

**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 Somervaille

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**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

CORPORATE SERVICES REPORTS**1509/003 DRAFT STATEMENT OF FINANCIAL REPORTS BY COUNCIL
2014/2015
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

- 1509/006** **FACILITIES TO THE MAYOR AND COUNCILLORS POLICY**
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

- 1509/007** **2016 BLAYNEY MUSIC SCHOLARSHIP PROGRAM**
RESOLVED
 That Council receive the report on the 2016 Music Scholarship program.
 (Ewin/Oates)
CARRIED

INFRASTRUCTURE SERVICES REPORTS

- 1509/008** **DIRECTOR INFRASTRUCTURE SERVICES MONTHLY REPORT**
RESOLVED
 That the Director of Infrastructure Services Monthly report for September 2015 be received for information purposes only.
 (Radburn/Somervaille)
CARRIED

- 1509/009** **RE-APPOINTMENT OF VOLUNTEER CONTROLLER - BLAYNEY SES**
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**1509/020** **INALA UNITS**
RESOLVED

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

(Radburn/Braddon)
CARRIED

1509/021 **NSW CIVIL AND ADMINISTRATIVE TRIBUNAL PROCEEDINGS**
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

The Minute Numbers 1509/001 to 1509/023 were confirmed on 19 October 2015 and are a full and accurate record of proceedings of the Ordinary Meeting held on 14 September 2015.



Cr S Ferguson
MAYOR



Mrs R Ryan
GENERAL MANAGER