

**MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING
HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY
CENTRE, ON 19 DECEMBER 2016, COMMENCING AT 5.30 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), Acting Director Corporate Services (Mr G Newman), Director Infrastructure Services (Mr G Baker), Director Planning & Environmental Services (Mr M Dicker), Acting Executive Assistant to the General Manager (Ms S Hibbert)

ACKNOWLEDGEMENT OF COUNTRY

RECORDING OF MEETING STATEMENT

APOLOGIES

Nil

MATTERS ARISING FROM THE MINUTES

Nil

DISCLOSURES OF INTEREST

Nil

PUBLIC FORUM

Mayor John Davis, Orange City Council
Agenda Item No. 19 - Orange Airport Planning Proposal -
Industrial and Technology Park

John Holliday, Spring Hill & Surrounds Consultative Committee
Agenda Item No. 19 - Orange Airport Planning Proposal -
Industrial and Technology Park

MAYORAL MINUTE

INALA UNITS

1612/001

RESOLVED

1. That Council forms a working group comprising the Mayor, the Deputy Mayor, the General Manager and the President and Vice President of the Millthorpe Village Committee to undertake an investigation into Inala Units.
2. That Council's consideration of the proposed sale of Inala Units be deferred until a report is provided to Council at the completion of this investigation.

(Ferguson/Somerville)

CARRIED

CONFIRMATION OF MINUTES

**MINUTES OF THE PREVIOUS MEETING HELD MONDAY 21
NOVEMBER 2016**

1612/002

RESOLVED

That the Minutes of the Ordinary Council Meeting held on 21 November 2016, being minute numbers 1611/001 to 1611/019 be confirmed.

(Ewin/Braddon)
CARRIED

EXECUTIVE SERVICES REPORTS

LOCAL TOURISM ORGANISATION

1612/003

RESOLVED

That Council nominate the Mayor (or Councillor nominee) as the appointed member representing Blayney Shire to the Orange City Council Transition Board which will prepare a proposal for consideration to form an industry led tourism entity.

(Radburn/Ewin)
CARRIED

**MINUTES OF THE BLAYNEY SHIRE CULTURAL CENTRE
WORKING GROUP MEETING HELD MONDAY 5 DECEMBER
2016**

1612/004

RESOLVED

1. That the minutes of the Cultural Centre Working Group Meeting, held Monday 5 December 2016, be received.
2. That feedback be provided to the Disability Inclusion Action Plan to include a review of the Disabled Parking Options in Adelaide Street.
3. That the Canobolas RFS Zone Committee consider the locations and type of bush fire danger rating signs and their effectiveness in the Blayney Shire and to provide a solution as to a potential location and cost of an electronic sign in Blayney.

(Kingham/Oates)
CARRIED

CORPORATE SERVICES REPORTS

REPORT OF COUNCIL INVESTMENTS AS AT 30 NOVEMBER 2016

1612/005

RESOLVED

1. That the report indicating Council's investment position as at 30 November 2016 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

(Somerville/Braddon)
CARRIED

1612/006

ANNUAL REPORT 2015/16

RESOLVED

That the Council receive the report on the 2015/16 Annual Report lodgement.

(Oates/Ewin)
CARRIED

1612/007

COMPLIANCE AND REPORTING ACTIVITIES

RESOLVED

That the report on Compliance and Reporting Activities for the 6 month period to December 2016 be received.

(Ewin/Radburn)
CARRIED

1612/008

LOCAL GOVERNMENT REMUNERATION TRIBUNAL 2017

REVIEW

RESOLVED

That, subject to input, a Council submission be made to the Local Government Remuneration Tribunal review of 2017 annual determination of fees payable to Councillors and Mayors.

(Braddon/Ewin)
CARRIED

1612/009

2017/18 RATE PEG ANNOUNCEMENT

RESOLVED

That Council receive the report on the Rate Peg Announcement for 2017/18.

(Oates/Radburn)
CARRIED

DEVELOPMENT OF NEW MODEL CODE OF MEETING PRACTICE

1612/010

RESOLVED

That, subject to input, a Council submission be made to the Development of a Model Code of Meeting Practice for Local Councils in NSW by the Office of Local Government.

(Radburn/Ewin)

CARRIED

2016 BLAYNEY MUSIC SCHOLARSHIP PROGRAM

RECIPIENTS

1612/011

RESOLVED

That the report on the 2017 Music Scholarship program recipients be received.

(Oates/Braddon)

CARRIED

MINUTES OF THE BLAYNEY SHIRE AUDIT COMMITTEE MEETING HELD 30 NOVEMBER 2016

1612/012

RESOLVED

That the minutes of the Blayney Shire Audit Committee meeting held 30 November 2016 be received.

(Somerville/Oates)

CARRIED

INFRASTRUCTURE SERVICES REPORTS

MINUTES OF THE BLAYNEY SHIRE COUNCIL FLOODPLAIN RISK MANAGEMENT COMMITTEE MEETING HELD ON WEDNESDAY 7 DECEMBER 2016 IN THE COUNCIL CHAMBERS

1612/013

RESOLVED

1. That the Minutes of the Floodplain Risk Management Committee, held on 7 December 2016, be received and noted.
2. That the Floodplain Risk Management Committee recommend to Council the formal adoption of the Floodplain Risk Management Study and Floodplain Risk Management Plan for Blayney - Final dated December 2016.

(Radburn/Kingham)

CARRIED

**TOWN OF BLAYNEY FLOODPLAIN RISK MANAGEMENT
STUDY AND PLAN****1612/014****RESOLVED**

That Council adopt the Floodplain Risk Management Study and Floodplain Risk Management Plan for Blayney – Final, dated December 2016.

(Radburn/Oates)

CARRIED**DIRECTOR INFRASTRUCTURE SERVICES MONTHLY
REPORT****1612/015****RESOLVED**

That the Director of Infrastructure Services Monthly report for December 2016 be received and noted.

(Ewin/Braddon)

CARRIED**CENTROC - REGIONAL ROAD SIGNS CONTRACT****1612/016****RESOLVED**

That Council agrees to participate in the Centroc Regional Road Signs Contract, however recommends that the Centroc Contract Management Fee is replaced by an upfront Contract Management Fee that is determined by a transparent and accountable basis.

(Somerville/Ewin)

CARRIED**MINUTES OF THE BLAYNEY SHIRE SPORTS COUNCIL
MEETING HELD THURSDAY 17 NOVEMBER 2016****1612/017****RESOLVED**

1. That the Minutes of the Blayney Shire Sports Council Meeting, held on 17 November 2016, be received and noted.
2. That Sports Council recommend a demand audit and masterplan of recreational facilities within Blayney be undertaken, with the view to prepare “shovel ready” projects for funding purposes.

(Kingham/Oates)

CARRIED

MINUTES OF THE BLAYNEY TRAFFIC COMMITTEE
MEETING HELD 2 DECEMBER 2016

1612/018

RESOLVED

1. That the Minutes of the Blayney Traffic Committee Meeting, held on 2 December 2016, be received and noted.
2. That Council investigate the 3 recommendations from the meeting held 21 October 2016 between Council's Manager Infrastructure Geoff Paton and Jenene Poul from Roads & Maritime Services, with a view to implement any changes mid school term 2017.
3. That Council approve the Newcrest Orange Challenge 2017 to be held Sunday, 5 March 2017, subject to the following conditions:
 - a) Council to receive certified and signed Traffic Control Plans.
 - b) Development and implementation of a Traffic Management Plan (including Traffic Control Plans). All implementation and Traffic Control Works and Plans are to be completed by persons qualified to do so.
 - c) Approval is to be obtained from the Roads and Maritime Services Traffic Operations Manager.
 - d) Approval is to be obtained from NSW Police.
 - e) 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.
 - f) The Event Organiser is to notify all Emergency Services of the event including Blayney Hospital.
 - g) The Event Organiser is to notify all business proprietors and residents affected by the event at least 7 days prior to the event.
 - h) 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 1 event.
 - i) The Event Organiser is to comply with the requirements of the "Guide for Bicycle Road Races" NSW 1 January 2004.
 - j) Approval is to be obtained from Cabonne and Orange Council's.
 - k) Advice is to be provided to RMS through the Traffic Management Plan (TMP) of alternate routes.
 - l) A formally nominated Controller/Liaison person for start of all events, shall be located at a designated place at all times.
4. That the Millfest 2017 event be approved subject to Traffic Committee sighting current public liability insurance and an updated Traffic Control Plan.

5. That Council investigate alternative temporary signage for Wedding/Funeral signs in Adelaide Street, Blayney to the proposed hinged permanent signage.
6. That in principle support be given to the 2017 NAB Blayney to Bathurst (B2B) Cycling Festival to be held Sunday, 2 April 2017 subject to receipt of updated Traffic Control Plan and the following conditions:
 - a) That Council receive certified and signed Traffic Control Plans.
 - b) Development and implementation of a Traffic Management Plan (including Traffic Control Plans). All implementation and Traffic Control Works and Plans are to be completed by persons qualified to do so.
 - c) Approval is to be obtained from the Roads and Maritime Services Traffic Operations Manager.
 - d) Approval is to be obtained from NSW Police.
 - e) 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.
 - f) The Event Organiser is to notify all Emergency Services of the event including Blayney Hospital.
 - g) The Event Organiser is to notify all business proprietors and residents affected by the event at least 7 days prior to the event.
 - h) 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 1 event.
 - i) The Event Organiser is to comply with the requirements of the "Guide for Bicycle Road Races" NSW 1 January 2004.
 - j) Advice is to be provided to RMS through the Traffic Management Plan (TMP) of alternate routes.
 - k) A formally nominated Controller/Liaison person for start of all events, shall be located at a designated place at all times.
7. That the Australia Day Carcoar 2017 event be approved subject to Council sighting a certificate of currency for public liability insurance and that Council prepare authorised Traffic Control Plan.
8. That support be given for Council to investigate options for Caravan/Long Vehicle Parking in Adelaide Street, Blayney and present to Traffic Committee.

(Radburn/Ewin)
CARRIED

CONTRACT 04/2016 TIMBER BRIDGES REPLACEMENT PROJECT

1612/019

RESOLVED

That Council enter into a contract with VEC Civil Pty Ltd for \$2,292,816 (ex GST) subject to provisional items and variations, to undertake the design and construction of 6 bridges at (Coombing Street Bridge over School Creek, Dowsetts Lane Bridge over Coombing Creek, Errowanbang Road Bridge over Dirt Hole Creek, Felltimber Road Bridge over Coombing Creek, Gallymont Road Bridge over Felltimber Creek and Newbridge Road Bridge over Evans Plains Creek.

(Braddon/Oates)
CARRIED

PLANNING AND ENVIRONMENTAL SERVICES REPORTS

DEVELOPMENT APPLICATION 55/2016 - ANIMAL BREEDING, KEEPING AND TRAINING FACILITY AT LOT 144 DP 750408, 73 SOMERS LANE MANDURAMA

1612/020

RESOLVED

That Council refuse Development Application 55/2016 for an animal breeding, keeping and training facility at Lot 144 DP 750408, 73 Somers Lane, Mandurama, for the following reasons:

1. Additional information, being an adequate noise assessment prepared by a suitably qualified person and geotechnical report have not been supplied as requested in accordance with clause 54 of the Environmental Planning and Assessment Regulation 2000,
2. An adequate noise assessment and geotechnical report has not been provided to;
 - a. Support the development.
 - b. Enable proper consideration of the compatibility of the development with the existing rural residential landuse pattern,
 - c. Confirm landuse conflict will not be created from the development,
 - d. Confirm the site is suitable for the development,
 - e. Enable proper consideration of the development and its impact upon the natural and built environment,
 - f. Address issues detailed in submissions made against the development

(Radburn/Oates)
CARRIED

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

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

ORANGE CITY COUNCIL - ORANGE AIRPORT PLANNING PROPOSAL - INDUSTRIAL AND TECHNOLOGY PARK
RESOLVED

1612/021

That Council;

1. Advise Orange City Council and NSW Department of Planning and Environment, Council does not support the amended Orange City Council Planning Proposal including proposed addendum to the 2008 Blayney Cabonne Orange Sub-Regional Rural and Industrial Land Use Strategy for the rezoning of land surrounding the Orange Airport at Spring Hill to accommodate future industrial and technology based development.
2. Supports a joint review to be undertaken of the 2008 Blayney Cabonne Orange Sub-Regional Rural and Industrial Land Use Strategy in its entirety by; NSW Department of Planning and Environment, Blayney, Cabonne and Orange Councils.
3. That Council write to the local State Member; Hon Paul Toole seeking he make representation on Council's behalf to the NSW Minister for Planning outlining Council's concerns with this Planning Proposal and Councils desire to undertake a joint review of the 2008 Blayney Cabonne Orange Sub-Regional Rural and Industrial Land Use Strategy in its entirety together with; NSW Department of Planning and Environment, Blayney, Cabonne and Orange Councils.
4. If the; NSW Department of Planning and Environment, Blayney, Cabonne and Orange Council agree to undertake a joint review of the 2008 Blayney Cabonne Orange Sub-Regional Rural and Industrial Land Use Strategy in its entirety, Council fund ¼ of the total cost of the review by transferring \$50,000 from the Property Account Reserve for this purpose.

(Radburn/Somerville)
CARRIED

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

FOR	AGAINST
Councillor Ewin	Councillor Braddon
Councillor Oates	Councillor Kingham
Councillor Somervaille	
Councillor Ferguson	
Councillor Radburn	
Total (5)	Total (2)

1612/022 **CONTAMINATED LAND POLICY**
RESOLVED

That Council place the draft Contaminated Land Policy on public exhibition for a period of 28 days.

(Oates/Ewin)
CARRIED

1612/023 **REQUEST FOR ADJUSTMENT TO CHARGES, BLAYNEY**
WASTE FACILITY
RESOLVED

1. That Council approve an adjustment to the disposal rate charged to JR Richards for delivery of 61m³ of commercial waste to Blayney Waste Facility, from \$190 per m³ to \$48 per m³. This results in an adjustment of \$8,662 in JR Richards favour.
2. The total adjustment on this matter is \$15,052 in JR Richards favour.

(Kingham/Ewin)
CARRIED

1612/024 **MINUTES OF THE BLAYNEY SHIRE CEMETERY FORUM**
MEETING HELD THURSDAY 10 NOVEMBER 2016
RESOLVED

That Minutes of the Blayney Shire Cemetery Forum Meeting, held on 10 November 2016, be received and noted.

(Braddon/Somervaille)
CARRIED

1612/025 **MINUTES OF THE BLAYNEY SHIRE ACCESS ADVISORY**
COMMITTEE MEETING HELD THURSDAY 10 NOVEMBER
2016
RESOLVED

That the Minutes of the Blayney Shire Access Committee Meeting, held on 10 November 2016 be received and noted.

(Oates/Braddon)
CARRIED

DELEGATES REPORTS

WBC ALLIANCE EXECUTIVE OFFICER REPORT

1612/026

RESOLVED

That the report from the WBC Alliance Executive Officer to December 2016 be received.

(Braddon/Ewin)
CARRIED

There being no further business, the meeting concluded at 6.36pm

The Minute Numbers 1612/001 to 1612/026 were confirmed on 20 February 2017 and are a full and accurate record of proceedings of the Ordinary Meeting held on 19 December 2016.



Cr S Ferguson
MAYOR



Mrs R Ryan
GENERAL MANAGER