

**MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING  
HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY  
CENTRE, ON 24 OCTOBER 2016, COMMENCING AT 6.00 PM**

Present: Crs A Ewin (Deputy Mayor), G Braddon OAM, 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),  
Acting Executive Assistant to the General Manager (Ms S  
Hibbert)

**ACKNOWLEDGEMENT OF COUNTRY**

**RECORDING OF MEETING STATEMENT**

**APOLOGIES**

1610/001

**RESOLVED**

That the apology, tendered by Crs S Ferguson (Mayor), be  
accepted.

(Braddon/Radburn)  
**CARRIED**

**DISCLOSURES OF INTEREST**

Nil

**PUBLIC FORUM**

Caroline Wilson – Agenda Item No. 20 - DA No.60/2016 Child  
Care Centre

Ann Harrison – Agenda Item No. 20 – DA No.60/2016 Child  
Care Centre

**CONFIRMATION OF MINUTES**

1610/002

**RESOLVED**

That the Minutes of the Ordinary Council Meeting held on  
Monday 19 September 2016, being minute numbers 1609/001 to  
1609/023 be confirmed.

(Kingham/Oates)  
**CARRIED**

**MATTERS ARISING FROM THE MINUTES**

Nil

**EXECUTIVE SERVICES REPORTS**

- 1610/003**      **RISK, WORK HEALTH AND SAFETY QUARTERLY REPORT**  
**RESOLVED**  
That the Risk, Work Health and Safety Report for the quarter July to September 2016 be noted and received.  

(Braddon/Radburn)  
**CARRIED**
- 1610/004**      **COUNCIL RESOLUTION REPORT**  
**RESOLVED**  
That Council notes the Resolution Report from July 2016 to September 2016.  

(Kingham/Braddon)  
**CARRIED**
- 1610/005**      **LOCAL TOURISM ORGANISATION - BRAND ORANGE**  
**RESOLVED**  
That, subject to receiving further information, Council provide in principle support to Orange City Council proposal for an industry led Local Tourism Organisation to undertake tourism promotion, marketing and events for the Blayney, Cabonne and Orange region.  

(Braddon/Oates)  
**CARRIED**
- 1610/006**      **DEVELOPMENT COORDINATOR PROGRAM**  
**RESOLVED**  
1. That Council notes the recruitment process and appointment of each individual Development Coordinator, for the Blayney Town Association, the Carmanhurst Villages Association and the Four Villages Association will commence, once the Program Funding Agreements for these clusters have been signed.  
2. That Council approves the alternative proposal for the \$25,000 Development Coordinator funding for Millthorpe in 2016/17 as follows;  
    a) allocate up to \$5,000 for reimbursement of insurance and administrative costs of Millthorpe Village Committee; and  
    b) return the \$20,000 balance of the funds to the Village Enhancement Plan for the following;  
        a. \$5,000 for essential work on the Tallwood Hall;  
        b. \$15,000 for Millthorpe related projects identified in the Village Community Plan.  

(Kingham/Somervaille)  
**CARRIED**

**MINUTES OF THE BLAYNEY SHIRE TOWNS AND VILLAGES  
COMMITTEE MEETING HELD THURSDAY 15 SEPTEMBER  
2016**

1610/007

**RESOLVED**

That the minutes of the Towns and Villages Committee Meeting, held Thursday 15 September 2016, be received.

(Oates/Braddon)  
**CARRIED**

**CORPORATE SERVICES REPORTS**

**REPORT OF COUNCIL INVESTMENTS AS AT 30  
SEPTEMBER 2016**

1610/008

**RESOLVED**

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

(Somerville/Kingham)  
**CARRIED**

**REVIEW OF STRUCTURE OF COUNCIL POLICIES AND  
PROCEDURES**

1610/009

**RESOLVED**

1. That Council adopt the following structure for its Policy and Procedures Registers:
  - a. Strategic Policies;
  - b. Operational Policies; and
  - c. Procedures
2. That the following policies be repealed and removed from Council's Policy Register:

No.	Policy Name
1D	Communication between Councillors & Staff
3A	Responsible Accounting Officer
3B	Writing off debts
3E	Interest – Private Works
5A	Writing off Rates & Charges
19R	Temporary & Mobile Food Stalls Policy
25K	Removal of Street Trees

3. That the current policies remaining be classified as Strategic Policies of council and that the approval and amendment of Operational Policies and Procedures be delegated to the general manager

(Braddon/Somerville)  
**CARRIED**

**DISCLOSURES BY COUNCILLORS AND DESIGNATED PERSONS****1610/010****RESOLVED**

That the “Disclosures by Councillors and Designated Persons” Returns for the period ending 30 June 2016, as tabled be received.

(Oates/Braddon)

**CARRIED**

**CODE OF CONDUCT COMPLAINTS FOR PERIOD 1 OCTOBER 2015 TO 30 SEPTEMBER 2016****1610/011****RESOLVED**

That the report on Code of Conduct complaints for the period 1 October 2015 to 30 September 2016 be received.

(Somerville/Kingham)

**CARRIED**

**REQUEST FOR REFUND OF RATES 48 HILL STREET, BLAYNEY****1610/012****RESOLVED**

That Council approve a refund of Domestic Waste Management Charges to the property owner of 48 Hill Street (Lot 2 DP 770972) for period 21 December 2015 to 11 August 2016 in the amount of \$237.

(Braddon/Radburn)

**CARRIED**

**REDUCTION OF RATING INCOME FOLLOWING EXPIRY OF 2008/09 SPECIAL RATE VARIATION****1610/013****RESOLVED**

1. That Council receive the report on the Reduction of Rating Income following expiry of the 2008/09 Special Rate Variation.
2. That Council makes further representations to the Office of Local Government referring to the fact that, under the instrument approving the Community Centre SRV signed by Minister for Local Government, any adjustment to Council's general income should occur in the 2018/19 rating year.

(Somerville/Radburn)

**CARRIED**

**MINUTES OF THE FINANCIAL ASSISTANCE COMMITTEE  
MEETING HELD 22 SEPTEMBER 2016**

**1610/014**

**RESOLVED**

1. That the minutes of the meeting held 22 September 2016 be received.
2. That the recommendations for 2016/17 - Round 1 of the Community Financial Assistance Program by the Financial Assistance Committee, in the amount of \$18,440, be approved.
3. That the action of the General Manager to approve additional amounts for insurance, sewer and rates in the amount of \$842.21 be endorsed.

(Somerville/Oates)

**CARRIED**

**INFRASTRUCTURE SERVICES REPORTS**

**DIRECTOR INFRASTRUCTURE SERVICES MONTHLY  
REPORT**

**1610/015**

**RESOLVED**

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

(Braddon/Oates)

**CARRIED**

**TOWN OF BLAYNEY FLOODPLAIN RISK MANAGEMENT  
STUDY AND PLAN**

**1610/016**

**RESOLVED**

That Council:

1. Accept the Floodplain Risk Management Study and Draft Floodplain Risk Management Plan for Blayney,
2. Place the Floodplain Risk Management Study and Draft Floodplain Risk Management Plan for Blayney on public exhibition seeking public comment for a period of no less than 28 days.

(Radburn/Braddon)

**CARRIED**

- 1610/017**      **ROAD FUNDING ALLOCATIONS**  
**RESOLVED**  
That Council:
1. Receive and note the proposed work locations for resealing, heavy patching, drainage works, and footpath renewals,
  2. Vote additional expenditure in the amount of \$1,280,000 being \$530,000 for heavy patching, and \$750,000 for drainage maintenance,
  3. Vote income in the amount of \$500,000 from the NSW Government, and \$780,000 from the Asset Replacement Reserve.
- (Braddon/Kingham)  
**CARRIED**

- 1610/018**      **PLANT HIRE TENDER 2016-18**  
**RESOLVED**  
That Council adopt the Plant Hire Tender list from Cabonne Council in accordance with the Local Government Regulation (General) 2005 Clause 169 (8).
- (Braddon/Somerville)  
**CARRIED**

- 1610/019**      **MINUTES OF THE EXTRAORDINARY BLAYNEY TRAFFIC**  
**COMMITTEE MEETING HELD 29 SEPTEMBER 2016**  
**RESOLVED**  
That the Minutes of the Blayney Traffic Committee Meeting held on Thursday, 29 September 2016, be received and noted.
- (Radburn/Oates)  
**CARRIED**

- 1610/020**      **MINUTES OF THE BLAYNEY SHIRE COUNCIL FLOODPLAIN**  
**RISK MANAGEMENT COMMITTEE HELD 30 SEPTEMBER**  
**2016**  
**RESOLVED**  
That the Minutes of the Blayney Shire Council Floodplain Risk Management Committee, held on Friday, 30 September 2016, be received and noted.
- (Radburn/Somerville)  
**CARRIED**

**PLANNING AND ENVIRONMENTAL SERVICES REPORTS****DEVELOPMENT APPLICATION NO. 60/2016 – CHILD CARE CENTRE - LOT 1 DP 575622 - 2 GEORGE STREET AND LOT 7 DP 929595, 60 VICTORIA STREET, MILLTHORPE**

1610/021

**RESOLVED**

1. That Council approve Development Application 60/2016 for a child care centre at Lot 1 DP 575622, 2 George Street and Lot 7 DP 929595, 60 Victoria Street, Millthorpe, subject to the conditions at Enclosure 5.
2. That Condition 15 of Enclosure 5 is to be replaced as follows;  
15. The following traffic improvement works are to undertaken in the vicinity of the development;
  - Installation of two (2) “Warning Children” signs;
    - Approximately 50m South of the property boundary of 2 George Street,
    - Approximately 50m North of the property boundary of 2 George Street.
  - Installation of two (2) “No Stopping” zones, on both sides of George Street in the vicinity of the Child Care Centre, as follows;
    - On the Eastern side of George Street, from the Pitt and George Street intersection south for approximately 18m to align with the southern property boundary of 2 George Street,
    - On the Western side of George Street, for 25m north of the car park entrance towards Victoria Street.
  - Installation of a continuity line across Pitt Street at the George Street intersection.
  - Installation of a “Give Way” sign in Pitt Street at the George Street intersection.

In this regard, prior to the issue of Construction Certificate, the developer is to make a payment to Council for the abovementioned works. The amount applicable will be dependent upon the date on which payment is made and will be as per Council's adopted fees and charges for the financial year in which payment is made.

3. That condition 39 include a fencing plan detailing proposed fencing to the boundaries of 2 George Street and the western boundary of 60 Victoria Street, utilised for car parking.

(Somerville/Braddon)

**CARRIED**

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

<b>FOR</b>	<b>AGAINST</b>
Councillor Ewin	
Councillor Braddon	
Councillor Oates	
Councillor Kingham	
Councillor Somerville	
Councillor Radburn	
<b>Total (6)</b>	<b>Total (0)</b>

## CLOSED MEETING

1610/022

### RESOLVED

That the meeting now be closed to the public in accordance with Section 10A of the Local Government Act, 1993 for consideration of the following matters:

#### **EOI 3/2016 - SALE OF INDUSTRIAL LAND AT 1 MARIA STREET, BLAYNEY**

*This matter is considered to be confidential under Section 10A(2) (di) of the Local Government Act, as it deals with commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it.*

#### **PURCHASE OF 2 X 4 WHEEL DRIVE TRACTORS**

*This matter is considered to be confidential under Section 10A(2) (di) of the Local Government Act, as it deals with commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it.*

(Braddon/Oates)  
**CARRIED**

## CONFIDENTIAL MEETING REPORTS

#### **EOI 3/2016 - SALE OF INDUSTRIAL LAND AT 1 MARIA STREET, BLAYNEY**

1610/023

### RESOLVED

1. That Council decline the offer for sale of 1 Maria Street (Lot 1, DP813003) for the amount of \$35,000.
2. That Council continue its pursuit to sell the property by private treaty.
3. That the General Manager be delegated authority to negotiate a sale price based on a market appraisal with the interested party, within a pre-determined reserve price range for the land offered for sale, with a view to Council approval prior to sale.

(Braddon/Radburn)  
**CARRIED**



**1610/024**      **PURCHASE OF 2 X 4 WHEEL DRIVE TRACTORS**  
**RESOLVED**

1. That Council accept to replace its 2 John Deere 5720 tractors with the quotation provided by Hutcheon and Pearce for the supply of 2 John Deere 6095MC tractors for a cost of \$147,666.90 (excl. GST) and dispose of 2 John Deere 5720 tractors via trade in to Hutcheon and Pearce for \$35,000 (excl. GST),
2. That Council approve the vote of expenditure of \$147,667.00 (excl. GST) and income of \$35,000 (excl. GST) into the 2016/17 budget from the Plant Reserve.

(Kingham/Braddon)  
**CARRIED**

**1610/025**      **RESOLVED**

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

(Oates/Braddon)  
**CARRIED**

**AT THE RE-OPENING OF THE MEETING TO THE PUBLIC, THE DEPUTY MAYOR ANNOUNCED THE OUTCOMES OF RESOLUTION NUMBERS 1610/023 TO 1610/024.**

There being no further business, the meeting concluded at 7.58pm

The Minute Numbers 1610/001 to 1610/025 were confirmed on 21 November 2016 and are a full and accurate record of proceedings of the Ordinary Meeting held on 24 October 2016.



Cr S Ferguson  
**MAYOR**



Mrs R Ryan  
**GENERAL MANAGER**

