground designed and socialised with the community, which would reduce the probability of success of the grant.

Council currently maintains 65 parks from small to medium across the shire, largely as a consequence of past practices which allowed developers to provide land for playgrounds in lieu of playground developer charges, which has resulted in the proliferation of small parks. The cost of maintaining so many parks significantly reduces Council's financial capacity to invest in further or larger playgrounds as suggested above.

An audit analysis of playgrounds was completed previously in 2018, which looked at the current safety requirements and also provided a gap analysis with a potential to rationalise some of the small playgrounds and invest in larger area-based ones. These would be positioned such that the community would have fewer, but better-quality playgrounds.

The above analysis could be revisited and contemporised with a large destination playground included for consideration.

Recommendation

1. That Council revisits the audit analysis and contemporise with a large destination playground included for consideration as part of the Kelly Reserve masterplan.

22 - 104 Resolution

That the recommendation be adopted.

Moved Councillor GS Wilson, seconded Councillor JP Cass.

CARRIED

17. MEETING CLOSURE

There being no further business the Mayor declared the meeting closed at 4.20pm