

**MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING
HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY
CENTRE, ON 15 FEBRUARY 2021, COMMENCING AT 6.00PM**

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

General Manager (Mrs R Ryan), Director Corporate Services (Mr A Franze), Director Infrastructure Services (Mr G Baker), Director Planning & Environmental Services (Mr M Dicker), Manager Planning (Mr D Drum) and Executive Assistant to the General Manager (Mrs L Ferson)

ACKNOWLEDGEMENT OF COUNTRY

RECORDING OF MEETING STATEMENT

DISCLOSURES OF INTEREST

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

Councillor/ Staff	Interest	Item	Pg	Report	Reason
Cr Ferguson	Pecuniary	4	30	Tourism Event Development Program	Sister is employed by Blayney Platform Arts Hub (BTA)
Cr Somerville	Non Pecuniary (Significant)	5	32	Planning Agreement – McPhillamys Gold Project	Cr Somerville is a consultant to the law firm that represented Regis on the negotiation and drafting of the planning agreement
Cr Reynolds	Pecuniary	19	93	Rural Fire Service Contributions	A company Cr Reynolds owns does work for the Canobolas Zone of the NSW Rural Fire Service

PUBLIC FORUM

David Price – Item 5 – Planning Agreement – McPhillamys Gold Project

Daniel Sutton – Item 5 – Planning Agreement – McPhillamys Gold Project

Heather Davidson – Item 25 – Blayney Settlement Strategy 2020

CONFIRMATION OF MINUTES

**MINUTES OF THE PREVIOUS COUNCIL MEETING HELD 21
DECEMBER 2020**

2102/001

RESOLVED

That the Minutes of the Ordinary Council Meeting held on 21 December 2020, being minute numbers 2012/001 to 2012/028 be confirmed.

(Ewin/Reynolds)
CARRIED

MATTERS ARISING FROM THE MINUTES

Nil

EXECUTIVE SERVICES REPORTS

COUNCIL RESOLUTION REPORT

2102/002

RESOLVED

That Council notes the Resolution Report to January 2021.

(Newstead/Reynolds)
CARRIED

RISK, WORK HEALTH AND SAFETY QUARTERLY REPORT

2102/003

RESOLVED

That Council receive and note the Risk, Work Health and Safety Report for the quarter October 2020 to December 2020.

(Ewin/Somerville)
CARRIED

The Mayor, Cr Ferguson, having declared an interest departed the Chair and left the Chambers. The Deputy Mayor, Cr Ewin, assumed the Chair.

TOURISM EVENT DEVELOPMENT PROGRAM

2102/004

RESOLVED

That Council approve \$500 for Platform Blayney Arts Hub, Textures of One Exhibition under the 2020/21 Tourism Event Development Program.

(Somerville/Denton)
CARRIED

The Mayor, Cr Ferguson returned to the Chambers and resumed the Chair.

Cr Somervaille, having declared an interest and left the Chambers.

2102/005 **PLANNING AGREEMENT - MCPHILLAMYS GOLD PROJECT**
RESOLVED:

That Council authorise the Mayor and General Manager to execute the Planning Agreement between LFB Resources NL (Regis Resources) and Blayney Shire Council, and place it along with the Explanatory Note onto Council's Planning Agreement Register.

(Reynolds/Ewin)

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

FOR

AGAINST

Councillor Ewin
Councillor Ferguson
Councillor Kingham
Councillor Reynolds
Councillor Newstead
Councillor Denton

Total (6)

Total (0)

CARRIED

Cr Somervaille returned to the Chambers.

CORPORATE SERVICES REPORTS

2102/006 **REPORT OF COUNCIL INVESTMENTS AS AT 31 DECEMBER 2020**

Recommendation:

1. That the report indicating Council's investment position as at 31 December 2020 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

(Kingham/Ewin)

CARRIED

2102/007 **REPORT OF COUNCIL INVESTMENTS AS AT 31 JANUARY 2021**

RESOLVED:

1. That the report indicating Council's investment position as at 31 January 2021 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

(Reynolds/Somervaille)

CARRIED

QUARTERLY BUDGET REVIEW STATEMENT - DECEMBER 2020**2102/008****RESOLVED:**

1. That the Quarterly Budget Review Statement for the quarter ending 31 December 2020 be received.
2. That the supplementary votes of \$115k (nett) proposed in the Quarterly Budget Review Statement be adopted, resulting in an increase to operating expenditure of \$63k, an increase of capital expenditure of \$347k and increase in income of \$295k that includes capital income variations of \$169k.

(Reynolds/Newstead)

CARRIED**SIX MONTHLY DELIVERY PLAN REVIEW - DECEMBER 2020****2102/009****RESOLVED:**

That the six-monthly review, for period ending 31 December 2020, of Council's 2020/21 – 2023/24 Delivery Plan be received.

(Somerville/Ewin)

CARRIED**INFORMATION TECHNOLOGY QUARTERLY REPORT****2102/010****RESOLVED:**

That Council receive the Information Technology report for the quarter October to December 2020.

(Denton/Reynolds)

CARRIED**SALE OF LAND FOR UNPAID RATES - BAD DEBT WRITE OFF****2102/011****RESOLVED:**

That Council approve the write-off of irrecoverable rates and charges in the amount of \$5,732.17 for the following debtors:

A344991	Colourtone Pty Ltd	Danvers Street, Carcoar	\$4,762.05
A341113	William Hood	888 Moorilda Road, Moorilda	\$970.12

(Kingham/Reynolds)

CARRIED**ADOPTION OF INFORMATION SECURITY POLICY****2102/012****RESOLVED:**

That the Information Security Policy be adopted and included in Council's Policy Register.

(Denton/Ewin)

CARRIED

DISABILITY INCLUSION ACTION PLAN 2017-2021 STATUS REPORT

2102/013 RESOLVED:

1. That Council receive and note the Blayney Shire Disability Inclusion Action Plan status report as at 31 December 2020.
2. That Council endorse the preparation of the 2021 – 2025 Blayney Shire Disability Inclusion Action Plan in collaboration with Orange City and Cabonne Councils.

(Denton/Ewin)
CARRIED

CHANGE OF TENURE - CROWN LAND CEMETERIES

2102/014 RESOLVED:

That Council's intention to seek approval from Department of Planning, Industry and Environment – Crown Lands for amendment of the management structure of Crown Land cemeteries located at Carcoar, Lyndhurst, Neville and Newbridge from 'Devolved to Council' to 'Crown Land Manager' be placed on public exhibition for a period of at least 28 days.

(Kingham/Denton)
CARRIED

COMPLIANCE AND REPORTING ACTIVITIES

2102/015 RESOLVED:

That the report on Compliance and Reporting Activities for the six month period to December 2020 be received.

(Reynolds/Ewin)
CARRIED

LEASE OF INDUSTRIAL LAND FOR AGISTMENT PURPOSES

2102/016 RESOLVED:

That Council lease industrial land for a period of 3 years with a 1 year option to the following parties:

Lot 1 (Part Lot 1, DP 1072760):	C. Spears \$330
Lot 3 (Lot 202, DP 1196179):	G. Bird \$500
Lot 4: (Part Lot 2, DP 881885):	N. Collins \$500
Lot 5: (Part Lot 2, DP 881885):	N. Collins \$500
Lot 6: (Part Lot 2, DP 881885):	N. Collins \$500
Lot 7: (Part Lot 2, DP 881885):	N. Collins \$500
Lot 8: (Part Lot 2, DP 881885):	S & K Bennett \$1,500
Lot 9: (Part Lot 1, DP 134341):	N. Collins \$100
Lot 10 (Lot 3, DP 1103517):	A. Palmer \$1,750
Lot 11: (Part Lot 1, DP 134341):	A. Nicholson \$1,100
Lot 12: (Lot 222, DP 1175708):	N. Collins \$1,400

(Denton/Reynolds)
CARRIED

AMENDMENT TO INVESTMENT POLICY**2102/017****RESOLVED:**

That Council adopt the Investment Policy, as amended, and it be included in Council's Policy Register.

(Somervaille/Ewin)

Cr Somervaille foreshadowed a Notice of Motion that Council declare that AMP bank be a prohibited investment in accordance with clause 1.8 of the investment policy.

CARRIED

LAND PASSED IN AT SALE OF LAND FOR UNPAID RATES**2102/018****RESOLVED:**

1. That Council offer land to the State of NSW (Crown Lands) for sale of Lots 9 & 10 DP 1138533 Danvers Street, Carcoar for the amount of \$1 to be incorporated into the Carcoar Showground Crown Reserve (R590109).
2. That Council endorse execution of relevant contracts and associated documentation by the Mayor and General Manager, and if required under Council seal.

(Kingham/Reynolds)

CARRIED

Cr Reynolds, having declared an interest left the Chambers.

RURAL FIRE SERVICE CONTRIBUTIONS**2102/019****RESOLVED:**

That Council make representations to the Member for Bathurst, Minister for Local Government and Minister for Police and Emergency Services in regards to the escalation of RFS contributions for local government and seeking a more sustainable funding model.

(Ewin/Newstead)

CARRIED

Cr Reynolds returned to the Chambers.

AUDIT RISK AND IMPROVEMENT COMMITTEE MEETING
MINUTES HELD 18 NOVEMBER 2020

2102/020

RESOLVED:

1. That the Minutes of the Audit Risk and Improvement Committee Meeting held 18 November 2020 be confirmed.
2. That the Strategic Audit Plan be a standing item on the Committee agenda.
3. That the Strategic Internal Audit Plan Activities 2021 - 2023 be endorsed subject to deletion of the Asset Management Review.
4. That the budget for Internal Audit 2020/21 be reviewed and if there is capacity a proposal to reschedule a future planned audit into the 2nd half of 2020/21 be determined out of session.
5. That the appointment of National Audit Group to undertake the Fraud Risk Health Assessment be endorsed.

(Somerville/Reynolds)

CARRIED**INFRASTRUCTURE SERVICES REPORTS****DIRECTOR INFRASTRUCTURE SERVICES MONTHLY REPORT**

2102/021

RESOLVED:

That the Director Infrastructure Services Monthly Report for February 2021 be received and noted.

(Reynolds/Somerville)

CARRIED**LOCAL ROADS AND COMMUNITY INFRASTRUCTURE PHASE 2**

2102/022

RESOLVED:

That Council:

1. Accept the Australian Government Local Roads and Community Infrastructure Grant Agreement for \$552,171 and authorise the General Manager to sign the funding agreement
2. Approve the nomination of the following projects:-
 - a. Local Roads - Culvert approach repairs program - \$72,771
 - b. Community Infrastructure – New shared path in Stillingfleet Street between Adelaide and Osman Streets - \$79,662
 - c. Community Infrastructure – Extension of footpath renewals - \$32,338

(Reynolds/Newstead)

CARRIED

- 2102/023** **KING GEORGE OVAL KICKING GOALS FOR GIRLS ECI**
RESOLVED:
That Council approve selected Contractors; Hines Constructions and Renascent Regional to be engaged in the Early Contractor Involvement process for the design of the Building Better Regions Fund Round 4 project – King George Oval Change Rooms.

(Kingham/Somervaille)
CARRIED

- 2102/024** **TRAFFIC COMMITTEE - 5 FEBRUARY 2021**
RESOLVED:
 1. That the minutes of the Blayney Traffic Committee Meeting, held on Friday 5 February 2021, be received and noted.
 2. That Council endorse the Traffic Management Plan for the Carcoar March Music Event, to be staged on 13 March 2021 on Icely and Belubula Streets Carcoar as a Class 2 event, subject to the conditions detailed in the Director Infrastructure Services' Report subject to:
 - The distribution of the TCP to the Traffic Committee when available.
 3. That Council install truck warning signage and distance ahead plates on the approaches to the ANL facility on Browns Creek Road in accordance with the Australian Standard.

(Reynolds/Denton)
CARRIED

PLANNING AND ENVIRONMENTAL SERVICES REPORTS

- 2102/025** **BLAYNEY SETTLEMENT STRATEGY 2020**
RESOLVED:
That Council;
 1. Notes the 75 submissions received during the public exhibition of the Draft Blayney Shire Settlement Strategy 2020,
 2. Endorses the Blayney Shire Settlement Strategy 2020 attached to this report, as amended and altered following the public exhibition,
 3. Defer from the Blayney Shire Settlement Strategy 2020 the R1 General Residential zone expansion and new R2 Low Density Residential zone at Millthorpe, until further strategic analysis and subsequent community consultation has been undertaken,
 4. Authorises the General Manager to approve any minor formatting amendments to correct minor clerical errors or issues which do not change or alter the content or intent of the Blayney Shire Settlement Strategy 2020,
 5. Proceeds to immediately commence 3 Planning Proposals to update the Blayney Local Environmental Plan 2012 for Actions A2-1, A3-1 and A4-1 in the Blayney Shire Settlement

- Strategy 2020,
6. Withdraw the proposed Planning Proposal currently lodged with DPIE to amend the flood planning map within the Blayney Local Environmental Plan 2012 (Res 1704/015).
(Newstead/Reynolds)

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


FOR	AGAINST	
Councillor Ewin		
Councillor Ferguson		
Councillor Kingham		
Councillor Somervaille		
Councillor Reynolds		
Councillor Newstead		
Councillor Denton		
Total (7)	Total (0)	CARRIED

LATE REPORTS

- 2102/026** **TOURISM EVENT DEVELOPMENT FUND**
RESOLVED:
 That Council approves the following events under the 2020/21 Tourism Event Development Program;
- \$1,000 for a rebranding marketing project for Chocolate on Purpose
 - \$1,000 for the Millthorpe Garden Ramble – Virtual Autumn
(Reynolds/Ewin)
- CARRIED**

There being no further business, the meeting concluded at 7.50pm.

The Minute Numbers 2102/001 to 2102/026 were confirmed on 15 March 2021 and are a full and accurate record of proceedings of the Ordinary Meeting held on 15 February 2021.


 Cr S Ferguson
MAYOR


 Mrs R Ryan
GENERAL MANAGER