

**MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING
HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY
CENTRE, ON 19 FEBRUARY 2018, COMMENCING AT 6.00PM**

Present: Crs S Ferguson (Mayor), S Denton, A Ewin, D Kingham, J Newstead, B Reynolds and D Somervaille

General Manager (Mrs R Ryan), Acting Director Corporate Services (Mrs T Irlam), Director Infrastructure Services (Mr G Baker); Director Planning & Environmental Services (Mr M Dicker) and Executive Assistant to the General Manager (Mrs L Ferson)

ACKNOWLEDGEMENT OF COUNTRY

RECORDING OF MEETING STATEMENT

APOLOGIES

Nil

DISCLOSURES OF INTEREST

Nil

PUBLIC FORUM

Kim Menzies – Development Control Plan and Draft Exhibition

CONFIRMATION OF MINUTES

**MINUTES OF THE PREVIOUS MEETING HELD ON MONDAY
18 DECEMBER 2017**

1802/001

RESOLVED:

That the Minutes of the Ordinary Council Meeting held on 18 December 2017, being minute numbers 1712/001 to 1712/026 be confirmed.

(Reynolds/Ewin)

CARRIED

MATTERS ARISING FROM THE MINUTES

Cr Reynolds asked the General Manager for an update on the Forest Reefs Community Strategic Plan. General Manager confirmed approach had been made through the Millthorpe Village Committee to form a subcommittee for this area.

Cr Reynolds advised that at the Traffic Committee meeting on Friday a late event application for the Orange Cycle Event had been received. The RMS are holding a workshop in mid-March to discuss with event organisers and community groups involved with organising events the importance of lodging these applications at least 4 months prior to events. Cr Reynolds encourages fellow Councillors, General Manager and Directors

to attend. Members of the community will be invited, RMS, Police, Villages Committee and event organisers.

NOTICES OF MOTION

NOTICE OF MOTION

MOTION:

That Council resolve in relation to the Carcoar Road Bridge over Cowriga Creek and Carcoar Road:

1. To consult with bridge demolition experts over the demolition of the existing bridge and bring back to Council a tender option for the demolition of the existing bridge.
2. Not proceed with a wet crossing over Cowriga Creek.
3. Apply to the NSW and Australian Government's for funding to construct a new bridge and associated road infrastructure. This road infrastructure could also connect directly with the Central Tablelands Livestock Exchange
4. Develop options for the construction of a new bridge with a bridge consultant.
5. Reallocate funds from the construction of a Wet Crossing to the demolition of the existing bridge.
6. Council allocate a proportion of the remaining funds from the \$3 million bridge loan to the construction of the Carcoar Road Cowriga Creek Bridge, if Council agrees to proceed with the construction of the bridge.
7. If the bridge proceeds to construction, Council will reconstruct and bitumen seal the Carcoar Road from the northern end of the new bridge to just past the Davis Dairy.
8. Council explore funding options to bitumen seal the entire road from Carcoar to the Browns Creek Road cross roads as part of a funding application project or do a 1 km section of the Carcoar Road each year until fully bitumen.
9. A report back to each Council meeting on progress until this bridge project is completed.

(Reynolds/Kingham)

An **AMENDMENT** was moved by Cr Reynolds and seconded by Cr Newstead:

That Council:

1. reaffirms its resolution not to precede with any work on Cowriga Creek until a full report detailing; bridge engineering and design options, demolition of the existing bridge and budget implications is brought back for Council consideration; and
2. continue to workshop this project over the next two months as the different options are developed to facilitate the preparation of both the; 2018/2019 Operational Plan and 2018/2022 Delivery Plan.

The amendment became the substantive motion and was put.

1802/002

RESOLVED:

That Council:

1. reaffirms its resolution not to precede with any work on Cowriga Creek until a full report detailing; bridge engineering and design options, demolition of the existing bridge and budget implications is brought back for Council consideration; and
2. continue to workshop this project over the next two months as the different options are developed to facilitate the preparation of both the; 2018/2019 Operational Plan and 2018/2022 Delivery Plan.

(Reynolds/Newstead)

CARRIED

EXECUTIVE SERVICES REPORTS

APPLICATION FOR LEAVE OF ABSENCE

1802/003

RESOLVED:

That Council approve the Leave of Absence application submitted by Cr Newstead for the April 2018 Council meeting.

(Reynolds/Denton)

CARRIED

COUNCIL RESOLUTION REPORT

1802/004

RESOLVED:

That Council notes the Resolution Report to December 2017.

(Newstead/Ewin)

CARRIED

CENTRAL NSW COUNCILS JOINT ORGANISATION

1802/005

RESOLVED:

In accordance with Part 7 of Chapter 12 of the Local Government Act 1993 (Act), Blayney Shire Council resolves:

1. That the General Manager inform the Minister for Local Government (Minister) of Blayney Shire Council's endorsement of the Minister recommending to the Governor the establishment of a Central NSW Councils Joint Organisation (CNSWCJO) in accordance with this resolution.
2. To approve the inclusion of Blayney Shire local government area in the CNSWCJO.
3. That the CNSWCJO be established to cover the Council's area and any one or more of the following council areas:
 - a. Bathurst Regional Council, Blayney Shire Council, Cabonne Council, Cowra Shire Council, Forbes Shire Council, Lachlan Shire Council, Lithgow City Council, Oberon Council, Orange City Council, Parkes Shire Council and Weddin Shire Council.

4. That, on the expiry of a period of 28 days from the making of this resolution, the General Manager provide the Minister:
- a. with a copy of this resolution including the date on which Council made this resolution, and;
 - b. inform the Minister that this resolution has not been rescinded, for the purpose of the Minister issuing a certificate under section 400P of the Act.

(Somerville/Kingham)

CARRIED

LGNSW TOURISM CONFERENCE PARKES

1802/006

RESOLVED:

That Council approve the payment of the conference registration, travel and accommodation expenses for 3 Blayney Shire Council delegates being; Councillor Ferguson, Councillor Reynolds and the General Manager to attend the LGNSW Tourism Conference 2018 in Parkes.

(Newstead/Kingham)

CARRIED

**MINUTES OF THE BLAYNEY SHIRE CULTURAL CENTRE
WORKING GROUP MEETING HELD MONDAY 5 FEBRUARY
2018**

1802/007

RESOLVED:

That the minutes of the Blayney Shire Cultural Centre Working Group Meeting, held on Monday 5 February 2018, be received and noted.

(Ewin/Reynolds)

CARRIED

CORPORATE SERVICES REPORTS

**REPORT OF COUNCIL INVESTMENTS AS AT 31 DECEMBER
2017**

1802/008

RESOLVED:

1. That the report indicating Council's investment position as at 31 December 2017 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

(Somerville/Reynolds)

CARRIED

REPORT OF COUNCIL INVESTMENTS AS AT 31 JANUARY 2018

1802/009

RESOLVED:

1. That the report indicating Council's investment position as at 31 January 2018 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

(Reynolds/Somerville)

CARRIED**QUARTERLY BUDGET REVIEW STATEMENT - DECEMBER 2017**

1802/010

RESOLVED:

1. That the Quarterly Budget Review Statement for the quarter ending 31 December 2017 be received.
2. That the supplementary votes of \$51k proposed in the Quarterly Budget Review Statement be adopted resulting in an increase to operating expenditure of \$32k, an increase in operating income of \$148k and an increase to Capital Expenditure of \$65k offset by Capital Income variations of \$114k.

(Newstead/Kingham)

CARRIED**PAYMENT OF EXPENSES AND THE PROVISION OF FACILITIES TO THE MAYOR AND COUNCILLORS POLICY**

1802/011

RESOLVED:

That the Payment of Expenses and the Provision of Facilities to the Mayor and Councillors Policy be placed on public exhibition for a period of at least 28 days.

(Somerville/Kingham)

CARRIED**CODE OF CONDUCT COMPLAINTS FOR PERIOD ENDING 30 SEPTEMBER 2017**

1802/012

RESOLVED:

That the report on Code of Conduct complaints for the period ending 30 September 2017 be received.

(Newstead/Ewin)

CARRIED**COMPLIANCE AND REPORTING ACTIVITIES**

1802/013

RESOLVED:

That the report on Compliance and Reporting Activities for the 6 month period to December 2017 be received.

(Reynolds/Newstead)

CARRIED**LEASE OF LAND TO YINGLI SOLAR**

Item deferred to end of agenda for Closed Meeting.

FINALISATION OF SALE OF INALA UNITS**1802/014****RESOLVED:**

That Council, following finalisation of the sale of Inala Units, endorse the allocation of the sale proceeds of \$960,000 and balance of the Inala Units cash restriction of \$94,207 to the Property Account Internally Restricted Cash provision to be accounted for in the 2nd Quarterly Budget Review

(Ewin/Newstead)

CARRIED**REVIEW OF COUNCIL POLICIES****1802/015****RESOLVED:**

1. That the following policies be adopted as part of Council's Policy review process and be included in Council's Policy register:

No.	Policy Name
2D	Public Interest Disclosures: Internal Reporting Policy
5C	Categorisation of Land as farmland for Rating Purposes
5E	Pensioner and Hardship Assistance Policy
6C	Package for Doctors Incentives for Retention / Attraction

2. That the following policies be endorsed and placed on public exhibition for a period of not less than 28 days:

No.	Policy Name
2E	Gifts & Benefits Policy
2B	Media Spokesperson
4C	Corporate Credit Card Policy
4D	Related Parties Disclosures
6B	Public Liability Community Celebration
7S	Mobile Device Usage Policy
8B	Social Media

(Reynolds/Ewin)

CARRIED

- 1802/016** **LEASE OF LAND FOR AGISTMENT PURPOSES**
RESOLVED:
 That Council:
1. approve the lease of industrial land for a period of 2 years 11 months with a 1 year option to the following parties:
 Lot 6: (Part Lot 2, DP 881885): N. Collins \$100
 Lot 9: (Part Lot 2, DP 881885): N. Collins \$100
 2. advertise the availability of remaining land being Lot 2 (Lot 1, DP 842577), seeking Expressions of Interest.
- (Kingham/Newstead)
CARRIED

- 1802/017** **LGA BOUNDARY ALTERATION - MCKELLARS LANE, HOBBYS YARDS**
RESOLVED:
1. That Council reaffirm the transfer of Lot 1 DP 118421 from the Bathurst Regional Council LGA to the Blayney Shire Council LGA;
 2. That, subject to approval by Bathurst Regional Council, the adjustment for rates and annual charges take effect from the next year following proclamation.
 3. That the Office of Local Government be informed of Council's decision and request Minister for Local Government to recommend to the Governor the approval to issue a proclamation under section 218B of the Local Government Act, altering the boundary with Bathurst Regional Council.
- (Somerville/Ewin)
CARRIED

INFRASTRUCTURE SERVICES REPORTS

- 1802/018** **DIRECTOR INFRASTRUCTURE SERVICES MONTHLY REPORT**
RESOLVED:
 That the Director of Infrastructure Services Monthly report for February 2018 be received and noted.
- (Ewin/Reynolds)
CARRIED

- 1802/019** **JOHNSTON CRESCENT - TREE REMOVAL**
RESOLVED:
 That Council approves the removal of the row of pine trees between Johnston Crescent and the railway line in Blayney and supplementary vote request for \$65,000 as provided for in the second Quarterly Budget Review Statement.
- (Ewin/Newstead)
CARRIED

**PROPOSED ROAD NAME - UNNAMED ROAD AT 168
FOREST REEFS ROAD, MILLTHORPE**

1802/020

RESOLVED:

That the recommended name, Showground Lane be placed on public exhibition for a period of not less than 28 days and the public and relevant authorities be invited to make submissions.

(Ewin/Somerville)

CARRIED

**MINUTES OF THE BLAYNEY SHIRE SPORTS COUNCIL
MEETING HELD ON THURSDAY, 16 NOVEMBER 2017**

1802/021

RESOLVED:

1. That the minutes of the Blayney Shire Sports Council Meeting, held on Thursday 16 November 2017 be received and noted.
2. That Council prepare options for the installation of shelters over the reserves bunkers at King George Oval, with a report including costings to be brought back to Sports Council.

(Newstead/Ewin)

CARRIED**CLOSED MEETING**

1802/022

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:

LEASE OF LAND TO YINGLI SOLAR

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.

(Kingham/Reynolds)

CARRIED**CONFIDENTIAL MEETING REPORTS****LEASE OF LAND TO YINGLI SOLAR**

1802/023

RESOLVED:

1. That the Council endorse the General Manager to finalise the Agreement of Lease contract terms with Yingli Solar.
2. That Council endorse execution of the lease of Lot 222/DP 1175708 and Lot 3/ DP1103517 being 31 and 33 Gerty Street Blayney and associated documentation by the Mayor and General Manager under Council seal.

(Reynolds/Denton)

CARRIED

1802/024 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/Reynolds)

CARRIED

AT THE RE-OPENING OF THE MEETING TO THE PUBLIC, THE MAYOR ANNOUNCED THE OUTCOMES OF RESOLUTION NUMBER 1802/023.

There being no further business, the meeting concluded at 8.30pm.

The Minute Numbers 1802/001 to 1802/024 were confirmed on 19 March 2018 and are a full and accurate record of proceedings of the Ordinary Meeting held on 19 February 2018.



Cr S Ferguson
MAYOR



Mrs R Ryan
GENERAL MANAGER