

Minutes of the Ordinary Meeting of Central Tablelands Water held at the Weddin Shire Council Chambers Grenfell, on Wednesday, 13 April 2022, commencing at 10.34am

Present

Cr. Paul Best		Weddin
Cr. Michelle Cook		Weddin
Cr. Allan Ewin		Blayney
Cr. Marlene Nash		Cabonne
Cr. Andrew Rawson	(Deputy Chairperson)	Cabonne
Gavin Rhodes	(General Manager)	
Peter McFarlane	(Director Finance & Corporate Services)	

1. MEETING OPENED BY DEPUTY CHAIRPERSON

2. ACKNOWLEDGEMENT OF COUNTRY

3. RECORDING OF MEETING STATEMENT

4. APOLOGIES AND APPLICATIONS FOR A LEAVE OF ABSENCE BY MEMBERS

22/019 RESOLVED:

That a leave of absence be granted to Cr. David Somervaille following receipt of an apology for non-attendance.

(Cr. Best/Cr. Ewin)

5. CONFIRMATION OF MINUTES FROM PREVIOUS MEETING

22/020 RESOLVED:

That the Minutes of the Ordinary Meeting of Central Tablelands Water, held on 16th February 2022, being minute numbers 22/001 to 22/018 inclusive, be confirmed.

(Cr. Ewin/Cr. Best)

6. MATTERS ARISING FROM PREVIOUS MEETINGS

Nil.

7. DISCLOSURES OF INTERESTS

Nil.

8. PUBLIC FORUM

Nil.

9. CHAIRPERSON'S MINUTE

Nil.

10. COUNCILLOR REPRESENTATION

Cr. Somervaille represented CTW at the following:

- CTW Integrated Planning & Reporting (IP&R) workshop – 16 February 2022
- CNSWJO Board Meeting – Canowindra – 24 February 2022
- LGNSW Special Conference – Sydney – 28 February to 2 March 2022
- CNSWJO Meeting with representatives of the Federal Opposition – Orange – 17 March 2022
- CTW IP&R Strategic workshop – Blayney – 29 March 2022
- CNSWJO Board visit to Parliament House Canberra – 31 March 2022
- Sub-Regional Town Water Strategy Steering Committee meeting – online – 1 April 2022

Cr. Rawson represented CTW at the following:

- CTW Integrated Planning & Reporting (IP&R) workshop – 16 February 2022
- LGNSW Special Conference – Sydney – 28 February to 2 March 2022
- CTW IP&R Strategic workshop – Blayney – 29 March 2022
- Sub-Regional Town Water Strategy Steering Committee meeting – Molong – 1 April 2022

Cr. Best represented CTW at the following:

- CTW Integrated Planning & Reporting (IP&R) workshop – 16 February 2022
- CTW IP&R Strategic workshop – Blayney – 29 March 2022

Cr. Cook represented CTW at the following:

- CTW Integrated Planning & Reporting (IP&R) workshop – 16 February 2022
- CTW IP&R Strategic workshop – Blayney – 29 March 2022

Cr. Nash represented CTW at the following:

- CTW Integrated Planning & Reporting (IP&R) workshop – 16 February 2022
- CTW IP&R Strategic workshop – Blayney – 29 March 2022

Cr. Ewin represented CTW at the following:

- CTW Integrated Planning & Reporting (IP&R) workshop – 16 February 2022
- CTW IP&R Strategic workshop – Blayney – 29 March 2022

8. NOTICES OF MOTION

Nil.

9. REPORTS OF STAFF

12.1) LOCAL GOVERNMENT NSW SPECIAL CONFERENCE 2022 (CM.CF.1)

22/021 **RESOLVED:**

That Council note the report regarding the Local Government NSW (LGNSW) Special Conference 2022.

(Cr. Nash/Cr. Ewin)

12.2) DRAFT CODE OF MEETING PRACTICE POLICY (CM.ME.1)

22/022 **RESOLVED:**

That Council:

1. Note the report, and
2. Endorse the draft Code of Meeting Practice Policy, which includes the new provisions outlined in the *Model Code of Meeting Practice for Local Government in NSW 2021*, to be placed on public display for a period of 28 days.

(Cr. Best/Cr. Cook)

12.3) COUNCIL RESOLUTIONS UPDATE REPORT (GO.CO.1)

22/023 **RESOLVED**

That Council note the Council Resolutions Update Report to February 2022.

(Cr. Ewin/Cr. Best)

12.4) FINANCIAL MATTERS INVESTMENT REPORT AS AT 31 MARCH 2022 (FM.BA.1)

22/024 **RESOLVED:**

That the information in relation to Council's Investments at 31 March, 2022 be noted.

(Cr. Cook/Cr. Nash)

12.5) COUNCILLORS SUPERANNUATION PAYMENTS FROM THE 1 JULY 2022 (GO.CO.1)

22/025 **RESOLVED:**

1. That Council apply superannuation payments to Councillors and Chairperson's Fees from 1 July 2022.
2. That superannuation payment apply in addition to fees adopted by Council as payable to Councillors and the Chairperson.
3. That the superannuation rate be as prescribed by the Superannuation Guarantee Act 1992 from time to time.

(Cr. Best/Cr. Ewin)

12.6) GOVERNMENT INFORMATION PUBLIC ACCESS ACT 2009 (GIPA) - AGENCY INFORMATION GUIDE (IM.CO.1)

22/026 **RESOLVED:**

That Council adopt the draft Agency Information Guide (AIG) 2022 in accordance with the Government Information Public Access Act 2009 (GIPA).

(Cr. Nash/Cr. Cook)

12.7) AUDIT RISK AND IMPROVEMENT COMMITTEE (ARIC) (CM.AU.1)

22/027 **RESOLVED:**

That Council note the report and the final composition of the Audit, Risk and Improvement Committee.

(Cr. Cook/Cr. Nash)

12.8) WATER SECURITY - DROUGHT IMPACT UPDATE (WS.AM.1)

22/028 **RESOLVED:**

That Council note the information in the report.

(Cr. Best/Cr. Cook)

12.9) PERFORMANCE OF COUNCIL'S SYSTEMS (WS.MO.4)

22/029 **RESOLVED:**

That Council note the information.

(Cr. Ewin/Cr. Nash)

12.10) MAINTENANCE OF COUNCIL'S SYSTEMS (WS.MO.4)

22/030 **RESOLVED:**

That Council note the information in the General Report.

(Cr. Cook/Cr. Ewin)

10. QUESTIONS ON NOTICE

(General Manager)

No questions on notice were received.

ATTACHMENTS

Nil

11. CONFIDENTIAL MATTERS

22/031 **RESOLVED:**

That, as the business for the Ordinary Meeting has now concluded, Council proceed into Committee of the Whole to discuss the items referred to in the report.

(Cr. Best/Cr. Ewin)

14.1) ELECTRICITY PROCUREMENT (WS.AG.1) (ET.SP.2)

This matter is considered to be confidential under Section 10A(2) (c) (di) of the Local Government Act, as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it.

22/032 RESOLVED:

That Council:

1. Note the report on electricity procurement;
2. Note that a reduced tender period has been considered;
3. Resolve that because of the extenuating circumstances set out in the report, a satisfactory result would not be achieved by inviting tenders for the aggregated procurement of electricity for large market sites which are due to commence on 1 January 2023;
4. Note that the reasons for the decision of the Council in resolution 3 are as follows:
 - a. The services with respect to which the tender relates can only be provided by energy retailers.
 - b. Council has received expert advice that due to the nature of the relevant market, offers from those retailers which will be made in response to the request for tender will only be open for acceptance for a period of 1-2 weeks.
 - c. Even if the tender period was shortened to 7 days as permitted under the Regulations, some if not all of the relevant tenders would expire prior to Council being able to undertake an assessment of tenders, report the matter to Council and resolve to accept or reject any tenders.
 - d. This would result in Council either having no valid tenders which it is able to accept, or it would not be able to consider for acceptance all of the tenders lodged in response to the request for tender.
 - e. This would not be a satisfactory result for Council.
5. Delegate the authority to execute the contracts for the supply of electricity for large market sites to the General Manager, and
6. Advise Central NSW Joint Organisation of Council's decision.

(Cr. Best/Cr. Nash)

14.2) REQUEST TO WAIVE DEVELOPER CHARGES (WS.AG.1)

This matter is considered to be confidential under Section 10A(2) (a) of the Local Government Act, as it deals with personnel matters concerning particular individuals.

22/033 **RESOLVED:**

That Council:

1. Waive the developer contribution charge of \$6,211 on a “one-off” basis and fund it from Council's Development Assistance Restriction, and
2. If the development is sold within 5 years from the development completion date, the developer contribution charge of \$6,211 is payable to Central Tablelands Water by Housing Plus.

(Cr. Best/Cr. Nash)

22/034 **RESOLVED:**

That, as the deliberation of the Committee having been concluded, Council reconvene the Ordinary Meeting.

(Cr. Nash/Cr. Cook)

AT THE RE-OPENING OF THE MEETING TO THE PUBLIC, THE DEPUTY CHAIRPERSON ANNOUNCED THE OUTCOMES OF RESOLUTION NUMBERS 22/032 AND 22/033.

12. CONCLUSION OF THE MEETING

Next Meeting(s): An extraordinary meeting of Central Tablelands Water will be held at Canowindra on 11 May 2022.

The next ordinary meeting of Central Tablelands Water will be held at Canowindra on 22 June 2022.

There being no further business, the Deputy Chairperson declared the meeting closed at 1.08pm.