



13 October 2015

Dear Councillor,

Your attendance is requested at an Ordinary Council Meeting of the Blayney Shire Council to be held in the Chambers, Blayney Shire Community Centre on Monday, 19 October 2015 at 6.00 pm for consideration of the following business -

- (1) Acknowledgement of Country
- (2) Recording of Meeting Statement
- (3) Apologies for non-attendance
- (4) Disclosures of Interest
- (5) Public Forum
- (6) Confirmation of Minutes
  - (a) Extraordinary Council Meeting held on 14.09.15
  - (b) Ordinary Council Meeting held on 14.09.15
- (7) Matters arising from Minutes
- (8) Mayoral Minute
- (9) Notices of Motion
- (10) Reports of Staff
  - (a) Executive Services
  - (b) Corporate Services
  - (c) Infrastructure Services
  - (d) Planning and Environmental Services
- (11) Delegates Reports
- (12) Questions from Councillors
- (13) Closed Meeting

Yours faithfully

Rebecca Ryan  
**General Manager**

## **Meeting Calendar 2015**

### **October**

<b>Time</b>	<b>Date</b>	<b>Meeting</b>	<b>Location</b>
6.00 pm	19 October 2015	Council Meeting	Community Centre
10.00 am	21 October 2015	Central Tablelands Water	CTW Office, Blayney
9.00 am	22 October 2015	Audit Committee	Community Centre
5.30 pm	22 October 2015	Financial Assistance Committee	Community Centre
10.00 am	23 October 2015	Traffic Committee	Community Centre

### **November**

<b>Time</b>	<b>Date</b>	<b>Meeting</b>	<b>Location</b>
2.30 pm	6 November 2015	UMCC Meeting	Evan Shire Building Kelso
5.00 pm	12 November 2015	Cemetery Forum	Community Centre
5.45 pm	12 November 2015	Access Advisory Committee	Community Centre
6.00 pm	16 November 2015	Council Meeting	Community Centre
4.00 pm	17 November 2015	Local Emergency Management Committee	Community Centre
5.30 pm	19 November 2015	Sports Council	Community Centre
10.00am	26 November 2015	Centroc Board Meeting	Cabonne
6.00 pm	30 November 2015	Extraordinary Council Meeting	Community Centre

### **December**

<b>Time</b>	<b>Date</b>	<b>Meeting</b>	<b>Location</b>
6.00 pm	10 December 2015	Towns and Villages Committee	Community Centre
10.00 am	11 December 2015	Traffic Committee	Community Centre
2.30 pm	18 December 2015	UMCC Meeting	Evan Shire Building Kelso
6.00 pm	21 December 2015	Council Meeting	Community Centre

**INDEX OF REPORTS OF THE BLAYNEY SHIRE COUNCIL MEETING**  
**HELD ON MONDAY 19 OCTOBER 2015**

<b>CONFIRMATION OF MINUTES .....</b>	<b>1</b>
01) Minutes of the Extraordinary Meeting .....	1
02) Minutes of the Previous Meeting .....	3
 <b>EXECUTIVE SERVICES .....</b>	 <b>12</b>
03) Council Resolution Report .....	12
04) B2B Cyclo Sportif Memorandum of Understanding .....	16
05) Minutes of the Blayney Shire Towns and Villages Committee Meeting .	19
 <b>CORPORATE SERVICES .....</b>	 <b>22</b>
06) Report of Council Investments as at 30 September 2015 .....	22
07) Disclosures By Councillors And Designated Persons.....	27
08) Code Of Conduct Complaints For Period 1 October 2014 to 30 September 2015 .....	28
 <b>INFRASTRUCTURE SERVICES.....</b>	 <b>30</b>
09) Purchase of Wheel Loader .....	30
10) Director Infrastructure Services Monthly Report .....	33
11) Planet Footprint -2014/15 Annual Energy Results.....	38
12) Unnamed Road - Browns Creek.....	41
13) Minutes of the Blayney Shire Sports Council Meeting held on Thursday 20 August 2015 .....	45
14) Minutes of the Blayney Traffic Committee Meeting held on Friday 21 August 2015 .....	49
 <b>PLANNING AND ENVIRONMENTAL SERVICES .....</b>	 <b>57</b>
15) Development Application 104/2015 – Home Business-Gym/Studio – Lot 1 DP826736, 13 Terragong Street, Blayney.....	57

**01) MINUTES OF THE EXTRAORDINARY MEETING**

**Department:** Executive Services

**Author:** General Manager

**CSP Link:** 6.3 A well-run Council organisation.

**File No:** GO.ME.3

---

**Recommendation:**

That the Minutes of the Extraordinary Council Meeting held on 14 September 2015, being minute numbers 1509/S001 to 1509/S002 be confirmed.

**MINUTES OF THE BLAYNEY SHIRE COUNCIL EXTRAORDINARY  
MEETING  
HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY  
CENTRE, ON 14 SEPTEMBER 2015, COMMENCING AT 6.00PM**

Present: Crs S Ferguson (Mayor), G Braddon OAM, A Ewin, D Kingham,  
S Oates, K Radburn 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),  
Administrative Officer (Ms S Hibbert)

**ACKNOWLEDGEMENT OF COUNTRY**

**EXECUTIVE SERVICES REPORTS**

The General Manager as Returning Officer for the Mayoral and Deputy Mayor Elections took the Chair.

**ELECTION OF MAYOR**

One nomination for the position of Mayor was received from Cr Scott Ferguson. There being only one nomination Cr Ferguson was declared duly elected as Mayor for the period to September 2016.

**ELECTION OF DEPUTY MAYOR**

One nomination for the position of Deputy Mayor was received from Cr Allan Ewin. There being only one nomination Cr Ewin was declared duly elected as Deputy Mayor for the period to September 2016.

**Councillor Ferguson took the Chair**

**MEETING DATES AND TIMES FOR ORDINARY MEETINGS  
OF COUNCIL FOR THE FOLLOWING 12 MONTHS**

**1509/S001**

**RESOLVED**

That the meeting dates and times for Ordinary Meetings of Council for the next 12 months be adopted as follows;

Monday 19 October 2015  
Monday 16 November 2015  
Monday 21 December 2015  
Monday 15 February 2016  
Monday 21 March 2016  
Monday 18 April 2016  
Monday 16 May 2016  
Monday 20 June 2016  
Monday 18 July 2016  
Monday 15 August 2016  
Monday 19 September 2016

(Radburn/Ewin)

**CARRIED**

**MEETING DATES AND TIMES FOR COUNCIL COMMITTEE  
MEETINGS FOR THE FOLLOWING 12 MONTHS**

**1509/S002**

**RESOLVED**

That the meeting dates and times for Council committee meetings for the next 12 months be adopted.

(Oates/Somervaille)

**CARRIED**

There being no further business, the meeting concluded at 6.05pm

## **02) MINUTES OF THE PREVIOUS MEETING**

**Department:** Executive Services

**Author:** General Manager

**CSP Link:** 6.3 A well-run Council organisation.

**File No:** GO.ME.3

---

### **Recommendation:**

That the Minutes of the Ordinary Council Meeting held on 14 September 2015, being minute numbers 1509/001 to 1509/023 be confirmed.

### **MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY CENTRE, ON 14 SEPTEMBER 2015, COMMENCING AT 6.05 PM**

Present: Crs S Ferguson (Mayor), G Braddon OAM, A Ewin, D Kingham,  
S Oates, K Radburn 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),  
Administrative Officer (Ms S Hibbert)

### **RECORDING OF MEETING STATEMENT**

### **APOLOGIES**

### **CONFIRMATION OF MINUTES**

#### **1509/001 RESOLVED**

That the Minutes of the Ordinary Council Meeting held on 10 August 2015, being minute numbers 1508/001 to 1508/012 be confirmed.

(Kingham/Ewin)  
**CARRIED**

### **MATTERS ARISING FROM THE MINUTES**

Nil

### **DISCLOSURES OF INTEREST**

Nil

**MAYORAL MINUTE**

**Western Region Academy of Sport (WRAS) Presentation**

Nathan Burns of Blayney has been inducted into the WRAS Hall of Fame and Blayney Shire Council was awarded a Certificate of Appreciation from WRAS.

**EXECUTIVE SERVICES REPORTS**

**CULTURAL CENTRE PLANNING**

**1509/002 RESOLVED**

1. That Council allocates from the Blayney Town Works internal restricted fund an amount of \$10,000 for the preparation of Concept Plans; being Stage 1 of the Blayney Cultural Centre Project and the budget adjustment be referred to the first quarter QBRs.
2. That a Cultural Centre Community Working Group be established as a section 355 Advisory Committee of Council as per the Draft Terms of Reference.
3. That stakeholders and members of the public be invited as representatives on the Cultural Centre Community Working Group.

(Ewin/Somervaille)

**CARRIED**

**CORPORATE SERVICES REPORTS**

**DRAFT STATEMENT OF FINANCIAL REPORTS BY COUNCIL  
2014/2015**

**1509/003 Recommended:**

1. That the statements required by Section 413(2)(c) of the Local Government Act, 1993 in relation to Council's Draft Financial Reports for the period ending 30 June 2015 be received and signed by resolution of Council.
2. That the Draft Financial Reports be referred for audit and Intentus Chartered Accountants be invited (in accordance with regulations) to complete the audit.
3. That the 2014/2015 transfers to and from Council's externally and internally restricted cash be endorsed.
4. That by resolution of Council the listed recommendation of changes to internal restrictions be adopted.

An amendment was moved by Councillor Somervaille and seconded by Councillor Oates:

1. That the statements required by Section 413(2)(c) of the Local Government Act, 1993 in relation to Council's Draft Financial Reports for the period ending 30 June 2015 be received and signed by resolution of Council.

2. That the Draft Financial Reports be referred for audit and Intentus Chartered Accountants be invited (in accordance with regulations) to complete the audit.
3. That the 2014/2015 transfers to and from Council's externally and internally restricted cash be endorsed.
4. That by resolution of Council the listed recommendation of changes to internal restrictions be adopted.
5. That Council prepare a draft policy in relation to the establishment and management of cash backed financial reserves for tabling and consideration at a subsequent meeting of council.

The amendment was put and carried.

The amendment became the substantive motion and was put and carried.

**RESOLVED:**

1. That the statements required by Section 413(2)(c) of the Local Government Act, 1993 in relation to Council's Draft Financial Reports for the period ending 30 June 2015 be received and signed by resolution of Council.
2. That the Draft Financial Reports be referred for audit and Intentus Chartered Accountants be invited (in accordance with regulations) to complete the audit.
3. That the 2014/2015 transfers to and from Council's externally and internally restricted cash be endorsed.
4. That by resolution of Council the listed recommendation of changes to internal restrictions be adopted.
5. That Council prepare a draft policy in relation to the establishment and management of cash backed financial reserves for tabling and consideration at a subsequent meeting of council.

(Somervaille/Oates)  
**CARRIED**

**REPORT OF COUNCIL INVESTMENTS AS AT 31 AUGUST  
2015**

**1509/004 RESOLVED**

1. That the report indicating Council's investment position as at 31 August 2015 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

(Kingham/Somervaille)  
**CARRIED**

**WRITE-OFF OF BAD DEBTS**

**1509/005 RESOLVED**

1. That the report be received; and



2. That Council approve the write-off of irrecoverable sundry debts in the amount of \$17,086.87 for the following debtor:

D70216 Inv. 5924 : Canobolas Zone RFS \$12,181.08

D70216 Inv. 683 : Canobolas Zone RFS \$ 4,905.79

(Radburn/Ewin)

**CARRIED**

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

**1509/006 RESOLVED**

1. That the Payment of Expenses and the Provision of Facilities to the Mayor and Councillors policy, as amended, be adopted and included in Council's policy register.
2. That Council submit its policy with the Council resolution and any submissions to the Office of Local Government.

(Braddon/Somervaille)

**CARRIED**

**2016 BLAYNEY MUSIC SCHOLARSHIP PROGRAM**

**1509/007 RESOLVED**

That Council receive the report on the 2016 Music Scholarship program.

(Ewin/Oates)

**CARRIED**

**INFRASTRUCTURE SERVICES REPORTS**

**DIRECTOR INFRASTRUCTURE SERVICES MONTHLY  
REPORT**

**1509/008 RESOLVED**

That the Director of Infrastructure Services Monthly report for September 2015 be received for information purposes only.

(Radburn/Somervaille)

**CARRIED**

**RE-APPOINTMENT OF VOLUNTEER CONTROLLER -  
BLAYNEY SES**

**1509/009 RESOLVED**

That Council approve the reappointment of the Local Controller of the Blayney SES, and notify the SES Central West Region Controller of its approval.

(Oates/Somervaille)

**CARRIED**

**ROAD CLOSURE - KINGS PLAINS ROAD**

**1509/010 RESOLVED**

That Council approve

- a. the closure of Lot 4, previously part of Kings Plains Road, in the Plan of Subdivision (Surveyors Ref: 3003BDP3

E25A), prepared by Surveyor Buttsworth of Bathurst and dated November 2012.

- b. the transfer of Lot 4, previously part of Kings Plains Road, to Whim Park Investments Pty Ltd in compensation for those road widening's previously undertaken along Kings Plains Road, as identified in DP 1058552.
- c. the placement of Council's seal on all documentation associated with the closure and transfer of Lot 4, previously part of Kings Plains Road, in the Plan of Subdivision (Surveyors Ref: 3003BDP3 E25A), prepared by Surveyor Buttsworth of Bathurst and dated November 2012.

(Oates/Ewin)  
**CARRIED**

**BITUMEN SEALING TENDER 2015 - 2018**

**1509/011 RESOLVED**

1. That Council accept the tender from Downer EDI Works Pty Ltd for the Sprayed Bituminous Sealing Contract for the period 2015 – 2018.
2. That Council authorise the signing and attachment of the Council Seal to the contract deed of agreement between Blayney Shire Council and Downer EDI Works Pty Ltd.

(Braddon/Radburn)  
**CARRIED**

**BRIDGE REPLACEMENT PROGRAM - INVESTIGATION WORKS**

**1509/012 RESOLVED**

That Council authorise the issuing of the following documentation:

- a. Request for Tender for Geotechnical Investigations
- b. Request for Quotation for Detailed Survey
- c. Request for Quotation for Review of Environmental Factors to enable development of future design and construct tenders for bridge and culvert projects as identified in the Manager Operations report.

(Kingham/Ewin)  
**CARRIED**

**LAND ACQUISITION FOR ROAD WIDENING AT 1649 ERROWANBANG ROAD, ERROWANBANG**

**1509/013 RESOLVED**

That Council approve

- a. The compulsory acquisition of Lots 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16 in DP1208480 registered 9 June 2015; and
- b. The making of an Application to the Minister for Local Government and Governor for approval of such compulsory acquisition; and
- c. Upon acquisition the land be classified as "operational land" under Section 31 of the Local Government Act (1993); and

- d. The placement of Council's seal on all documentation associated with the compulsory acquisition for the realignment of Errowanbang Road including on any Deed of Agreement for Compulsory Acquisition pursuant to Section 30 of the Land Acquisition (Just Terms Compensation) Act (1991).

(Kingham/Oates)  
**CARRIED**

## **PLANNING AND ENVIRONMENTAL SERVICES REPORTS**

### **DRAFT BLAYNEY 2020 MASTERPLAN AND IMPLEMENTATION STRATEGY**

**1509/014**

#### **RESOLVED**

That Council;

1. Endorse the Draft Blayney 2020 MasterPlan and Implementation Strategy.
2. Forward the Draft Blayney 2020 MasterPlan and Implementation Strategy to the NSW Department of Planning and Environment for endorsement prior to public exhibition.
3. Place on public exhibition for a period of 28 days the Draft Blayney 2020 MasterPlan and Implementation Strategy.

(Braddon/Radburn)  
**CARRIED**

### **MINUTES OF THE BLAYNEY SHIRE CEMETERY FORUM MEETING HELD ON THURSDAY 13 AUGUST 2015**

**1509/015**

#### **RESOLVED**

1. That the Minutes of the Blayney Shire Cemetery Forum Meeting, held on 13 August 2015, be received and noted.
2. That Council transfer funds currently held in the Golden Gully Reserve to the Cemetery Reserve Fund.

An amendment was moved by Councillor Braddon and seconded by Councillor Radburn

1. That the Minutes of the Blayney Shire Cemetery Forum Meeting, held on 13 August 2015, be received and noted.

The amendment was put and carried.

The amendment became the substantive motion and was put and carried.

#### **RESOLVED:**

1. That the Minutes of the Blayney Shire Cemetery Forum Meeting, held on 13 August 2015, be received and noted.

(Braddon/Radburn)  
**CARRIED**

**MINUTES OF THE BLAYNEY SHIRE ACCESS ADVISORY  
COMMITTEE MEETING HELD ON THURSDAY 13 AUGUST  
2015**

**1509/016**

**RESOLVED**

That the Minutes of the Blayney Shire Access Advisory Committee Meeting, held on 13 August 2015, be received and noted.

(Oates/Ewin)  
**CARRIED**

**DELEGATES REPORTS**

**1509/017**

**REPORT FROM THE MAYOR - CENTROC BOARD MEETING**  
**RESOLVED**

That the report from the Mayor from the Centroc Board Meeting held at Parliament House in Canberra on 12 August 2015 be noted.

(Ferguson/Somervaille)  
**CARRIED**

**1509/018**

**WBC ALLIANCE EXECUTIVE OFFICER REPORT**  
**RESOLVED**

That the report from the WBC Alliance Executive Officer to September 2015 be received and noted.

(Kingham/Oates)  
**CARRIED**

**CLOSED MEETING**

**1509/019**

**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:

**INALA UNITS**

*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.*

**NSW CIVIL AND ADMINISTRATIVE TRIBUNAL  
PROCEEDINGS**

*This matter is considered to be confidential under Section 10A(2) (g) of the Local Government Act, as it deals with advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.*

**LAND ACQUISITION FOR ROAD RE-ALIGNMENT  
BETWEEN 860 AND 1150 ERROWANBANG ROAD -  
GREEN**

*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.*

(Oates/Radburn)  
**CARRIED**

**CONFIDENTIAL MEETING REPORTS**

**INALA UNITS**

**1509/020**

**RESOLVED**

That Council commission an independent valuation report for Inala Units at Millthorpe with various options for asset return on investment.

(Radburn/Braddon)  
**CARRIED**

**NSW CIVIL AND ADMINISTRATIVE TRIBUNAL  
PROCEEDINGS**

**1509/021**

**RESOLVED**

That Council receive the report on the outcome of the NSW Civil and Administrative Tribunal proceedings.

(Kingham/Braddon)  
**CARRIED**

**LAND ACQUISITION FOR ROAD RE-ALIGNMENT BETWEEN  
860 AND 1150 ERROWANBANG ROAD - GREEN**

**1509/022**

**RESOLVED**

That Council approve the acquisition of land for the purpose of road widening, being parts of Lot 163 in DP750358, Lot 425 in DP 1067009 and Lot 427 in DP 1067009 as required for road alignment safety improvements along the Errowanbang Road, and the land be classified as Public Road, as detailed in the Director of Infrastructure's Report.

(Braddon/Kingham)  
**CARRIED**

**1509/023**

**RESOLVED**

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

(Kingham/Ewin)  
**CARRIED**

**AT THE RE-OPENING OF THE MEETING TO THE PUBLIC, THE MAYOR  
ANNOUNCED THE OUTCOMES OF RESOLUTION NUMBERS 1509/020  
TO 1509/022.**

There being no further business, the meeting concluded at 7.45pm

### 03) **COUNCIL RESOLUTION REPORT**

**Department:** Executive Services

**Author:** General Manager

**CSP Link:** 6.3 A well-run Council organisation.

**File No:** GO.ME.1

---

**Recommendation:**

That Council notes the Resolution Report from July 2014 to September 2015.

**Reason for Report:**

The General Manager is responsible for ensuring that Council's policies, decisions and priorities are implemented in a timely and efficient manner, consistent with the goals and objectives of Council. The General Manager provided the management oversight in relation to all information progressing from appropriate staff to Council for consideration via the Business Paper.

After a Council meeting, each resolution is allocated to the General Manager or responsible Director to action in accordance with the intent of the Council decision. Directors then provide feedback to the General Manager as to the progress of these resolutions on a monthly basis.

Council have requested a Resolution Report on a quarterly basis.

**Report:**

This Council Resolution Report commences from July 2014 up until the October 2015 meeting.

Council currently has 6 resolutions 'in progress'.

A note in the status section has been completed by the relevant responsible officer with a reason if available.

Meeting	Resolution Number	Subject
Ordinary Council Meeting 13 April 2015	1504/002	Community Corrections
<b>RESOLVED:</b> That Council authorise the participation in the Community Service Order Scheme and make application to become an accredited Community Agency Partner with NSW Corrective Services. <div>(Oates/Braddon) Carried</div>		

<b>Status</b> 08 Jun 2015 - 3:01 PM In progress		
Meeting	Resolution Number	Subject
Ordinary Council Meeting 09 February 2015	1502/018	Planning Proposal to Amend Blayney Local Environmental Plan 2012
<b>RESOLVED:</b> That Council forward a Planning Proposal to the Minister for Planning and Infrastructure seeking an amendment to the Blayney Local Environmental Plan 2012 to replace Zone E3 Environmental Management with Zone RU1 Primary Production.  <div style="text-align: right;">(Oates/Kingham) Carried</div> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 45%;"> <b>FOR</b>  Councillor Braddon  Councillor Ewin  Councillor Ferguson  Councillor Kingham  Councillor Oates  Councillor Radburn  Councillor Somervaille  <b>Total (7)</b> </div> <div style="width: 45%; text-align: center;"> <b>AGAINST</b>           <b>Total (0)</b> </div> </div>		
<b>Status</b> 02 Jul 2015 - 3:59 PM In progress - Summarising submissions after public exhibition 08 Jun 2015 - 3:23 PM In progress - On public exhibition until 15 June 2015 01 May 2015 - 4:59 PM In progress - Under preparation for Public Exhibition		
Meeting	Resolution Number	Subject
Ordinary Council Meeting 11 May 2015	1505/013	Planning Proposal to Amend Blayney Local Environment Plan 2012
<b>RESOLVED:</b> That Council forward a Planning Proposal to the Minister for Planning and Environment seeking to amend Schedule 5 and the corresponding Heritage Maps within the Blayney Local Environmental Plan 2012.  <div style="text-align: right;">(Oates/Ewin) Carried</div>		



FOR		AGAINST
Councillor Ewin		
Councillor Braddon		
Councillor Oates		
Councillor Kingham		
Councillor Somervaille		
Councillor Ferguson		
Councillor Radburn		
Total (7)		Total (0)

**Status**  
17 Jun 2015 - 10:57 AM  
In progress  
08 Jun 2015 - 3:26 PM  
In progress - Gateway determination from DOP received. Preparing for public exhibition

Meeting	Resolution Number	Subject
Ordinary Council Meeting 14 September 2015	1509/002	Cultural Centre Planning

**RESOLVED**

1. That Council allocates from the Blayney Town Works internal restricted fund an amount of \$10,000 for the preparation of Concept Plans; being Stage 1 of the Blayney Cultural Centre Project and the budget adjustment be referred to the first quarter QBRS.

2. That a Cultural Centre Community Working Group be established as a section 355 Advisory Committee of Council as per the Draft Terms of Reference.

3. That stakeholders and members of the public be invited as representatives on the Cultural Centre Community Working Group.

(Ewin/Somervaille)  
**CARRIED**

**Status**  
12 Oct 2015 - 8:47 AM  
In progress. Representatives invited. Report to come back to November meeting.

Meeting	Resolution Number	Subject
Ordinary Council Meeting 14 September 2015	1509/012	Bridge Replacement Program - Investigation Works

**RESOLVED**

That Council authorise the issuing of the following documentation:

- a. Request for Tender for Geotechnical Investigations
- b. Request for Quotation for Detailed Survey
- c. Request for Quotation for Review of Environmental Factors to enable development of future design and construct tenders for bridge and culvert projects as identified in the Manager Operations report.

(Kingham/Ewin)

**CARRIED**

**Status**

*01 Oct 2015 - 10:16 AM*

In progress - documentation being developed.

Meeting	Resolution Number	Subject
Ordinary Council Meeting 14 September 2015	1509/014	Draft Blayney 2020 MasterPlan and Implementation Strategy

**Status**

*28 Sep 2015 - 8:58 AM*

In Progress - Forwarded to Department of Planning (DoP)

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil

#### **04) B2B CYCLO SPORTIF MEMORANDUM OF UNDERSTANDING**

**Department:** Executive Services

**Author:** General Manager

**CSP Link:** 2.1 Cultural and sporting events are coordinated and resourced.

**File No:** RC.EM.2

---

**Recommendation:**

That Council approve the Memorandum of Understanding with Bathurst Regional Council, Rotary Club of Bathurst Daybreak Inc, Cycling NSW; and Blayney Shire Council.

**Reason for Report:**

As reported to Council in July 2015 by Councillor Oates, the Rotary Club of Bathurst Daybreak has been in discussion with Bathurst Regional Council in regards to the coordination and event management of the Blayney to Bathurst (B2B) cycling race. The B2B now attracts in excess of 2,000 competitors and the size of the event has reached the point beyond the resources available to the hard working part time Rotary volunteers from Bathurst Daybreak.

A Memorandum of Understanding (MOU) has been prepared between the stakeholders, of which Blayney Shire Council is one. Council support is requested to approve the MOU with Bathurst Regional Council, Rotary Club of Bathurst Daybreak Inc and Cycling NSW.

**Report:**

The MOU is between Bathurst Regional Council, Rotary Club of Bathurst Daybreak Inc, Cycling NSW and Blayney Shire Council for the purpose of the conduct of the B2B Cyclo Sportif Challenge to be held on 9-10 April 2016 and reads as follows;

***'1. Duties of stakeholders***

*Each of the stakeholders will have the following defined roles within this Memorandum of Understanding:*

<i>Bathurst Regional Council</i>	<i>Organise and Conduct event</i> <ul style="list-style-type: none"><li><i>• Council Event requirements</i></li><li><i>• Notifications to event participants as required</i></li><li><i>• Advertising and Marketing</i></li><li><i>• Website</i></li><li><i>• Facebook page</i></li><li><i>• Print media</i></li><li><i>• Sponsorship &amp; Prizes</i></li><li><i>• Course Management</i></li><li><i>• Ensure Traffic Management Plans for B2B, Criterion, Hill Climb and Family Fun Challenge are lodged and approved</i></li></ul>
--	--

	<ul style="list-style-type: none"> <li>• <i>Camping Sites</i></li> <li>• <i>Infrastructure and site setup</i></li> <li>• <i>Arrange road closures for the event</i></li> <li>• <i>Arrange sale of commemorative jerseys</i></li> <li>• <i>Program/ directory to advertise the event and promote local businesses/ accommodation at time of sign ups</i></li> </ul>
<i>Rotary Club of Bathurst Daybreak</i>	<ul style="list-style-type: none"> <li>• <i>Attend Committee meetings</i></li> <li>• <i>Supply 200 Volunteers</i></li> <li>• <i>Volunteer Coordination</i></li> <li>• <i>Work with Headspace</i></li> <li>• <i>Support Bathurst Regional Council as required</i></li> </ul>
<i>Cycling NSW</i>	<ul style="list-style-type: none"> <li>• <i>Attend all Committee meetings</i></li> <li>• <i>Sanction the event</i></li> <li>• <i>Accept and process Registrations for participants</i></li> <li>• <i>Grade entrants into correct event categories</i></li> <li>• <i>Provide and operate timing gear for the event</i></li> <li>• <i>Recording</i></li> <li>• <i>Collect results</i></li> <li>• <i>Supply event day officials</i></li> <li>• <i>Supply Traffic Management documentation to BRC for Criterion and Hill Climb</i></li> <li>• <i>Reconciliation of all entry monies against agreed costs paid by CNSW and sanction fee applied</i></li> <li>• <i>Saturday – Hill Climb and Criterion – manage and control these events</i></li> </ul>
<i>Blayney Shire Council</i>	<ul style="list-style-type: none"> <li>• <i>Attend Committee meetings</i></li> <li>• <i>In kind support (\$7,500)</i></li> <li>• <i>Supply Labour</i></li> <li>• <i>Supply equipment and materials</i></li> <li>• <i>Assist with road closures within shire boundary</i></li> <li>• <i>Infrastructure and site setup at starting line</i></li> <li>• <i>Mayor Scott Ferguson to start the race</i></li> <li>• <i>Media promotions – 2BS B-Rock to broadcast live from start and finish</i></li> <li>• <i>Encourage community involvement e.g. yarn bombing bikes in the street</i></li> <li>• <i>Blayney Rotary to supply 50 volunteers</i></li> </ul>

## **2. Event Management and Planning**

- 2.1 *Bathurst Regional Council will be the principal authority in the conduct of the B2B.*
- 2.2 *The Organising Committee will consist of: Bathurst Regional Council, Rotary Club of Bathurst Daybreak, Cycling New South Wales and Blayney Shire Council.*
- 2.3 *Bathurst Regional Council will assign and monitor all defined roles and outcomes of the event.*

- 2.4 *Bathurst Regional Council will ensure all insurance policies applicable to this event are certified and of a current nature.*
- 2.5 *Bathurst Regional Council will set all pricing structures for entry into the event in consultation with the parties.*
- 2.6 *Bathurst Regional Council will be responsible for the payment of all accounts applicable to the running of this event.*
- 2.7 *Bathurst Regional Council will contract with Blayney Rotary for assistance regarding volunteers for the event on an agreed amount.*
- 2.8 *Bathurst Regional Council will be responsible for the production of statements of accounts and distribution of profits to RCB.*

### **3. Termination**

*Any party may terminate this MOU by giving three months' notice to the other parties.*

### **4. Intellectual Property**

*All parties agree that any new intellectual property developed by them in the course of administering or conducting the B2B rest with the party whom developed that item of intellectual property.*

### **5. Acknowledgement and Term**

*All parties will negotiate in good faith for a subsequent term within 3 months of the 2016 event.'*

#### **Issues:**

The MOU will formalise and provide an easy reference for future B2B's on who is responsible for what stage and process of the event. Bathurst Regional Council has the staff resources, sponsorship contacts and expertise to undertake the event management professionally.

The relationship is positive and Blayney Shire Council contribution is respected. Council to Council communication will benefit our efforts to leverage the event for our local tourism promotion and engagement with local businesses and residents.

#### **Budget Implications:**

Council has allocated funds in the 2015/16 Operational Plan Financial Assistance Policy Recurrent Donations an amount of \$7,500 for the Council 'in-kind' services involved closing roads and providing additional amenities at Carrington Park.

In addition, Council's subscription to Bathurst 2BS- BRock Radio which is allocated from the Community Development/Tourism Promotions budget includes 3 live radio broadcast shows per annum, 1 of which is programmed for the B2B event.

#### **Enclosures (following report)**

Nil

**05) MINUTES OF THE BLAYNEY SHIRE TOWNS AND VILLAGES  
COMMITTEE MEETING**

**Department:** Executive Services

**Author:** General Manager

**CSP Link:** 5.4 Capable, self sufficient communities engaged in decision making about issues that affect them.

**File No:** GO.ME.1

---

**Recommendation:**

1. That the Minutes of the Blayney Shire Towns and Villages Committee Meeting, held on 24 September 2015 be received.
2. That Council renew membership with Keep NSW Beautiful from Tourism budget.

**MINUTES OF THE BLAYNEY SHIRE TOWNS AND VILLAGES  
COMMITTEE MEETING**

**HELD ON THURSDAY 24 SEPTEMBER 2015  
AT THE BLAYNEY SHIRE COMMUNITY CENTRE**

Meeting commenced at 6.00pm.

**PRESENT**

Cr Allan Ewin, Cr Kevin Radburn, Rebecca Ryan, Melanie Monico, Elizabeth Russ, Vicki Pulling, Bill Burdett, Tamara Miller, Judy Belecky, Wayne Moore and Al Shae.

**APOLOGIES**

**RECOMMENDED:** That the apologies received from Sally Ryan and Richard Bloomfield be accepted (Elizabeth Russ/Wayne Moore).

**DISCLOSURES OF INTEREST**

Nil

**ADOPTION OF PREVIOUS MINUTES**

**RECOMMENDED:** That the minutes of the previous Blayney Shire Towns and Villages Committee Meeting held on Thursday 11 June 2015 be confirmed as a true and accurate record of that meeting (Wayne Moore/Judy Belecky).

**BUSINESS ARISING**

**Cooee and Boomerang Marches**

Update provided.

## **AGENDA ITEMS**

### **Tourism Promotions Update**

#### **a. Visitor Information Centre Signage**

- Promotion of volunteers
- Everyone to promote
- Sign to be installed
- Shop at Lyndhurst to be a Visitor Information Centre

#### **b. Villages Flyers**

- Welcome to Sign displays 1880 should display 1848. Need to confirm accuracy and change
- Neville and Newbridge Flyers

#### **c. Shire Brochure – 24 page**

- Project for reprint underway
- To be launched at Tourism Forum

#### **d. Tourism Forum (planning session)**

- Monday 2 November 2015 (9.00am to 1.00pm)
- CNSW Tourism
- Brand Orange
- Arts OutWest
- F.O.O.D (Food of Orange District)

#### **e. What's On**

- Event Directory

#### **f. Partnerships (Central NSW Tourism + Brand Orange)**

- CNSW
- Brand Orange, Arts OutWest and F.O.O.D
- Keep NSW Beautiful and Tidy Towns

**RECOMMENDED:** That Council renew membership with Keep NSW Beautiful from Tourism budget (Bill Burdett/ Allan Ewin)

#### **g. Establishment of a Blayney Shire historical tourist drive – village circuit**

- Photography to be included into new brochure

#### **h. Village Enhancement Plan**

- Update provided and revised budget

#### **i. Village Community Plans**

- Our Carcoar completed
- Newbridge to be organised for 2015

## **DELEGATES REPORTS**

### **Lyndhurst**

- Dump Point – signage to be installed.
- Builder fixing up kitchen/bathroom.

- New restaurant open in Cafe.

#### **Neville**

- Poetry night last Saturday night.
- Neville Show - 14 November 2015.
- Carcoar Cup Half Marathon start of race – 8 November 2015.

#### **Kings Plains**

- Annual event – RFS AGM – 25 September 2015.

#### **Newbridge**

- Village Notice Board concept as per brand signage.
- Railway Pedestrian Access issue taken to Minister.
- Tennis Courts refurbishment underway.
- GM to follow up removal of old car on Wimbledon Road

#### **Carcoar**

- CVA executive since July
- Project – Australia Day
- Our Carcoar Plan 2015-2025.
- Carcoar Cup – 8 November 2015
- Carcoar Show – 31 October 2015

#### **Blayney**

- BTA AGM – 13 October 2015.
- Blayney Big Brekky – November Farmers Market
- Rotary Palliative Care Unit – 20 February 2016 Masquerade Ball
- Blayney Big Brekky – 21 February 2016
- Governance Models
- Sub-committees – Umbrella
- Textures of One event underway

#### **OTHER GENERAL BUSINESS**

- Round 1 Financial Assistance Program – July

#### **NEXT MEETING**

Next meeting is scheduled for 10 December 2015 commencing at 6.00pm.

#### **MEETING CLOSE**

There being no further business the meeting closed at 7.55pm.

#### **Enclosures (following report)**

Nil

#### **Attachments (separate document)**

Nil



**06) REPORT OF COUNCIL INVESTMENTS AS AT 30 SEPTEMBER 2015**

**Department:** Corporate Services

**Author:** Chief Financial Officer

**CSP Link:** 6.3 A well-run Council organisation.

**File No:** FM.AU.1

**Recommendation:**

1. That the report of Council's investment position as at 30 September 2015 be adopted.
2. That the certification of the Responsible Accounting Officer be received.

**Reason for Report:**

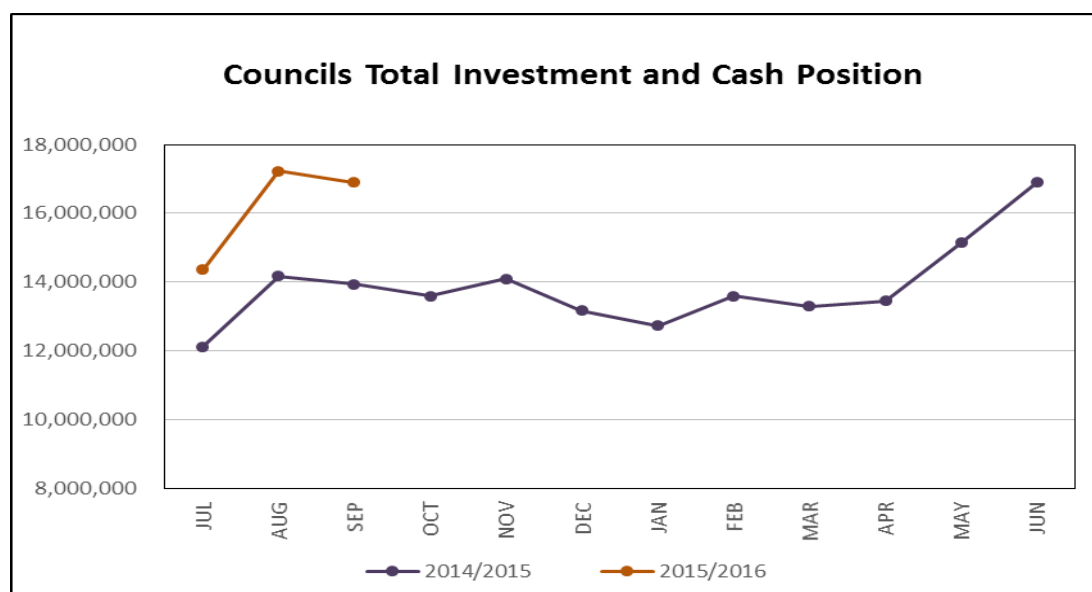
For Council to endorse the Report of Council Investments as at 30 September 2015.

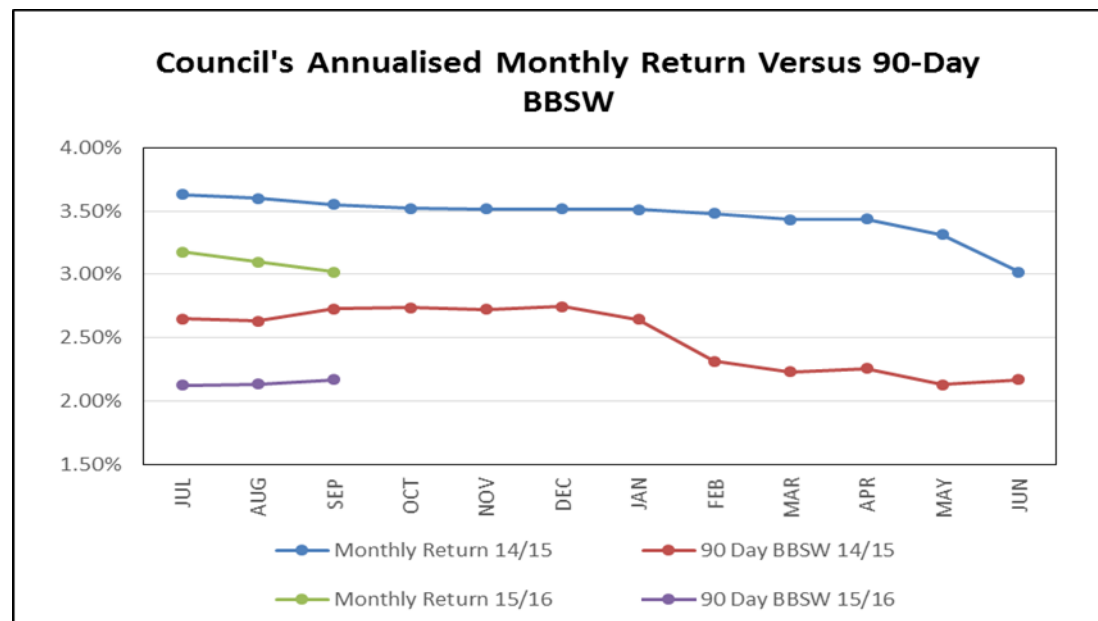
**Report:**

This report provides details of Council's Investment Portfolio as at 30 September 2015.

Council's total investment and cash position as at 30 September 2015 is \$16,894,163. Investments earned interest of \$41,350 for the month of September 2015.

Council's monthly net return on Term Deposits annualised for September of 3.02% outperformed the 90 day Bank Bill Swap Rate of 2.17%.





REGISTER OF INVESTMENTS AND CASH AS AT 30 SEPTEMBER 2015				
Institution	Rating	Maturity	Amount \$	Interest Rate
AMP Bank	A1/A+	6/01/2016	500,000	3.40%
AMP Bank	A1/A+	10/05/2016	500,000	2.75%
AMP Bank	A1/A+	31/05/2016	500,000	2.75%
AMP Bank	A1/A+	3/11/2015	500,000	3.30%
AMP Bank	A1/A+	16/08/2016	500,000	2.90%
Bank of Queensland	A2/A-	6/01/2016	500,000	2.95%
Bank of Queensland	A2/A-	23/02/2016	500,000	2.80%
Bank of Queensland	A2/A-	20/01/2016	500,000	2.95%
Bank of Queensland	A2/A-	2/02/2016	500,000	3.00%
Bank of Queensland	A2/A-	16/02/2016	500,000	2.85%
Bankwest	A1+/AA-	6/10/2015	500,000	2.90%
Bankwest	A1+/AA-	20/10/2015	500,000	3.00%
Bankwest	A1+/AA-	2/12/2015	500,000	2.90%
Bankwest	A1+/AA-	17/11/2015	500,000	2.75%
Bankwest	A1+/AA-	16/02/2016	500,000	2.80%
Bendigo & Adelaide Bank	A2/A-	17/11/2015	500,000	3.35%
Bendigo & Adelaide Bank	A2/A-	14/06/2016	500,000	2.85%
IMB	A2/BBB	1/09/2016	500,000	2.80%
Macquarie Bank	A1/A	30/05/2016	500,000	2.70%
Macquarie Bank	A1/A	9/02/2016	500,000	3.00%
ME Bank	A2/BBB+	1/03/2016	500,000	2.75%
ME Bank	A2/BBB+	16/02/2016	500,000	2.85%
ME Bank	A2/BBB+	22/12/2015	500,000	2.80%
ME Bank	A2/BBB+	10/11/2015	500,000	2.95%
NAB	A1+/AA-	5/04/2016	500,000	2.96%
NAB	A1+/AA-	1/12/2015	500,000	3.60%
NAB	A1+/AA-	25/05/2016	500,000	2.96%
NAB	A1+/AA-	29/03/2016	500,000	3.00%
Westpac	A1+/AA-	15/03/2016	500,000	2.68%
Wide Bay Australia	A2/BBB	8/03/2016	500,000	3.01%
Wide Bay Australia Ltd	A2/BBB	5/01/2016	500,000	3.50%
Wide Bay Australia Ltd	A2/BBB	17/12/2015	500,000	3.55%
<b>Total Investments</b>			<b>16,000,000</b>	<b>2.98%</b>
Benchmarks: BBSW 90 Day Index				2.17%
RBA Cash Rate				2.00%
Commonwealth Bank - At Call Account			152,056	1.90%
Commonwealth Bank Balance - General			742,106	1.85%
<b>TOTAL INVESTMENTS &amp; CASH</b>			<b>16,894,163</b>	

\* % Interest rates as at 30/09/2015

Summary of Investment Movements - September		
Financial Institution	Invst/(Recall) Amount \$	Commentary
ME Bank	(517,787.67)	Term Deposit Matured 01/09/2015
ME Bank	500,000.00	Term Deposit Reinvested 01/09/2015
Macquarie Bank	(516,750.00)	Term Deposit Matured 02/09/2015
Macquarie Bank	500,000.00	Term Deposit Reinvested 02/09/2015
Bank of Queensland	(513,089.04)	Term Deposit Matured 02/09/2015
Bank of Queensland	500,000.00	Term Deposit Reinvested 02/09/2015
IMB	(517,500.00)	Term Deposit Matured 03/09/2015
IMB	500,000.00	Term Deposit Reinvested 03/09/2015
National Australia Bank	(507,661.51)	Term Deposit Matured 22/09/2015
National Australia Bank	500,000.00	Term Deposit Reinvested 22/09/2015

Short Term Credit Rating*	Policy Maximum	Current Holding %	Current Holding \$
A-1+	100%	31%	5,000,000
A-1	80%	22%	3,500,000
A-2	60%	47%	7,500,000
A-3	40%	0%	-
			16,000,000

\*Councils current investment portfolio contains only short term investments and has therefore been rated accordingly.

Overall Portfolio Return to Maturity			Actual %
Portfolio % < 1 Year	Min 40%	Max 100%	100%
Portfolio % > 1 Year	Min 0%	Max 60%	0%
Portfolio % > 3 Year	Min 0%	Max 30%	0%
Portfolio % > 5 Year	Min 0%	Max 20%	0%

Individual Institution Limit	Rating	Policy Maximum	Actual Maximum
AMP Bank	A1/A+	3,000,000	2,500,000
Bank of Queensland	A2/A-	3,000,000	2,500,000
Bankwest	A1+/AA-	3,000,000	2,500,000
Bendigo & Adelaide Bank	A2/A-	3,000,000	1,000,000
IMB	A2/BBB	3,000,000	500,000
Macquarie Bank	A1/A	3,000,000	1,000,000
ME Bank	A2/BBB+	3,000,000	2,000,000
NAB	A1+/AA-	3,000,000	2,000,000
Westpac	A1+/AA-	3,000,000	500,000
Wide Bay Australia Ltd	A2/BBB	3,000,000	1,500,000

<b><u>RESTRICTED CASH, CASH EQUIVALENTS &amp; INVESTMENTS</u></b>	
	<b>\$ 000's</b>
External Restrictions - Sewer*	4,819
External Restrictions - Unexpended Grants*	1,480
External Restrictions - Other*	1,112
	<b>7,411</b>
Internal Cash Restrictions*	6,444
Unrestricted	3,039
	<b>9,483</b>
<b>TOTAL CASH &amp; INVESTMENTS</b>	<b>16,894</b>

\* Restrictions represent balance as at 1 July 2015

**Issues:**

Nil

**Budget Implications:**

A good investment strategy optimises Council's return on investments.

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil

## **07) DISCLOSURES BY COUNCILLORS AND DESIGNATED PERSONS**

**Department:** Corporate Services

**Author:** Director Corporate Services

**CSP Link:** 6.3 A well-run Council organisation.

**File No:** PE.DI.1

---

**Recommendation:**

That the “Disclosures by Councillors and Designated Persons” Returns as tabled be received.

**Reason for Report:**

For Council to fulfil its “*Disclosure of Interests in Written Returns*” obligations under Division 2 of the Local Government Act for maintaining a register and tabling of returns.

**Report:**

In accordance with Sect 450A of the Local Government Act 1993, all returns disclosing interests of Councillors and designated persons, for the period 1 July 2014 to 30 June 2015, must be tabled at the first meeting of Council following the last day for lodgement of the returns. This date was 30 September 2015.

Accordingly, a copy of the returns will be tabled at this meeting for each Councillor, who held office at 30 June 2015, and the following designated persons as determined by the General Manager:

- General Manager
- Director Corporate Services
- Director Planning & Environmental Services
- Director Infrastructure Services
- Chief Financial Officer
- Manager Operations
- Senior Town Planner

**Issues:**

There are no issues foreseen by the consideration of this report.

**Budget Implications:**

Nil effect.

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil

**08) CODE OF CONDUCT COMPLAINTS FOR PERIOD 1 OCTOBER 2014  
TO 30 SEPTEMBER 2015**

**Department:** Corporate Services

**Author:** Director Corporate Services

**CSP Link:** 6.3 A well-run Council organisation.

**File No:** GO.RP.1

---

**Recommendation:**

That the report on Code of Conduct complaints for the period 1 October 2014 to 30 September 2015 be received.

**Reason for Report:**

For Council to satisfy its obligations regarding annual reporting on Code of Conduct complaints.

**Report:**

Clause 12.1 of the Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW requires the Complaints Coordinator to report annually to Council on Code of Conduct complaints as follows:

*12.1 The complaints coordinator must arrange for the following statistics to be reported to the council within 3 months of the end of September of each year:*

- a) the total number of code of conduct complaints made about councillors and the general manager under the code of conduct in the year to September,*
- b) the number of code of conduct complaints referred to a conduct reviewer,*
- c) the number of code of conduct complaints finalised by a conduct reviewer at the preliminary assessment stage and the outcome of those complaints,*
- d) the number of code of conduct complaints investigated by a conduct reviewer,*
- e) the number of code of conduct complaints investigated by a conduct review committee,*
- f) without identifying particular matters, the outcome of code of conduct complaints investigated by a conduct reviewer or conduct review committee under these procedures,*
- g) the number of matter reviewed by the Division and, without identifying particular matters, the outcome of the reviews, and*
- h) the total cost of dealing with code of conduct complaints made about councillors and the general manager in the year to September, including staff costs.*

The following statistics are provided for Council's information:

<b>Detail</b>	<b>No.</b>
Total number of complaints made about Councillors and the General Manager under the code of conduct in the period to 30 September, 2015	<b>0</b>
Number of code of conduct complaints referred to a conduct reviewer	<b>0</b>
Number of code of conduct complaints finalised by a conduct reviewer at the preliminary assessment stage and the outcome of those complaints	<b>0</b>
Number of code of conduct complaints investigated by a conduct reviewer	<b>0</b>
Number of code of conduct complaints investigated by a conduct review committee	<b>0</b>
Number of matter reviewed by the Office of Local Government	<b>0</b>
Total cost of dealing with code of conduct complaints made about Councillors and the General manager in the year to September, including staff costs	<b>\$0</b>

**Budget Implications:**

Nil effect.

**Policy Considerations:**

Nil effect.

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil



## **09) PURCHASE OF WHEEL LOADER**

**Department:** Infrastructure Services

**Author:** Manager Operations

**CSP Link:** 4.1 Adequate provision of transport, roads, rail, information and communication technologies and community social assets.

**File No:** PS.TE.17

---

### **Recommendation:**

1. That Council accept the quotation provided by Porter Equipment Australia Pty Ltd (per Hyundai Construction Equipment Australia Pty Ltd) for the supply of one HL740-9 Wheel Loader with 4 in 1 bucket, weigh scales, auto grease system for \$184,545.00 (exc. GST).
2. That Council approve of the disposal of the existing Case 721C loader via private auction.
3. That Council approve a supplementary vote of \$154,545 from the plant reserve for the net purchase cost.

### **Reason for Report:**

The replacement of Plant Number 57 – Case 721C Wheel Loader in Council's fleet in accordance with Council's Plant Replacement Program.

### **Report:**

#### Executive Summary

Blayney Shire Council undertook a Request for Quotation through Local Government Procurement (Vendor Panel) for the replacement of Council's current Wheel Loader, a Case 721C. This wheeled loader is past its replacement date, as scheduled in Council's Plant Replacement Program.

Local Government Procurement is prescribed under Clause 163 of the *Local Government (General) Regulation 2005*, thus enabling Council to purchase this item through a quotation process.

Council is seeking a Wheel Loader that will give better productivity than that of its current loader. A number of the loaders functions were looked at, with faster cycle times in truck loading situations, more power to dig, and better roadability were seen as areas where improvement could be made.

At close of quotations, Council had received 10 submissions, with 8 being considered as conforming tenders.

#### Submissions Summary

Suppliers were requested to submit prices for the supply of a Wheel Loader to Council's specification.

10 submissions were received from:

- CJD Equipment (3)
- Earthmoving Equipment Australia (CHN Australia Pty Ltd)
- Hitachi Construction Equipment (Australia)
- Hyundai Construction Equipment Australia
- JCB Construction Equipment Australia
- Komatsu Australia Pty Ltd
- Tutt Bryant Equipment Pty Ltd
- Westrac Pty Ltd

#### Analysis of Quotes

Two quotations were excluded as they did not conform to the require breakout force.

The analysis of the remaining Quotations was undertaken based on assessment of: whole of life cost (including the quoted price); operator evaluation; workshop evaluation; environmental evaluation; product comparison; and warranty, service and backup parts evaluation.

An initial assessment of the conforming quotations was undertaken, resulting in the Komatsu WA250PZ, JCB 427 ZX, Kawasaki 70Z-7 and the Hyundai HL740-9 being shortlisted as the best conforming Wheel Loaders offered. Council staff then inspected these 4 to determine their mechanical serviceability, suitability for the operators, and capacity to perform the tasks required.

The results of the assessments are detailed below:

<b>Assessment Criteria</b>	<b>Hyundai HL740-9</b>	<b>JCB 427 ZX</b>	<b>Komatsu WA250PZ</b>	<b>Kawasaki 70Z-7</b>
<b>1. Whole of life cost 30%</b> Net tendered price plus maintenance costs	29	23	23	22
<b>2. Operator assessment 20%</b> Input on ergonomics and features of roller related to task	19	17	17	18
<b>3. Mechanical / Workshop Assessment 20%</b> Passive safety, serviceability	15	14	15	15
<b>4. Environmental 15%</b> Engine Emissions	11	12	11	13

<b>5. Warranty, service &amp; Parts availability 15%</b> Standard warranty, after sales service and parts	14	9	14	11
<b>TOTAL</b>	<b>88</b>	<b>76</b>	<b>80</b>	<b>79</b>

Based on the assessment completed, it is considered that the Hyundai HL740-9 represents best value for money for Council.

Sale of Existing Plant Item

It is proposed to dispose of the existing loader via auction. An estimate from Pickles Auctions in Dubbo suggests that at auction Council's existing loader to expect to get a similar to greater amount than the trade options offered within the submissions.

It is anticipated that Council's existing loader will realise \$30-35,000 when sold at auction.

**Issues:**

The replacement of plant item 57 was originally included in the 2014/15 financial year for replacement with a budget of \$180,000 change over. As plant is self-funding, the funding for this is still available within the plant reserve.

**Budget Implications:**

That \$154,545 be voted into the current budget from the plant reserve for the net replacement cost of this loader.

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil

## **10) DIRECTOR INFRASTRUCTURE SERVICES MONTHLY REPORT**

**Department:** Infrastructure Services

**Author:** Director Infrastructure Services

**CSP Link:** 4.1 Adequate provision of transport, roads, rail, information and communication technologies and community social assets.

**File No:** GO.ME.1

---

**Recommendation:**

That the Director of Infrastructure Services Monthly report for October 2015 be received.

**Reason for Report:**

To update Councillors on matters associated with shire infrastructure, its maintenance, operation, upgrade and construction.

**Report:**

**Topical Issues**

NSW Grain Harvest Management Scheme

The Grain Harvest Management Scheme (GHMS) is a NSW Government initiative to provide increased efficiency and competitiveness to grain growers within NSW.

Councillors may recall Blayney Shire has previously committed to this program until the end of June 2016 (the current scheme end date).

The scheme allows for registered grain transporters to operate up to 5% above general mass limits, enabling them to accommodate changes in the grains mass due to moisture content, hence allowing for more efficient transport of grain. Participation in this scheme is optional for transporters and grain receivers.

Council has approved to participate in this scheme through to June 2016, with the scheme having realised a high level of compliance, and an increase in efficiency for grain growers, and receivers throughout NSW. The scheme covers the following grains:

- Cereals that are wheat, barley, rice, oats, triticale, sorghum, maize or millets
- Oilseeds that are canola, sunflowers, monola or safflower
- Pulses that are chickpeas, faba beans, lupins, mung beans, field peas, soybeans, vetch, or lentils

NSW Roads and Maritime Services has recently released its Harvest Period Report for the period October – December 2014. The full report is available at

<http://www.rms.nsw.gov.au/documents/business-industry/heavy-vehicles/grain-harvest-management-scheme-report-oct-dec-2014.pdf>.

It should be noted that whilst Blayney is a participating Council, there are no grain receival sites within the Shire; the closest sites being Nyrang Creek and Manildra (Cabonne Shire) and Cowra and Noonbinna (Cowra Shire).

An inspection of the report also indicates that Blayney would make up less than 0.5% of the grain delivery task across NSW, and as such is not reflected in the table.

### **Major Works**

Major road construction and notes on current works are as follows:

- Errowanbang Road – During the last month council staff have been making good progress with the earthworks component of this significant road construction project. The excess spoil has been used on site to reclaim a farm dam which was situated on the future road alignment. Onsite gravel material (which conforms with the characteristics required for a sub-base gravel) have been placed on 70% of the newly shaped roadway with all compaction requirements being met. Road drainage culverts and associated stormwater treatment structures will commence this week.  
Further advice from Telstra has indicated that a large proportion of the copper cable that originally had to be relocated has now been made redundant. This welcome decision means the relocation of services for this project will be within expense expectations. However it will be necessary to have two new power poles installed in one location to ensure adequate clearance heights are met along the new road alignment.
- Gravel resheeting and Maintenance grading works continue across the shire, with works recently completed in the Village Road area, and operations to relocate to the Dungeon Road area.
- Shared Path network - Council staff have been busy installing this year's program of the Shared Footpath Project which is jointly funded by the RMS. Since commencing works approximately three weeks ago they have installed 300 lineal metres of path and undertaken remedial restoration works.

Whilst undertaking works at the intersection of Carcoar and Oldham Streets staff have also renewed a Sewer Rising Main Manhole and removed the associated deodorisation bed that existed on the corner. The remaining 200 lineal metres of pathway for this financial year will include a bridge crossing of the unnamed watercourse adjacent to Oldham Street. This bridge has been manufactured by a local contractor.

### **Major Contracts**

Newbridge Tennis Court

- The Contractor has completed construction of the tennis court at the Newbridge Recreation Ground. The new court includes a new concrete slab with acrylic playing surface, new fencing and other minor surround works.

#### Revive! Belubula River at Pound Flat project

- Contractors have recently completed the bulk removal of willows and other invasive species from the Pound Flat area. The project has now moved to a replanting phase with Council staff, volunteers from the Carcoar Urban Landcare Group, and Green Army workers participating in the mass planting of endemic native tree and shrub species at a recent community planting day.

#### Active Movement Strategy

- Previously referred to as the Active Transport Plan, Council is developing an Active Movement Strategy for the Blayney Shire. The strategy will offer Council a clear understanding of walking and cycling needs in Blayney and the shire villages, allowing Council to prioritise new footpath and cycleway projects as well as secure external funding for projects.

Council has engaged the services of local consultancy to implement the project. A media release, email contact with stakeholders groups and community consultation workshops have been organised. GHD have organised a survey which is live online from Council's website or available at Council's Administration Office. Schedule of workshops below:

When	What	Where	Time
Sunday 18 October 2015	Blayney Farmers Markets	Carrington Park	8am – 12 noon
Wednesday 21 October 2015	Carcoar Community Workshop	Carcoar School of Arts	6 – 7pm
Thursday 22 October 2015	Newbridge and Barry Community Workshop	Newbridge Hall	6 – 7pm
Monday 26 October 2015	Blayney Community Workshop	Community Centre Blayney	12:30 – 2pm 6 – 7pm
Tuesday 27 October 2015	Millthorpe Community Workshop	Millthorpe School of Arts	6.30 – 7.30pm
Wednesday 28 October 2015	Barry, Neville, Lyndhurst and Mandurama Community Workshop	Mandurama Hall	6 – 7pm

#### Land Development

##### Cook Street (11 Lot subdivision)

- Council has received the results of the investigation from its consultant engaged to undertake soil sampling and investigate the site history. The report has recommended further investigation of the fill material to determine geotechnical suitability for building construction.

#### Wastewater

##### Millthorpe - Hydrogen Sulphide (H<sub>2</sub>S) dosing system

Recent monitoring of the rising main was undertaken, however due to a malfunction on the logger, data was corrupted. The logger has been re-calibrated, returned and recently re-installed, to assess odour issues. Ongoing

meetings are also to be held with the contractor to continue review of dosing rates to ensure we minimise Calcium Nitrate demand whilst ensuring protection of the system through to the Treatment Plant. Installation of an activated carbon filter system may also be required at some locations.

#### Millthorpe - Rising Main Augmentation

CCTV inspection of the pipeline on the gravity side of the manhole located on Chambers Hill has indicated there is high point along this section that is likely to be entrapping air and restricting flows. This problem is potentially attributing to the discharge at this manhole, particularly in wet weather conditions. Design work and review of options will be undertaken to remedy this problem. It is envisaged that these remedial works will be undertaken at the same time as replacement of the failing manhole.

#### Millthorpe Pump Station

A flow meter is to be installed at the pump station in coming weeks, with works to install and connect to the SCADA telemetry system to occur over the next month.

The flow meter will be instrumental in assessing condition and issues with the pumping system prior to there being issues.

#### Sewer Relining

A combined tender process was undertaken with WBC Alliance partner, Cabonne Council. The tender has closed and a number of tender submissions received. The assessment is expected to be completed shortly with a report to be provided to the November Council meeting. It is envisaged that these works can be completed by end of April 2016.

### **Recreation and Environment**

#### **Redmond Oval Upgrade**

- A request for Quotation for the canteen was issued, however prices were in excess of the local government tendering limit and Council's budget allocation. Therefore a revised Request for Tender is to be issued shortly, in anticipation of reporting a recommended tenderer to the December Council meeting.
- Tender documentation has been completed and the tender has been published in the Sydney Morning Herald, the Western Advocate and Central Western daily and via Council's e-tendering portal. The tender is set to close on the 9<sup>th</sup> of November with assessment and report to Council due to be completed for the extra ordinary meeting listed for 30<sup>th</sup> November to approve a contractor and proceed with the construction phase.

#### **King George Oval**

- Building renewal works have been completed.
- Work on the canteen continues, with contractors expected to complete works in the next 1-2 weeks.
- The framing for the electronic scoreboard has been fabricated, and is currently being powder coated. The contractor anticipates installation

occurring in the next two weeks, following which electrical works will be completed.

#### Showground Irrigation

- A draft water balance model has been issued from the consultant. An irrigation design is being undertaken and expected to be completed by end of October. These reports and designs will provide the basis for tender documentation to be developed for the associated Irrigation works.

#### Lyndhurst Recreation Ground

- Work has been substantially completed by the contractor undertaking building works within the “club house” building. Variations have been approved for the contractor to undertake further internal resheeting works, and to install drainage to redirect roof water from the “club house” and toilet block away from the site.

#### Infrastructure Services Personnel

The past month has seen considerable progress on the approved restructure of the department, with a number of positions being advertised and/or filled.

- The additional Fleet Mechanic has been appointed and has commenced work, providing the workshop with the resources necessary to improve delivery outcomes on plant servicing/repairs and for the ongoing plant replacement program to move forward.
- An Asset Systems (GIS) Officer has been appointed, with the successful applicant expected to commence work in late October.
- In August it was reported that Council had filled two of three Works Operators positions, council has now successfully filled three positions.
- The Ganger – Bitumen role has been filled by a previously engaged contractor.
- The Ganger – Signs role has been advertised externally and interviews are currently being arranged.
- The Construction Carpenter role has been advertised externally.
- Natural attrition has resulted in a vacancy in the Parks and Recreation section, with applications having recently closed.

#### Issues:

Nil

#### Budget Implications:

Nil

#### Enclosures (following report)

Nil

#### Attachments (separate document)

Nil



## 11) **PLANET FOOTPRINT -2014/15 ANNUAL ENERGY RESULTS**

**Department:** Infrastructure Services

**Author:** Director Infrastructure Services

**CSP Link:** 6.3 A well-run Council organisation.

**File No:** GO.ME.2 ET.LI.2

---

**Recommendation:**

That Council note the 2014-15 Planet Footprint Full Year Performance Review for electricity consumption.

**Reason for Report:**

In 2012 Council engaged Planet Footprint to monitor and report on Council's energy consumption, with the intent of better managing its assets and facilities energy demands.

This report provides information on Council's energy consumption performance for the 2014-15 Financial Year.

**Report:**

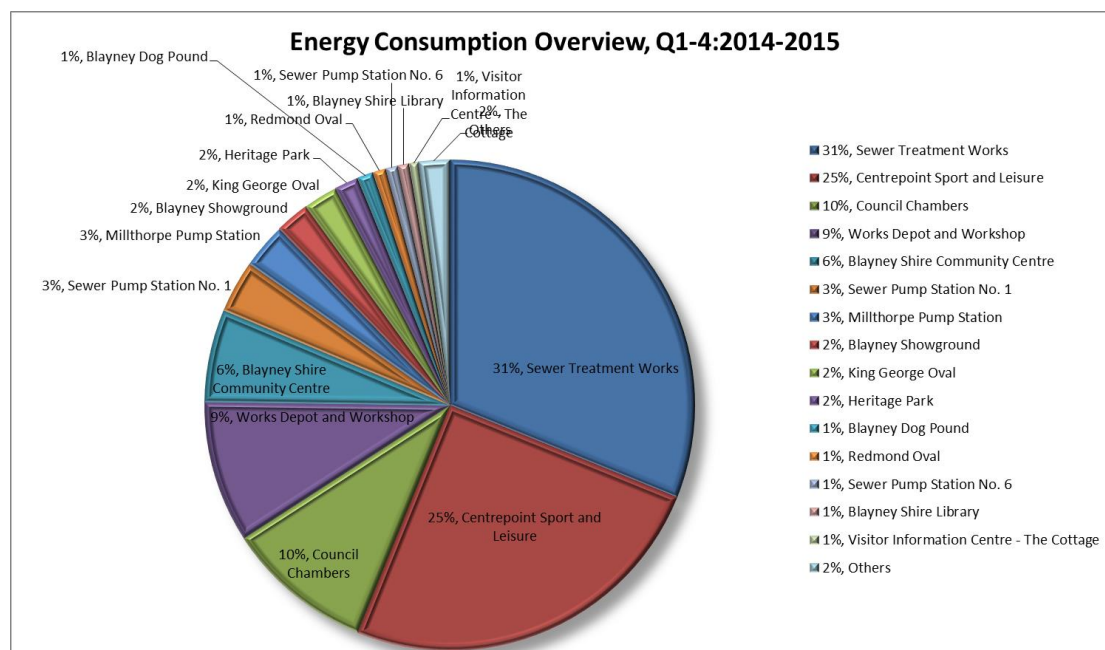
Planet Footprint captures Council's electricity consumption/billing data directly from utility providers and analyses the information to monitor, benchmark and report on electricity consumption, greenhouse gas emissions and anomalies.

Highlights from the 2014/15 year included:

- Total electricity consumption was \$180,400, an increase of 5% on the 2013/14 reporting period, or 654.4 MWh, up 8% on the previous year.
- Overall costs increased by \$8,535, and the increased consumption was worth \$13,125 at normalised prices.
- The average cost of electricity was \$0.276/kWh being a 3% decrease on the 2013/14 reporting period.
- The average cost of electricity decreased by 5% on the 2013/14 reporting period.

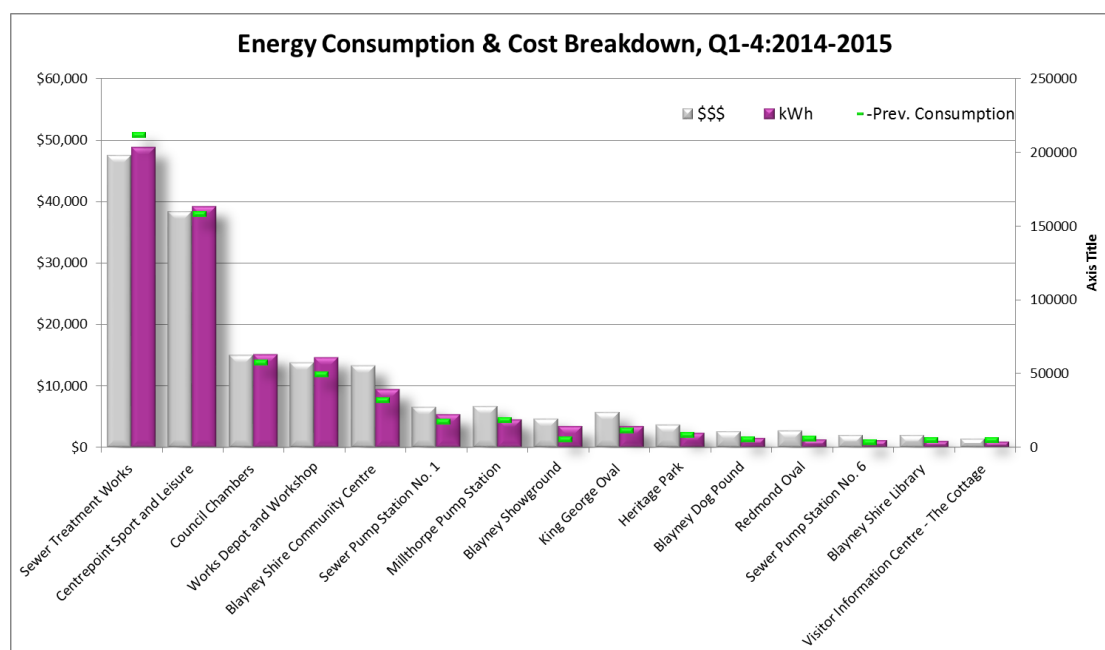
A summary of the data and performance is provided in the following charts:

Figure 1. identifies Council's 5 largest consumers are the Blayney sewerage treatment works, Centrepont Sport and Leisure, Council Chambers, Council works depot and the Blayney Shire Community Centre. These five facilities represent 81% of Council's total electricity consumption.



**Figure 1. Consumption overview**

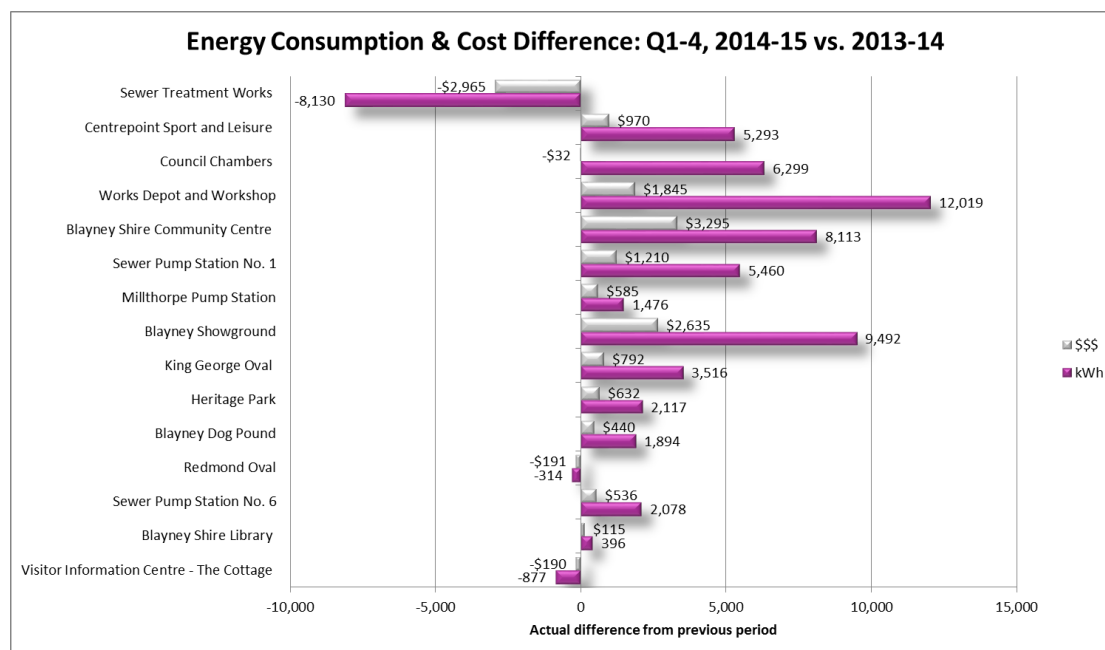
Figure 2. provides a consumption and cost breakdown and comparative consumption with the previous period.



**Figure 2. Consumption/Cost Breakdown**

Figure 3. identifies the consumption/cost differences, for each facility. The notable changes are:

- Sewerage Treatment Works: - 8,130 kWh (-\$2,965)
- Works Depot and Workshop: +12,019 kWh (+\$1,845)
- Centrepont Sport and Leisure: + 5,293 kWh (+\$970)
- Council Chambers: + 6,299 (-\$32)
- Community Centre: + 8,113 (+\$3,295)
- Blayney Showground: + 9,492 (+\$2635)



**Figure 3. Difference in Consumption/Cost**

A couple of factors that can be attributed to these figures, include:

- Changes in energy providers, with reduced rates/charges (savings), and access to meters for reading purposes (over estimates).
- The settings on the Variable Speed Drives on the aerators at the Treatment Plant continue to be reviewed and fine-tuned, resulting in an improved treatment process and reduced energy costs.

#### Future Energy Efficiency Works

Council is currently working with Skillset to undertake energy audits of Council facilities and prepare an energy efficiency report to look at where Council may be able to reduce its energy consumption through various means, and identify opportunities for renewable energy generation, including Solar PV. The report would also include estimates of capital expenditure that may be required and pay back periods for each facility.

#### **Issues:**

Previous issues with change of energy retailer, and access to electricity meters has been resolved. Council billing is to be provided quarterly rather than by monthly estimate and quarterly actual reads.

#### **Budget Implications:**

Nil

#### **Enclosures (following report)**

Nil

#### **Attachments (separate document)**

Nil

## 12) **UNNAMED ROAD - BROWNS CREEK**

**Department:** Infrastructure Services

**Author:** Director Infrastructure Services

**CSP Link:** 4.1 Adequate provision of transport, roads, rail, information and communication technologies and community social assets.

**File No:** RD.MT.1

---

### **Recommendation:**

That Council:

- a. Accept the unnamed road providing access to Lots 202,204 DP603351 and Lot 1 DP1166095 as Council Public Road.
- b. Request Crown Lands revoke Crown Reserve R750380 over Lot 1 DP256367, and dedicate the road as Council Public Road.

### **Reason for Report:**

To inform Council of a previously unidentified public road, the need to include the road within Councils road asset database, and the estimated cost of bringing the road up to a suitable standard.

### **Report:**

#### **Road Status**

In July 2011 Council received an application for the erection of dwelling at 579 Browns Creek Road. As part of the investigation it was identified that access to the property was (and remains) by way of a track that is located predominantly within an unfenced road reserve (**plan enclosed**).

In October 2011, following discussions with the applicant on a suitable way forward to formalise the legal access, a report was presented to Council offering various options available to it, and the following resolution was adopted:

*That Council approve, in principle, the proposal to undertake the closing of the road serving as access to Lots 202 and 204 of DP 603351, and offering it for sale at a nominal fee to the landowners of these Lots if required by the applicant of DA2/2012. (Resolution No: 1110/022)*

Following this, Council prepared the plans required to formalise the matter with Land and Property Information, however hit a stumbling block when the Crown struggled to determine the status of the land.

In 2015 following changes of ownership of the serviced and adjoining properties, the owners have requested Council upgrade the road to a contemporary standard to ensure the safe access of residents. As a result Council's further investigations and those of the "new owners" the following information has been identified:

Sep 1977 – The Crown received an application for the opening and closing of roads in the subject area. The Crown sought Council's advice on its willingness to accept dedication of the subject road to the public, should the application be successful with the Crown.

Oct 1977 – Council determined at its October ordinary meeting, and notified the Crown that Council (et al) *"would not be prepared to accept dedication of the proposed road, and any road into the property should form part of a subdivision application that under the circumstances Council would not be favorably considered by Council"*.

Oct 1977 – The Crown prepared and registered DP 256367, a Plan of Proposed Road that created the unnamed road reserve.

Jun 1978 – The Crown gazette its intention and notified Council of its intent to open the unnamed road and close the existing road reserve under the Public Roads Act 1902, and provided the opportunity for submissions on the proposal. (Ref: 6180 Gazette No. 76, 30 June 1978)

Feb 1979 – The Crown gazette the opening of the unnamed road, and closure of the original; crown road reserve, but specifically stated *"Lot 1 is not dedicated as public road"*. Lot 1 being the unnamed road reserve.

Nov 1988 – Council approved DA57/88 subject to conditions including; *"That the applicant dedicate to the public the Crown Reserve Road bisecting the proposed Lots 675 and 674 between the Browns Creek Road and the south-western boundary of Lots 202 and 204 DP 603351"*.

Jun 1989 – DP 793188 was registered and included the required statement of dedication to dedicate the road reserve 20 wide to the public.

The approval in November 1988 clearly states Council's intent to accept the unnamed road reserve as public road upon registration of the subdivision. Whilst not able to be confirmed by identifying the specific gazettal, it would appear that the dedication of the road reserve as Council public road did not occur.

As such the Crown has informed Council that the land remains a Crown Reserve R750380 with its purpose being for future public requirements, however the "reserve status" can be revoked and transferred to Council ownership as "public road", per the original intent.

#### Road Condition

Following an inspection by Council staff, the existing track is not considered of suitable standard to be a public road, requiring the need to provide table

drains, install piped culverts and widen the existing formation and placement of a gravel running surface to provide a safe all weather access for residents.

A project estimate has been developed to upgrade the road as above to the existing width (approx. 4m) with 6m wide passing bays at crests (\$85,000).

Considering the history identified, and the levels of traffic utilising the road, it is considered reasonable that Council accept the unnamed road reserve as public road, and that action be taken to have the reserve revoked, and the road be upgraded to 4m with 6m wide passing bays at crests in the road.

**Issues:**

The road will be required to have a name assigned to it, in accordance with Council policy. A copy of the document has been provided to the residents, seeking a preferred name in accordance with Council's Road Naming Policy, and a further report will be provided to Council to formalise a recommended name.

Due to Council's current works program it is anticipated that work will need to be programmed in two stages:

- Emergency works to provide safe access – prior to Christmas.
- Extension of culverts, widening of formation and placement of gravel running surface – Jan-Mar 2016.

**Budget Implications:**

Funding would be made available from within the Local Unsealed Roads Budget allocation.

**Enclosures (following report)**

1 Unnamed Road Plan

1 Page

**Attachments (separate document)**

Nil



Blayney Shire Council  
PO Box 62  
BLAYNEY NSW 2799  
Ph: (03) 6568 3104  
Fax: (03) 6568 3200  
Web:  
[www.blayney.nsw.gov.au](http://www.blayney.nsw.gov.au)

© Blayney Shire Council.  
© LPI Department of Finance and Services, Panorama Avenue, Bathurst, 2795, [www.lpi.nsw.gov.au](http://www.lpi.nsw.gov.au).  
While every care is taken to ensure the accuracy of this product, Blayney Shire Council and the Local / State / Federal Government departments and Non Government organisations whom supply datasets, make no representations or warranties about its accuracy, reliability, completeness or suitability for any particular purpose and disclaims all responsibility and all liability (including without limitation, liability in negligence) for all expenses, losses, damages (including indirect or consequential damage) and costs which you might incur as a result of the product being inaccurate or incomplete in any way and for any reason.

Created By: Grant Baker

Projection: GDA94 / MGA zone 55

Date: 7/10/2015 2:42 PM

## Unnamed Road off Browns Creek Road

**13) MINUTES OF THE BLAYNEY SHIRE SPORTS COUNCIL MEETING  
HELD ON THURSDAY 20 AUGUST 2015**

**Department:** Infrastructure Services

**Author:** Director Infrastructure Services

**CSP Link:** 2.1 Cultural and sporting events are coordinated and resourced.

**File No:** PR.ME.1

---

**Recommendation:**

That the Minutes of the Blayney Shire Sports Council Meeting, held on Thursday 21 May 2015, be received and noted.

**MINUTES OF THE BLAYNEY SHIRE SPORTS COUNCIL MEETING HELD  
ON THURSDAY, 20 AUGUST 2015 AT THE BLAYNEY COMMUNITY  
CENTRE**

Meeting commenced at 5.30pm

**PRESENT:**

Trevor Jones ( Harness Racing Club), Chris Smith (HCS), Rodney Corbett (Junior Soccer), Michael Tyrrell (Golf club), Matthew Lewis ( Little Athletics), Andrew Russ (Rugby Union), Michael Truloff (Millthorpe Junior Cricket), Cheryl Rutherford (Junior Tennis), Rosemary Reid (Senior Tennis), David Kingham (Chair, Blayney Shire Council), Adam Hornby (Senior League), Grant Baker (Blayney Shire Council), Roger Clark (Senior Football)

**APOLOGIES:**

Tom Williams (Fishing), Jeanne Truloff (Millthorpe Tennis), Andre Riphagen (Orange Equestrian Club & Carcoar Pony Club), Lisa Oborn (Senior Rugby League), Peter Wakem (Swimming Club), Jodi Spencer (Central West Dressage Group).

**RECOMMENDED:** That the apologies be accepted. (Andrew Russ/Rosemary Reid)

**MINUTES PREVIOUS MEETING – 21<sup>st</sup> May 2015 (as circulated)**

**RECOMMENDED:** That the minutes of the previous meeting held 21<sup>st</sup> May 2015 be accepted. (Rod Corbett/Mick Tyrrell).

**MATTERS ARISING FROM THE MINUTES**

- Water bubbler to be replaced at Millthorpe when the kiosk is erected.

**DISCLOSURES OF INTEREST**

Chair (David Kingham) declared an interest in regard to catering for the Sports Awards Dinner.



**CORRESPONDENCE:**

Correspondence (Distributed via Email to Sports Council) – All correspondence has been emailed to the members of the Sports Council.

**EVENT CALENDAR UPDATE:**

- 12 September - Group 10 Jnr League Grand Finals at KGO
- 19 September - Group 10 Jnr League Possible/Probables at KGO
- 8 November – Harness Racing Meeting
- 22 November – Harness Racing Meeting
- 22nd November – Blayney Golf Club – Open Championships

**ACTION:** Blayney Bears Junior Rugby League, Blayney Golf Club and Blayney Harness Racing Club to provide Council's Community Development & Tourism Projects Officer with details of event for promotion on the internet.

**GRANT FUNDING UPDATE**

The grant funding update was noted.

**ACTION:** Projects: Have canteen completed for Little Athletics by 16 October.

**REPORTS:**

**Incident – Blayney Show Ground**

This has been tabled to show everyone how incidents will be reported for WHS purposes and to discuss what actions need to be taken to eliminate similar issues from happening. It was decided that the Showground usage policy should be reviewed and an itinerary of users be established.

**ACTION:** Council to write to trainers reminding them of the requirement to abide by agreement and safety of all users of the showground.  
Usage policy to be provided to Committee for review.

**Harness Racing:**

At the upcoming Western District meeting the topic will be WHS. Could Council provide necessary information to be taken to the meeting. Contact Jenny Robson for information.

**ACTION:** Blayney Harness Racing Club to liaise with Jennie Robson in regards to WHS information required for the Western District Meeting and also evacuation procedures, plans and fire extinguishers in place.

The Harness Racing Club are interested in any excess chairs from KGO to be mounted in the Pavilion. They also received a quote of \$4,000 for 20 new aluminium bench seats to replace the existing seats. They are asking that the Show Society goes halves in the cost. They would also look at the Financial Assistance Grant to cover some of the cost. They would like the Council to inform them on what is required for installation and how much it would cost. The new seats would be installed the same as the ones taken out.

**ACTION:** Council to provide costs for slabs and installation to replace slat benches.

**ACTION:** Council to provide costs to do slab in the tote/bookies area.

**Junior Soccer:**

The toilet block at Napier Oval is not completed but a number of attempts have been made to contact the contractor with no success.

**ACTION:** Council to follow-up contractor in regards to completion of Napier Oval toilet block.

**PROJECT UPDATE**

The update on current projects was noted.

**GENERAL BUSINESS**

**King George Oval:**

- After complaints regarding the lack of hot water at KGO quotes for 2 new Instantaneous Hot Water units are being sourced.
- Both Senior Rugby League and Rugby Union have been training on the main oval at KGO.
- Canteen servery shutters require maintenance or replacement.
- Keys to lock on gate do not come out until the lock is locked.
- The possibility of using the second ground at KGO for parking at major fixtures was discussed but will be looked at more closely as fixtures get closer.

**ACTION:** Council to investigate.

**Showground:**

- The grant for the Showground kitchen has not yet been finalised. It is hoped that the floor can be included as well.
- Very little has been done to the dressage arena as there is an issue getting the soil.
- Congratulations to the Council on the upgrades to the toilet at the Showground.
- Hot Water System at the amenities block needs to be inspected for repairs.

**ACTION:** Council to liaise with Scott Ferguson Plumbing Services

**Dakers Oval:**

- Toilets at Dakers Oval were discussed and are on the priority list but will not be a major priority at present.

**CentrePoint:**

- Costs for admission to Centrepoint for School Swimming Schools was mentioned and it was suggested that a letter be sent to Council in regards to this matter.

**ACTION:** Schools to write to Council in regards to fees for Swimming Schools.

- Fee for wet weather training usage by football clubs.

**ACTION:** Football Clubs to write to Council in regards to fees for wet weather training usage.

**Sports Awards:**

- The Blayney Shire Sports Award Dinner will be held on 17<sup>th</sup> October. Geoff Mann has been contacted to be M.C for the night. If he is unable to attend it was suggested that Steve Mooney be asked to fill the position. The committee will apply for financial support from the Council to cover initial costs.

**ACTION:** Adam Hornby to speak to Glenn Mortimer in regards to his brother Steve coming along as a guest speaker. Ticket prices will be finalised but \$40 for an adult and around \$20-\$30 for students has been suggested. \$100 a family has also been considered.

**PROJECT PRIORITY LIST**

- This will not change at present but will be discussed at the November meeting.

**NEXT MEETING**

Thursday 19<sup>th</sup> November 2015.

Meeting closed at 7.10pm.

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil

**14) MINUTES OF THE BLAYNEY TRAFFIC COMMITTEE MEETING HELD  
ON FRIDAY 21 AUGUST 2015**

**Department:** Infrastructure Services

**Author:** Manager Infrastructure

**CSP Link:** 4.1 Adequate provision of transport, roads, rail, information and communication technologies and community social assets.

**File No:** TT.ME.1

---

**Recommendation:**

1. That Council accept the Minutes of the Blayney Traffic Committee Meeting, held on Friday 21 August and resolve to adopt the recommendations 2 to 5 as follows:
2. That Council conduct a Road Safety Assessment and consider need for signs/convex mirror on the Kentucky Road to Neville cemetery.
3. That Council further investigate the bus route continuing along the Spring Terrace Road and onto the Forest Reefs Road.
4. That Council supports the 2015 Carcoar Cup Running Festival event, subject to the following conditions:
  - a. Development and implementation of a Traffic Management Plan which shall include a Traffic Control Plan. All implementation and Traffic Control works and Plans are to be completed by persons qualified to do so.
  - b. Approval is to be obtained from NSW Police, with all instructions issued by Police complied with and obeyed.
  - c. Council is to be provided with a copy of a \$20M Public Liability Insurance Policy indicating Blayney Shire Council's interests, with the date and location of the event.
  - d. The Event Organiser is to notify all Emergency Services of the event and associated road closures, including Blayney Hospital.
  - e. The Event Organiser is to notify all business proprietors and residents affected by the event at least 7 days prior to the event.
  - f. The Event Organiser is to provide and publish the direct contact number of the event organiser/clerk of the course, for in the event of an emergency, residents and emergency services may need to access the route.
  - g. The Event Organiser is to comply with the requirements of the "Guide to Traffic and Transport Management for Special Events" (version 3.4), 2 August 2006, for a Class 2 event.
  - h. The Event Organiser will, advertise the temporary road closures, at least seven days prior to the event, in the local media.

- i. The requirement to not place permanent markings on the road way and provide Council with a Risk Assessment for the person(s) marking the road.
  - j. Council to seek clarification regarding sections 5, 8 and 11 of the Carcoar Cup Traffic Management Plan
5. That Council upgrade the signs on Park Street, Millthorpe.

**INFORMAL MEETING**  
**MINUTES OF THE BLAYNEY TRAFFIC COMMITTEE MEETING HELD ON**  
**FRIDAY 21 AUGUST 2015 AT THE BLAYNEY SHIRE COMMUNITY**  
**CENTRE – CADIA ROOM**

Meeting commenced at 10.00am

**PRESENT**

Sharon Grierson (Roads & Maritime Services), Peter Foran (NSW Police), Iris Dorsett (Roads Safety Officer), Geoff Paton (Blayney Shire Council),

**APOLOGIES**

Cr Kevin Radburn (Chair), Reg Rendall (Paul Toole Representative), Prue Britt (Roads & Maritime Services)

***Due to lack of a Chair and quorum an informal meeting was held and it was agreed that draft resolutions be prepared and forwarded to Local Traffic Committee members for adoption.***

**CONFIRMATION OF MINUTES**

**RECOMMENDED:** That the minutes of the previous Traffic Committee Meeting held on Thursday, 19 June 2015 be confirmed to be a true and accurate record of that meeting. (Peter Foran/Sharon Grierson)  
<Resolution by email correspondence>

**MATTERS ARISING FROM MINUTES**

Council to follow-up Minute 20150619:12 - IGA – status of Development Application approval for IGA with regard to Traffic Control Plan for loading/unloading operations.

**TRAFFIC REGISTER**

Update provided and information noted.

**CORRESPONDENCE**

**20150821:01 – Neville Cemetery**

**RECOMMENDED:** That Council conduct a Road Safety Assessment and consider need for signs/convex mirror on the Kentucky Road to Neville cemetery. (Peter Foran/Reg Rendall)  
<Resolution by email correspondence>

**20150821:02 – Carcoar Public School – Flashing Lights Signs**

**ACTION:** Traffic committee to respond to Carcoar Public School's correspondence in regards to the flashing lights and to advise that a request for a pedestrian facility is a responsibility of Blayney Council as it is on a local road. Traffic committee to contact Jenene Pout Safety around schools project officer is they need any further assistance. (Sharon Grierson/Peter Foran)  
<Resolution by email correspondence>

**20150821:03 – Newman's Bus Service – Caution Bus Turning Sign**

**RECOMMENDED:** That Council further investigate the bus route continuing along the Spring Terrace Road and onto the Forest Reefs Road.

Traffic committee has concerns of a school bus turning into a gateway. Council to write to Newman's Bus Service advising Traffic committee will further investigate the bus route. (Cr Kevin Radburn/Sharon Grierson)  
<Resolution by email correspondence>

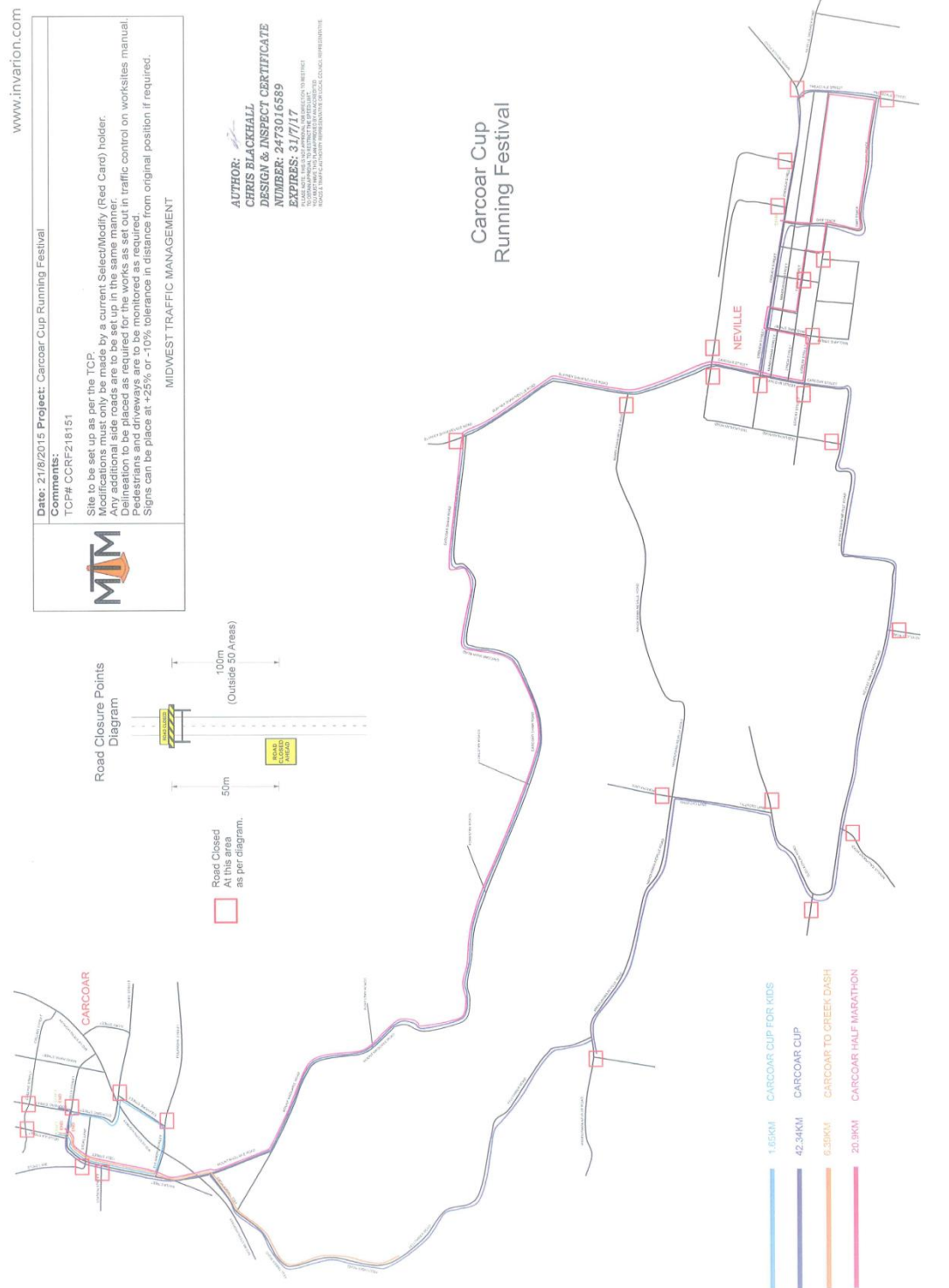
**GENERAL BUSINESS**

**20150821:04 – Carcoar Cup – Traffic Management Plan & Risk Management Plan**

**RECOMMENDED:** That Council supports the 2015 Carcoar Cup Running Festival event, subject to the following conditions:

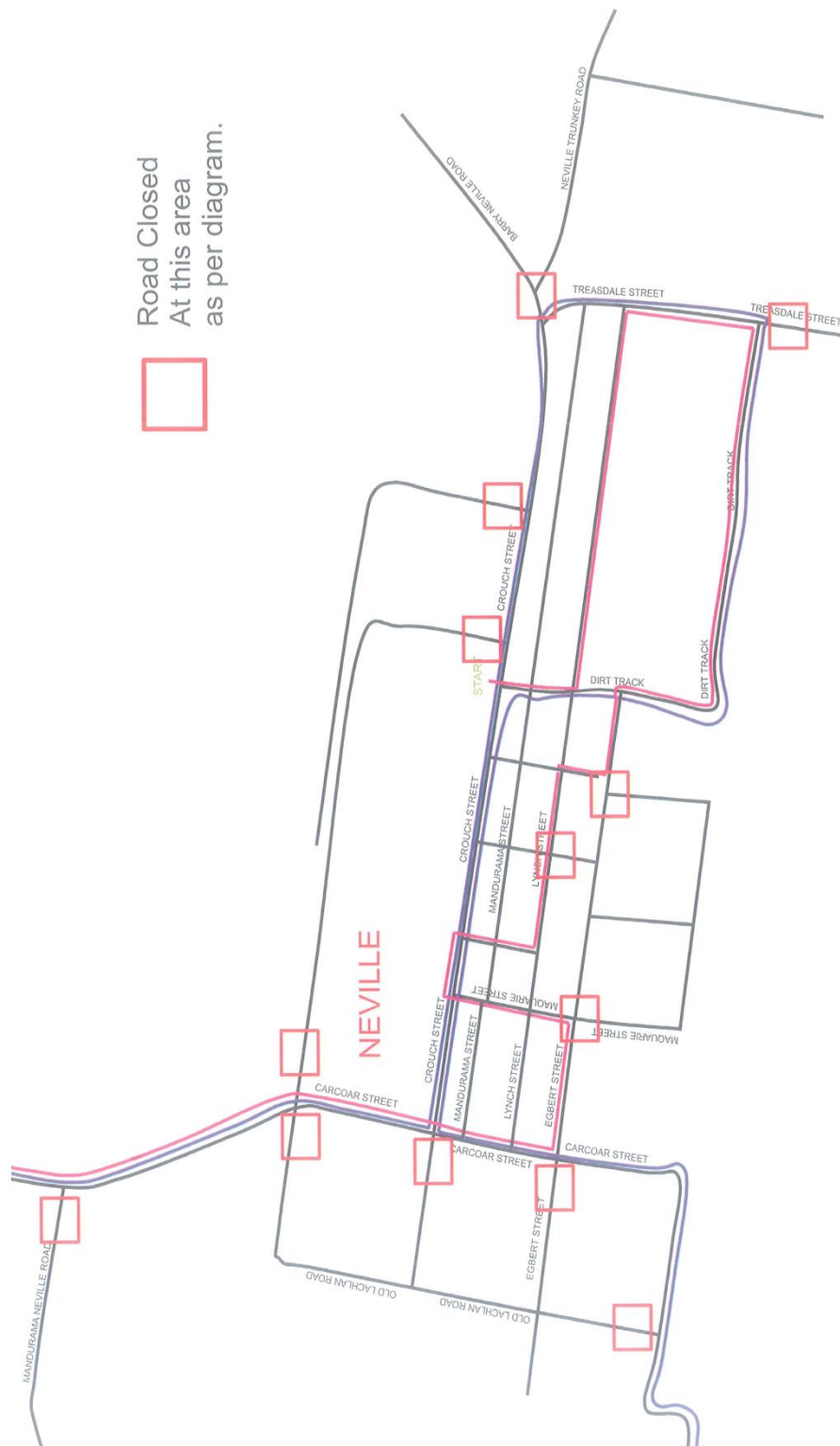
- a. Development and implementation of a Traffic Management Plan which shall include a Traffic Control Plan. All implementation and Traffic Control works and Plans are to be completed by persons qualified to do so.
- b. Approval is to be obtained from NSW Police, with all instructions issued by Police complied with and obeyed.
- c. Council is to be provided with a copy of a \$20M Public Liability Insurance Policy indicating Blayney Shire Council's interests, with the date and location of the event.
- d. The Event Organiser is to notify all Emergency Services of the event and associated road closures, including Blayney Hospital.
- e. The Event Organiser is to notify all business proprietors and residents affected by the event at least 7 days prior to the event.
- f. The Event Organiser is to provide and publish the direct contact number of the event organiser/clerk of the course, for in the event of an emergency, residents and emergency services may need to access the route.

- g. The Event Organiser is to comply with the requirements of the “Guide to Traffic and Transport Management for Special Events” (version 3.4), 2 August 2006, for a Class 2 event.
- h. The Event Organiser will, advertise the temporary road closures, at least seven days prior to the event, in the local media.
- i. The requirement to not place permanent markings on the road way and provide Council with a Risk Assessment for the person(s) marking the road.
- j. Council to seek clarification regarding sections 5, 8 and 11 of the Carcoar Cup Traffic Management Plan **(attached)**. (Peter Foran/Sharon Grierson)  
<Resolution by email correspondence>

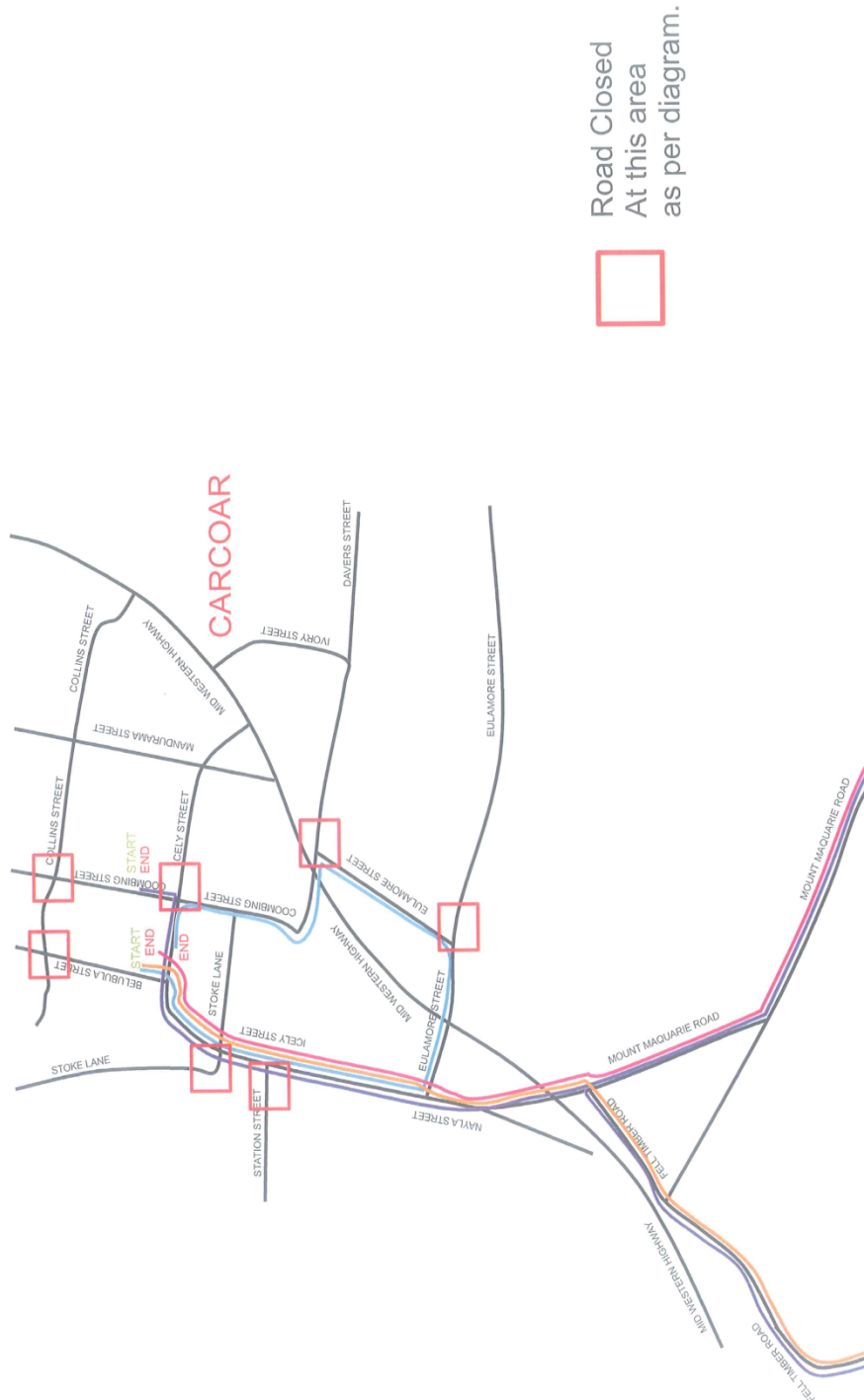




www.invarion.com



www.invarion.com



Road Closed  
At this area  
as per diagram.



**20150821:05 – Park Street Millthorpe – Signage**

**RECOMMENDED:** That Council upgrade the signs on Park Street, Millthorpe. Police have been informed of parking breaches. (Reg Rendall/Cr Kevin Radburn)  
<Resolution by email correspondence>

**INFORMAL MATTERS**

**20150821:06 - Monthly Road Safety Reports – May & June 2015.**

Reports were noted.

**20150821:07 -Serious/Fatal Motor Vehicle Accidents Reports – June & July 2015.**

Reports were noted, Local Traffic Committee notes Blayney Shire Council – NIL reported accidents for June and July 2015 reports.

**FUTURE MEETING DATES**

- Friday 16 October 2015
- Friday 11 December 2015

**MEETING DATES FOR 2016**

- Friday, 19 February 2016
- Friday, 15 April 2016
- Friday, 17 June 2016
- Friday, 19 August 2016
- Friday, 21 October 2016
- Friday, 9 December 2016

**MEETING CLOSED**

The meeting closed at 11:30am.

**Enclosures (following report)**

Nil

**Attachments (separate document)**

Nil

**15) DEVELOPMENT APPLICATION 104/2015 – HOME BUSINESS-  
GYM/STUDIO – LOT 1 DP826736, 13 TERRAGONG STREET,  
BLAYNEY**

**Department:** Planning and Environmental Services

**Author:** Senior Town Planner

**CSP Link:** 3.4 Sustainable land use practices across the Shire.

**File No:** DB.AB.870

---

**Recommendation:**

That Council approve Development Application 104/2015 for a proposed home business-gym/studio, on Lot 1 DP 826736, 13 Terragong Street, Blayney, subject to the conditions at Enclosure 3.

**REPORT**

<b>Application Number:</b>	DA104/2015
<b>Development:</b>	Home Business - gym/studio
<b>Applicant:</b>	P & A Davies
<b>Owner:</b>	P & A Davies
<b>Lodgment date:</b>	9 September 2015
<b>Land:</b>	Lot 1 DP 826736, 13 Terragong Street, Blayney
<b>Local Environmental Plan:</b>	Blayney LEP 2012
<b>Zoning:</b>	R1 General Residential

**BACKGROUND**

The proposed development is to undertake a *home business* - gym/studio, in an existing attached garage on the land. The land is located at 13 Terragong Street within a residential area some 1.5km to the south west of the CBD area. See Location plan at **Enclosure 1**. The site is sloping gently to the street. A dwelling and garden sheds are located on the land.

The dwelling and garage are constructed of timber frame, steel roof and brick cladding. The gym/studio would be operated from the attached garage with an exercise room area and portable equipment. See site plan at **Enclosure 2**. No modification to the building is required for the development.

The only staff employed would be the landowner as the trainer, and client numbers are limited to small groups up to 4 people. Each session lasts about 1 hour. Parking would be on Terragong Street, with a maximum number of vehicles being 4 due to the restraints on group numbers. Hours would be Monday to Saturday on demand. Monday to Friday is potentially 5.30am to 6.30am and 4.30pm to 8.30pm. Saturdays would be 5.30am to 12.30pm. The frequency of this type of session would be no more than one per day, and current clientele levels suggest that this would represent one small group session per week.

Although the morning sessions are set down, they are currently tailored for an individual class of one, and no clientele are fitting into this time slot at present, although this time may attract other clients in time.

Sessions are by appointment only, and all activities would be held within the confines of the building.

The site is bounded by residential development, and the Mid Western Highway to the west.

## **Section 79C Assessment**

### **79C (a)(i) the provisions of any environmental planning instrument**

#### **1. State Environmental Planning Policies**

There are no particular SEPPs that are relevant to this development.

#### **2. Regional Environmental Planning Policies**

There are no particular REPPs that are relevant to this development.

#### **3. Local Environmental Plans**

The land is zoned R1 General Residential under the Blayney Local Environmental Plan 2012, and the development is permissible in the zone as a *home business*. The objectives of the zone are considered as follows:

- To provide for the housing needs of the community.

**Comment:** The proposed development is to provide recreational activities for the community from a personal trainer, which is not for general public access.

- To provide for a variety of housing types and densities.

**Comment:** The development is not for housing but is permissible in the zone.

- To enable other land uses that provide facilities or services to meet the day to day needs of residents.

**Comment:** The proposed development allows for a recreational activity which will complement other uses in the zone, providing an opportunity for health and well being.

#### **4. Guidelines and policies**

The development was notified for 14 days from 11 September 2015, and one submission was received, as discussed below.

#### **79C (a)(ii) the provisions of any proposed instrument that is or has been the subject of public consultation under this Act and that has not been notified to the consent authority that apply to the land to which the development relates**

There are no such proposed instruments relevant to this development.

#### **79C (a)(iii) any development control plan that applies to the land to which the development relates**

There is no development control plan relevant to this development.

#### **79C (a)(iia) any planning agreement that has been entered into under section 93F, or any draft planning agreement that a developer has offered to enter into under section 93F, that apply to the land to which the development relates**

There are no such agreements relevant to this proposal.

#### **79C (a)(iv) any matters prescribed by the regulations that apply to the land to which the development relates**

There are no such matters relevant to the development.

#### **79C (a)(v) Any coastal zone management plan (within the meaning of the Coastal Protection Act 1979), that apply to the land to which the development relates**

Not applicable to this development.

#### **79C (b) the likely impacts of that development**

##### **Context and setting**

The proposed development seeks to utilise an existing garage on the site as a gym/studio. All services are already in place. The land slopes gently down to the street. Residential development surrounds the land, with the Mid Western Highway to the west.

The garage is associated with the existing dwelling, which is occupied by the applicant.

##### **Access, transport and traffic**

The site is accessed via the existing entrance onto Terragong Street. Additional traffic generation is expected to be low, being a maximum of 4 cars per class if no car-pooling takes place. Limited parking is available on site, with most parking to occur in Terragong Street. There are no upgrading works required for access.

Council's Engineer is satisfied with the sight distances and parking arrangements. Whilst the kerbs are upright and 8.7 m width, the proposed development would be no different if any residents along that section had visitors, a party or the like. It is not a through road and the road speed has been set accordingly.

**Services/utilities**

No additional services or utilities are required for the development. All services are already connected to the site.

**Site design, internal design and construction**

There are no construction works required for this development. The development would take place within the confines of the garage and all equipment is portable.

**Hazards – technological, natural**

There are no particular known technological or natural hazards relevant to this development.

**Noise and vibration**

There are no particular matters relating to vibration which might apply to this development.

The only noise source may include traffic movement. Sessions would be carried out each day of the week except Sunday with the operator as the sole employee.

Hours would be Monday to Saturday on demand. Monday to Friday is potentially 5.30am to 6.30am and 4.30pm to 8.30pm. Saturdays would be 5.30am to 12.30pm. The frequency of this type of session would be no more than one per day, and current clientele levels suggest that this would represent one small group session per week.

Sessions are by appointment only, and all activities would be held within the confines of the building. Additional traffic generation is expected to be low, being a maximum of 4 cars per class if no car-pooling takes place. Limited parking is available on site, with most parking to occur in Terragong Street.

Therefore as hours of operation are limited, and the number of clients is limited, the potential for noise impact is considered to be low.

Noise issues relating to the barking dog by the submission would fall within management under the Companion Animals Act and should be lodged as a complaint.

**Environmental impact – flora, fauna, land resources, air and water pollution, micro climate**

There are no matters arising from this development which might affect flora or fauna, as the site is a highly disturbed urban property. No other land resources such as extractive industries are affected. Air pollution is unlikely.

#### **Water**

There are no particular additional water requirements for the development. The site is connected to the reticulated town supply.

#### **Waste**

There is no particular additional waste to result from the development. The site is connected to the reticulated town sewer system, and the existing toilet within the dwelling would be made available for clientele if required. Domestic waste is handled under the dwelling's existing waste disposal arrangements.

#### **Safety, Security and Crime Prevention**

The proposed development should not lead to issues relating to safety, security or crime prevention. The development should not lead to health issues for the wider community. Rather, it would lead to increased health and wellbeing. It is to be located on private land, with no public access other than clientele. Sessions are by appointment only. Security would be ensured through fencing and lockup.

#### **Economic impact**

The economic impacts from this development may include employment opportunities, increased use and support of local businesses, and provision of additional health and well being services within the town.

#### **Social Impact**

The social impacts relating to this development relate to the effective operation of a local business, and the provision of additional health and wellbeing services. As the site will be operated by the resident and would be completely within the garage building and noise impacts are expected to be low, it is unlikely that adverse impact would be experienced by adjoining residential development.

#### **Cumulative impact, Principles of Ecologically Sustainable Development, Sustainability and Climate Change**

##### **Cumulative Impact**

The cumulative impact is for the more effective use of the land, and the operation of a small local business, within effective industry standards, that leads to minimization of adverse environmental and community impact.

##### **Climate Change**

The NSW Sea Level Rise Policy Statement 2009 outlines the Government's objectives and commitments in regards to sea level rise adaptation. A key Government commitment is that it will promote and support an adaptive risk-based approach to managing the impacts of sea level rise. The proposal



would not significantly contribute to climate change and will not change the risk profile of the site in regard to the impacts of sea level rise.

### **Ecologically Sustainable Development**

All potential environmental interactions should have regard for the Precautionary Principle (prevent environmental degradation and protect local environment), Inter-generational Equity (not to compromise the environment for future generations), Improved Valuation and Pricing of Environmental Resources (to utilize the land with minimal environmental impact to result in an economic benefit to the community) and conservation of biological diversity and ecological integrity. The proposal would not present significant threats of serious or irreversible environmental damage, and the health, diversity and productivity of the environment is maintained or enhanced for the benefit of future generations, for the conservation of biological diversity and ecological integrity.

### **Other**

The following impacts have been considered and are not relevant to the proposal: flooding, heritage, contamination and bushfire.

### **79C (b) Suitability of the site for the development**

**Comment:** The site is suitable for the development, being totally within the land owned by the developer, and sympathetic to surrounding development and the residential of the land. Access is appropriate for the level of use, noise impact is limited through low clientele numbers, and hours of operation.

### **79C (d) Any submissions made in accordance with this Act or the Regulations**

**Comment:** Adjoining landowners were notified and one submission was received. The issues raised are examined as follows:

- This street is very narrow and if cars are parking on both sides of the street there would only be room for one car to travel along the road, with no clear view of oncoming traffic on this bend. Parking should be restricted to one side of the road only.

**Developer response:** Terragong Street is no more narrow than many other residential streets in Blayney, it is not a through road, and is in a small residential area. No more than 4 vehicles would access the site at any one time. Group bookings are limited to 4 clientele at a time, with such bookings being only once a day, although to date such bookings have only been once a week. With only 4 cars, both sides of the street should not be needed, although it may happen. Parking on the opposite side of the street would neither disrupt nor restrict traffic given the frequency of traffic using the roadway in both directions at any one time.

**Council comment:** Terragong Street in this vicinity is 18m wide, that being designed for two way traffic and parking on either side of the street. Other streets within the subdivision are 18-20 metres wide. Council's Engineer has no concerns with regard to sight distances, width of passing lanes or speed.

- The early hours of business could be very disruptive to close neighbours. The sound of car doors opening and closing, especially on Saturdays would disrupt sleep.

**Developer response:** The early starting times are designed for a single individual at present, therefore only one car would attend. At present there are no clients in this time slot. The time was stipulated to allow options for private training sessions if requested. The one client would park either in the driveway or in front of the house.

**Council comment:** It is noted that the submission is received from a neighbour around the corner. As early morning sessions on any day are limited to private one-on-one sessions, the single vehicle attending would be parking off the street or right in front of the applicant's home, as would a visitor to the premises, minimizing noise impact.

- Any sight or sound of people would cause the dog next door to bark, creating more noise and disruption.

**Developer response:** The subject neighbouring dog is tied up every night and rarely makes a noise. Other people walking in the early hours in the vicinity do not appear to disturb the dog.

**Council comment:** This matter should be dealt with under the Companion Animals Act under separate communication if there is an issue.

- Disruptive noise from 5.30am six days a week will disrupt my sleep and exacerbate existing health issues for me, in this quiet residential neighbourhood.

**Developer response:** The applicant refers to her previous comments with regard to hours of operation, number of clients and parking arrangements. All sessions would be within the building. The applicant has lived here for over 21 years and wishes the quiet neighbourhood to remain as such. It is not a large commercial venture, and provides a service to individuals as a small home studio gym.

**Council comment:** Early morning noise impact is expected to be low, given the limitation to hours and number of clientele. The development location, around the corner from the person lodging the submission, places two dwellings between their house and the location of the road frontage area utilised by clients to 13 Terragong Street, thereby providing a substantial sound buffer.

### **79C (e) The public interest**

**Comment:** There are no other matters of public interest relevant to the development that have not already been considered in this report.

### **CONCLUSION**

The above assessment illustrates that the proposed development is suitable for the site, provides for enhancement of the local economy in accordance with industry guidelines in the protection of the environment, and compliance with appropriate legislative requirements.

The issues raised have been examined and are able to be managed through attention to the limited number of clients and hours of operation.

**BUDGET IMPLICATIONS**

No budget implications.

**POLICY IMPLICATIONS**

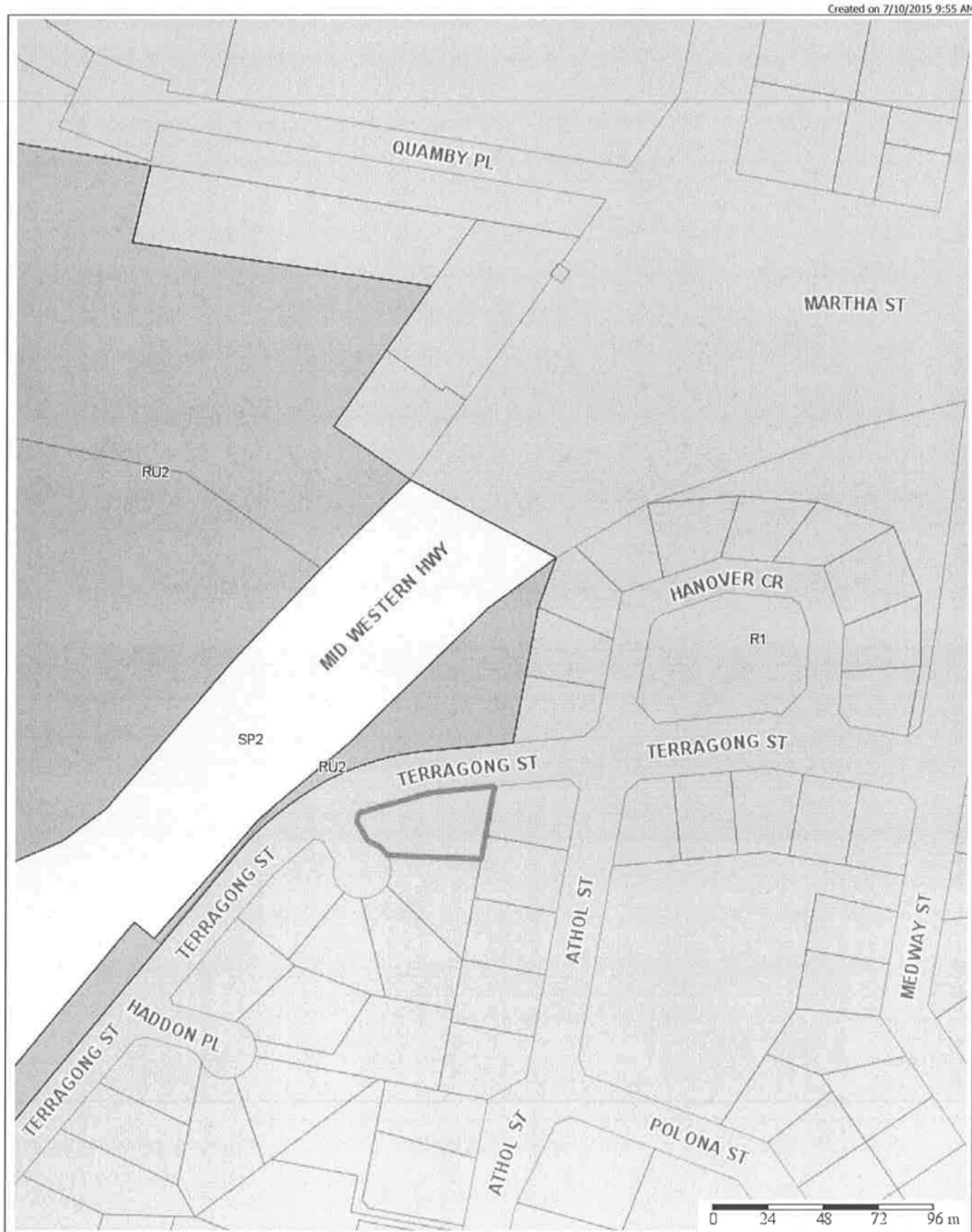
Assessment undertaken as per legislation.

**Enclosures (following report)**

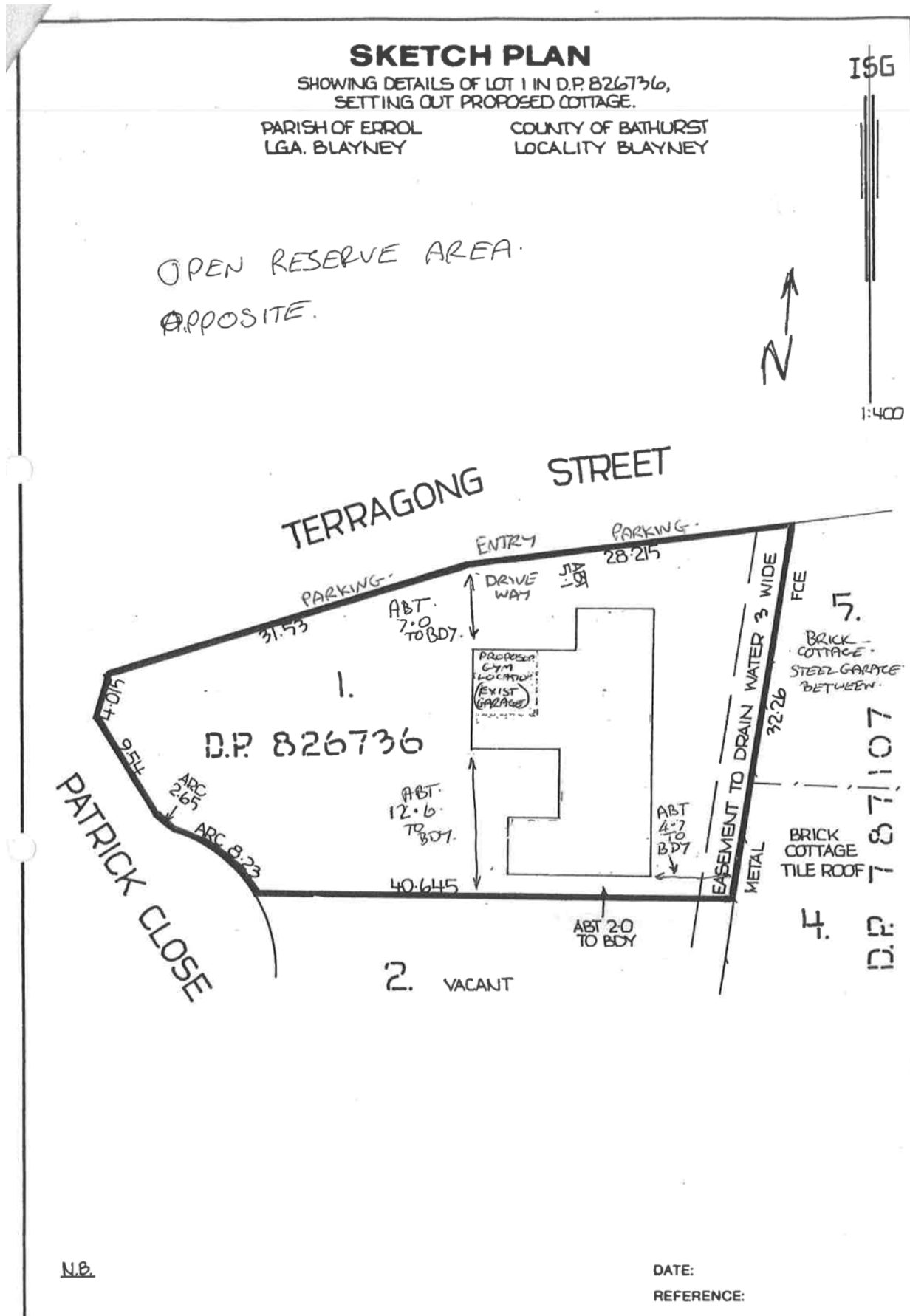
1	Location Plan	1 Page
2	Site Plan	1 Page
3	Conditions of Consent	1 Page

**Attachments (separate document)**

Nil



	<p>© Blayney Shire Council          © LPI Department of Finance and Services, Panorama Avenue, Bathurst, 2795, www.lpi.nsw.gov.au          While every care is taken to ensure the accuracy of this product, Blayney Shire Council and the Local / State / Federal Government Departments and Non-Government organisations whom supply directly, make no representations or warranties about its accuracy, reliability, completeness or suitability for any particular purpose and disclaim all responsibility and all liability (including without limitation, liability in negligence) for all expenses, losses, damages (including indirect or consequential damages) and costs which you might incur as a result of the product being inaccurate or incomplete in any way and for any reason.</p>	<p>Created By: Policy Support</p>
<p>Blayney Shire Council          PO Box 67          BLAYNEY NSW 2795          Ph: 02 6336 7864          Fax: 02 6336 1746          Web:  <a href="http://www.blayney.nsw.gov.au">www.blayney.nsw.gov.au</a></p>	<p>Project: 15874 / PCA 2015/15</p>	<p>Date: 7/10/2015 9:55 AM</p>



**SCHEDULE A**  
**CONDITIONS ISSUED WITH DEVELOPMENT APPLICATION NO. 104/2015**

**STATUTORY**

**REASON: To comply with legislative statutory requirements.**

1. Development is to take place in accordance with the attached stamped plans (Ref No. DA 104/2015), documentation submitted with the application and subject to the conditions below, to ensure the development is consistent with Council's consent.  
*Note: The Principal Certifying Authority (PCA) for the project may request an application for modification of this consent or a new application in the event that changes to the approved plans are subsequently made.*
2. A mains powered smoke alarm complying with Australian Standard AS3786 and an AB(E) portable fire extinguisher complying with Australian Standard AS2444 shall be provide in the gym, prior to the issue of an Occupation Certificate.
3. Prior to the occupation or use of the building an Occupation Certificate is to be obtained, and where Council is not the PCA a copy is submitted to Council.
8. The development shall only be carried out in accordance with the following hours/days:
  - Monday to Friday 5.30am to 6.30am, 4.30pm to 8.30pm
  - Saturday 5.30am to 12.30pm
  - Sunday and public holidays Nil

**ADVICE AND NOTES****Inspection Schedule**

The Principal Certifying Authority is required to ensure all work is carried out in accordance with the consent, Building Code of Australia (BCA), and relevant standards.