

MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING
HELD IN THE COUNCIL CHAMBERS,
ON 8 AUGUST 2011, COMMENCING AT 6.00 PM

Present: Crs B Kingham (Mayor), D Bell, G Braddon OAM, A Ewin, S Ferguson, K Radburn and R Reeks.

Acting General Manager (Mr A McCormack), Director Corporate Services (Mr A Franze), Director Engineering (Mr G Baker), Director Environmental Services (Mr P O'Brien) and Administrative Officer (Miss L Fuller).

ACKNOWLEDGEMENT OF COUNTRY

CONFIRMATION OF MINUTES

1108/001 RESOLVED:
That the Minutes of the Ordinary Council Meeting held on 15 July 2011, being minute numbers 1107/001 to 1107/012 be confirmed. (Ferguson/Radburn)

1108/002 RESOLVED:
That the Minutes of the Extraordinary Council Meeting held on 21 July 2011, being minute numbers 1107E/001 to 1107E/004 be confirmed. (Ewin/Ferguson)

DISCLOSURES OF INTEREST

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

Councillor /Staff	Interest	Item	Pg	Report	Reason
Kingham	Non Pecuniary	5	11	Request to Waive Charges – Millthorpe Garden Ramble Committee	Wife is the secretary of the Millthorpe Garden Ramble Committee
Bell	Non Pecuniary	25	168	Minutes of the Blayney Shire Access Committee Meeting – 9 June 2011	Vice-Chairman on Board of the Lee Hostel
Reeks	Pecuniary	10	88	Local Infrastructure Support Fund	Subcontractor
Reeks	Pecuniary	23	151	Planning Proposal Rezoning 137 Newbridge Road	Subcontractor
Radburn	Pecuniary	23	151	Planning Proposal Rezoning 137 Newbridge Road	Employee of a contractor who may contract with this firm
Radburn	Non Pecuniary	25	168	Minutes of the Blayney Shire Access Committee Meeting – 9 June 2011	Related to Chairman on Board of Lee Hostel

MAYORAL MINUTES

ACKNOWLEDGEMENT OF MR A JONES

1108/003 RESOLVED:
1. That a testimonial under Seal be provided for Mr A Jones.

CORPORATE SERVICES REPORTS**REPORT OF COUNCIL INVESTMENTS AS AT 31 JULY 2011**

1108/004

RESOLVED:

1. That the Report indicating Council's Investment position as at 31 July 2011 be received and noted.
2. That the Certification of the Responsible Accounting Officer be noted and the Report be adopted. (Ferguson/Radburn)

**STATEMENT OF FINANCIAL REPORTS BY COUNCIL
2010/2011**

1108/005

RESOLVED:

1. That the statement required by Section 413(2)(c) of the Local Government Act, 1993 in relation to Council's Financial Reports for the period ending 30 June 2011 be completed under the Seal of Council.
2. That Hill Rogers Spencer Steer be invited (in accordance with regulations) to complete the audit. (Ewin/Reeks)

APPOINTMENT OF A NEW GENERAL MANAGER

1108/006

RESOLVED:

1. That the Mayor, in consultation with the General Manager Recruitment Panel, be delegated the task of ensuring:
 - a. the general manager position description is current and evaluated in terms of salary to reflect the responsibilities of the position.
 - b. the proposed salary range reflects the responsibilities and duties of the position.
 - c. the position is advertised according to the requirements of the Act.
 - d. information packages are prepared.
 - e. Applicants selected for interview are notified.
2. That the Mayor be delegated the role of day-to-day oversight and liaison with the General Manager.
3. That the General Manager's Review Panel comprise the Mayor, Deputy Mayor and Cr Reeks, plus the General Manager's nominee. (Radburn/Bell)

**REQUEST TO WAIVE CHARGES - MILLTHORPE GARDEN
RAMBLE COMMITTEE**

Councillor Kingham declared an Interest and left the Chambers.
Councillor Radburn assumed the Chair.

1108/007

RESOLVED:

1. That Council approve the request from Millthorpe Garden Ramble to waive labour charges associated with installation of seating and tree plantings in the amount of \$709.02.
(Ferguson/Ewin)

Councillor Kingham returned to the Chambers and resumed the Chair.

REQUEST FOR SUPPORT OF THE BEYOND THE RANGE PROJECT

1108/008

RESOLVED:

1. That Council join the 3 year Centroc Beyond the Range Health Workforce Attraction Project.
2. That Council agree to fund the Centroc Beyond the Range Health Workforce Attraction Project in the amount of \$11,000 over three years.
3. That Council agree to provide information to the Council page on the website and other marketing and promotional materials where Centroc will provide proformas. (Ewin/Radburn)

INTEGRATED PLANNING AND REPORTING PROGRESS FRAMEWORK PROGRESS REPORT

1108/009

RECSOLVED:

1. That the report on the Integrated Planning and Reporting Framework Progress report be received and noted. (Ewin/Reeks)

AMENDMENT TO PLANNING FEES

1108/010

RESOLVED:

1. That Council adopt the proposed planning fees;
2. That the fees be exhibited for public comment for 28 days in accord with section 610F of the Local Government. (Ferguson/Radburn)

ADOPTION OF INVESTMENT POLICY

1108/011

RESOLVED:

1. That Council adopt the Investment policy and it be included in Council's policy register. (Radburn/Bell)

ENGINEERING SERVICES REPORTS**LOCAL INFRASTRUCTURE SUPPORT FUND**

Councillor Reeks declared and Interest and left the Chambers.

1108/012

RESOLVED:

1. That Council approve:
 - a. the endorsement of the Local Infrastructure Support Fund (LISF) agreement, between the NSW Government, Metziya Pty and Blayney Shire Council, and,
 - b. the placement of Council's seal on documentation associated with the LISF. (Ferguson/Bell)

Councillor Reeks returned to the Chambers.

CROWN ROADS TRANSFER - MARSHALLS LANE

1108/013

RESOLVED:

1. That Council approve:
 - a. The transfer of the Crown Public Road, identified on the attached map, known as Marshalls Lane to local public

- road, and,
- b. The placement of Council's Seal on all documentation associated with the transfer of Marshall's Lane.
(Radburn/Bell)

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

1108/014 RESOLVED:

1. That Council approve the reappointment of the Local Controller of the Blayney SES, and notify the SES Central West Region Controller of its approval.
2. That a letter of support and appreciation for the work he has already done be provided to Reg Rendall. (Ferguson/Reeks)

REVIEW OF POLICY - STREET TREE POLICY

1108/015 RESOLVED:

1. That Council:
 - a. Adopt the Blayney Shire Council Street Tree Policy, and that it be placed on Council's policy register and adhered to accordingly.
 - b. Remove existing policies, 25A – Private Tree Planting on Footpaths, and 25K – Removal of Street Trees from Council's policy register. (Ewin/Reeks)

GRAVEL ROAD MAINTENANCE PRIORITIES

1108/016 RESOLVED:

1. That Council approve the reallocation of \$100,000 from Maintenance Grading to Gravel Resheeting on Rural Unsealed Roads within the 2011/12 Management Plan
(Radburn/Bell)

ROAD CONDITION REVIEW

1108/017 RESOLVED:

1. That Council approve the proposed reallocation of \$142,000 from Browns Creek Road to resealing works on the Neville, Forest Reefs, and Spring Terrace Roads within the 2011/12 Management Plan. (Ferguson/Bell)

BITUMEN SEALING CONTRACT 2011-2013

1108/018 RESOLVED:

1. That Council accept the tender of Fulton Hogan to provide Bitumen Sealing Services within Blayney Shire Council for the 2011 to 2013 years. (Ewin/Reeks)

BATHURST LIGHT CAR CLUB RALLY

1108/019 RESOLVED:

1. That report of the Blayney Traffic Committee be received and Council classify the Bathurst Light Car Club Rally to be held on Saturday 24 September 2011 as a Class 2 event, and the event be approved subject to the following conditions:

- a. Development and implementation of a Traffic Management Plan which shall include a Traffic Control Plan.
- b. All appropriate road closures and associated warning signage complying with AS1742, will be undertaken, placed and removed by suitably qualified persons.
- c. Approval is to be obtained from NSW Police, with all conditions and directions issued by Police complied with and obeyed.
- d. Approval is to be obtained from the Roads and Traffic Authority.
- e. Approval is to be obtained from Bathurst Regional Council.
- f. Approval is to be obtained from Forests NSW.
- g. 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.
- h. The event organiser is to notify all Emergency Services of the event including Blayney Hospital.
- i. The Event Organiser is to notify all business proprietors and residents affected by the event at least seven (7) days prior to the event.
- j. The event organiser will, with the assistance of Blayney Shire Council, Engineering Department, advertise the temporary road closures, at least seven (7) prior to the event.
- k. The Event Organiser is to comply with the requirements of the "Guide to Traffic and Transport Management for Special Events" (version 3.4) dated 2 August 2006, for a Class 2 event.
- l. A damage assessment is to be conducted before and after the event, and be presented to Council.
(Ferguson/Bell)

ENVIRONMENTAL SERVICES REPORTS

A NEW PLANNING SYSTEM FOR NEW SOUTH WALES (NSW)

1108/020

RESOLVED:

1. That the report on a new planning system for NSW be noted by Council. (Radburn/Reeks)

DEVELOPMENT APPLICATION NUMBERS INCREASING

1108/021

RESOLVED:

1. That the report on Development Application Numbers Increasing be noted by Council. (Reeks/Ewin)

NEW REQUIREMENTS FOR MOVEABLE ACCOMMODATION
RESOLVED:

1108/022

1. That the report on New Requirements for Moveable Accommodation be noted by Council. (Ewin/Radburn)

REPEAL OF PART 3A OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979
RESOLVED:

1108/023

1. That the report on the repeal of Part 3A of the *Environmental Planning and Assessment Act 1979* be noted. (Ferguson/Bell)

LOCAL HERITAGE ASSISTANCE FUND 2011/2012
RESOLVED:

1108/024

1. That the report on the local heritage assistance fund 2011/2012 be noted by Council. (Reeks/Ewin)

PLANNING PROPOSAL REZONING 137 NEWBRIDGE ROAD
Councillors Reeks and Radburn declared an Interest and left the Chambers.

1108/025

RESOLVED:

1. That the Director Environmental Services prepare a planning proposal for the rezoning of 137 Newbridge Road, as detailed in figure 1 (draft zoning plan).
2. That in addition to any other public consultation, the Director Environmental Services consult directly with the owner of 84 Newbridge Road, "Athol", in relation to this planning proposal.
3. That Council refer that completed planning proposal for 137 Newbridge Road, Blayney to the Department of Planning under Section 56 of the *Environmental Planning and Assessment Act 1979*. (Ferguson/Bell)

Councillors Reeks and Radburn returned to the Chambers.

REQUEST FOR RESOLUTION OF HERITAGE ISSUES
RESOLVED:

1108/026

1. That Council write to R & C Newman and again encourage them to meet with our Director to discuss lodging a Development Application for a Dwelling at 74 Crouch Street, Neville. (Radburn/Reeks)

COMMITTEE REPORTS

MINUTES OF THE BLAYNEY SHIRE ACCESS COMMITTEE MEETING - 9 JUNE 2011

1108/027

Councillors Bell and Radburn declared an Interest and left the Chambers.

RESOLVED:

1. That the minutes of the Blayney Shire Access Committee Meeting, held on 9 June 2011 be received and noted.
2. a. That Lee Hostel be commended for their initiative;
b. That the Blayney Shire Pedestrian and Access Mobility

- Plan be the priority for future funding of pathways by Council;
- c. That should Lee Hostel self – fund the construction of a pathway that it be a width of 1.8m per AS1428.2(1992).
3. That the Blayney Shire Access Strategy be referred to the General Manager for review and subsequent report to Council for adoption and public exhibition. (Ferguson/Ewin)
- Councillors Bell and Radburn returned to the Chambers.

There being no further business, the meeting concluded at 7.09pm.

The Minute Numbers 1108/001 to 1108/027 were confirmed on 12 September 2011 and are a full and accurate record of proceedings of the Ordinary Meeting held on 8 August 2011.

Cr BR Kingham
MAYOR

Mr A McCormack
ACTING GENERAL MANAGER