

**MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING  
HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY  
CENTRE, ON 21 MARCH 2023, COMMENCING AT 6.00PM**

Present: C Gosewisch, J Newstead, B Reynolds and D Somerville  
(Deputy Mayor) (Chair)

General Manager (Mr M Dicker), Director Corporate Services (Mr A Franze), Director Infrastructure Services (Mr J Hogan), Director Planning & Environmental Services (Mr A Muir), Executive Assistant to the General Manager (Mrs L Ferson), Administration Officer (Mrs J Evans) and Administration Officer (Mrs J Hildebrandt)

**ACKNOWLEDGEMENT OF COUNTRY**

**RECORDING OF MEETING STATEMENT**

**APOLOGIES**

2303/001

**RESOLVED:**

That the apologies tendered on behalf of Cr Ferguson, Cr Ewin and Cr Pryse Jones be accepted.

(Reynolds/Newstead)  
**CARRIED**

**DISCLOSURES OF INTEREST**

The General Manager reported the following Disclosure of Interest forms had been submitted:

<b>Councillor/ Staff</b>	<b>Interest</b>	<b>Item</b>	<b>Pg</b>	<b>Report</b>	<b>Reason</b>
Cr Somerville	Non-Pecuniary (Less than Significant)	12	40	Minutes of the Financial Assistance Committee Meeting held 8 March 2023	Cr Somerville is a member of the Blayney Golf Club and Blayney Rotary Club
Cr Somerville	Non-Pecuniary (Less than Significant)	8	28	Funding Deed Execution - \$1M – NSW OLG Flood Recovery Grant	One of the proposed projects to be funded is culvert and drainage works on Newbridge Road, which is adjacent to Cr Somerville's property.
Mark Dicker	Non-Pecuniary (Less than Significant)	5	21	Funding Deed Execution - \$8.16M – Resources for Regions Round 9	One of the projects to be delivered (Richards Lane, Millthorpe) under this funding, is in close proximity (approx. 820m away) from the entrance to Mr Dicker's property in which he resides.
Cr Reynolds	Non-Pecuniary (Less than Significant)	4-9	18-32	Funding Deed Execution	Cr Reynolds is Paul Toole's Campaign Manager.

**CONFIRMATION OF MINUTES****MINUTES OF THE PREVIOUS COUNCIL MEETING HELD 14 FEBRUARY 2023****2303/002****RESOLVED:**

That the Minutes of the Ordinary Council Meeting held on 14 February 2023, being minute numbers 2302/001 to 2302/019 be confirmed.

(Gosewisch/Newstead)

**CARRIED**

**MATTERS ARISING FROM THE MINUTES**

Nil

**EXECUTIVE SERVICES REPORTS****QUESTIONS TAKEN ON NOTICE AT THE PREVIOUS COUNCIL MEETING HELD 14 FEBRUARY 2023****2303/003****RESOLVED:**

That the questions taken on notice at the Ordinary Council Meeting held on 14 February 2023 and the subsequent response be received and noted.

(Reynolds/Newstead)

**CARRIED**

**TOURISM DEVELOPMENT PROGRAM APPLICATION****2303/004****RESOLVED:**

That Council approve \$900 for the Carcoar Community Association for the River Yarn Fibre Festival.

(Newstead/Reynolds)

**CARRIED**

**FUNDING DEED EXECUTION - \$1.33M - FIXING REGIONAL AND LOCAL ROADS REPAIR PROGRAM****2303/005****RESOLVED:**

That Council:

1. Note the General Manger's execution of the NSW Government's Regional and Local Roads Repair Program Funding Deed, totalling \$1,330,982.
2. Approve the supplementary vote for \$1,330,982 income in the 2022/23 Operational Plan.
3. Approve the supplementary vote for \$1,330,982 expenditure in the 2022/23 Operational Plan as follows;
  - a. \$200k - Errowanabang Road (Gooleys Creek vicinity)
  - b. \$800k - South Blayney Pavement Improvements
  - c. \$150k - Stabback Street Millthorpe Cul-de-sac concreting
  - d. \$180k – eligible projects under this program to be determined

(Gosewisch/Reynolds)

**CARRIED**

**FUNDING DEED EXECUTION - \$8.16M - RESOURCES FOR REGIONS ROUND 9**

2303/006

**RESOLVED:**

That Council note the General Manger's execution of the NSW Government's Resources for Regions Round 9 Funding Deed, totalling \$8,167,154.

(Newstead/Gosewisch)

**CARRIED****FUNDING DEED EXECUTION - \$909K - STRONGER COUNTRY COMMUNITIES ROUND 5**

2303/007

**RESOLVED:**

That Council:

1. Note the General Manger's execution of the NSW Government's Stronger Country Communities Round 5 Funding Deed, totalling \$909,851.
2. Approve the supplementary vote for \$909,851 income in the 2022/23 Operational Plan.
3. Approve the supplementary vote for \$215,001 expenditure in the 2022/23 Operational Plan for the King George Oval Grandstand and seating upgrades.

(Newstead/Gosewisch)

**CARRIED****FUNDING DEED EXECUTION - \$1.02M - FIXING LOCAL ROADS ROUND 4**

2303/008

**RESOLVED:**

That Council note the General Manger's execution of the NSW Government's Fixing Local Roads, Round 4 Funding Deed, totalling \$1,020,832 for Neville Road.

(Newstead/Gosewisch)

**CARRIED****FUNDING DEED EXECUTION - \$1M - NSW OLG FLOOD RECOVERY GRANT**

2303/009

**RESOLVED:**

That Council;

1. Note the General Manger's execution of the NSW Government's Flood Recovery Grant Funding Deed, totalling \$1,000,000.
2. Approve the supplementary vote for \$1,000,000 income in the 2022/23 Operational Plan.
3. Approve the supplementary vote for \$120,000 expenditure in the 2022/23 Operational Plan Blayney for the Blayney Local Catchment Flood Study.

(Newstead/Gosewisch)

**CARRIED**

**FUNDING DEED EXECUTION - \$59K - RECREATIONAL FISHING TRUSTS****2303/010****RESOLVED:**

That Council note the General Manger's execution of the NSW Government's Recreational Fishing Trusts for Carcoar Dam boat ramp improvements, totalling \$59,400.

(Newstead/Gosewisch)

**CARRIED**

**CORPORATE SERVICES REPORTS****REPORT OF COUNCIL INVESTMENTS AS AT 28 FEBRUARY 2023****2303/011****Recommendation:**

1. That the report indicating Council's investment position as at 28 February 2023 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

(Reynolds/Newstead)

**CARRIED**

**REVIEW OF COUNCIL POLICIES****2303/012****RESOLVED:**

1. That the following policies be endorsed by Council and be placed on public exhibition for a period of not less than 28 days:
  - Liquid Trade Waste Policy
  - Media Spokesperson Policy
2. Should no submissions be received during the public exhibition period, the policies be adopted and included in Council's policy register.

(Gosewisch/Newstead)

**CARRIED**

**MINUTES OF THE FINANCIAL ASSISTANCE COMMITTEE  
MEETING HELD 8 MARCH 2023**

2303/013

**RESOLVED:**

1. That the minutes of the meeting held 8 March 2023 be received.
2. That the approvals under delegation by the General Manager in the amount of \$851 be noted.
3. That the recommendations for 2022/23 - Round 2 of the Community Financial Assistance Program by the Financial Assistance Committee, in the amount of \$21,422 be approved.
4. That the minutes of the Financial Assistance Committee Meeting be amended to show that Cr Reynolds Chaired the meeting for consideration of Item 8 relating to the Rotary Club of Blayney application.

(Newstead/Reynolds)

**CARRIED**

**MINUTES OF THE DISABILITY INCLUSION WORKING  
GROUP MEETING HELD 1 MARCH 2023**

2303/014

**RESOLVED:**

That Council:

1. Receive and note the minutes of the Disability Inclusion Working Group meeting held 1 March 2023.
2. Note the Disability Inclusion Working Group consideration of the submission received during the public exhibition of the 2022 – 2026 Draft Disability Inclusion Action Plan.
3. Note the Disability Inclusion Working Group recommendation of referral of the amended 2022 – 2026 Draft Disability Inclusion Action Plan to Council for endorsement.

(Reynolds/Newstead)

**CARRIED**

**2022-2026 DISABILITY INCLUSION ACTION PLAN**

2303/015

**RESOLVED:**

That Council:

1. Receive and note the report on the 2022 – 2026 Disability Inclusion Action Plan.
2. Note the submission received during public exhibition of the 2022 – 2026 Draft Disability Inclusion Action Plan.
3. Adopt the 2022 – 2026 Draft Disability Inclusion Action Plan, as amended and attached to this report.

(Gosewisch/Newstead)

**CARRIED**

**INFRASTRUCTURE SERVICES REPORTS****DIRECTOR INFRASTRUCTURE SERVICES MONTHLY REPORT****2303/016****RESOLVED:**

That the Director Infrastructure Services Monthly Report for March 2023 be received and noted.

(Newstead/Gosewisch)

**CARRIED**

**ROAD, PATHWAY AND BRIDGE NAMING POLICY****2303/017****RESOLVED:**

That Council:

1. Endorse the Draft Road, Pathway and Bridge Naming Policy.
2. Place the Draft policy on public exhibition for a period of not less than 28 days.
3. Should no submissions be received during the public exhibition period, the policy be adopted.

(Newstead/Gosewisch)

**CARRIED**

**ROAD CONSTRUCTION: LONG SWAMP ROAD, FOREST REEFS****2303/018****RESOLVED:**

That Council:

1. Note the report on the Long Swamp Road Project.
2. Approve the budget variation of \$453,929 from the Reseal and Culvert Renewal Programs to the Heavy Patching Program on Long Swamp Road as identified in this report.
3. Approve a supplementary vote of \$17,802 expenditure for the Heavy Patching Program from the Voluntary Planning Agreement – Mining external restriction.

(Newstead/Gosewisch)

**CARRIED**

**BLAYNEY SHIRE ROAD HIERARCHY****2303/019****RESOLVED:**

That Council:

1. Endorse the Blayney Shire Roads Hierarchy 2023 enclosed to this report.
2. Note the Blayney Shire Roads Hierarchy Map 2023 will be attached as an addendum to Blaney Shire Council Policy 25G Road Hierarchy, Renewal and Maintenance Policy.

(Gosewisch/Reynolds)

**CARRIED**

**UPDATE OF THE BLAYNEY SHIRE ACTIVE MOVEMENT STRATEGY****2303/020****RESOLVED:**

That Council:

1. Endorse the updates to the Blayney Shire Active Movement Strategy 2023.
2. Place the Strategy on public exhibition for a period of not less than 28 days.
3. Should no submissions be received during the public exhibition period, the strategy be adopted.

(Newstead/Gosewisch)

**CARRIED****MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 7 MARCH 2023****2303/021****RESOLVED:**

1. That the minutes of the Blayney Traffic Committee Meeting, held on Friday 9 December 2022, be received and noted.
2. That R2-4n "No Entry" signs be installed at either end of the section of Lower Farm St.
3. That approval be sought from Transport for NSW to modify the R2-4n signs with R9-4 "Authorised Vehicles Excepted" signs.
4. That removable bollards be installed at either end of the section of Lower Farm St.
5. That Council endorse the Traffic Management Plan for the Millthorpe Market event, to be staged on 2 April 2023 on Redmond Oval as a Class 2 event, subject to the conditions detailed in the Director Infrastructure Services' Report.
6. That Council endorse the Traffic Management Plan for the Blayney Anzac Day Service as a Class 3 event, subject to the conditions detailed in the Director Infrastructure Services' Report.
7. That Council endorse the proposed location of High Pedestrian Area in the township of Blayney and place on public exhibition on behalf of Transport for NSW for a period of not less than 28 days.

(Newstead/Gosewisch)

**CARRIED**

**PLANNING AND ENVIRONMENTAL SERVICES REPORTS****COUNCIL DEVELOPMENT - CONFLICT OF INTEREST  
POLICY****2303/022****RESOLVED:**

That Council:

1. Endorse the draft Council Development – Conflict of Interest Policy
2. Place the draft policy on public exhibition for a period of not less than 28 days; and
3. Should no submissions be received during the exhibition period, the Policy be adopted.

(Reynolds/Newstead)

**CARRIED****DEVELOPMENT APPLICATION 154/2022 - ERECTION OF AN  
OUTBUILDING (SHED) - 6 BUESNEL LANE, MILLTHORPE****2303/023****RESOLVED:**

That Council consents to Development Application DA154/2022 for the erection of an outbuilding (shed) at Lot 101 DP 1055449 – 6 Buesnel Lane, Millthorpe subject to the recommended conditions of consent.

(Newstead/Reynolds)

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

**FOR**

Councillor Somervaille  
Councillor Reynolds  
Councillor Newstead  
Councillor Gosewisch  
**Total (4)**

**AGAINST****Total (0)****CARRIED****LATE REPORTS****YOUTH WEEK 2023****2303/024****RESOLVED:**

That Council;

1. Receive the report on Youth Week 2023; and
2. Endorse the allocations (excluding GST) from the 2023 Youth Week Small Grants Program as follows:

Le Danse School	\$ 1,100
YMCA NSW	\$ 1,045
Blayney High School	\$ 1,590
Millthorpe Youth Group	\$ 1,590

(Reynolds/Gosewisch)

**CARRIED**



**CLOSED MEETING****2303/025 RESOLVED:**

That the meeting now be closed to the public in accordance with Section 10A of the Local Government Act, 1993 for consideration of the following matter:

**CONTRACT 16/2022: CONSTRUCTION OF THREE CARPARKS, KING GEORGE OVAL**

*This matter is considered to be confidential under Section 10A(2) (c) 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.*

(Gosewisch/Newstead)

**CARRIED**

**CONFIDENTIAL MEETING REPORTS****CONTRACT 16/2022: CONSTRUCTION OF THREE CARPARKS, KING GEORGE OVAL****2303/026 RESOLVED:**

That Council accepts the tender from CONEXGROUP for the construction of three (3) carparks at King George Oval, for the value of \$444,339 (\$488,772.90 Incl. GST) and subject to variations.

(Gosewisch/Newstead)

**CARRIED**

**2303/027 RESOLVED:**

That as consideration of the matters referred to in the closed meeting has been concluded, the meeting now be opened to the public.

(Gosewisch/Newstead)

**CARRIED**

**AT THE RE-OPENING OF THE MEETING TO THE PUBLIC, THE DEPUTY MAYOR ANNOUNCED THE OUTCOME OF RESOLUTION NUMBER 2303/026.**

There being no further business, the meeting concluded at 7.10pm.

The Minute Numbers 2303/001 to 2303/027 were confirmed on 18 April 2023 and are a full and accurate record of proceedings of the Ordinary Meeting held on 21 March 2023.



Cr S Ferguson  
**MAYOR**



Mr M Dicker  
**GENERAL MANAGER**