

**MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING  
HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY  
CENTRE, ON 27 JUNE 2023, COMMENCING AT 6.00PM**

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

General Manager (Mr M Dicker), Director Corporate Services (Mr A Franze), Chief Financial Officer (Mrs T Irlam), Director Infrastructure Services (Mr J Hogan), Director Planning & Environmental Services (Mr A Muir) and Administration Officer (Mrs J Evans) and Administration Officer (Mrs N Smith).

**ACKNOWLEDGEMENT OF COUNTRY**

**RECORDING OF MEETING STATEMENT**

**APOLOGIES**

Cr Allan Ewin – Leave of Absence approved at the June 2023 Council Meeting (Resolution No. 2305/006)

2306/E001 **RESOLVED:** That the apology tendered on behalf of Cr Pryse Jones, be accepted.

(Gosewisch/Newstead)

**CARRIED**

**DISCLOSURES OF INTEREST**

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

Councillor /Staff	Interest	Item	Pg	Report	Reason
Mark Dicker	Non-Pecuniary (Less than significant)	4	10	Adoption of 2023/24 - 2026/27 Delivery Program and 2023/24 Operational Plan	Mr Dicker highlights the property in which he resides is in close proximity (approx. 820m away) to the culvert upgrade and improvement works at Richards Lane, Millthorpe, which is now proposed to be undertaken in 2023/24

**CONFIRMATION OF MINUTES**

**MINUTES OF THE PREVIOUS COUNCIL MEETING HELD 6 JUNE 2023**

2306/E002 **RESOLVED:** That the Minutes of the Ordinary Council Meeting held on 6 June 2023, being minute numbers 2306/001 to 2306/010 be confirmed.

(Somerville/Gosewisch)

**CARRIED**

**MATTERS ARISING FROM THE MINUTES**

Nil.

**EXECUTIVE SERVICES REPORTS****QUESTIONS TAKEN ON NOTICE AT THE PREVIOUS COUNCIL MEETING HELD 6 JUNE 2023**

2306/E003

**RESOLVED:**

That the questions taken on notice at the Ordinary Council Meeting held on 6 June 2023 and the subsequent response be received and noted.

(Gosewisch/Newstead)

**CARRIED****TOURISM DEVELOPMENT PROGRAM APPLICATION**

2306/E004

**RESOLVED:**

That Council approve \$1,100 to the Millthorpe Village Committee for the Millthorpe Night Market event.

(Reynolds/Gosewisch)

**CARRIED****ADOPTION OF 2023/24 - 2026/27 DELIVERY PROGRAM AND 2023/24 OPERATIONAL PLAN****MOTION:**

That Council:

1. Pursuant to the requirements of the Local Government Act 1993, adopt the 2023/24 – 2026/27 Delivery Program and 2023/24 Operational Plan as attached to this report.
2. Note that the 2023/24 Operational Plan forecasts a Net Operating Result before Capital Items of (\$1.08m) deficit (\$1.27m deficit for General Fund and \$194k surplus for Sewer Fund) and continued deficits thereafter throughout Council's Delivery Program and Long-Term Financial Plan.
3. Note the 5 community submissions received during the public exhibition period (summarised and attached to this report) with the following changes proposed in response to the submissions received;
  - a. \$330k allocated (from Regional and Local Roads Repair Program) for road repair works to Garland Road in 2023/24,
  - b. The "Annual User-group" fee for Central West Equestrian and Livestock Centre will enable 1 'Special Event' without incurring a 'Special Event' charge.
  - c. \$145k allocated (from NSW OLG \$1m Flood Recovery Grant) to commence culvert upgrade and improvement works at Richards Lane in 2023/24.
4. Adopt the Revenue Policy for 2023/24, as outlined in the 2023/24 Operational Plan.
5. Adopt the Statement of Rating Structure and their respective short names as contained in the Operational Plan 2023/24

and make the Ordinary Rate and charges, including sewer charges and domestic waste management charges, pursuant to s.494 and s.496 of the Local Government Act 1993 and Waste Management Levy pursuant to s.501 of the Local Government Act 1993 detailed in the tables below:

Rating Structure for the 2023/24 Rating Year (3.7% increase)						
Name of Category/Sub Category	No. of Assessments	Base Rate	Ad Valorem	Land Value	Total Yield	% Yield from Base Amount
<b>Residential</b>						
Ordinary Rate	1,200	\$370	0.00112911	\$405,175,200	\$901,487	49.25%
Blayney & Carcoar	1,407	\$370	0.00230344	\$240,286,300	\$1,074,075	48.47%
Millthorpe	330	\$370	0.00110024	\$118,187,000	\$252,134	48.43%
<b>Business</b>						
Ordinary Rate	128	\$475	0.00370041	\$31,780,510	\$178,401	34.08%
Blayney	171	\$475	0.00613150	\$24,733,700	\$232,880	34.88%
Business Millthorpe & Carcoar	56	\$475	0.00341157	\$14,951,900	\$77,609	34.27%
<b>Farmland</b>						
Ordinary Rate	720	\$600	0.00127720	\$1,523,393,130	\$2,377,681	18.17%
<b>Mining</b>						
Ordinary Rate	1	\$1,200	0.03074824	\$564,000	\$18,542	6.47%
Gold	-	\$1,200	0.04357993			
Gold / Copper Combined	1	\$1,200	0.04185352	\$116,400,000	\$4,872,950	0.02%
<b>Total Yield</b>	<b>4,014</b>			<b>\$2,475,471,740</b>	<b>\$9,985,759</b>	

### 2023/24 Waste Charges

Charge Category and Description	Annual Charge	No. of Properties
<b>Waste Management Levy</b> <i>This is waste management charge is applied to all properties funding waste disposal services for the Blayney Shire</i>	\$60	4,119
<b>Domestic Waste Management</b>		
<b>Domestic Waste Management Service Charge</b> <i>This is applied to properties that have a residence within the waste collection area.</i>	\$376	2,661
<b>Domestic Waste Management Availability Charge</b> <i>This charge is applied to properties within the waste collection area that do not have a service but it is available i.e. vacant land</i>	\$68	321
<b>Commercial (Non-Domestic) Waste Management</b>		
<b>Non-Domestic Waste Management Service Charge</b> <i>This is applied to properties for non-domestic properties within the waste collection area</i>	\$484	331

<b>Non-Domestic Waste Management Availability Charge</b> <i>This charge is applied to properties within the waste collection area that do not have a service but it is available i.e. vacant land</i>	\$68	90
<b>Non-Domestic Waste Service Management Charge for Charity and Not Profit Organisations</b> <i>This is applied to the above properties for non-domestic properties within the waste collection area</i>	\$132	15
<b>Extra Services</b>		
Additional Garbage Charge – per red bin	\$344	91
Additional Recycling Charge – per yellow bin	\$140	31
<b>Total Yield</b>	<b>\$1,473,452</b>	

### 2023/24 Non Residential and Residential Sewer Charges

<b>Residential</b>			
	<b>Access Charge</b>	<b>No. of Properties</b>	<b>Total Yield</b>
<b>Connected</b>	\$800	1,544	\$1,235,200
<b>Vacant (Unconnected)</b>	\$412	123	\$50,676
<b>Estimated Total Yield</b>	<b>\$1,285,876</b>		

<b>Non-Residential</b>				
	<b>Annual Charge (Prior to SDF Factor)</b>	<b>No. of Properties</b>	<b>Quarter Charge before SDF applied</b>	<b>Min. quarterly amount charged</b>
20mm Water Service	\$668	161	\$167	\$200
25mm Water Service	\$1,020	21	\$255	\$200
32mm Water Service	\$1,662	18	\$415	\$200
40mm Water Service	\$2,604	11	\$651	\$200
50mm Water Service	\$4,060	24	\$1,015	\$200
80mm Water Service	\$10,380	1	\$2,595	
100mm Water Service	\$16,272	6	\$4,068	
150mm Water Service	\$36,620	2	\$9,155	
Vacant/Unmetered	\$412	54		
Usage Charge (per kl)	\$1.71			
<b>Estimated Total Yield</b>	<b>\$452,282</b>			

### Future Sewerage Infrastructure Subsidy Charge

	<b>Access Charge</b>	<b>No of Properties</b>	<b>Total Yield</b>
Connected - Residential	\$55	1,512	\$83,160
Connected - Business	\$55	242	\$13,310
Vacant (Unconnected)	\$55	123	\$6,765
<b>Estimated Total Yield</b>	<b>\$103,235</b>		

**2023/24 Trade Waste Charges**

<b>Commercial (Non-Residential)</b>		
	<b>Annual Fee</b>	<b>No. of Properties</b>
Annual Trade Waste Fee	\$124	65
Annual Trade Waste Fee (Large Dischargers Category 3)	\$456	1
Liquid Trade Waste User Charges with Trade Waste Agreement (Category 1, Category 2/2s)	\$2.47	23
Liquid Trade Waste User Charges with No Trade Waste Agreement	\$24.70	12
Excess Mass Chargers for Category (3 Dischargers)	\$ as per the table in fees and charges	
Water Testing Charges (if required)	\$320 per quarter	1
<b>Estimated Total Yield</b>		<b>\$72,360</b>

6. That the schedule of financial assistance under the Community Financial Assistance Program, pursuant to s.356 Local Government Act be adopted noting the following amendments:

<b>Type</b>	<b>Item</b>	<b>\$</b>
Community Events / Cultural Activities	Newbridge Progress Association – Swap Meet	(\$340)
Insurance	Blayney Shire Community Mens Shed	\$80
Insurance	Total Insurance Contributions	\$260

7. That the following programs which financially assist others under s.356 Local Government Act (1993), including; Local Heritage Assistance Program, the Youth Week Grants Program, the Tourism Event Development Fund and the Village Enhancement Program be adopted.
8. Endorse commencement of the Special Variation application process, noting;
- Council in 2022 undertook a Strategic Financial Review (completed by LG Solutions) to review Council's long term financial sustainability and must now consider a Special Variation application.
  - Council must ensure it has sufficient revenue to:
    - Improve financial sustainability by eliminating the General Fund operating deficits;
    - Deliver the services adopted within its Integrated Planning and Reporting documents;
    - Provide sufficient funding to meet asset renewal funding requirements and appropriately manage the infrastructure backlog;
    - Meet compliance obligations under the Local Government Act 1993 (NSW) and other forms of legislation;
    - Address continual financial implications mandated and/or cost shifting from the NSW Government;

- Address Council's unsustainable reliance on mining rate income (current and future) and develop strategies to reduce this reliance.
- c. Council will engage a specialist local government finance consultant to review and prepare all necessary documentation required for the potential Special Variation application.
- d. Progression of the Special Variation application will be subject to further Council approval and a future community engagement process as per the requirements of the Office of Local Government and the Independent Pricing and Regulatory Tribunal (IPART) with a view to making application for the 2024/25 financial year.

(Ferguson/Newstead)

An **AMENDMENT** was moved by Cr Reynolds and seconded by Cr Somerville to add:

9. The remaining money in each of the village enhancement program funds be carried over for a period of three months into a new financial year. Each village or village committee be immediately approached to determine if they have projects within the village may be designated for, or if there are footpath extensions or streetlights the money be used for. Any remaining carryover funds after three months are to be returned to consolidated revenue.

During debate the mover and seconder agreed to make the **AMENDMENT**:

9. The remaining money in the village enhancement program is to be carried over into the 2023/24 financial year.

(Reynolds/Somerville)

**CARRIED**

The amendment became the substantive motion and was put.

2306/E005 **RESOLVED:**

That Council:

1. Pursuant to the requirements of the Local Government Act 1993, adopt the 2023/24 – 2026/27 Delivery Program and 2023/24 Operational Plan as attached to this report.
2. Note that the 2023/24 Operational Plan forecasts a Net Operating Result before Capital Items of (\$1.08m) deficit (\$1.27m deficit for General Fund and \$194k surplus for Sewer Fund) and continued deficits thereafter throughout Council's Delivery Program and Long-Term Financial Plan.
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- Program) for road repair works to Garland Road in 2023/24,
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- c. Council will engage a specialist local government finance consultant to review and prepare all necessary documentation required for the potential Special Variation application.
- d. Progression of the Special Variation application will be subject to further Council approval and a future community engagement process as per the requirements of the Office of Local Government and the Independent Pricing and Regulatory Tribunal (IPART) with a view to making application for the 2024/25 financial year.
9. The remaining money in the village enhancement program is to be carried over into the 2023/24 financial year.

(Reynolds/Somerville)

**CARRIED**

## **CORPORATE SERVICES REPORTS**

### **REPORT OF COUNCIL INVESTMENTS AS AT 31 MAY 2023**

2306/E006

#### **RESOLVED:**

1. That the report indicating Council's investment position as at 31 May 2023 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

(Gosewisch/Newstead)

**CARRIED**

## **INFRASTRUCTURE SERVICES REPORTS**

### **ROAD STRATEGY REVIEW**

2306/E007

#### **RESOLVED:**

That Council endorse the Blayney Shire Roads Strategy 2023 attached to this report.

(Newstead/Reynolds)

**CARRIED**

**MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 9 JUNE 2023**

2306/E008

**RESOLVED:**

That Council:

1. Receive and note the minutes of the Blayney Traffic Committee Meeting, held on Friday 9 June 2023.
2. Endorse the Traffic Management Plan for the Newcrest Orange Challenge event to be staged on 10 September 2023. The event is to be classified as a Class 2 event, and approved subject to the conditions detailed in the Director Infrastructure Services' Report.
3. Endorse the Traffic Guidance Scheme for the Millthorpe Winter Fire Festival Night Market, to be staged on 4 August 2023 on Pym Street Millthorpe as a Class 2 event, subject to the conditions detailed in the Director Infrastructure Services' Report.
4. Note, Give way signage for the intersection of Adelaide Lane and Stillingfleet Street is neither required nor recommended.
5. Millthorpe Pump Station
  - a. Install two "No Parking" (R9-40) signs either side of Lot 1 DP1036244, and
  - b. Apply to TfNSW for inclusion of "authorised Vehicles Excepted" on the two new "No Parking" signs for this location.
6. Blayney High Pedestrian Area.
  - a. Note the submissions made during the public exhibition of the proposed Blayney High Pedestrian Area.
  - b. Having considered the submissions received endorse the modified Blayney High Pedestrian Area Zone for implementation.

(Newstead/Gosewisch)

**CARRIED****CLOSED MEETING**

2306/E009

**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 matters:

**TENDER 06/2023: SUPPLY OF QUARRY MATERIALS**

*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/Somerville)

**CARRIED**

**CONFIDENTIAL MEETING REPORTS****TENDER 06/2023: SUPPLY OF QUARRY MATERIALS**

2306/E010

**RESOLVED:**

That Council accept the following tenderers onto the panel contract for Supply, or Supply and Delivery of Quarry Materials:

- Bonus Quarry Materials
- Boral Resources (Country)
- CPB Excavations
- Hanson Construction Materials

(Somerville/Newstead)

**CARRIED**

2306/E011

**RESOLVED:**

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

(Newstead/Gosewisch)

**CARRIED****AT THE RE-OPENING OF THE MEETING TO THE PUBLIC, THE MAYOR ANNOUNCED THE OUTCOME OF RESOLUTION NUMBER 2306/E010.**

There being no further business, the meeting concluded at 6:58pm.

The Minute Numbers 2306/E001 to 2306/E011 were confirmed on 18 July 2023 and are a full and accurate record of proceedings of the Ordinary Meeting held on 27 June 2023.

  
\_\_\_\_\_  
Cr S Ferguson  
**MAYOR**  
\_\_\_\_\_  
Mr M Dicker  
**GENERAL MANAGER**