



14 June 2016

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, 20 June 2016 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) Mayoral Minute
- (7) Notices of Motion
- (8) Confirmation of Minutes - Ordinary Council Meeting held on 16.05.16
- (9) Matters arising from Minutes
- (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

5.30pm – Energy Efficiency Audit – Skillset
5.55pm – Citizenship Ceremony – Pratumma Jones

Meeting Calendar 2016

June

Time	Date	Meeting	Location
6.00 pm	16 June 2016	Towns and Villages	Community Centre
10.00 am	17 June 2016	Traffic Committee	Community Centre
6.00 pm	20 June 2016	Council Meeting	Community Centre

July

Time	Date	Meeting	Location
6.30pm	4 July 2016	Cultural Centre Working Group	Community Centre
6.00 pm	18 July 2016	Council Meeting	Community Centre
9.00am	20 July 2016	Audit Committee	Community Centre

August

Time	Date	Meeting	Location
6.30pm	1 August 2016	Culture Centre Working Group Meeting	Community Centre
5.00pm	11 August 2016	Cemetery Forum	Community Centre
6.00pm	11 August 2016	Access Committee Meeting	Community Centre
6.00 pm	15 August 2016	Council Meeting	Community Centre
4.00pm	16 August 2016	Local Emergency Management Meeting	Community Centre
5.30pm	18 August 2016	Sports Council	Community Centre
10.00am	19 August 2016	Traffic Committee	Community Centre

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HELD ON MONDAY 20 JUNE 2016

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01) **MINUTES OF THE PREVIOUS MEETING HELD ON MONDAY 16 MAY 2016**

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 16 May 2016, being minute numbers 1605/001 to 1605/019 be confirmed.

**MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING
HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY
CENTRE, ON 16 MAY 2016, COMMENCING AT 6.00 PM**

Present: Crs G Braddon OAM, A Ewin (Chair), D Kingham, S Oates and D Somerville

Attending: General Manager (Mrs R Ryan), Director Corporate Services (Mr A Franze), Director Infrastructure Services (Mr G Baker), Director Planning & Environmental Services (Mr M Dicker) and Executive Assistant to the General Manager (Mrs L Ferson)

ACKNOWLEDGEMENT OF COUNTRY

RECORDING OF MEETING STATEMENT

APOLOGIES

1605/001 RESOLVED:
That the apologies tendered on behalf of Crs Scott Ferguson and Kevin Radburn, be accepted. (Oates/Kingham)

DISCLOSURES OF INTEREST

Nil

PUBLIC FORUM

Vince Harris – Agenda Item No. 13 – Development Application 165/2015 – Erection of a Dwelling – Lot 40 DP 263360, 37 Graham Lane, Millthorpe

DEPUTY MAYORAL MINUTE

The Mayor attended the Mitchell Conservatorium 2016 Scholarship Winners Concert on the weekend and presented our 4 scholarship winners with certificates being George Sargent, Chloe Begbie, Jaide Goodworth and Mia Davis. Council received a certificate of recognition for our contribution to the scholarship program.

CONFIRMATION OF MINUTES**MINUTES OF THE PREVIOUS MEETING HELD ON MONDAY 18 APRIL 2016****1605/002 RESOLVED:**

That the Minutes of the Ordinary Council Meeting held on 18 April 2016, being minute numbers 1604/001 to 1604/018 be confirmed. (Oates/Somerville)

MATTERS ARISING FROM THE MINUTES

Nil

EXECUTIVE SERVICES REPORTS**MILLTHORPE RAILWAY STATION OVERFLOW CAR PARK****1605/003 RESOLVED:**

That Council agree to the terms and conditions of the proposed Licence Agreement with Transport for NSW for the land being part of Lot 14 Section C DP/1713 for the purposes of a car park and authorise the Mayor and General Manager to affix the Council seal to the Licence Agreement. (Somerville/Kingham)

BLAYNEY SHOWGROUND EQUESTRIAN SPORTS FACILITIES UPGRADE**1605/004 RESOLVED:**

That Council endorse the Blayney Showground Equestrian Sports Facilities Upgrade Plan and Projects. (Kingham/Oates)

TOWN AND VILLAGE COMMUNITY PLANS**1605/005 RESOLVED:**

1. That Council note the Integrated Planning and Community Engagement Strategy and work undertaken in developing individual Community Plans for Carcoar, Millthorpe, Lyndhurst, Mandurama, Blayney, Newbridge and Neville.
2. That Council formally thank Mr Phil Cram from The Stokehouse Carcoar, for his contribution and facilitation of community workshops throughout the shire. (Braddon/Somerville)

MINUTES OF THE CULTURAL CENTRE WORKING GROUP MEETING HELD ON MONDAY 2 MAY 2016

- 1605/006 RESOLVED:**
That the minutes of the Cultural Centre Working Group Meeting, held on Monday 2 May 2016, be received.
(Kingham/Somervaille)

CORPORATE SERVICES REPORTS

- 1605/007 REPORT OF COUNCIL INVESTMENTS AS AT 30 APRIL 2016 RESOLVED:**
1. That the report indicating Council's investment position as at 30 April 2016 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted. (Somervaille/Braddon)

- 1605/008 QUARTERLY BUDGET REVIEW STATEMENT – MARCH 2016 RESOLVED:**
1. That the Quarterly Budget Review Statement for the quarter ending 31 March 2016 be received.
2. That the supplementary votes of \$144k proposed in the Quarterly Budget Review Statement be adopted resulting in unfavourable adjustments of \$467k for Net Continuing Operations and (\$323k) favourable adjustments for Capital Expenditure. (Braddon/Kingham)

- 1605/009 ADOPTION OF 2016/17 OPERATIONAL PLAN AND 2016/17 - 2019/20 DELIVERY PROGRAM FOR EXHIBITION RESOLVED:**
1. That Council endorses the Draft 2016/17 Operational Plan; and
2. That the 2016/17 – 2019/20 Delivery Program and 2016/17 Operational Plan be placed on public exhibition for a period of 28 days. (Oates/Somervaille)

- 1605/010 COMMUNITY FINANCIAL ASSISTANCE POLICY AMENDMENT RESOLVED:**
That Council adopt the Community Financial Assistance Policy, as amended to include the financial assistance payment claim timeframe by 30 June of the following financial year, be included in Council's policy register. (Somervaille/Oates)

INFRASTRUCTURE SERVICES REPORTS

- 1605/011 DIRECTOR INFRASTRUCTURE SERVICES MONTHLY REPORT RESOLVED:**
That the Director of Infrastructure Services Monthly report for May 2016 be received and noted. (Kingham/Somervaille)

PURCHASE OF MOTOR GRADER

- 1605/012 RESOLVED:**
1. That Council accept the quotation from Westrac Pty. Ltd. for the supply of one (1) 140M Motor Grader for a purchase cost of \$436,636 (exc. GST).
 2. That Council approve the disposal of the existing 12H grader via private auction. (Braddon/Kingham)

BLAYNEY SHIRE ACTIVE MOVEMENT STRATEGY

- 1605/013 RESOLVED:**
- That Council approve the placement of the draft Active Movement Strategy on Public Exhibition for a period of 28 days. (Braddon/Oates)

PLANNING AND ENVIRONMENTAL SERVICES REPORTS

DEVELOPMENT APPLICATION 165/2015 - ERECTION OF A DWELLING - LOT 40 DP 263360, 37 GRAHAM LANE, MILLTHORPE

- 1605/014 RESOLVED:**
- That Council refuse Development Application 165/2015 for a proposed dwelling on Lot 40 DP 263360, 37 Graham Lane, Millthorpe, because:
- Council is not satisfied that the applicant has adequately addressed the matters set down under Clause 4.6 (3) of the Blayney LEP 2012; and
 - The proposal is not in the public interest because it is inconsistent with the objectives within the RU1 zone, and inconsistent with the objectives of the 100ha standard.
- The reasons for refusal are elaborated upon as follows:
- a) The proposal does not align with Council's structured and planned strategic approach to the location of lifestyle allotments under the Rural and Industrial Land Use Strategy 2008.
 - b) The development has the potential to create a precedent for the establishment of lifestyle blocks within the entire RU1 Primary Production zone of the Blayney Shire Local Government Area with no strategic rationale, is inconsistent with the State Environmental Planning Policy (Rural Lands) 2008, is inconsistent with the objectives of the Blayney LEP 2012, is inconsistent with the RU1 zone objectives and inconsistent with the 100ha development standard objectives.
 - c) The development is proposed in isolation, with no strategic analysis of supply and demand for rural residential allotments, and no analysis of the environmental impacts of soil capability and service provision in the context of future development of the surrounding lots.
 - d) The development has the potential to create landuse conflict with adjoining agricultural landuses, having regard for current and future agricultural activities, and the efficient and effective operation of agricultural land.

- e) The proposal has the potential to have an adverse visual impact on the locality, with no indication of possible mitigation measures. (Somerville/Oates)

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

FOR	AGAINST
Councillor Braddon	
Councillor Ewin	
Councillor Kingham	
Councillor Oates	
Councillor Somerville	
Total (5)	Total (0)

CLOSED MEETING

1605/015

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:

LAND ACQUISITION FOR ROAD RE-ALIGNMENT BETWEEN 459 AND 489 ERROWANBANG ROAD - SMITH

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.

LAND ACQUISITION FOR ROAD RE-ALIGNMENT BETWEEN 459 AND 489 ERROWANBANG ROAD - CONNOLLY

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.

LAND ACQUISITION FOR ROAD RE-ALIGNMENT BETWEEN 489 AND 550 ERROWANBANG ROAD - PLATT

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/Somerville)

CONFIDENTIAL MEETING REPORTS**LAND ACQUISITION FOR ROAD RE-ALIGNMENT BETWEEN 459 AND 489 ERROWANBANG ROAD - SMITH****1605/016****RESOLVED:**

1. That Council approve the acquisition of Land for the purpose of road re-alignment, being part of Lot 18 DP 750359 as required for road re-alignment safety improvements along the Errowanbang Road and the land be classified as public road, as detailed in the Director of Infrastructure Services report.
2. That Council authorise the Mayor and General Manager to affix the Council Seal to associated transfer documents required to facilitate acquisition. (Braddon/Oates)

LAND ACQUISITION FOR ROAD RE-ALIGNMENT BETWEEN 459 AND 489 ERROWANBANG ROAD - CONNELLY**1605/017****RESOLVED:**

1. That Council approve the acquisition of Land for the purpose of road re-alignment, being part of Lot 78 DP 750359 as required for road re-alignment safety improvements along the Errowanbang Road and the land be classified as public road, as detailed in the Director of Infrastructure Services report.
2. That Council authorise the Mayor and General Manager to affix the Council Seal to associated transfer documents required to facilitate acquisition. (Oates/Somervaille)

LAND ACQUISITION FOR ROAD RE-ALIGNMENT BETWEEN 489 AND 550 ERROWANBANG ROAD - PLATT**1605/018****RESOLVED:**

1. That Council approve the acquisition of Land for the purpose of road re-alignment, being part of Lot 2 DP 1071270 as required for road re-alignment safety improvements along the Errowanbang Road and the land be classified as public road, as detailed in the Director of Infrastructure Services report.
2. That Council authorise the Mayor and General Manager to affix the Council Seal to associated transfer documents required to facilitate acquisition. (Braddon/Oates)

1605/019**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/Oates)

**AT THE RE-OPENING OF THE MEETING TO THE PUBLIC, THE DEPUTY
MAYOR ANNOUNCED THE OUTCOMES OF RESOLUTION NUMBERS
1605/016 TO 1605/018.**

There being no further business, the meeting concluded at 7.17pm.

The Minute Numbers 1605/001 to 1605/019 were confirmed on 20 June 2016 and are a full and accurate record of proceedings of the Ordinary Meeting held on 16 May 2016.

Cr S Ferguson
MAYOR

Mrs R Ryan
GENERAL MANAGER

02) VILLAGE ENHANCEMENT PLAN - DEVELOPMENT COORDINATOR PROPOSAL

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: CR.PL.1

Recommendation:

That Council approve the implementation of the Blayney Shire Development Coordinator program via the Village Enhancement Plan budget, subject to the Town and Village Associations each being in agreement to the funding offer and signing of the Memorandum of Understanding.

Reason for Report:

To seek approval from Council to implement a Development Coordinator Project utilising funds allocated in the Village Enhancement Plan (VEP), subject to agreement by the Town and Villages Associations.

Report:

Blayney Shire Council has to date focussed on the VEP budget to implement specific projects, working with the Town and Village Associations.

The development of the original VEP in 2012 was primarily based around Council infrastructure and included the likes of town signage and footpath improvements. With the review of this VEP and completion of individual Town and Village Community Plans, there are now a wider scope of community infrastructure projects developed. They include a range of tourism, heritage, cultural, public infrastructure, economic development and environmental based projects. Resources require anything from a weekend of volunteers pitching in to complete a job to the very large that need significant government financial support at all levels.

What is now needed is the framework for developing, funding and executing on these ideas in a sustainable long term way. The concerns of local communities about loss of identity and potential decline should Blayney be merged and central administration becoming more remote has highlighted the need to this issue to be addressed now.

This framework sets out the means by which local communities could be empowered with a targeted form of local self-governance which will harness, fund, support and energise volunteers to take responsibility for what is important to their communities. All under the aegis and ultimate control of the elected representatives of the larger LGA.

Issues:

We have a number of Village and Town Associations in the Blayney Shire who are doing an amazing job coordinating events and being involved in the development of setting a vision and direction for their community. These groups are incorporated Associations, run by volunteers and are at various stages of maturity in terms of leadership, external funding, success rate and capacity.

They include the following:

- Millthorpe Village Association
- Blayney Town Association
- Newbridge Progress Association
- Neville Hall Trust
- Barry School Hall Committee
- Hobbys Yards Hall Committee
- Carcoar Village Association
- Mandurama Hall Committee
- Lyndhurst Memorial Hall and Recreation Ground Committee

What often determines the viability and enthusiasm of a small town or village is;

- the amount of external grant funding attained to either improve community infrastructure or locally deliver social and development programs
- the hosting and organising of community events and activities, be they major regional signature events or smaller localised celebrations

There are some Village Associations however who are struggling in terms of numbers and this is limiting their capacity to respond to grant and tourism opportunities, host events or coordinate shire promoted activities. This pressure is contributing to the burn out of volunteers.

Proposal

It is proposed that Blayney Shire Council allocate a total of \$100,000 funding to engage individual part time Development Coordinators for 4 clusters of town or villages. These groupings are set out in Appendix A.

These individuals will be contracted by their town or village cluster group and are not employees or service providers engaged by Council.

Each Town or Village Association Cluster (the 'Association') will receive \$20,000 partnership support for employment of a Development Coordinator plus \$5,000 per annum for incorporation expenses, standard Public Liability Insurance and administration costs etc. Total funding per entity will be \$25,000 per annum.

The funding will provide for the following expenses;

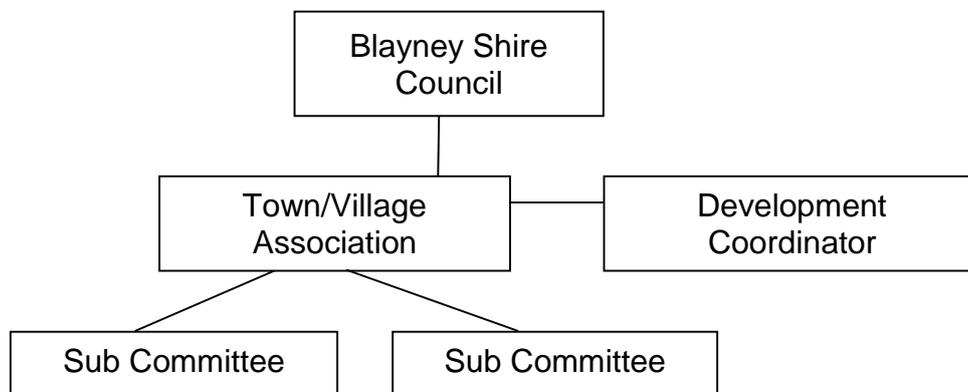
1. Costs of incorporation of the Association including standard Public Liability Insurance, administration and sundry office expenses; and
2. Costs of contracting of services of a part-time Development Coordinator.

Council will remain at arm’s length in terms of the management of these positions, leaving the Association responsible for the day to day supervision of the person undertaking the Development Coordinator role.

Council staff however will provide support and facilitate funding opportunities, regular networking and training of the Development Coordinators as appropriate.

The success of this program will be demonstrated by these ‘local’ champions who source external grants for community groups. In addition, they will provide a conduit for the transfer of information to and from Council for the benefit of tourism promotion, implementation of strategies and carrying forward of the Community Plans. It is therefore paramount that each has ownership of this process and be responsible for their Development Coordinator.

Key elements



Council

Council represents and is accountable to the ratepayers of the region as a whole. The Councillors must exercise care and diligence in implementing and supervising any structure which devolves some autonomy to local community groups.

In the organisational structure of Blayney Shire Council, the General Manager and Executive Services staff will be responsible for the supervision and smooth operation of the Development Coordinator program implementation and reporting.

Town and Village Associations

1. Each of the town and villages would have a designated legal entity, typically an Association incorporated under the Associations Incorporation Act 2009 (NSW).
2. There would be one Association for each as listed in Appendix 'A'
3. Each Association would be required to change or adopt a standard constitution which would contain a residual power in Council to replace the committee in the event of breach of the MOU, financial mismanagement or dysfunction.
4. The role of the Association as set out in its constitution would be to:
 - represent, and act as an advocate for, the interests of its communities, particularly as recorded in the Community Plans;
 - consider and report on all matters referred to it by Council or any matter of interest or concern to the community;
 - maintain an overview of services provided by Council within its communities;
 - provide feedback to Council for expenditure within its communities; and
 - communicate with community organisations, local stakeholders and special interest groups within its communities.
5. All residents and ratepayers in the relevant community area would be eligible to become members of the Association by completing an application form and paying a small membership fee.
6. As an incorporated Association, the members of each town or village Association would elect a committee of office bearers annually (chairman, secretary and treasurer). These positions would be voluntary.
7. Council would enter into a MOU with each Association, for a 4-year period. Under that MOU Council would agree to provide funding for the Association to engage a part time Development Coordinator. The Association would also agree to a regular reporting obligation to Council. For its part, Council would agree to provide support and assistance such as helping to recruit development coordinators.
8. The Development Coordinators final yearly report and outcomes will be reviewed by Council and the Association on an annual basis prior to the next years funding being paid.

Development Coordinator

1. The role of the Development Coordinator would be to:
 - represent the Association in its dealings with Council when required
 - act as advocate and champion for the relevant community, supporting the office bearers of the Association
 - support locally based community organisations to coordinate and promote local events
 - source external grant funding for qualifying local community projects
2. The Development Coordinator would not be an officer of the Association, but an independent contractor to the Association (not to Council) under a standard contract template provided by Council.
3. The Development Coordinator is expected to achieve the following outcomes:
 - Source with, or on behalf of the Association or other community groups, external funding equivalent to \$50,000 per annum over the 4-year period; and
 - Provide support to locally based community organisations to coordinate and promote local events.

Sub Committees

1. Ideally, each Association would also act as an umbrella organisation for various community groups which would be structured as sub committees of the Association.
2. Many of these community groups already exist. They are responsible for specific community assets or functions, such as village halls, community centres, art and cultural programs, exhibitions and producers' markets etc). In this way the sub committees would be covered by the public liability and other insurances held by the parent Association.
3. Some community groups may need to continue as independent bodies (such as crown reserve trusts).

Appendix A:

Development Coordinator Program

Town or Village Entity Town/Village (Population)	Funding
Blayney Town Association Blayney (3,355) including Kings Plains	\$25,000
Millthorpe Village Association Cluster Millthorpe (737) / Forest Reefs (465) including Browns Creek and Tallwood	\$25,000

Carcoar and Villages Association Cluster Mandurama (496) / Lyndhurst (219) and Carcoar (215)	\$25,000
Newbridge Village Association Cluster Neville (222) / Newbridge (183) and Hobbys Yards and Barry (266)	\$25,000

Budget Implications:

Council has allocated \$170,000 in the 2016/17 Operational Plan to implement the priority projects for each Town and Village in consultation with the relevant Progress, Town and Village Associations.

Should Council approve this proposal \$100,00 would be redirected to the Development Coordinator program.

This would retain \$70,000 for local community infrastructure projects which are prioritised by each of the town or village clusters as per the following table which itemises the program over the next 4-year Delivery Program cycle.

VEP and Development Coordinator Program 2016/17 - 2019/20

Town or Village Cluster	2016/17	2017/18	2018/19	2019/20
Development Coordinator Blayney	\$25,000	\$25,000	\$25,000	\$25,000
VEP Blayney Cluster	\$15,000	\$15,000	\$15,000	\$20,000
Development Coordinator Millthorpe	\$25,000	\$25,000	\$25,000	\$25,000
VEP Millthorpe and Villages Cluster	\$15,000	\$15,000	\$20,000	\$20,000
Development Coordinator Carcoar and Villages	\$25,000	\$25,000	\$25,000	\$25,000
VEP Carcoar and Villages Cluster	\$20,000	\$20,000	\$20,000	\$20,000
Development Coordinator Newbridge and Villages	\$25,000	\$25,000	\$25,000	\$25,000
VEP Newbridge and Villages Cluster	\$20,000	\$20,000	\$20,000	\$20,000
TOTAL	\$170,000	\$170,000	\$175,000	\$180,000

Enclosures (following report)

Nil

Attachments (separate document)

Nil

03) REPORT OF COUNCIL INVESTMENTS AS AT 31 MAY 2016

Department: Corporate Services

Author: Acting CFO

CSP Link: 6.3 A well-run Council organisation.

File No: FM.IN.1

Recommendation:

1. That the report indicating Council’s investment position as at 31 May 2016 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

Reason for Report:

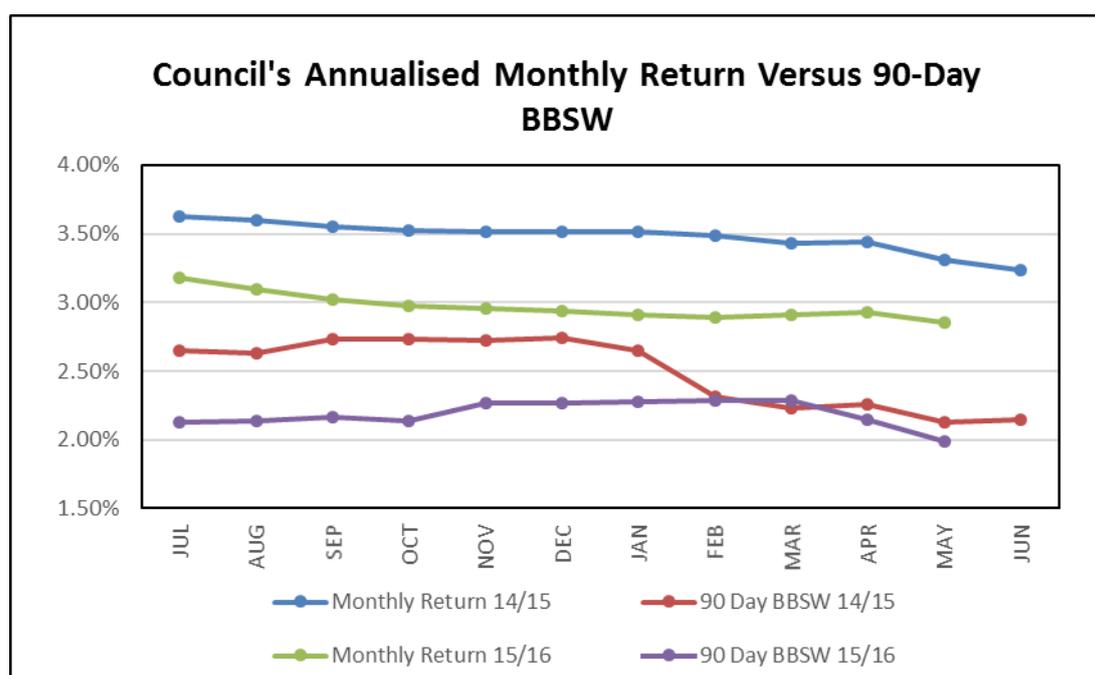
For Council to endorse the Report of Council Investments as at 31 May 2016.

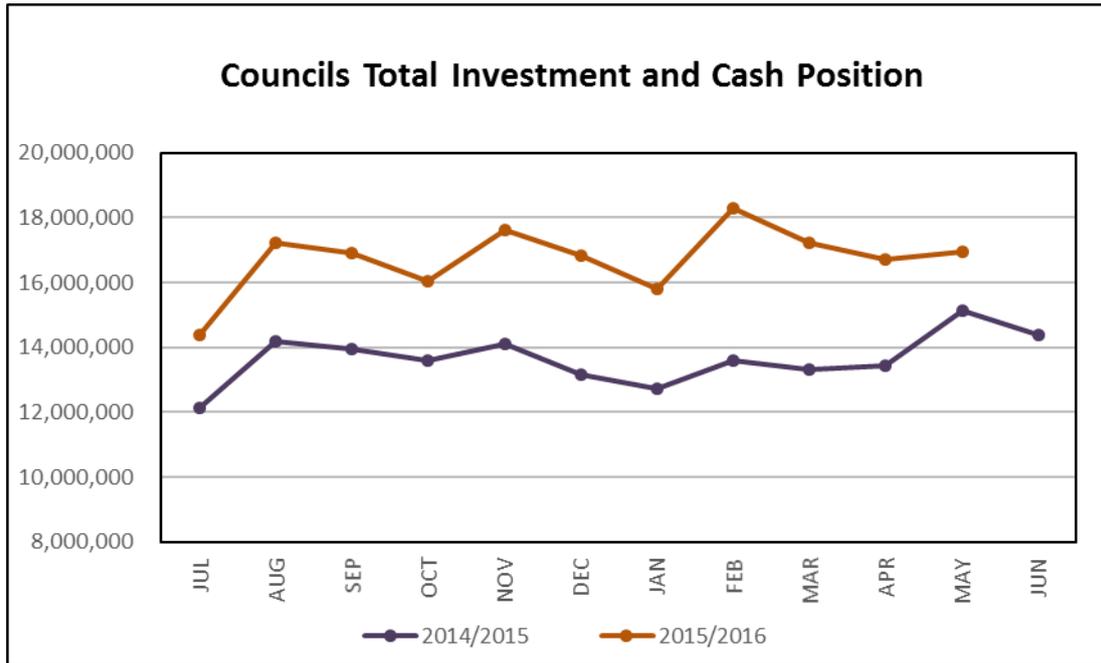
Report:

This report provides details of Council’s Investment Portfolio as at 31 May 2016.

Council’s total investment and cash position as at 31 May 2016 is \$16,956,598. Investments earned interest of \$40,258 for the month of May 2016.

Council’s monthly net return on Term Deposits annualised for May of 2.85% outperformed the 90 day Bank Bill Swap Rate of 1.99%.





REGISTER OF INVESTMENTS AND CASH AS AT 31 MAY 2016				
Institution	Rating	Maturity	Amount \$	Interest Rate
AMP Bank	A1/A+	6/01/2017	500,000	2.85%
AMP Bank	A1/A+	9/05/2017	500,000	3.00%
AMP Bank	A1/A+	31/05/2017	500,000	3.00%
AMP Bank	A1/A+	16/08/2016	500,000	2.90%
Auswide Bank Ltd	A2/BBB	7/03/2017	500,000	3.00%
Bank of Queensland	A2/A-	5/07/2016	500,000	3.05%
Bank of Queensland	A2/A-	26/07/2016	500,000	3.00%
Bank of Queensland	A2/A-	2/08/2016	500,000	3.05%
Bank of Queensland	A2/A-	15/08/2016	500,000	3.05%
Bankwest	A1+/AA-	2/08/2016	500,000	3.00%
Bankwest	A1+/AA-	4/10/2016	500,000	2.95%
Bankwest	A1+/AA-	12/07/2016	500,000	3.00%
Bankwest	A1+/AA-	14/02/2017	500,000	2.85%
Bankwest	A1+/AA-	14/06/2016	500,000	2.95%
Bankwest	A1+/AA-	29/06/2016	500,000	2.95%
Bendigo & Adelaide Bank	A2/A-	22/11/2016	500,000	2.80%
Bendigo & Adelaide Bank	A2/A-	14/06/2016	500,000	2.85%
IMB	A2/BBB	1/09/2016	500,000	2.80%
ING Bank	A2/A-	28/02/2017	500,000	3.10%
Macquarie Bank	A1/A	9/08/2016	500,000	2.80%
ME Bank	A2/BBB+	6/03/2017	500,000	3.07%
ME Bank	A2/BBB+	19/07/2016	500,000	2.95%
ME Bank	A2/BBB+	20/12/2016	500,000	3.00%
ME Bank	A2/BBB+	7/03/2017	500,000	3.07%
NAB	A1+/AA-	6/09/2016	500,000	3.12%
NAB	A1+/AA-	29/11/2016	500,000	2.92%
NAB	A1+/AA-	23/05/2017	500,000	2.89%
NAB	A1+/AA-	21/02/2017	500,000	3.13%
Westpac	A1+/AA-	6/12/2016	500,000	2.86%
Westpac	A1+/AA-	28/06/2016	500,000	2.88%
Total Investments			15,000,000	2.96%
Benchmarks:	BBSW 90 Day Index			1.99%
	RBA Cash Rate			1.75%
Commonwealth Bank - At Call Account			153,991	1.65%
Commonwealth Bank Balance - General			1,802,607	1.60%
TOTAL INVESTMENTS & CASH			16,956,598	

* % Interest rates as at 31/05/2016

Summary of Investment Movements - May		
Financial Institution	Invst/(Recall) Amount \$	Commentary
Bankwest	(506,287.67)	Term Deposit Matured 03/05/2016
Bankwest	500,000.00	Term Deposit Reinvested 03/05/2016
AMP	(513,787.67)	Term Deposit Matured 10/05/2016
AMP	500,000.00	Term Deposit Reinvested 10/05/2016
National Australia Bank	(503,803.84)	Term Deposit Matured 25/05/2016
National Australia Bank	500,000.00	Term Deposit Reinvested 25/05/2016
Macquarie	(510,023.29)	Term Deposit Matured 30/05/2016
AMP	(514,406.16)	Term Deposit Matured 31/05/2016
AMP	500,000.00	Term Deposit Reinvested 31/05/2016

Short Term Credit Rating*	Policy Maximum	Current Holding %	Current Holding \$
A-1+	100%	40%	6,000,000
A-1	80%	17%	2,500,000
A-2	60%	43%	6,500,000
A-3	40%	0%	-
			15,000,000

*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	2,000,000
Auswide Bank Ltd	A2/BBB	3,000,000	500,000
Bank of Queensland	A2/A-	3,000,000	2,000,000
Bankwest	A1+/AA-	3,000,000	3,000,000
Bendigo & Adelaide Bank	A2/A-	3,000,000	1,000,000
IMB	A2/BBB	3,000,000	500,000
ING Bank	A1/A	3,000,000	500,000
Macquarie Bank	A1/A	3,000,000	500,000
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	1,000,000

CERTIFICATION – RESPONSIBLE ACCOUNTING OFFICER

I, Tiffaney Irlam, certify that the investments listed in this report have been made in accordance with Section 625 of the Local Government Act 1993, the Local Government (General) Regulation 2005 and Council Policy.

Issues:

Nil

Budget Implications:

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

Enclosures (following report)

Nil

Attachments (separate document)

Nil

04) WRITE-OFF OF BAD DEBT**Department:** Corporate Services**Author:** Acting CFO**CSP Link:** 6.3 A well-run Council organisation.**File No:** FM.DB.2**Recommendation:**

That Council approve the write-off of irrecoverable sundry debtor in the amount of \$6,091.56 for the following debtor:

D70690 – Aussie Martial Arts Academy (L.Carr & T.Hunt) \$6,091.56

Reason for Report:

To approve the write off of sundry debt listed above.

Report:

Annually, Council issues over \$1m in sundry debtor invoices for the fees and services it provides. Outstanding invoices are pursued by Council's Finance staff and Council's debt collection agency if required. Recovery actions commence once a debt is more than 30 days overdue.

Similar to most other organisations or businesses, when all reasonable efforts to recover the debt have been exhausted, the debt should be considered for write-off.

Under Section 377(1) of the Local Government Act 1993 (NSW) pursuant to Clauses 131(1) and 131(2) of the Local Government (General) Regulation 2005 (NSW) allows Council to set a limit upon which the General Manager may exercise their discretion writing off monies owing to Council. Council has delegated to the General Manager the authority to write off monies due to Council up to a limit of \$1,000 per debtor. The following bad debt over \$1,000 in value is attached with details of recovery action completed and recommendation.

Ref.	Name	Description	Amount for Write-off (\$)
D70690	Aussie Martial Arts Academy (L.Carr and T.Hunt)	CentrePoint - Dry courts hire for the period July 2012 – May 2014	6,091.56

The approval by Council of this report will see the finalisation of any further action on the above debtor. Because current legal action reached judgement, Council's authorisation to write off this bad debt does not stop it reinstating the debt for up to 12 years if future circumstances were to change and the debt suddenly became recoverable.

Issues:

Nil

Budget Implications:

Council has a provision for doubtful debts. The amount to be written off falls within this provision.

Enclosures (following report)

1 Write Off Bad Debts - Aussie Martial Arts Academy 2 Pages

Attachments (separate document)

Nil



Blayney Shire Council

Memo

TO: General Manager
FROM: Assistant Revenue Officer

Checked by CFO:

DATE: 7 June 2016

SUBJECT: **Request for Approval to Write Off Debt**

As per Councils 'Writing Off Debts' and 'Writing Off Rates & Charges' policies (3B & 5A) the General Manager has delegated authority to write off all debt to the value of \$1000.

The following debt is over the value of \$1,000 and a reasonable effort has been made to recover the debt with little likelihood of the debt being recovered.

MUST BE WRITTEN OFF UNDER COUNCIL RESOLUTION

As per the above I request that the following debt be written off:

Invoice #: 283	Amount: \$165.00	Issue Date: 20/12/2012
Invoice #: 591	Amount: \$650.00	Issue Date: 12/04/2013
Invoice #: 717	Amount: \$775.00	Issue Date: 27/06/2013
Invoice #: 784	Amount: \$175.00	Issue Date: 16/08/2013
Invoice #: 799	Amount: \$364.00	Issue Date: 09/10/2013
Invoice #: 800	Amount: \$260.00	Issue Date: 09/10/2013
Invoice #: 857	Amount: \$338.00	Issue Date: 17/12/2013
Invoice #: 858	Amount: \$239.00	Issue Date: 17/12/2013
Invoice #: 926	Amount: \$52.00	Issue Date: 30/01/2014
Invoice #: 1111	Amount: \$468.00	Issue Date: 02/05/2014
Invoice #: 1138	Amount: \$624.00	Issue Date: 05/05/2014
Invoice #: 1565	Amount: \$1024.56	Issue Date: 26/02/2015
Invoice #: 1566	Amount: \$173.00	Issue Date: 26/02/2015
Invoice #: 1846	Amount: \$560.00	Issue Date: 13/08/2015
Invoice #: 1847	Amount: \$160.00	Issue Date: 13/08/2015
Invoice #: 2103	Amount: \$64.00	Issue Date: 18/01/2016

Total amount of debt to be written off **\$6091.56**

Name: **Aussie Martial Arts Academy**
Lisa Gay Carr & Terry Hunt

Debtor Account:	Date Written off:
Clerk:	Entered/Filed in Register:

Description:

CentrePoint Sport & Leisure-Dry Court Fees \$4110.00
Legal Fees \$1981.56

All current action has been taken to recover debt (attach any evidence):

Invoice raised.

Continual chasing of this money has been made over the past 4 years.

Intermittent payments have been made.

The Debtors have ignored all legal attempts to have debt repaid.

Debt is still current and will stay on our system for 12 years.

Judgement has been entered 17 November 2015.

Judgement has also been entered, at another Council in our area, the amount being undisclosed.

**Why further attempts to recover the debt are not recommended to be pursued
(Circle relevant point):**

- Debtor cannot be located.
- Debtor is not in a financial position to pay debt (bankruptcy etc.)
- Cost of further recovery would exceed the debt owed by Council.
- Other (please note) –

All action has been taken to recover debt

Consideration of this request is requested:



ACTING CHIEF FINANCIAL OFFICER

08/06/2016
Date

Debtor Account:	Date Written off:
Clerk:	Entered/Filed in Register:

05) ADOPTION OF 2016/17 OPERATIONAL PLAN AND 2016/17 - 2019/20 DELIVERY PROGRAM**Department:** Corporate Services**Author:** Director Corporate Services**CSP Link:** 6.3 A well-run Council organisation.**File No:** GS.LI.1**Recommendation:**

1. That in accordance with Sections 402-406 of the Local Government Act 1993, 2016/17 Operational Plan be adopted by Council;
2. That Council adopt the Revenue Policy for 2016/17, as outlined in the 2016/17 Operational Plan;
3. That Council adopt the Statement of Rating Structure and their respective short names as contained in the Operational Plan 2016/17 and make the Ordinary Rate and charges, including domestic waste management charges and sewer charges, pursuant to section 494 and 496 of the Local Government Act 1993 detailed in the tables below;

Rating Structure 2016/2017				
Category & sub category	Base rate	Ad valorem rate	Rate yield	% Total Rating Income
Residential				
Ordinary Rate	\$200	0.00329843	\$651,267	7.68%
Sub Category:				
Blayney	\$250	0.0060702	\$837,366	9.88%
Millthorpe	\$250	0.0041383	\$245,573	2.90%
Carcoar	\$200	0.00849537	\$48,772	0.58%
Business				
Ordinary Rate	\$250	0.00673414	\$63,377	0.75%
Sub Category:				
Blayney, Millthorpe & Carcoar	\$250	0.00978549	\$261,360	3.08%
Farmland				
Ordinary Rate	\$325	0.00408172	\$2,112,236	24.91%
Mining				
Ordinary Rate	\$925	0.04314774	\$14,905	0.18%
Gold and Copper	\$925	0.055977	\$4,243,982	50.05%
			\$8,478,838	100%

Sewer Charges - Residential				
	Access Charge	No of Properties	Total Yield	
Connected	\$560	1551	\$868,560	
Vacant/Unmetered	\$288	126	\$36,288	
Sewer Charges Non - Residential				
	Annual Charge (Prior to SDF Factor)	No of Properties	Quarter Charge before SDF applied	Min. quarterly amount charged
20mm Water Service	\$464	160	\$116	\$140
25mm Water Service	\$716	21	\$179	\$140
32mm Water Service	\$1,176	18	\$294	\$140
40mm Water Service	\$1,836	11	\$459	\$140
50mm Water Service	\$2,868	24	\$717	\$140
80mm Water Service	\$7,340	1	\$1,835	
100mm Water Service	\$11,470	6	\$2,868	
150mm Water Service	\$25,808	2	\$6,452	
Vacant/Unmetered	\$288	46		
Domestic Waste Management				
	Annual Charge	No. of Properties		
Domestic Waste Management Charge	\$400	2112		
Domestic Waste Management Charge – Vacant Land	\$50	304		
Domestic Waste Management Charge – Rural Areas	\$400	343		
Non-Domestic Waste Management				
Non-Domestic Waste Management Charge	\$440	268		
Extra Services				
Additional Garbage Charge – per bin	\$230	85		
Additional Recycling Charge – per bin	\$210	31		

4. That Council acknowledge the removal of the Blayney Shire Community Centre special rate variation from the base rate applied to all rateable properties. A \$75 reduction to the base rate of all categories has been effected.
5. That the Community Financial Assistance Program under Local Government Act section 356 be adopted.
6. That the amendment to the Village Enhancement Program to incorporate the Development Coordinator Proposal to financially assist others under Local Government Act section 356 be adopted.
7. That the Office of Local Government be advised of Council's adopted 2016/17 Operational Plan and 2016/17 – 2019/20 Delivery Program within 28 days of adoption by Council;
8. That the submissions on the 2016/17 Operational Plan and 2016/17 – 2019/20 Delivery Program be noted.

Reason for Report:

For Council to endorse the 2016/17 – 2019/20 Delivery Program and 2016/17 Operational Plan for public exhibition, pursuant to section 405 of the Local Government Act (1993).

Report:

Public exhibition of Council's 2016/17 Operational Plan and 2016/17 – 2019/20 Delivery Program concluded on 16 June 2016, in accordance with the Council resolution of 16 May 2016. Council adhered to the mandatory exhibition period of 28 days as required under the Local Government Act 1993, in order to allow sufficient time for all members of the community to become aware of the plans and programs proposed in the Long Term Financial Plan.

Fundamentally, the legislation requires the development and adoption of an operational plan and revenue policy annually. Council's 2016/17 Operational Plan identifies the specific actions to be completed in year 1 under each of the 4 year objectives expressed in the 2016/17 – 2019/20 delivery program.

It is a requirement that any submissions received be considered by Council in the process of finalisation and adoption of the draft plans. At the time of report preparation, Council has received one submission on the 2016/17 Operational Plan and 2016/17 – 2019/20 Delivery Program by the General Manager to amend the Operational Plan to incorporate the Development Coordinator proposal into the Village Enhancement Plan allocating \$100,000 of the \$170,000 allocated, for this purpose. This is the subject of an earlier Council report and will not affect the bottom line.

Should any public submissions be received they will be tabled at the Council meeting.

Statement of Rating Structure 2016/17

The rate peg increase for the 2016/17 financial year was set by IPART at 1.8%. Council also resolved to effect removal of the Blayney Shire Community Centre special rate variation from the base rate that was applied to all rateable properties.

A \$75 reduction to the base rate of all categories has been effected. The combination of these two factors will see an overall reduction in rating income from 2015/16 of approximately \$76,000.

Council's rates and charges income will equate to approximately 64% of the total annual revenue required by Council to maintain current services and service levels.

Adoption of Council Fees and Charges for 2016/17

Council's Annual Charges and Schedule of Fees & Charges have also been exhibited. The Annual Charges for adoption are as shown in the recommendation of this report.

Capital Works Program 2016/17

Council's principal mechanism for carrying out capital works is a four year rolling capital works program and has been incorporated into the Delivery Program 2016/17 to 2019/20. The 2016/17 Capital Works Program included in the Operational Plan details the individual projects and works that will be undertaken in 2016/17 to achieve the commitments made in the delivery program.

The program:

- Defines the capital projects that will help ensure the continued delivery of Council services;
- Allows advance planning of projects, including investigation, design and documentation;
- Is a key component of Council's infrastructure financing, planning maintenance and replacement strategy;
- Is an information source for the community;
- Allows integration of issues where projects have a wide-ranging impact across the community.

While inevitably refinements to the program will be made, it is appropriate and necessary to have the basis of a longer term schedule to allow appropriate planning both within the community and Council.

Section 356 Financial Assistance

Also detailed within Council's Operational Plan is the Schedule of Annual Financial Assistance funded through the Blayney Shire Council Community Financial Assistance Program under section 356 of the Local Government Act. An amount of \$100,000 has been provided for in 2016/17 under this program.

A further proposal, the subject of an earlier Council report, seeks approval for reallocation of funding within the Village Enhancement Program for the Development Coordinator program to be delivered across the shire. This financial assistance would be given to the various Town and Village Associations under section 356 of the Local Government Act. An amount of \$100,000 of the \$170,000 allocated from the Village Enhancement Program is proposed for this purpose.

Summary

The Operational Plan 2016/17 and Delivery Program 2016/17 – 2019/20 is the culmination of an intense period of work for Council.

Whilst the integrated planning and reporting requirements now in place under the Act are the catalyst to the change, the key driver of the change has been the community engagement underpinning and expressed through '*Blayney Shire 2025*', and the framework this provides for the objectives and actions expressed in the operational plan.

The adoption of this document is part of the bigger picture that will set us on our path to the Blayney Shire that all stakeholders – the community, councillors and staff would all like to experience in the future

Issues:

Nil.

Budget Implications:

The financial implications of this report are detailed in the 2016/17 Operational Plan and 2016/17 – 2019/20 Delivery Program.

Enclosures (following report)

Nil

Attachments (separate document)

- | | | |
|---|--|-----------|
| 1 | 2016/17 Operational Plan and 2016/17 - 2019/20
Delivery Program | 119 Pages |
|---|--|-----------|

06) 2016/2017 COUNCILLOR AND MAYORAL REMUNERATIONS**Department:** Corporate Services**Author:** Director Corporate Services**CSP Link:** 6.3 A well-run Council organisation.**File No:** CM.CI.1**Recommendation:**

That in accordance with the 2016 Determination from the Local Government Remuneration Tribunal, the Councillor annual fee be increased by 2.5% to \$11,010 and the additional Mayoral annual fee be increased by 2.5% to \$24,030 for the 2016/2017 financial year effective from 1 July 2016.

Reason for Report:

For Council to consider the Determination from the Local Government Remuneration Tribunal and set 2016/17 fees for the Mayor and Councillors.

Report:

Council has received advice of the outcomes of the Local Government Remuneration Tribunal's 2016 Annual Report and Determination under sections 239 and 241 of the Local Government Act.

The Tribunal's report and determination provides details of the matters and submissions which it had taken into account in its determination that an increase of 2.5 per cent in fees for councillors and mayors was appropriate. The increases are effective on and from 1 July 2016.

The groupings of Councils have remained unchanged. Blayney Shire Council remains one of the 77 councils within the Rural Council category determined under Section 239 of the Act for the purposes of the annual fees, and the relevant scale of fees is therefore:

	Minimum \$	Maximum \$
Councillor	8,540	11,290
Mayor (payable in addition to Councillor fee)	9,080	24,630

The current Mayoral and Councillor annual fees are \$23,440 and \$10,740 respectively. In accordance with Section 249(2) of the Local Government Act, 1993, the annual fee payable to a Mayor must be paid in addition to the fee paid to the Mayor as a Councillor. The recommendation to Council is based on the indexation of 2015/16 Councillor and Mayoral fees by the amount approved of 2.5%.

A copy of the Report and Determination of the Local Government Remuneration Tribunal is provided as an attachment.

Issues:

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

Budget Implications:

Council's 2016/2017 financial plan has been prepared on the anticipation of a 2.5% increase being approved for both the Councillor and Mayoral annual fees.

Enclosures (following report)

Nil

Attachments (separate document)

- | | | |
|----------|---|----------|
| 1 | Local Government Remuneration Tribunal Report and Determination | 12 Pages |
|----------|---|----------|

07) DRAFT ASBESTOS MANAGEMENT POLICY

Department: Corporate Services

Author: Director Corporate Services

CSP Link: 6.3 A well-run Council organisation.

File No: PM.PO.2

Recommendation:

That the draft Asbestos Management policy be placed on public exhibition for a period not less than 28 days.

Reason for Report:

For Council to adopt a draft Asbestos Management Policy pursuant to Part 8 of the Work Health and Safety Regulation 2011.

Report:

Council has developed the Asbestos Management Policy following the development of an Asbestos Register, Management Plan and publication of mapping of naturally occurring asbestos in the Shire.

The objective of the policy is to articulate Council's commitment to managing asbestos to minimise the risk of exposure and provide information and guidance to Council workers and the community.

The policy is based on the Model Asbestos Policy and Guide developed by Local Government NSW in partnership with the NSW Government and input from industry reference groups.

A copy of the draft policy is provided as an attachment to this report. A copy of the Asbestos Management Plan is also attached for information.

As part of Council's commitment to transparency and openness, public notice is recommended to be given prior to the policy adoption process.

Issues:

There are no issues foreseen by the endorsement of this policy.

Budget Implications:

Nil effect.

Enclosures (following report)

1 Draft Asbestos Management Policy 3 Pages

Attachments (separate document)

2 Asbestos Management Plan 72 Pages



Blayney Shire Council

Policy Register

Policy No TBA

Policy Title Asbestos Management Policy

Officer Responsible Risk Officer

Last Review Date 20/06/2016

Objectives

To articulate Council's commitment to managing asbestos to minimise the risk of exposure and provide information and guidance to Council workers and the community.

Policy Statement

Blayney Shire Council



Asbestos Management Policy

Policy Intent:

This Policy provides documented evidence of Council's commitment to ensuring management of asbestos containing material (ACM) in Council owned buildings and assets, asbestos contaminated land under Council's control, naturally occurring asbestos (NOA) within the Blayney Local Government Area and where Council is the appropriate regulatory authority.

Council aims to minimise the risks of exposure to asbestos and provide information, as far as reasonably practicable, to protect the health and wellbeing of workers (employees, volunteers and contractors) in Council workplaces and the community in accordance with the Model Asbestos Policy and Guide developed by Local Government NSW in partnership with the NSW Government and input from industry reference groups.

Context:

Local Government plays a critical role in reducing the risks posed by asbestos. Councils work together with the State Government and wider public to address the legacy of asbestos in building materials and land contaminated with asbestos, as well as addressing naturally occurring asbestos.

Where material containing asbestos is in a non-friable form (that is, cannot be crushed by hand into a powder), undisturbed and painted or otherwise sealed, it may remain safely in place. However, where asbestos containing material is broken, damaged, disturbed or mishandled, fibres can become loose and airborne posing a risk to health. Breathing in dust containing asbestos fibres can cause asbestosis, lung cancer and mesothelioma.

Asbestos was commonly used in Australian buildings and infrastructure between the 1940's and the 1980's because of its durability, fire resistance and excellent insulating properties. Its use was gradually phased out from the mid-1980's and the supply and installation of asbestos containing goods has been prohibited since 31 December 2003.

Asbestos is found as a naturally occurring mineral in many areas of NSW and may occur in veins within rock formations. NSW Trade and Investment mapping has identified areas with potential for naturally occurring asbestos within Blayney Shire Council. Naturally occurring asbestos is generally found when building roads, working on construction sites and undertaking excavation activities.

Asbestos contamination may result from dumping or relocation of asbestos containing materials', incidents such as building fires or building demolition.

Various legislation and regulations impose responsibility and obligations for managing asbestos on organisations and individuals. The Blayney Shire Council Asbestos Management Plan 2016, developed from the Local Government NSW Model Asbestos Policy, provides guidance in relation to measures that will assist compliance with those requirements.

Review:

This Policy will be reviewed within twelve months of the date of election of a new Council or as a result of any changes necessitating revision or variation of this Policy.

Relevant Documents:

Model Asbestos Policy for NSW Councils (Office of Local Government)
Blayney Shire Council Asbestos Management Plan 2016
Work Health and Safety Act 2011
Work Health and Safety Regulation 2011
Contaminated Land Management Act 1997
Local Government Act 1993
SafeWork NSW - Code of practice, How to manage and control asbestos in the workplace
SafeWork NSW – Health & Safety > Safety Topics A-Z > Asbestos - Factsheets

End of Policy

Adopted:		
Last Reviewed:		
Next Reviewed:		

**08) LGNSW - REQUEST FOR ASSISTANCE WITH LEGAL COSTS:
BATHURST REGIONAL COUNCIL**

Department: Corporate Services

Author: Director Corporate Services

CSP Link: 6.3 A well-run Council organisation.

File No: GR.AD.2

Recommendation:

That Council contribute \$552.41 to LGNSW representing Blayney Shire Councils' share of legal costs incurred.

Reason for Report:

For Council to consider a request from Local Government NSW (LGNSW) to contribute to legal assistance sought by Bathurst Regional Council under the LGNSW Legal Assistance Policy and Guidelines.

Report:

Council is in receipt of correspondence from LGNSW seeking assistance with legal costs incurred by Bathurst Regional Council in proceedings before the NSW Court of Appeal that challenged Council's jurisdiction to fix fees for services under long term contracts.

The matter was found against Bathurst Regional Council and LGNSW is considering the implications of this decision for NSW councils, and is likely to seek feedback from councils in the future to enable the issue to be adequately addressed in the next phase of the review of the Local Government Act (1993).

The LGNSW Board considered the matter to be of importance to local government throughout the state, as the proceedings relate to the ability of councils to enter into contracts that include fees for services, and is recommended accordingly.

Council is under no obligation to contribute.

Details of the case are included in the attached correspondence from LGNSW.

Issues:

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

Budget Implications:

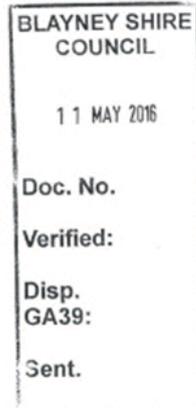
There are sufficient funds within Council's Legal Expenses – Administration allocation to fund this request.

Enclosures (following report)

1 Local Government NSW correspondence 2 Pages

Attachments (separate document)

Nil



Our ref: Out - 24746

6 May 2016

Ms Rebecca Ryan
General Manager
Blayney Shire Council
PO Box 62
BLAYNEY NSW 2799

Dear Ms Ryan

Request for Legal Assistance approved

The Local Government New South Wales (LGNSW) Board approved an application made by Bathurst Regional Council for legal assistance under the LGNSW Legal Assistance Policy & Guidelines in August 2015. The matter has now been resolved in the courts. The LGNSW Board considered the matter to be of importance to local government throughout the State, as the proceedings related to the ability of councils to enter into contracts that include fees for services.

Bathurst Regional Council defended the matter before the NSW Court of Appeal. The proceedings challenged Council's jurisdiction to fix fees for services under long-term contracts. The NSW Court of Appeal found against Bathurst Regional Council, identifying that:

'even when the Local Government Act confers a power in terms upon councils to reach an agreement or arrangement with a landowner, the price it can charge for work performed by it remains subject to Part 10 of Chapter 15. To that extent at least, the 'general power to contract' cannot permit a Council to escape the statutory restrictions upon it'.

LGNSW is considering the implications of this decision for NSW councils, and is likely to seek feedback from councils in the future to enable the issue to be adequately addressed in the next phase of the review of the *Local Government Act 1993*.

Financial contributions are now sought from councils as the costs of the proceedings have been determined as set out in the **enclosed** invoice.

You are reminded that there is no obligation for a council to provide assistance.

Please do not hesitate to contact me on (02) 9242 4125 if you have any questions on this matter.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Donna Rygate'.

Donna Rygate
Chief Executive

**TAX INVOICE**

ABN Number: 49 853 913 882

Date: 6/05/16

Invoice Number: 74012

Invoice To:

Blayney Shire Council
 PO Box 62
 Blayney NSW 2799

Attn: The General Manager

Item Description	Amount	GST	Total
Legal Assistance Bathurst Regional CI for legal costs incurred in an appeal to the Supreme Court of NSW (please refer to attached letter)	\$ 502.19	\$ 50.22	\$ 552.41
Total Due: (Inc GST)		\$	552.41

Terms: 30 days from date of invoice

09) REQUEST TO EXTEND CONCESSIONAL LIQUID TRADE WASTE ARRANGEMENT - 119 ADELAIDE STREET

Department: Corporate Services

Author: Director Corporate Services

CSP Link: 6.3 A well-run Council organisation.

File No: GR.AD.2

Recommendation:

That Council approve the request by the property owner of 119 Adelaide Street to apply the Category 2 'with approval' to enable construction of new premises and relocation of the business with installed liquid trade waste pre-treatment solution until the end of 2016/17.

Reason for Report:

For Council to consider a request from the property owner of 119 Adelaide Street to extend the existing arrangement for concessional liquid trade waste charges for a further period.

Report:

Council is in receipt of correspondence from the solicitor acting for the owner of 119 Adelaide Street requesting Council's consideration for extension of concessional liquid trade waste charges for their client to allow finalisation of protracted legal matters associated with the transfer of land, subsequent building construction and business relocation.

Council at its meeting held 13 April 2015 (minute number 1504/013) resolved the following:

RESOLVED:

That subject to;

- a) the lodgement of a Development Application for the new premises in Adelaide Lane, Blayney;*
- b) application is made for an approved Category 2 Trade Waste discharger for the business and*
- c) these requirements are met by 30 April 2015,*

- 1. Having considered the hardship caused, that Council reduces the 2014/15 charge applicable to Assessment No A306692 to Category 2 'with approval' Waste Discharger of \$1.55 per KL reducing the 3rd instalment Liquid Trade Waste Levy 2014/15 as invoiced, accordingly by the difference been \$3,646.31.*

2. *That Council apply the Category 2 'with approval' until the end of the 2015/16 financial year to enable construction of the new premises and relocation of the business with installed LTW pre-treatment solution.*

The property owner has been deemed a Category 2 waste discharger (without prescribed pre-treatment) and will be levied the highest charge (2016/17: \$17.75 per KL). Should Council approve an extension of the concessional arrangement, the charge levied will be Category 2 waste discharger (with prescribed pre-treatment) and will be levied a lower charge (2016/17: \$1.75 per KL).

A development application for new premises has been lodged and was approved on 29 May 2015. A meeting held with the owner, Council's Director Planning and Environmental Services and Manager Waste Water in May 2016 was informed that a contractor had been engaged for construction of new premises. The intent of Council's resolution was to apply concessional charges until the end of the 2015/16 financial year to enable construction of the new premises, and relocation of the business from 119 Adelaide Street. To date, no construction certificate has been applied for, and therefore no work has commenced on the new premises.

A copy of the letter from Arden Law is provided for information of Councillors as a confidential attachment as it includes commercial information.

Issues:

Council approval to waive or reduce charges in this case may set a precedent for other Liquid Trade Waste Dischargers that have incurred such charges.

Budget Implications:

Any reduction or waiver of charges will reduce income from Liquid Trade Waste charges.

Enclosures (following report)

- | | | |
|---|--|---------|
| 1 | Correspondence from Arden Law | 3 Pages |
| | <i>This matter is considered to be confidential under Section 10A(2) (d) 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.</i> | |

Attachments (separate document)

Nil

10) CENTROC - REGIONAL SUPPLY AND DELIVERY OF BULK FUEL

Department: Infrastructure Services

Author: Director Infrastructure Services

CSP Link: 1.5 Sustainable water, energy and transport sectors to support future growth.

File No: PS.AQ.4

Recommendation:

1. That Council accept and sign contracts with the following providers for the Supply and Delivery of Bulk Fuel:
 - Ocwen Energy t/a Lowes Petroleum
 - Oilsplus Holdings Australia
 - Park Pty Ltd
 - United Petroleum.
2. That Council recommends to Centroc that the 0.15% Centroc Contract Management Fee is replaced by an upfront Contract Management Fee that is determined by a transparent and accountable basis.

Reason for Report:

Under the Local Government Act Tendering Regulation (2005), where a contract is for over \$150,000 it needs to go to both open tender and be considered by Council. Centroc, on behalf of member councils, has undertaken a formal Request for Quotation/Tender (RFX) process in March 2016 to identify suitable providers for the supply and delivery of bulk fuel.

Background

The regional bulk fuel contract was established in 2011 has been running successfully for the past 5 years. The current contract is due to expire on 30 June 2016 after an initial 2 year period and a 12 month extension was executed, and a new procurement process has been undertaken for a new contract to commence on 1 July 2016.

The proposed contract is for a duration of 2 years, with the option for a 12 month extension.

Council heard a report on 21 December 2015 whereby it was resolved to participate in a regional contract for the supply and delivery of bulk fuel.

Based upon historic fuel procurement it is anticipated that Council will spend approximately \$350,000 per annum on bulk fuel.

Financial and Resourcing Impacts

Centroc has managed the process including all costs of advertising and tender assessment and will receive a management fee of 0.15% from the supplier to cover these costs. The management fee is consistent with what has been included in previous contracts.

Tender Evaluation

An open tender process was undertaken through the Centroc Tenderlink Portal with associated advertising as directed under the Local Government Act. The Request for Quotation/Tender for the supply and delivery opened on 21 March 2016 and closed on 15 April 2016.

The Tender Evaluation Panel (TEP) undertook an assessment of the responses in Bathurst on Wednesday 27 April, using the Apet tender assessment tool. The TEP consisted of the following members, and was assisted by Kate Barker and Lee Chapman from Centroc:

- Peter Heffernan – Cabonne Council
- Mark Cronin – Lithgow City Council
- Donna Cramp – Upper Lachlan Shire Council

Tender Evaluation Criteria

The selection criteria advertised and used in selecting the successful respondents were:

- Conditions for participation
- Compliance
- Product
- Customer service and delivery
- Terminal Gate Price administration, and
- Pricing

Summary of Quotations/Tenders Received

The following companies submitted tender responses for S1_2016: Supply and Delivery of Bulk Fuel for Central NSW Councils (in alphabetical order):

- Ocwen Energy t/a Lowes Petroleum
- Oilsplus Holdings Australia
- Park Pty Ltd
- United Petroleum

Evaluation of Submissions

Evaluation rankings were as follows:

1. Ocwen Energy t/a Lowes Petroleum – 75%
2. Park Pty Ltd – 73%
3. Oilsplus Holdings Australia – 72.5%
4. United Petroleum – 71.5%

Evaluation of the Preferred Tenderers

The TEP resolved to recommend a panel of preferred providers for the supply and delivery of bulk fuel, consisting of:

- Ocwen Energy t/a Lowes Petroleum
- Oilsplus Holdings Australia
- Park Pty Ltd
- United Petroleum

The recommended providers were selected based on their:

1. Compliance with the evaluation criteria
2. Demonstrated ability to meet Council's requirements, and
3. Competitive price for the services offered.

Pricing

Respondents were requested to provide a pricing for the supply and delivery of bulk fuel. A confidential spreadsheet showing the prices provided for each of the provider forms an attachment to this report.

Conclusion

It is recommended to Council that a contract is signed between Council and:

- Ocwen Energy t/a Lowes Petroleum
- Oilsplus Holdings Australia
- Park Pty Ltd
- United Petroleum

All 4 providers have confirmed that they do not wish to make any changes to the terms and conditions of Centroc proforma contract which formed part of the Request for Quotation/Tender documentation.

The term of the contract is 1 July 2016 to 30 June 2018, with an option for a 12 month extension.

Issues:

Centroc has managed the procurement process including all costs of advertising and tender assessment, and receives a management fee of 0.15% of the value of the spend from the supplier to cover these costs.

At the request of Council, the issue of a Centroc management fee based upon a % of value spend has previously been raised at Centroc Board level. The Board chose to withhold progressing the matter until such time as the subject of Joint Organisations is finalised as part of the NSW Government structural reform of Local Government.

Budget Implications:

Nil

Enclosures (following report)

Nil

Attachments (separate document)

Nil

11) PERFORMANCE OF COUNCIL'S SEWERAGE BUSINESS

Department: Infrastructure Services

Author: Water and Wastewater Manager

CSP Link: 4.2 Every village has access to water and sewerage services.

File No: SD.RP.1

Recommendation:

That the summary of the results of the 2014/15 Blayney Shire Council Triple Bottom Line (TBL) Performance Report as published by the DPI Water be noted.

Reason for Report:

To provide Councillors with an annual update on the performance of Council's Sewerage business

Report:

In line with the National Water Initiative, the NSW Government developed the Best Practice Management of Water Supply and Sewerage Guidelines. These guidelines are the key driver in the NSW Government's reform agenda for planning and management and for continuing performance improvement by Local Water Utilities (LWUs).

The guidelines require LWUs to undertake annual performance monitoring in accordance with the National Water Initiative, with the aim of improving the quality and efficiency of services to all NSW residents.

Best Practice Compliance

Council's compliance level with the NSW Best Practice Management Guidelines Requirements is 100%. Council has received its Triple Bottom Line (TBL) Performance Report for the 2014/15 period.

Key achievements in the 2014/15 reporting period were:

- Installation of the Calcium Nitrate dosing system at Millthorpe SPS.
- Relining of approx. 1.2km in the Martha St area.
- Completion of the sewer telemetry system, providing secure communications between all pump stations and the STP, data logging for effective management and review of the systems operations, and the provision of remote access to staff as and when alarms are activated.
- The undertaking of CCTV inspections and associated condition assessment report of the sewer reticulation network around the St Joseph's Catholic School area.

INDICATOR	RESULT ²	ACTION
CHARACTERISTICS		
Connected property density	26 per km of main	Blayney number is low due to the spatial separation of Millthorpe and Blayney and low urban density within these two catchments. Increased urban density or infill development will help improve this indicator.
Renewals expenditure	1.10% High ranking (2, 2)	Council's maintenance and renewals expenditures are low. Expenditure is to continue as per the SBP. It is envisaged a review of the Asset Management Plan will occur after the re-valuation process next financial year. Statewide median 0.5%
Employees	1 per 1,000 props Highest ranking (1, 1)	Very Good. This number is expected to increase for the 1015/16 reporting year with the increase of staff numbers. Statewide median 1.6
SOCIAL – CHARGES		
Typical residential bill ³ (TRB)	\$545 per assessment Median ranking (3, 3)	TRB is in accordance with Council's Strategic Business Plan for Sewer. Statewide median is \$697
Typical Developer Charges	\$3950 per ET Median ranking (3, 3)	Consideration of NSW Public Works report on the Developer Charges when NSW Office of Water complete the review of the Developer Guidelines. Statewide median \$5,100
Non-residential sewer usage charge	115c/kL Low ranking (4, 4)	Review of non-residential and Trade Waste charges to occur in line with Developer Charges. Statewide median 150c/kL
SOCIAL - HEALTH		
Sewerage coverage	71% Lowest ranking (5, 5)	Blayney number is low due to the number of spatially separated urban areas, and servicing being limited to only Millthorpe and Blayney. Statewide median 97.9%
Percent sewage treated to tertiary level		Not reported
Percent of sewage volume that complied	100% Highest ranking (1, 1)	Very good
Sewage treatment works compliant at all times	1 of 1	
SOCIAL – LEVELS OF SERVICE		
Odour Complaints	0.5 per 1,000 props Lowest ranking (5, 4)	Satisfactory
		Statewide median 0.8
Service complaints	12 per 1,000 props High ranking (2, 3)	Good
		Statewide median 6
Average Duration of Interruption	60 minutes High ranking (2, 1)	Good
		Statewide median 95
Total Days Lost	2.10% Low ranking (4, 3)	Satisfactory
		Statewide median 3.1

ENVIRONMENTAL		
Volume of sewage collected per property	159 kL High ranking (2, 1)	Good Statewide median 238
Percentage effluent recycled	69% Highest ranking (1, 1)	Very Good Statewide median 10% Review of CVO re-use agreement to take place in the 16/17 financial year.
Biosolids reuse	100%	
Net Greenhouse gas emissions (WS & Sge)	150 t CO2/1000 props High ranking (2, 1)	Good Statewide median 410
Compliance with BOD in licence	100% Highest ranking (1, 1)	Very Good
		Statewide median 100%
Compliance with SS in licence	100% Highest ranking (1, 1)	Very Good
		Statewide median 100%
Sewer main breaks and chokes	29 per 100km of main Median ranking (3, 3)	Satisfactory Statewide median 35
Sewer overflows to the environment	0 per 100km of main Highest ranking (1, 1)	Very Good Statewide median 10
Non-residential percentage of sewage collected	10% Low ranking (4, 4)	Satisfactory. Figure is dependent on commercial activities within the sewer collection area. Statewide median 20%
ECONOMIC		
Non-residential revenue	10% Low ranking (4, 5)	Considered in line with the Non-residential sewer collected.
Economic Real Rate of Return (ERRR)	-0.20% Low ranking (4, 5)	Reflects the rate of return generated by operating activities (exc. Interest and grants). An ERRR \geq 0% is required for full cost recovery. Statewide median 1.7%
Return on assets	0.40% Low ranking (4, 4)	An ROA \geq 0% is required for full cost recovery. See note above. Statewide median 1.3%
Loan payment	\$145 per prop Highest ranking (1, 2)	Good Statewide median 110
Operating cost (OMA)	\$363 per prop Median ranking (3, 2)	Satisfactory Statewide median 420
Management cost	\$167 per prop Low ranking (4, 4)	Satisfactory Statewide median 160
Treatment cost	\$171 per prop Median ranking (3, 4)	Satisfactory Statewide median 145
Pumping cost	\$11 per prop Highest ranking (1, 1)	Very Good Statewide median \$72
Sewer main cost	\$14 per prop Highest ranking (1, 1)	Very Good Statewide median 51
Capital expenditure	\$180 per prop High ranking (2, 2)	Good Statewide median \$217

Issues:

- The Economic Real Rate of Return (ERRR) figure reflects the Sewer Strategic Business Plan (SBP) increased spending on capital works for the 2014/15 financial year. The SBP forecast demonstrates the long term outlook to be strong. The TBL report reflects the financial year report period which incorporates the ERRR. It is recommended the SBP be considered in conjunction with this report.
- Council will need to consider the future review of Developer Charges, Trade Waste and TRB to ensure long term full cost recovery is sustainable.
- NSW DPI Water are currently finalising the 2012 Draft Developer Charges Guidelines. Finalisation of these guidelines, and review of Councils Developer Charges will provide understanding to achieve full cost recovery and improve the Economic Real Rate of Return.

Budget Implications:

Whilst not an immediate budget issue, Councillors will need to consider a future change to Councils Developer Charges for sewer to ensure a positive real rate of return is maintained in the business.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

12) 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 June 2016 be received and noted.

Reason for Report:

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

Report:

Topical Issues

Potential Regional Solar + Battery Storage Project

Councillors will recall recent information in regard to renewable energy innovation project workshops held in late 2015 and March 2016. An opportunity identified from the workshops was for a regional solar + battery storage project. The project is developing a range of collaborative approaches to drive the deployment of renewable energy generation across the region, while at the same time reducing the costs and emissions associated with energy use.

The Centroc Water Utilities Alliance (CWUA) has been working with Councils and Moreland Energy Foundation Limited (MEFL) to identify suitable locations for such installations. Blayney has provided a list of sites considered suitable to the technical committee who will now review all sites and determine their suitability to a future funding application for the region.

Civenex

Civenex is Australia's premier expo for public works, local government and corporate clients. It is owned and delivered by the Institute of Public Works Engineers Australasia NSW (IPWEA) annually. This year it was relocated to the Hawkesbury Showgrounds following ten years at the Sydney International Raceway at Eastern Creek.

Infrastructure Services staff attended the expo, to discuss new technologies, and investigate plant that is included within current and future budget allocations.

In recent years, operational staff have been provided the opportunity to be part of the procurement process for plant that they directly use. This direct engagement, starting with the initial scoping of the plant, to inspecting at such expos as Civenex, and then being part of the assessment of the RFX process has resulted in improved outcomes for operators and Council.

Road Closure – Oldham Place

In accordance with a Council direction in March 2014, Council staff have commenced work to close part of Oldham Place in support of the Blayney Mens Shed.

Under Section 35 of the Roads Act (1993), Council provided notice by way of public notification via the Blayney Chronicle in April 2016 issued letters to adjoining owners, and public agencies, that the Minister for Natural Resources, Lands and Water would consider the closing of the road. This work has been completed, and it was intended to seek a further resolution of Council to progress the matter.

Following a recent meeting with the Chair of the Blayney Mens Shed Inc. it has become evident that the road proposed for closure will not be the only land matter requiring attention. It is the Incorporated body's intent to construct the main building (shed) across existing land parcel boundaries, and place a storage container between the rear boundary of private land fronting Carcoar Street and the existing netball courts.

Each parcel of land involved has a different status and purpose, and more detailed advice is required from Crown Lands in order to determine the costs that may be incurred, and who will fund this. A report to Council in relation to the road closure will be prepared in due course.

Major Works

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

- Hobbys Yards Road – REPAIR Program; Line marking completed, project has been delivered with all tests passing, and within budget.
- Council is awaiting response from Crown Lands with regards to access for the wet crossing on Carcoar Road.
- Materials are being delivered to Snake Creek Road to repair the washout however commencement of works is subject to competing priorities and current weather forecasts.
- Gravel resheeting works have been completed on Avonlee Lane. Council also started a trial on Carbine Road of a bitumen based dust suppressant. Ongoing monitoring will continue for the coming months. Maintenance grading has been completed on Eves Lane, Sherlocks Lane, Glenelg Road, Glengate Road, Nyes Gates Road, Wombiana Lane, Greghamstown Road, Cadia Road, and Matthews Lane.
- Blayney Bridge Program – Work is underway on the development of the tender documentation. Review of Environmental Factors is running behind schedule, with Council expected to receive this late June.

- A contractor has been appointed to start kerb and gutter works on the intersection of Carcoar and Church Streets for the blister works at this intersection.
- Works have commenced on Browns Creek Road for drainage works and pavement strengthening. Inclement weather is delaying these works, and water infiltration has caused soft spots in the surface of recently completed patches.

Major Contracts

Redmond Oval Canteen

- Budget \$144,536.36 (ex GST)
- The Contractor has achieved Practical Completion with minor internal works to be finalised.
- A Request for Quotation for the kitchen fitout closed on 31 May.

Redmond Oval Upgrade

- Budget \$700,000 (ex GST)
- Wet weather is slowing progress with the fencing contractor. The area needs to be dry enough to get machinery on the field without damage to the surface.
- The fencing contractor has the materials and is ready for the installation. We are communicating with Renworx and the fencing contractor to co-ordinate a suitable time for the installation

Active Movement Strategy

- The draft Active Movement Strategy is currently on Public Exhibition for a period of 28 days with a closing date of Thursday, 16 June.

Building Maintenance Works

- The bus shelter at Mill Green has been refurbished by Council Operations staff, maintaining the timber construction and recladding of the structure.

Wastewater

Chamber Hill pipeline replacement

- Budget \$240,116 (ex GST)
- The portion of these works to include the replacement of the first section of the pipeline is complete. We have been able to pump for periods of 23 minutes without overflows compared to less than 10 minutes previously.
- Council will undertake the service lane works to include installation of a retaining wall structure and roadway. These works are expected to occur prior to end of June, subject to weather constraints.

Pump Stations

- Council has engaged a contractor to undertake a review and assessment of the condition of some of sewer pump stations. The intent was to gather information to identify works that may be required

in the short to medium term, as well as assisting with reporting for the sewer revaluation required next financial year.

- Some issues have been highlighted and maintenance requirements are being reviewed to repair the more serious issues.

Recreation and Environment

King George Oval

- Works to demolish and reconstruct the tiered seating along the fenceline at King George Oval continue. Wet weather, weekday hire of the facility and competing demands for resources has resulted in significant delays.

Asset Management

- Council Asset staff continue to work with AssetFinda to finalise road data. Mobile tablet data issues have been resolved and Council staff are now using mobile devices to update the condition of footpath assets.

Infrastructure Services Personnel

- The Graduate Engineer position has been filled and the successful applicant commences work in late July.

Heavy Plant and Fleet

- Council has taken delivery of a new road broom trailer. Council has received the 50th unit built by Sewell.
- Council has taken delivery of the new Parks and Recreation ute.
- The replacement workshop ute is at the body builders with delivery expected within a fortnight.
- Delivery of the front deck mowers was delayed as the supplier has been waiting on the cutting decks. They now have them in stock, and delivery is expected shortly.
- The replacement Volvo truck has been delayed off the production line, and is now at the body builders. Expected delivery is mid-July.
- Tenders have closed for the replacement Backhoe, with assessment currently being undertaken by Council Officers.
- Tenders have been advertised for the replacement of 2 roadside slashing tractors.

Issues:

Nil.

Budget Implications:

Nil.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

13) IPWEA ROADS CONGRESS - CONGRESS COMMUNIQUE

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 Council adopt the outcomes of the IPWEA Roads Congress Communique, in accordance with the Director of Infrastructure Services report.

Reason for Report:

To inform Councillors of the attendance of the Deputy Mayor and Director of Infrastructure Services at the IPWEA Roads Congress, and to adopt the recommendations of the Congress Communique.

Report:

The Roads and Transport Directorate commenced in 2004, as a joint initiative between the Local Government NSW and IPWEA (NSW). It develops and provides technical resources and assists Local Government Member Councils with transport issues. It lobbies on behalf of Directorate members for increased funding and prioritisation of road infrastructure provision and maintenance, and for a more equitable share of funding.

The Local Roads Congress held annually at NSW Parliament House provides one of the greatest single opportunities for elected representatives and senior staff to advocate and discuss issues pertaining to the road and transport networks.

This year, Deputy Mayor, Councillor Allan Ewin and Director Infrastructure Services Grant Baker, attended the Congress, held on 6 June 2016, on behalf of Council.

Speakers included: Parliamentary Secretary for Transport, John Sidoti; and a variety of Senior NSW Government departmental staff, including Office of Local Government, NSW Roads and Maritime Services, Infrastructure NSW, Transport for NSW, and John Coulton, Chair of the Australian Rural Roads Group.

The Treasurer, The Hon. Gladys Berejiklian MP was invited to speak as part of the program, however with the NSW State Budget to be announced in coming weeks, declined the invitation. However did join us for lunch, and helped promote the Young IPWEA “Pocket Sally” initiative.

www.pocketsally.com

Pocket Sally was developed by Young IPWEA to lead an engineering culture change, to raise the profile of engineers by finding ways to get engineers to the decision-making table. It is about making engineering more inclusive with more female engineers, more engineers from diverse backgrounds and to embrace engineers with disabilities.

The Congress developed a joint communique (**attached**) as part of the program, and listed measures each level of government should follow including advocacy, asset management performance, capacity building, improved funding models, restoration and distribution of Federal Assistance Grants.

It is recommended that Councillors review the Communique and adopt its outcomes.

Issues:

Nil.

Budget Implications:

Nil.

Enclosures (following report)

1 Congress Communique - Final

4 Pages

Attachments (separate document)

Nil

NSW LOCAL ROADS CONGRESS

Driving a new Direction

6 June 2016

Congress Communiqué

The NSW Roads & Transport Directorate, a partnership between the Institute of Public Works Engineering Australasia (IPWEA) and Local Government NSW, in holding the 2016 NSW Local Roads Congress resolved to announce the following communiqué.

The Congress congratulates Governments on providing ongoing financial assistance for the management of local roads and infrastructure, particularly in regional areas through:

- \$50 million from the NSW Government through Round 2 of the Fixing Country Roads Programme for roads in regional NSW
- \$40.58 million from the Australian Government for 55 projects through the Bridges Renewal Round 2 Programme and \$52.44 million for 25 projects under Round 4 of the Heavy Vehicle Safety and Productivity Programme
- \$53.5 million from the Australian Government under the Black Spot Programme in 2015-16
- A total allocation of \$225.1 million from the Australian Government for NSW Councils in 2016-17 under the Roads to Recovery Programme.

The introduction of the Fixing Country Rail Programme is a further State Government initiative which has the potential to lower the freight impact on local roads through directing more freight onto the rail network, including the linkages to NSW ports.

These programmes have greatly assisted NSW regional councils in developing their regional economies, improving the condition of transport infrastructure, opening up additional HML freight links and promoting road safety on regional and local roads.

The *Road Management Report* and the *Timber Bridge Management Report 2014* published under the NSW Roads & Transport Directorate's Road Asset Benchmarking Project disclosed an annual funding gap of \$447 million. This is not a backlog but an annual deficiency in expenditure necessary to maintain the regional and local road networks in their current condition. With the exception of Roads to Recovery funding which has a limited life, the funding provided by both State and Federal Governments is not addressing this deficit. It is critical that the Roads to Recovery Programme is extended permanently into the future.

The report highlights that the sustainability of transport infrastructure requires new funding to support regional NSW communities who have long lengths of roads, lower population densities yet produce high value product, feed the nation, drive exports and provide the playground for our cities.

The Congress fully supports the Australian Local Government Association's (ALGA) *Local Government's Plan for an Innovative and Prosperous Australia 2016* proposal which quotes a National Transport Commission statistic that 36% of all kilometers travelled are on local roads. In particular, the Congress supports the call to:

- Restore the indexation of Financial Assistance Grants
- Financial Assistance Grants to be indexed annually

- Increase in the quantum of FAGs to at least 1 per cent of Commonwealth taxation
- Local Government – Higher Productivity Investment Plan of \$200 million per year for 5 years
- Permanent doubling of Roads to Recovery (to at least \$700 million per annum)

The Congress fully supports The Local Government NSW (LGNSW) *Submission on the NSW Budget for 2016/17* publication in relation to road and transport infrastructure issues.

It is noted that there is some uncertainty in the basis for funding of the NSW Local Government Road Safety programme. The Congress calls on the State Government to confirm that funding for the NSW Local Government Road Safety Programme is on a three year rolling programme basis and that this advice be formally confirmed for councils.

To further the outcomes of this Congress, the Congress calls on Governments to take the following measures:

NSW Local Government

The Congress calls on Local Government in NSW to:

1. advocate for their communities by writing to the relevant Ministers and their local NSW and Australian Government MPs seeking their support for the Congress outcomes
2. continue to improve asset management performance by:
 - a. continuing to work with the Office of Local Government to complete the framework to provide transparency and consistency of infrastructure measures within the Integrated Planning & Reporting framework
 - b. building capacity within the Local Government industry by supporting ongoing training and knowledge sharing
 - c. taking responsibility for developing skilled professionals for tomorrow through cadetships and experiential development programmes
 - d. encouraging region based standing working groups on asset management to provide peer support and pressure to public works professionals and councils in each area
 - e. encourage implementation of the NAMPF as the standard audit tool for Local Government asset management capability.
3. support the employment of better techniques and the importation of proven technology from outside the industry to better meet our community's needs.

NSW Government

The Congress calls on the NSW Government to:

1. develop a sustainable funding model for local government in NSW which removes the impediments to sustainable funding within the existing Integrated Planning and Reporting framework
2. redistribute Federal Assistance Grants to regional NSW to address social equity and reduce the infrastructure funding gap, with a more meaningful rate charged on city land so urban councils are not financially disadvantaged.
3. continue to provide resources to Local Government for the management and upgrade of transport infrastructure, particularly to address the declining condition of bridges

4. implement a programme through the Department of Planning to develop strategies to determine and mitigate the cumulative impact of State Significant Development, e.g. mining, on communities and transport infrastructure beyond the immediate development area
5. initiate consultation with Local Government to develop a Freight Strategy to increase productivity through targeted investment
6. increase the Regional Road Block Grant funding to address the 89 million per year funding gap on regional roads.
7. commit to ongoing council involvement in existing RMCC arrangements on the state road network.
8. Support for councils to work with local businesses and communities to implement local and regional Climate Change Plans - particularly in relation to infrastructure.
9. Request State funding to assist in the provision of Road Safety Audit Training for a nominated Road Safety Auditor within each council in NSW.
10. A Transport for NSW person to be added to the IPWEA Roads and Transport Directorate.
11. Increase financial support for Weight of Loads groups for better road asset management and road safety.
12. to improve reporting and sharing of data with Local Government for emergency situations (road closures etc).

NSW & Australian Governments

The Congress calls on the NSW and Australian Governments to:

1. continue the funding to Local Government under grant programmes such as *Fixing Country Roads* and the *Bridges Renewal Programme*
2. build upon the Fixing Country Rail Programme to target the reduction of freight loads on local and regional roads, including resolving institutional impediments for access to existing rail
3. ALGA work with COAG, informed by State LG peak bodies and IPWEA, to develop a new National Infrastructure Partnership for the three tiers of Government for smarter long term investment planning in transport and community infrastructure.
4. allow National Disaster relief payments to be used by Local Government for betterment of affected assets, not just replacing like with like so the problem recurs.

Australian Government

The Congress calls on the Australian Government to:

1. restore the CPI increase in Financial Assistance Grants to Local Government
2. review the distribution of Federal Assistance Grants, having regard to social equity for local councils having low populations
3. maintain the current level of Roads to Recovery funding and make the Programme permanent from the commencement of the 2019-20 financial year
4. progressively increase funding to Local Government tied to a percentage of the GST equivalent to 1% of National GDP
5. Permanent doubling of Roads to Recovery (to at least \$700 million per annum)

Australian Local Government Association

The NSW Congress seeks the support of ALGA to deliver the NSW Roads Congress outcomes.

Further enquiries:

Warren Sharpe OAM, President IPWEA (NSW) - 0409 398 358

Garry Hemsworth, Director IPWEA (NSW) - 0408 769 000

Mick Savage, Manager Roads & Transport Directorate - 0418 808 085

14) BLAYNEY SHIRE ACTIVE MOVEMENT STRATEGY

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.TE.6

Recommendation:

That Council adopt the Blayney Shire Active Movement Strategy.

Reason for Report:

For Council to adopt the Active Movement Strategy – 2016 (AMS).

Report:

Councillors heard a presentation from GHD Pty Ltd regarding the draft Active Movement Strategy – 2016 (AMS) for the Blayney Shire. These documents replace the existing Pedestrian Access Mobility (PAMP) and Bike Plan, 2008.

In consultation with the Roads and Maritime Services (RMS), Council identified an opportunity to fund a revision and expansion of the existing PAMP and Bike Plan, through a 50/50 funding arrangement under the Transport for NSW, Active Transport Program. Council was successful in receiving Grant funding for this project in the 2015/16 financial year.

The report outlines general principles in designing and building an active travel network and details the findings of the consultations for each village and town within the Blayney Shire. Individually identified projects have been prioritised based on a series of scores against assessment criteria

The prioritised list of projects in the AMS will provide the basis for funding submissions under the State Governments Active Transport Program, over the next ten years. The AMS identifies a range of infrastructure improvements (pathways, kerb ramps and end of trip facilities) and social initiatives, aimed at enhancing pedestrian and cycling safety and opportunities.

Issues:

Council staff have advised the consultant of a number of typographical errors on the maps, which are being addressed. It is a requirement that any submissions received be considered by Council in the process of finalisation and adoption of the draft Active Movement Strategy. At the time of report preparation, Council had not received any submissions on the Active Movement Strategy. Should any submissions be received they will be tabled at the Council meeting.

Budget Implications:

The AMS was completed for \$59,000 (ex GST), which was funded by a \$33,000 grant from the State Government Grant, while Council's expenditure was funded within existing budget allocations.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

15) MINUTES OF THE BLAYNEY SHIRE SPORTS COUNCIL MEETING HELD ON THURSDAY 19 MAY 2016

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:

1. That the Minutes of the Blayney Sports Council Meeting, held on Thursday 19 May 2016 be received and noted.
2. That Council accept the Blayney Junior Rugby League's offer for the scoreboard with a view to it being utilised at the Blayney Showground.
3. The Sports Council directs all user groups of King George Oval to utilise playing facilities in accordance with their licence agreements.
4. That the Project Priority List for 2016, be adopted.

Minutes:**MINUTES OF THE BLAYNEY SHIRE SPORTS COUNCIL MEETING HELD ON WEDNESDAY 19 MAY 2016 AT THE BLAYNEY COMMUNITY CENTRE CADIA ROOM**

Meeting commenced at 6.03pm.

PRESENT:

Grant Baker (Blayney Shire Council), Cr David Kingham (Blayney Shire Council), Adam Hornby (Blayney Senior League), Chris Smith (Heritage Country Schools), Peter Waken (Blayney Swimming Club), Beth Maclean (Central Western Dressage), Michael Tyrrell (Blayney Golf Club), Michael Truloff (Millthorpe Junior Cricket), Rodney Corbett (Blayney Junior Soccer), Andrew Russ (Blayney Rugby Union)

APOLOGIES:

Cheryl Rutherford (Blayney Junior Tennis), Matt Lewis (Blayney Little Athletics), Jodi Spencer (Central West Dressage Group), Lisa Oborn (Blayney Senior League)

RECOMMENDED: That the apologies be accepted. (Michael Tyrrell/Adam Hornby)

MINUTES PREVIOUS MEETING – 2 March 2016 (as circulated)

RECOMMENDED: That the minutes of the previous meeting held 2 March 2016 be accepted. (Adam Hornby/Rod Corbett)

MATTERS ARISING FROM THE MINUTES

No matters arising.

DISCLOSURES OF INTEREST

Nil.

CORRESPONDENCE:

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

Sports Awards – February, March

The committee of the Sports Awards will become a sub-committee of the Blayney Town Association for insurance purposes. The Sports Dinner will now be held on 29th October 2016 in the Community Centre. A guest speaker has yet to be finalised. Everyone was happy with the format of the night so no changes were seen to be necessary.

Blayney Junior Rugby League

Major semis will be held on 20 August.

ACTION: Date to be noted in Ovals Booking Calendar.

Waiver fees in lieu of scoreboard.

RECOMMENDATION: That Council accept the Blayney Junior Rugby League's offer for the scoreboard with a view to it being utilised at the Blayney Showground. (Adam Hornby/Chris Smith)

King George Oval

RECOMMENDATION: The Sports Council directs all user groups of King George Oval to utilise playing facilities in accordance with their licence agreements. (Adam Hornby/Rod Corbett)

EVENT CALENDAR UPDATE

Nil.

GRANT FUNDING UPDATE

- The update on grant funding was noted.
- Cladding of the Golf Club was highlighted as a possible project that could qualify for a grant application.

PROJECT UPGRADES

- Project updates as per tabled report.

REPORTS**Heritage Country Schools**

Athletics Carnivals are being held at King George Oval and soccer games at Napier during term 2.

Central West Dressage

A \$10,000 grant has been received for the erection of two sand arenas. The plan is then for a covered arena and a clubhouse to be constructed. The club have been contacted by the Central Western Daily and the Blayney Chronicle in regards to Blayney becoming an equestrian hub. There will be a competition held this Sunday 22nd May.

Senior League

All going well, with the Premier League team sitting second on the ladder. The club has purchased a bain-marie so a letter will be sent to Council in regards to covering the cost of it. A submission has been lodged with Group 10 to hold the Indigenous All Stars Game in 2017. The club is very happy with the canteen facilities at King George.

Rugby Union

The club is going well and has attracted a number of new players. The Union is also happy with the new canteen facilities.

Junior Soccer

There are 2 competition teams and a number of non-competition teams playing this season. Numbers are down but everything is running well. Napier is working well for training and the change rooms are fine.

Senior Soccer

All games are being played in Orange.

Millthorpe Soccer

Redmond Oval is coming along well. Extra money was spent to make sure the upgrade was done properly. The facility will attract extra games etc due to the quality of the grounds.

Blayney Golf Club

The bore was to have been installed by this meeting but it hasn't happened yet. A grant was received to update the kitchen but to do the job properly more money will be needed.

Blayney Swimming Club

The club has over 40 members from Blayney, Millthorpe and Spring Hill. There are representatives from the club at all Regional Carnivals which hasn't always been the case. The club has not been able to have their fund raising barbecues on club nights.

ACTION: Council to investigate removal of BBQ.

GENERAL BUSINESS**Project Updates (Grant Baker)**

The update on current projects was noted.

Project Priority List

Michael Truloff recommended that the Millthorpe Junior Skatepark be removed from the list and this was accepted by all present. The project will be removed when the list is revised in February 2017.

RECOMMENDATION: That the Project Priority List for 2016, be adopted.
(Adam Hornby/Rod Corbett).

NEXT MEETING

Thursday 18 August 2016 at 6.00pm

FUTURE MEETING DATES

Thursday 17 November 2016

Meeting closed at 7.08pm.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

16) DRAFT CENTRAL WEST AND ORANA REGIONAL PLAN

Department: Planning and Environmental Services

Author: Director Planning and Environmental Services

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

File No: LP.PL.2

Recommendation:

That Council endorses the enclosed submission on the Draft Central West and Orana Regional Plan and a copy is forwarded to the NSW Department of Planning and Environment for consideration in preparation of the final plan.

Reason for Report:

For Council to endorse the submission prepared by the Director of Planning and Environmental Services on the Draft Central West and Orana Regional Plan for submission to the NSW Department of Planning and Environment.

Report:

Over the past 2 years the NSW State Government (NSW Department of Planning and Environment (DoPE)) has been developing Regional Plans across New South Wales.

The Draft Central West and Orana Regional Plan can be found at;
<http://www.planning.nsw.gov.au/~media/Files/DPE/Plans-and-policies/draft-central-west-and-orana-regional-plan-2016-04.ashx>

Over the past 2 years, CENTROC has coordinated with DoPE multiple workshops attended by each respective LGA (usually each Director of Planning) to develop the Central West component of the plan.

A draft submission prepared by the Director of Planning and Environmental Services on behalf of Blayney Shire Council is enclosed (see enclosure 1).

The draft Central West and Orana Regional Plan aims to grow and diversify the economy over the next 20 years by creating more jobs, strengthening the region's cities, centres, towns and villages, and sustainably managing its agricultural, mining and natural resources.

The draft Plan outlines goals for the region including:

- Goal 1: A growing and diverse regional economy.
- Goal 2: A region with strong freight transport and utility infrastructure networks that support economic growth.

- Goal 3: A region that protects and enhances its productive agricultural land, natural resources and environmental assets.
- Goal 4: Strong communities and livable places that cater for the region's changing population.

The draft Plan has been on exhibition since 4 April 2016 and submissions will be received until 4 July 2016.

Staff from the Department of Planning and Environment, Western Region visited Blayney on 12 April 2016 and personally presented and briefed senior staff and Councillor Somerville on the draft Plan.

Issues:

Nil

Budget Implications:

Nil

Enclosures (following report)

1 Draft Submission

11 Pages

Attachments (separate document)

Nil

21 June 2016

Department of Planning and Environment
Mr Ashley Albury
Director Regions, Western
PO BOX 58
Dubbo NSW 2830

Email: ashley.albury@planning.nsw.gov.au

Dear Ashley,

Re: Draft Central West and Orana Regional Plan submission.

Council refers to the exhibition of the Draft Central West and Orana Regional Growth Plan.

Council thanks the Department of Planning and Environment, Western Region for visiting Blayney on 12 April 2016 and personally presenting to Council.

Council would like to make the following comments on the draft plan and hopes they are considered during preparation of the final plan.

General

Council would like to reiterate the importance of the Blayney-Demondrille Railway Line (BDR) as a key strategic piece of transportation freight infrastructure that can assist the Central West and Orana region and NSW Government in delivering goals; 1, 2 and 3 of the Draft Central West and Orana Regional Plan.

Vision

- P14 – Figure 4: Regional Assets Map.
BDR should be shown on this map. BDR is a key strategic piece of transportation freight infrastructure. Even though the line is not currently active it remains an asset of the region.
- P17 – Infrastructure coordination - *“The NSW Government will use the final Plan and annual monitoring to advise infrastructure agencies about the timing of new developments” & “Opportunities for private sector delivery of infrastructure will also be explored to support growth” & “The NSW Government will continue to work with State*

Infrastructure providers to plan and deliver infrastructure that responds to place and community needs across regional NSW".

The above-mentioned quotes from the plan indicate the plan is focusing on retrospective data assessment to identify the infrastructure needs of the region.

The final plan needs to be forward thinking and proactive document that also identifies and maps opportunities that would be created, if infrastructure projects were undertaken.

There is significant opportunity for both; industry and residential growth that could occur throughout the region if key pieces of infrastructure such as BDR and Bells Line Expressway (BLE) are undertaken.

Potential infrastructure such as these and others must be identified (even mapped) to ensure a forward thinking plan that could create unprecedented opportunities for the region.

Goal 1 – A growing and diverse regional economy

- P21 – Action 1.1.1

The Central Tablelands Livestock Exchange (CTLX) is located at Carcoar and not mentioned like Forbes and Dubbo.

CTLX opened in 2008 and currently handles in excess of 600,000 sheep and 190,000 cattle annually. This facility should be identified in the plan like Forbes and Dubbo as CTLX is a key piece of regional agricultural infrastructure.

"Councils will need to identify local planning impediments". Whilst this is a reactive undertaking seeking to identify known constraints, a proactive approach also needs to be undertaken to strategically identify each LGA's strengths, not weaknesses to attract new investment and diversification to the region.

Example, Blayney sees itself as a strategic agricultural and food manufacturing precinct in the future because of; the Central Tablelands Livestock Exchange, Sealink freezer facilities, two rail sidings and potential guaranteed water supply for agriculture (if Regis Resources pipe water from Centennial Coal mines in Lithgow). This needs to be identified so that if investor is looking to undertake an agricultural development in the future, that they are even aware of Blayney's as a possible location due to its agricultural linkages.

- P23 – Action 1.2.1 - Cadia Gold Mine is located within the Blayney LGA not Orange City LGA. The plan should reference Blayney, not Orange.

- P28 – The current wording of the first paragraph of direction 1.5 *"Regional cities and regional centres are expected to have the highest take-up of commercial and industrial employment land, primarily*

focused in CBDs and zoned industrial areas” is not supported by Council.

- It is agreed that the regional cities and centres are likely to have the highest take up of commercial employment land, however not necessarily industrial lands.
- Blayney is a township that has several significant advantages for over the regions cities and centres industrial employment growth.
It should not be stated that regional cities and centres will have the majority of the take up of industrial employment lands when there are towns in the region that have existing infrastructure better placed for industrial employment growth.
- P28 – Action 1.5.1 – Council supports the three proposed NSW Government actions.
In development of the industrial land development program for the region consideration of existing infrastructure that is in place and existing linkages to industries must be considered. Infrastructure duplication in close proximity throughout the region should be minimised.

Goal 2 – A region with strong freight transport and utility infrastructure networks that support economic growth

- P32/33 – If the inland rail is shown so should the BDR and BLE.
These two projects are particularly important infrastructure projects that; will respectively; be reactivated and constructed at some point.
Their location should be shown within the plan so that potential future investors are aware of the potential projects.
- P35 – BDR. Blayney Council, along with; Cowra, Young, Harden, and Weddin Shires wish to highlight the significant; financial, social, and economic benefits of the re-opening of the BDR railway line, and also the strategic importance of freight corridors.
Removing heavy vehicles off our congested roads; better access to and from Sydney markets and ports for country producers; safer transport; reduced energy use and pollution; and less congestion on the Sydney-Blue Mountains line are just some of the benefits of the BDR.
The strategic significance of the line re-routing rail freight from the Sydney train commuter network and providing a link directly into Port Kembla and Port Botany, a link that would be enhanced with the completion of the much-anticipated Maldon Dombarton link cannot be emphasised enough.

Blayney-Demondrille Railway Line must remain a priority under goal 2 of the Central West and Orana Regional Plan if the Central West is to make freight transportation more efficient and sustainable.

The BDR is not only significantly important for existing industries, it more importantly will attract new investment for the region.

- P37 – Freight Network Improvements Map.
 - The map shows Blayney having; 3 Existing Intermodal Terminals and 1 Proposed Intermodal Terminal. Please note Blayney only has 2 Existing Intermodal Terminals (the proposed one was been completed in 2014).
 - The purple road highlighted as a “Road Safety, Flooding or Capacity Issue” is incorrectly highlighted near Blayney and Orange.
 - The purple highlight should identify the route of; Mid-Western Highway to Cadia Mine onto Orange and additionally highlight the route of; Cadia Mine to Millthorpe onto Vittoria. Please see enclosed map for clarification.
 - This map does not identify the BDR. As stated above the importance of BDR to the region cannot be underestimated and must be included in this map.

- P38 – Action 2.1.4 – Investigation of new opportunities should not take place without an assessment and consideration of existing intermodal terminal and rail freight facilities.

Blayney has two intermodal facilities which are currently underutilised, duplication of this infrastructure elsewhere, particularly if in close proximity to Blayney without considering the existing facilities would be a significant waste of money.

- P40 – Action 2.2.1 – Water and Waste
 - There appears to be a focus on water but no mention of Sewerage Treatment Plants (STP) or Waste Facilities (WF) including; Landfills, Resource Recovery Centres, Recycling Centres and Organic Processing Facilities, etc.
 - Waste Facilities are significant pieces of infrastructure and capacity should be considered from a regional perspective. Limited capacity at either a STP or WF could prevent employment or residential expansion for a village, town, centre or city.
 - STP and WF often are also susceptible to Land Use Conflict and potential issues with Environmental Impact (pollution, leachate, air pollution etc).
 - NetWaste would be able to provide significant contribution and assistance in collaborating data on WF capacity throughout the region.

NetWaste is a voluntary regional waste group formed in 1995 to provide collaborative approaches to waste and resource management. Covering almost 40% of the state, benefits are delivered to 27 member councils in regional NSW (predominantly those councils within the Central West and Orana Regional Plan). Individual Councils would be required to supply information on STP capacity.

Goal 3 – A region that protects and enhances its productive agricultural land, natural resources and environmental assets

- P48 – Action 3.1.1 – Council is supportive of Agricultural Land mapping that considers biophysical, infrastructure and key socio economic factors.
It is hoped that this mapping will identify key strategic agricultural precincts and opportunities for the region.
Blayney can see itself as a strategic agricultural and food manufacturing precinct in the future because of; the Central Tablelands Livestock Exchange, Sealink freezer facilities, two rail sidings and potential of a guaranteed water supply for agriculture (if Regis pipe water from Centennial Coal mines in Lithgow). This must be identified for potential future investment in the agriculture and food manufacturing sectors.
- P49 – Action 3.2.1 – The identification of mineral and energy resource lands is supported.
Additionally, it would be beneficial to audit why mineral and energy projects are not proceeding to be undertaken.
Example: Regis Resources are held up on preparing a Development Application including detailed Environmental Impact Statement for a Gold Mine at Blayney because they cannot secure a guaranteed 8ML per day supply of water to operate the mine.
Having this information mapped or even listed is important as economic opportunities could result from another industry within the region potentially solving another industries' issue.
Regis Resources and Centennial Coal are now investigating the feasibility of piping water from Centennial Coal at Wallerawang near Lithgow to Blayney (approx. 55 kms). Centennial Coal recently obtained a 15 year extension at its Springvale Coal mine and water was a highly topical issue during the DA assessment.
If the Regis constraint was known prior to the lodgement of the Springvale extension the two companies with government assistance may have been able to install the 55km pipeline and create a significant economic opportunity for the region, whilst also addressing a significant issue raised through the DA process.

- P62 – The water Act requires review to ensure that properties under a certain size are not able to extract water without a water license. Additionally, it should be legislated so that bores are not be allowed within rural residential properties or within 100m of a residential effluent disposal system.

Goal 4 – Strong communities and liveable places that cater for the region’s changing population

- The plan makes a distinction between “regional cities” and “regional centres” (see appendix A, although this appendix is not referred to anywhere in the Plan itself). Each are large commercial, retail and service centres serving the surrounding region and with higher order infrastructure, such as daily air services. The difference is mainly in size (cities >30,000; centres >10,000)

All other population centres are grouped together under the expression “towns and villages” and otherwise undifferentiated

For planning purposes there is a need to distinguish between these two, as they have quite different characteristics and will have different needs over the next 20 years. In fact, there is more of a need to distinguish between towns and villages as there is to distinguish between regional cities and regional centres.

Towns would have the following characteristics:

- availability of daily needs such as supermarket/groceries; bakery; fuel; post office
- commercial businesses, such as real estate, pharmacy, newsagency
- tourism facilities such as cafes, hotels, motels, visitors centres
- general medical practice; basic hospital/emergency services
- sporting facilities
- public schools (primary and/or secondary)
- transport access to regional centres

Villages would have none, or only occasionally some, of the above features. They would typically rely on the local town for their basic daily requirements and consist of:

- Groupings of houses in few streets, providing a sense of community
- Often population drift leaving behind historical and heritage features warranting preservation
- Some public facilities such as a hall, showground and/or churches

Whilst it is the services provided, not the population, which is the basic distinction, villages would tend to support a population of a few

hundred to 1,000, with towns larger than this, up to 10,000 residents (which the draft plan says is the typical size of a regional centre).

The importance of the distinction is that towns will need to continue to strengthen as service centres for everyday requirements of the town itself and its immediate surrounds, including residents of nearby villages and localities, rural/residential developments and rural properties. Revitalisation of their town centres will be needed over time. They will also provide alternative housing options to the main regional cities and regional centres, including niches of affordable housing.

If distinctions are to be made for planning purposes between population centres, the 3 categories should be:

- Regional Centres;
- Towns; and
- Villages
and not
- Regional Cities;
- Regional Centres; and
- Towns and villages

As a result, ACTION 4.1.2 should be divided into 2 separate actions: one focussed on towns and the other focussed on villages.

- Is there a disparity on the growth figures stated in P73 and p77 respectfully?
 - P73 states both Central West and Orana regions will grow by 18,750,
 - P77 says number of residents living in and around regional cities will grow by 23,250
 - Not sure how the entire region (which includes regional cities) can only grow by only 18,750 yet regional cities are predicted to grow by 23,250?
- P77 – Action 4.1.1 – *“The NSW Government will work with: Dubbo, Bathurst and Orange City Councils”*.
The NSW Government should not just work with Dubbo, Bathurst and Orange City Councils but also regional centres, towns and villages. Those outside regional cities can provide valuable input into the best way to support and shape regional cities. Blayney and Millthorpe are strategically placed between the two regional cities of Orange and Bathurst and can provide input for the betterment of the region and these cities.
If regional cities are to function as a regional epicentre, then regional centres, towns and villages all need to have input into the strategic growth of regional cities.

- P77 – Action 4.1.2 - Council does not agree wholly with the broad statement *“Towns and villages are more vulnerable to the effects of demographic and economic change than larger cities and towns due to their size and sometimes isolated locations”*.
Not all towns and villages are isolated and vulnerable. Blayney’s strength is its strategic positioning between the regional cities of Orange and Bathurst and close proximity to Cowra.
- P83 – action 4.3.2
A regional strategic plan for seniors housing is required for the region. Not all elderly persons must be located right next door to a hospital and therefore, not all seniors housing must or should be located in Bathurst, Orange or Dubbo because they are regional medical precincts.
In Blayney’s case it is only 30 mins from both Orange and Bathurst and 45 mins to Cowra which could easily house seniors from those locations and still be close enough to family.
- P84 – Action 4.3.4 - Investigation should also take place on the potential for reducing the minimum lot size (MLS) for unsewered large lot residential development to below 2 hectares.
Advancement in effluent disposal systems should allow for the consideration in the reduction in standard MLS of 2ha to even say 1 ha. The standard 2 ha is a nothing size that has been around for 30 years, is too small for livestock, yet too large to maintain and is potentially wasting land already fragmented in some circumstances

Other

- P89 – Appendix A should include a classification of the regions towns and villages.
- The plan needs to clearly articulate who is organising what, who is to be involved and what date an action is to be undertaken. An implementation checklist as an appendix would be recommended.
- Land Use conflict is repeated several times throughout the 4 sections of the plan. Guidelines from the state on appropriate buffer distances for all types of development would be an asset to reduce Land Use Conflict and ensure consistent principles are being applied throughout the region.

Conclusion

It does appear the focus of the draft plan is on; Bathurst, Orange and Dubbo. Whilst the regions centres, towns and villages are acknowledged within the plan, the value and input in which these locations can contribute to the growth of the entire region including regional cities does not appear to have the same priority within the plan as regional cities do.

Blayney's close proximity to Bathurst, Orange and Cowra, with significant existing industrial infrastructure, vacant industrial land and existing ties to industries including; food manufacturing, food storage and agriculture make it an opportunity for the region and yet appears to not have the same level of priority within the plan because it is considered a town.

Should you require further information regarding this matter please contact Council's Planning & Environmental Services Department on (02) 6368 2104.

Yours faithfully

Mark Dicker
Director Planning & Environmental Services

17) NEVILLE LANDFILL CLOSURE

Department: Planning and Environmental Services

Author: Director Planning and Environmental Services

CSP Link: 4.5 Sustainable Waste Management.

File No: WM.PL.3

Recommendation:

1. That Council proceed to close Neville Landfill,
2. That Sunday 3 July 2016 is the final day Neville Landfill can be used as an Operational Waste Facility,
3. That Council investigate the opportunity for creation of a Community Recycling Station within the village of Neville.

Reason for Report:

A recommendation was accepted by Council at the April 2016 meeting to undertake community consultation regarding the potential closure of Neville Landfill (**Resolution No 16404/017**).

Upon completion of community consultation, a further report was to be tabled to the June 2016 meeting, for Council to resolve on the future of Neville Landfill.

Report:

In February 2016 Council was advised by the Minister for the Environment, the Hon Mark Speakman it was successful in obtaining a grant of \$55,175 for the closure of Neville Landfill. The funding is contingent on Council contributing a minimum \$28,000 (\$13,000 cash and \$15,000 in kind) if the closure proceeds.

The grant application was made on the basis that if successful an educated and informed decision is then required to be made by Council after undertaking community consultation.

Council has subsequently undertaken the following community consultation;

1. The closure was informally discussed with residents who attended the Neville Village Community Plan workshop on 20 April 2016.
2. Notification was placed in Councils weekly column of the Blayney Chronicle on; 12, 19, 26 May 2016 and 2 June 2016,
3. On 10 May 2016, all documentation was placed on Councils website seeking community comment on the proposed closure of Neville Landfill,

4. On 10 May 2016, a direct letter was sent to 170 residents within 7km of the Neville Landfill seeking their comment on the proposed closure of Neville Landfill,

Submissions

A total of 9 written submissions were received by Council. The submissions and a table summarising the issues raised can be seen enclosure 1.

12 main issues have been identified through the community consultation, highlighted and commented upon, as follows;

1. Will there be a reduction in the contract cost due to early closure?

The contractor that manages Blayney and Neville Waste Facilities has calculated the cost to manage Neville Landfill component is approximately \$25,000 per annum.

If Neville Landfill is closed, the contractor has agreed to reduce the annual figure charged for the management of Blayney and Neville Waste Facilities by \$25,000.

It should be noted the contract for the management of the Blayney and Neville Waste Facilities does not specify that a reduction in cost must take place if Neville Landfill is closed. However, Council and the contractor have agreed a reduction should take place if Neville Landfill is closed.

2. Would it not be better to leave Neville Landfill open until outcome of potential merger is known? If merger proceeds the closure cost would be diluted and there would be a better chance of getting a transfer station.

Council is currently subject to a merger proposal with Cabonne and Orange City Councils.

In December 2015 the NSW Office of Local Government issued guidelines titled "Council decision making during merger proposal periods" which on page 5 states "*Council should not make decisions that needlessly impose avoidable costs on a new council*".

The future of Neville Landfill should not be impacted because Council is under a merger proposal.

3. The statement of “only 9 users on average use the tip per weekend” is incorrect and misleading.

The average of 9 visits per weekend to the facility was calculated from detailed records kept by the contractor for the period between 3 January 2015 and 28 February 2016. The contractor has data that goes back 20 years.

The figure includes those who deposited recycling material only at the Neville Landfill free of charge.

4. Recyclable Materials

- **Tip staff make rational decisions and do not charge nor record persons attending for recycling only.**
- **Green waste is not addressed in Council’s proposal.**
- **If Neville Landfill closes recycling opportunities in Neville must be maintained to reduce the amount of landfill elsewhere.**

The contractor does record persons who deposit recycling material only at the Neville Landfill free of charge.

The following recyclable items can be deposited free of charge, in any quantity at either Blayney or Neville Waste Facilities; clippings, clean fill, light and heavy steel, motor vehicles, glass containers, aluminium cans, plastic bottles, cardboard and paper; provided they are:

- a) Not contaminated;
- b) are already separated; and
- c) do not go into landfill.

The loss of recycling opportunity for the Neville village is agreed for those not on the Domestic Waste Collection Service (DWCS). Council will investigate the potential of establishing a Community Recycling Station within the village area for anyone to use. Initial thoughts include a station containing 6 recycling bins to be placed in a common location of the village which JR Richards empty every fortnight.

With the introduction by the NSW Government of the Container Deposit Scheme (CDS) (10c refund for certain plastic bottles) to commence in July 2017 that recycling quantities collected in the DWCS are expected to reduce as individuals and community groups look to take capitalise on the financial incentive offered through the CDS.

5. Lack of illegal dumping in the area can be contributed to Neville Landfill being open.

6. Security has always been an issue. What will prevent illegal dumping on the site if it is closed?

Illegal dumping of rubbish is an individual's conscience decision. If an individual chooses to illegally dump in the future, it will be because they choose to not because Neville Landfill is closed.

Reporting of illegal dumping is gaining momentum in NSW as communities take greater pride in their appearance.

Illegal dumping is an offence under the Protection of the Environment and Operations Act 1997 and can attract a minimum \$2,000 Penalty Infringement Notice.

Council will consider installation of cameras around Neville Landfill to reduce the potential of illegal dumping.

7. Impact on Neville Landfill users;

- **Closing the tip will force residents to travel 53kms to Blayney and take half a day.**

It is acknowledged that the closure will force those currently using Neville Landfill to travel further to the Blayney Waste Facility.

Neville is the last remaining village with an operational landfill within the shire. All other villages and rural ratepayers have to travel to Blayney Waste Facility to dispose of excess waste.

Neville Landfill users will have start transporting waste to Blayney Waste Facility within 4 years' time.

- **What alternatives are proposed for the residents who currently frequent the facility?**

As mentioned in point 4, Council will investigate the establishment of a Community Recycling Station.

Neville is the last remaining village with an operational landfill within the shire. All other villages and rural ratepayers have to travel to Blayney Waste Facility to dispose of excess waste.

- **Will we be provided with tickets for another site? Blayney which is 30kms away?**
- **Allow free access to Blayney Landfill for farming ratepayers and provide free tipping dockets for truckloads of recycling (not trailer loads) for rural ratepayers to dispose of infrequent, large quantities of rural recyclable material.**

It is not proposed that free access or “free tipping dockets” would be supplied to any residents.

Waste Services within the shire are currently a “user pays” method which should be retained. Allocating tipping documents is a complex process that would be resource intensive for Council staff to coordinate.

All other village and rural residents currently transport their waste to Blayney Waste Facility without free access or free tipping dockets. As noted in point 4 any quantity of recyclable materials can be disposed of at Blayney Waste Facility free of charge.

8. A greater period of time to consider all options.

9. The users of the tip exceed the 7km area of Neville identified by Council.

Community consultation has been for 28 days.

Residents within 7km were identified as the most likely to be impacted and which should receive a direct letter seeking their input about the proposed closure.

The community consultation undertaken was shire wide in which any person could have made a submission.

Notification included placement in Councils weekly column of the Blayney Chronicle on; 12, 19 & 26 May 2016 and 2 June 2016.

All documentation was placed on Councils website for a period of 28 days.

10. Alternatives have not been properly examined.

All options have been considered, including the creation of a Waste Transfer Station at Neville similar to one at Rockley. A similar transfer station is not considered feasible for the following reasons;

- The waste footprint would still need to be capped costing a minimum \$85,000.
- A transfer station similar to one at Rockley would cost approximately \$200,000 to initially construct.
- Significant ongoing operational costs would be incurred including; weekly removal of the waste bin and site supervision making this not a viable long term option.

11. Inclusion of “Fairford Lane” and “Bugs Ridge Road” a total of 8 homesteads to be included in the DWCS.

This request has been referred to JR Richards for consideration.

12. Closure of Neville tip will put added pressure on Blayney Waste Facility.

The closure of Neville Landfill will have minimal impact on the longevity of Blayney Waste Facility. Blayney Waste Facility has of a minimum 25 years estimated lifespan.

13. Decision should be delayed so adequate information and further time can be provided.

As discussed in points; 8, 9 and 10.

Issues:

It is felt the issues and concerns raised through the community consultation can be addressed and that closure of Neville Landfill would appear warranted to proceed, particularly when considering the following;

1. Neville Landfill only has a maximum estimated lifespan of 4 years,
2. If Council do not close the Landfill now utilising the awarded grant funding it will have to undertake the closure in 4 years' time and fund the entire closure.
3. The closure will result in a direct saving of \$25,000 for the management of the Waste Facilities within the Blayney Shire effective from June 2016.
4. The combined saving to Council of closing Neville Landfill in 2016 rather than 2020 therefore equates to a minimum \$185,000
5. Waste in trenches at Neville Landfill can no longer be burnt to increase longevity of the facility.

A fire at a Landfill is considered a pollution incident by the Environmental Protection Authority (EPA) under the Protection of the Environment and Operations Act 1997.

Pollution incidents can result in a significant fines and also be recorded as a pollution incident against Blayney Shire Council.

If a pollution incident is recorded against Blayney Shire, it could be considered as a previous offence during the prosecution of any future pollution incidents at EPA licensed facilities Council manages such as the Sewerage Treatment Works or Blayney Waste Facility.

6. Neville Landfill poses a significant risk for Council in that the contractor only opens and supervises the facility on weekends.
Should any person make their way into the facility outside the official opening hours (which has been confirmed in submissions as happening) and injures themselves they may not be found for days.
7. Premises that receive the Domestic Waste Collection Service including the village of Neville are provided with a weekly waste collection and fortnightly recycling collection service.
8. Premises that receive the Domestic Waste Collection Service including the village of Neville are currently provided with 1 annual Bulky Waste Collection Service coordinated by JR Richards where each premise can dispose of 2m³.
9. Residents outside Neville who do not receive the Domestic Waste Collection Service, could opt in to receive the Domestic Waste Service including weekly waste and fortnightly recycling service.
This would be contingent on the resident paying the Domestic Waste Charge and transporting the bin/s themselves to a central location in Neville for JR Richards to collect from.
10. Waste can be taken to the Blayney Waste Facility 7 days a week which is located 23 kilometres from Neville.
11. There was only an average of 8.6 visits per weekend to the facility between 3 January 2015 and 28 February 2016.

Budget Implications:

Council is likely to Project Manage the closure itself with a combination of its own resources and Hadlow Earthmoving.

Hadlow Earthmoving hold the contract for the management of Blayney and Neville Landfills and the closure is considered in accordance with the specifications of the contract.

At a minimum Council will be required to contribute \$28,000 (\$13,000 cash and \$15,000 in kind) of which this and any additional funds can be funded from the Domestic Waste Reserve.

The combined saving to Council of closing Neville Landfill in 2016 rather than 2020 equates to a minimum \$185,000

Enclosures (following report)

1 Submissions Received

15 Pages

Attachments (separate document)

Nil

SUMMARY OF SUBMISSIONS RECEIVED

- Decision has already been made.
 - Current management contract doesn't end until Dec 2018; I assume there will be a reduction in the contract cost due to early closure?
 - It is noted the cost of setting up a transfer station is unfeasible.
 - Would it not be better to leave Neville Landfill open until merger is known? If merger proceeds the closure cost would be diluted and there would be a better chance of getting a transfer station.
 - Council responsibility to provide services to community, once Neville Landfill is closed we will never get it back.
-
- Decision should be delayed so adequate information and further time can be provided.
 - The cost of running Neville tip has not been provided as such council or residents cannot establish alternatives without this.
 - The statement of "only 9 users on average use the tip" is incorrect and misleading.
 - Patronage is weather dependent.
 - Tip staff make rational decisions and do not charge nor record persons attending for recycling only.
 - Alternatives have not been properly examined.
 - Lack of illegal dumping in the area can be contributed to Neville Landfill being open.
 - Closing the tip will force residents to travel 53kms to Blayney and take half a day.
 - Details of cost, recycling impact and alternative solutions to be circulated to residents.
 - The users of the tip exceed the 7km area of Neville identified by Council.
 - A greater period of time to consider all options.
-
- Decision has already been made.
 - If Neville Landfill closes recycling opportunities in Neville must be maintained to reduce the amount of landfill elsewhere.
-
- Use to have the DWCS, however ceased due to cost and other factors.
 - Questions the accuracy of the estimated 9 users per week.
 - The Landfill is popular for recyclable materials.
 - Green waste is not addressed in Council's proposal.
 - Security has always been an issue. What will prevent illegal dumping on the site if it is closed?
 - What alternatives are proposed for the residents who currently frequent the facility?
 - Will we be provided with tickets for another site? Blayney which is 30kms away?
-
- Questions the accuracy of the estimated 9 users per week.
 - Contradiction in statement that the decision in closing the tip has not been finalised yet the last day to dispose of waste at the facility is the 3 July 2016.
 - Will residents that do not receive DWCS be able to dispose of recycling at the site?
 - Why clear the land of trees if the service is being closed? Loss of habitat for native wildlife?
 - What will council do about recycling services particularly for tradesman and farmers.

- | |
|--|
| <ul style="list-style-type: none"> • Repair considerable amount of fencing and maintenance that results in several large truckloads of various metal items per annum. • Imperative we are able to continue to have free deposit of truckload sized amounts of recycling items. • Annual bulk waste collection does not cater for rural quantities of recycling/waste. • We request; • That Neville continues free disposal of recycled materials; OR • Allow free access to Blayney Landfill for farming ratepayers and provide free tipping dockets for truckloads of recycling (not trailer loads) for rural ratepayers to dispose of infrequent, large quantities of rural recyclable material. • Closing the tip, and the lack of free recycling stations will increase the incidence of “mini dumps” on properties. |
| <ul style="list-style-type: none"> • No concerns regarding the closure of Neville Landfill. • We seek possibility of inclusion of “Fairford Lane” and “Bugs Ridge Road” a total of 8 homesteads to be included in the DWCS. |
| <ul style="list-style-type: none"> • Council appears to be initiating the premature closure based on the \$55k grant from NSW Environmental Trust rather than considering the needs of the ratepayers that do not receive the DWCS. • This is the very removal of services we feared from amalgamation. • Short period of consultation does fit with the intent of “Community Consultation”. • Council should allow the Neville Landfill to continue for the 4 years estimated. • It’s a basic no frill service but an appreciated service. • Closure in 4 years would be the responsibility of a larger amalgamated council. • The average 9 visits do not consider the volume of each visit. • Council document points out what is convenient for council not for the village residents. • Closure of Neville tip will put added pressure on Blayney tip. • Local residents ask little of council other than safe roads and continued use of useable landfill. |
| <ul style="list-style-type: none"> • Oppose the closure of Neville Landfill. • 4-year lifespan is not a valid reason to close Neville Landfill. • Council would have had to fund the eventual closure. Council should have this budgeted into future budgets. • Waste in trenches has not allowed to be burnt for a long time. • 9 users per week needs to be put into context. The Neville Landfill is only open for 4 hours a week. • The risk the facility poses to Council is not a valid rationale as all facilities that Council is responsible for poses a risk. • Removing Neville Landfill from future contracts of management is not reason to justify the closure of Neville Landfill. • Neville residents previously agreed to restricted access and shorter opening hours to extend its working life, now without any valid reasons Council is trying to close it. |

6/7/2016

General Manager
Blayney Shire Council
PO Box 62
Blayney NSW 2799

Dear Sir/Madame

I refer to the proposed Neville Landfill closure (Reference OL/14501). I use this service and would suggest that I have used this service on more than twenty occasions in the past 12 months and I am against the closure of this service.

There are several points I would like to make on the closure of Neville Landfill.

Blayney Shire Council states that a decision to close the landfill has not been made, and yet in 'Issue 17, May 2016 of TOOLE TIME' from the office of our state member Paul Toole MP, it states the landfill site will be closed and remediated, contradicting what has been said and more or less confirming that 'community consultation' is just red tape that needs to be cut before the inevitable happens.

The current contract does not cease until December 2018, there is no mention of the cost to Blayney Shire Council for ending the current contract early. One would assume that the current management would be entitled to some remuneration if the contract is cut short, thus making the fiscal argument to close the landfill site early void as the community has no idea of the real cost. Or is this the \$30,000 minimum contribution from Council.

With an impending Local Government merger, would it not be better to leave the landfill site open and adopt a wait and see approach. It is noted that the cost of setting up a transfer station is unfeasible. When the LGA is expanded the cost would be diluted somewhat and I believe that Neville would have a greater chance of getting a transfer station as was the case with Sofala, Rockley, Sunny Corner, Hill End and Trunkey Creek when Evans Shire Council merged with Bathurst.

It is Local Governments responsibility to provide services to the community. This includes local roads, parks, sporting fields, community halls, public amenities and waste management among other things. Not everyone plays sport or uses the library, but it is the responsibility of local government to provide services for all of the community. Once a service like Neville landfill is closed we will never get it back.

I would be pleased to receive your written response to the issues that I have raised in my letter to you.

Yours faithfully,

Dear Blayney Council

Mr Mark Dicker

CC Mayor

CC Clr. K Radburn

Dear Council Members

Whilst I can see some effort has been put into the proposed Neville Tip Closure I feel there are important reasons for delaying the decision and extending the time such that adequate information is provided and further time to find a better decision for the Neville Village, other nearby villages (who use the current tip).

The Factors missing to date are;

1. Mark Dicker was unable or unwilling to provide an estimate of the current costs of running Neville tip – it is not possible for Council or residents to establish workable alternatives without this. There was no offer despite asking to provide an estimate of cost.
2. Mark Dicker indicated that “only 9 persons on average use the tip”. This is fact incorrect and could mislead persons examining the issue. The number is highly variable with weather and other factors influencing the number. Further the tip staff people make rational decisions and do not charge nor record persons attending for recycling only.
3. The alternatives have not been properly examined at the location of the current pile of soil would provide an alternative pit for use for a considerable period. Further looking at alternatives like placing rubbish skips (like the 7 recycling bins- if so few use it is hard to understand why they fill quickly) there and picking these with up staffing reduced to one day per week needs proper examination. Again Mark assured me that only the high costs Trunkey Creek full station had been considered

It needs be said that current compliance whereby there is little illegal dumping is possibly as direct result of the ease of use for Neville residents and other nearby villages. Changing this changes the task form a half to one hour task of driving a short distance (5 klms) to one of 53 klms – a half day exercise.

Council only considering examining whether we on dirt roads (in our case the un-serviced Neville-Trunkey Road) after they have closed the tip seems like putting the cart before the horse.

I and other residents request the following;

1. A further examination of alternatives such that Neville residents (it is not 7 klms but a larger area) are not so seriously disadvantaged including the all the options in this letter
2. A cost of the current running of the tip be provided
3. A better estimate of the recycling impact

An appropriate period to examine these be allocated and circulated to all residents.

Please address any communication to

5th June 2016

Re: Proposed Neville Landfill Closure

I am writing with regards to the proposed Neville landfill closure and Council's call for written submissions.

It would appear that the likelihood of the closure of the landfill in Neville is high following the state member, Mr Paul Toole's announcement in his electoral newsletter *Toole Time* regarding state funding for this initiative and indications from Council Officers that the decision is a "done deal".

Not being a user of the landfill I will let others argue for its value as an ongoing facility available for residents of Neville and the surrounding district. Rather, I would like to focus my submission on other services provided by the Neville landfill site and this is around recycling.

If the landfill were to close it would be good to see the current recycling facilities maintained, particularly those for green waste and metal recycling.

A consequence of the possible closure of these recycling facilities may be increased use of general rubbish removal to deal with this waste, thereby increasing landfill elsewhere. Waste to landfill is a very expensive option whereas waste to recycling can be, if managed properly, cost neutral or even revenue accretive.

Therefore, I would like to see the Council consider the value of maintaining the recycling opportunities in Neville even if the decision to close the landfill is taken.

Mark Dicker

From: Blayney Shire Council
Sent: Monday, 30 May 2016 9:09 AM
To: Mark Dicker
Subject: FW: IS/24421 - Proposed Neville Landfill Closure

SynergySoft: IS/24421

FYI – This has been registered.

Sent: Friday, 27 May 2016 3:46 PM
To: Blayney Shire Council <council@blayney.nsw.gov.au>
Subject: IS/24421 - Proposed Neville Landfill Closure

Does this message need to be registered in the corporate recordkeeping system ?

Attention: General Manager

When we first moved to Neville some six years ago, we requested a home bin collection service. As this was too onerous to haul our bins some 400 meters to the collection point. We then left the bins inside the front gate of the property and carried the rubbish down in bags. This also proved unsatisfactory as the local dogs paid them a visit and scattered the rubbish around, and on collection days when the bins were at the roadside the wind or dogs would knock the bins over. The refuse was not picked up by the collection agency and at times we found some of our items down the road where the dogs and wind had left it.

Consequently we cancelled the collection service, returned the bins, and managed our rubbish (which was fairly limited) by taking it to the "Tip".

We only produce approximately six bin loads of rubbish per year and an equivalent amount of recycle material. We also collect excess recycle material and green waste for the Neville Public School and take it to the "Tip" in our vehicle and time.

At \$370 per year service fee for so few bins to be emptied, as pensioners we found it more cost effective taking it to the tip ourselves.

Officially the "Tip" is only open four hours per week and the security is fairly lax.

We query the stated nine visits per week in your document as at times the vehicles are queued up to get into the area, including heavy rigid trucks unloading large amounts of rubbish.

The amount of recycle material appears to be at times incredible with often a huge pile of pallets, old fences, white goods, furniture, and machinery.

Previous better management and security could have reduced the ongoing current waste footprint, and the

cost is bound to continue after closure.

The problem of green waste in council's proposal does not appear to be addressed!

What will stop persons from just dumping the rubbish at the current site? People have accessed the site whether closed or not! What will happen to this?

What does the council propose for the residents who are currently using the "Tip" on a regular or intermittent basis for their normal and recycle refuse.

Are we as ratepayers provided with tickets for another site, the closest of which is Blayney (approximately 30kls away)?

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BLAYNEY SHIRE COUNCIL 25 MAY 2016 Doc. No. 19/24357 Verified: * Disp. Vol 2 GA39: 1045- Sent.
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Blayney Shire Council
 Att: Mark Dicker.
 Re: Proposed Neville Landfill Closure.

Dear Mr. Dicker,

As you can see by our address we live 4 k's out of the village of Neville and do not have a DWCS service. The closure of the Neville Landfill / Recycling facility will impact on the two families who live here on the property "The Pines". Normally we recycle everything possible even the colour of the bottles being put into separate bins to be taken down every 2nd weekend. I find the line "only an average of 9 visits per weekend, questionable" there are always other people emptying bins whenever we go down.

Another point that appears contradictory is the statement "Has the decision already been taken to close the Neville Landfill?"

Answer: No. When will it close?
Sunday 3rd. July 2016 will be the last day waste can be disposed at Neville Landfill??

Will people who do not have a DMCS still be able to take their recycling this facility? I understand the point about the landfill situation although farmers are still able to burn their stubble & the fire brigades are able to reduction burns with all the resulting Environmental Pollution these activities produce!

Another point from the letter is the point:

How do you close the Neville Landfill? Point 2:
Remove any trees within the waste footprint. (This is a dichotomy. Close the facility because it is not complying with EPA standards. But push down any trees that are growing in the area resulting in loss of habitat for the animals that are living in them??) Obviously this is not a priority for the EPA & understandably so with the proposed legislation to wind back the currant land clearing laws.

This submission is to register in writing my concerns about the closure of this very necessary public service for those of us who are outside the DMCS and to ask what the council will do about a recycling centre especially for tradesmen & farmers who have recycling material that needs to be disposed of.

Yours sincerely,

General Manager
Blayney Shire Council
PO Box 62
Blayney NSW 2799

Dear Madam,

We write concerning the proposed closure of the Neville Landfill.

We conduct a sheep and cropping enterprise on 400ha of land at Hobbys Yards and Barry. In the course of each year, we aim to renew and repair a considerable distance of fencing, as well as undertaking maintenance of sheds and infrastructure on our land.

These activities result in several large truckloads per year of recyclable fencing wire, mesh and posts and corrugated iron sheeting.

Over the past decades, we have been able to deposit these recycling materials, first at Hobbys Yards Landfill until its closure, and more recently at Neville Landfill. This was a free service by Council and should continue to be available to farming ratepayers. Council receives payment from the recycling collection contractors to remove the recyclable items.

We do not require use of a waste trench as we already pay for the collection of bins under the Domestic Waste Collection Service. Also it would not be applicable to put out our fencing recycling items for Council's annual bulk waste collection.

It is imperative that we continue to have access to free deposit of truckload-size amounts of recycling items, to maintain the environment on our grazing enterprise.

We request.... 1. Continue to maintain a free recycling deposit area at Neville (much closer for us to drive to).

OR 2. Allow free access at Blayney Landfill for farming ratepayers to deposit occasional large quantities of recycling materials.

If farmer access at Blayney Landfill Recycling Station needs to be supervised, please consider issuing 2 or 3 "free access vouchers" per year for truckload recycling (not just trailer-size) to be sent to eligible farmer ratepayers with their August rates notice. This did occur for trailer-size loads several years ago.

Waste recycling is a major service we farming ratepayers require from Council, along with roads maintenance. Please consider the above points and help us to maintain the tidiness and non-contamination of our rural environment. We would not like to see 'mini-dumps' occurring on district properties through lack of available free recycling stations.

BLAYNEY SHIRE COUNCIL
19 MAY 2016
Doc. NO. 192422
Verified: <i>AS</i>
Disp. <i>vol 2</i>
GA39: <i>10yrs</i>
Sent.

13th May 2016

Mr Mark Dicker

Director Planning & Environmental Services

Blayney Shire Council

91 Adelaide St

BLAYNEY NSW 2799

RE: Proposed Neville Landfill Closure

Dear Mr Dicker

Thank you so much for your letter dated 10th May inviting us to submit our input to your proposed landfill closure.

We would like to advise your Department that we do not have any concerns regarding the closure of the Neville Landfill. However, as we do regularly utilise the facility, we are seeking the possibility of a garbage collection service to attend our address to pick up our garbage regularly.

We is a circuit that starts out named "Kentucky road" at the Neville cemetery, then changes to "Fairford Lane" when Kentucky road turns down toward the forestry. "Fairford lane" does not go down to the forestry, but continues in a circuit where it comes out on the "Mandurama road". There are five homesteads on the Fairford Lane end of the road with another 3 homesteads on Bugs Ridge road which turns off "Fairford Lane" within the circuit - a total of 8 homesteads. We are located second home on the "Mandurama road" end of the circuit and second last home on the "Kentucky road" end of the circuit.

We are asking if Richards & sons could please do a pick up run past these homes to our property, as we are not the only homestead located on "Fairford lane" and in fact we are only 1 of 8.

We thank Council for considering our request and we look forward to your reply.

Yours sincerely

Dear Mayor Ferguson and Blayney Shire Counsellors,

Thank you for the opportunity to respond to the proposed premature closure of the Neville Landfill.

The Council appears to be initiating this premature closure based on the offer of a grant of \$55,000 from the NSW Environmental Trust rather than considering the needs of the ratepayers that are not part of the DWCS.

This is the very removal of services that we feared from amalgamation. We are struggling to comprehend our very own council doing this to us prior to expected and unwelcome amalgamation.

The short period of advising us of this proposal and the anticipated closure doesn't fit with serious intent of "Community Consultation".

We would ask the BSC to allow the Neville Landfill to run the full term of the current contract [31.12.18] at least. If there are 4 years of life left in this facility it is four years that the residents will have a service. It's a basic no frills service. But a valuable service: An appreciated service. The closure in 4+ years would likely be the responsibility of the larger amalgamated Local Government Council.

Your document pointed out what is convenient for council. You must understand that it isn't convenient or even understandable for us...the village residents and the landholders from across this portion of the shire.

As people with first hand experience over many years we need to mention that a "visit" does not quantify the amount of recycling/waste taken to the landfill on the estimated 450 visits per year. Personal experience is that we wait until we have a trailer load... so our visits are more likely to be monthly. But sizable.

We have personal experience with the Blayney Landfill when we deliver animal special waste to the "back area". This area gives the impression that the main Blayney facility is under pressure for further space for buried waste. Surely whatever is taken to Neville, whatever quantity, is taking some pressure off Blayney landfill.

You may argue that we are being very parochial. There is no doubt that as we reside at the geographical edge of a small but very good Shire we anticipate little chance of a "fair go" in a larger amalgamation so we ask you to look at the discussion about the Neville Landfill as a service provided to a Shire area which generally doesn't have many services at all.

BLAYNEY SHIRE COUNCIL
10 MAY 2016
Disp. GA39:
Sent.

pl

The curb and guttering, the planting of trees, the improved signage are some of the things village residents seek from council. Local landholders ask little of council other than safe roads and the continued use of a still useable landfill.

We hope you seek further consultation and wisdom,

P2

Mark Dicker

From: Blayney Shire Council
Sent: Thursday, 12 May 2016 10:03 AM
To: Mark Dicker
Cc: Planning and Environmental Services Records
Subject: FW: IS/24133 - Proposed Neville Landfill Closure

SynergySoft: IS/24133

FYI – This has been registered.

Does this message need to be registered in the corporate recordkeeping system ?

Dear Sir/Madam,

As an owner and resident in the Blayney Shire LGA I oppose your proposal to close the Neville landfill. My reply addresss each of the reasons stated in "Why is Council looking to close the Neville Landfill".

1. Neville landfill has an estimated maxium lifespan of 4 years.

Answer. Yes it may only have 4 years lifespan to go. However, this is not a valid reason for Council to close the Neville landfill.

2. If Council do not close the Landfill now utilising the awarded grant funding it will have to undertake the closure in 4 years time and fund the entire closure.

Answer. Before this grant surfaced, Council would still have to fund the closure in 4 years and would/should have facted this cost into their future budgeting.

3. Waste in trenches at Neville landfill can no longer be burnt to increase longevity of the facility.

Answer. This is not new, waste in trenches has not allowed to be burnt for a long time. I consider this statment to be invalid as a reason to close the Neville landfill.

4. Only an average of 9 visits per weekend were recorded to the landfill over the past twelve months.

Answer. This statment needs to be put into its correct context. That is , the Neville landfill is only open for 2 hours on a Saturday and 2 hours on a Sunday, an average of 4.5 visits per 2 hour opening was recorded. I consider this statment to be invalid as a reason to close the Neville landfill.

5. Neville landfill poses a significant risk for the Council in that the contractor only opens, supervises and visits the facility on weekends.

Answer. Any facility the Council has responsibility for comes with risk, Council trying to utilise its risk as a reason to support its rationale to close the Neville landfill is inappropriate and invalid in this situation.

6. The current contract for the management of the Blayney and Neville Waste Facilities ceases on 31 December 2018, by closing Neville landfill prior to this date means management of the Neville landfill can be removed from future contracts.

Answer. Removal of the Neville landfill from future contracts would be the result if the Neville landfill closed. However, Council using this as a reason to close the Neville landfill, reminds me of body trying to justify decisions already made. Management of contracts is part of the Councils function, using this reason to justify the closure of the Neville landfill is not valid.

Summary.

The only reason I can see that Council wants to close the Neville land full facility is that a grant has come along to close landfill facilities and council staff are trying to justify that grant uptake. The reasons used by Council to close the Neville landfill facility are weak and in most cases not valid. Residents of Neville accepted the restricted access and shorter operating hours of the Neville Landfill facility to extend its working life, now without any valid reasons Council are trying to close it. This action by Council is unacceptable.

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18) LOCAL HERITAGE ASSISTANCE FUND 2015-2016

Department: Planning and Environmental Services

Author: Senior Town Planner

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

File No: GS.AP.2

Recommendation:

That the report on the Local Heritage Assistance Fund for the 2015/2016 period be received

Report:

Blayney Shire Council, in conjunction with the Office of Environment & Heritage (NSW Heritage Office), has continued to offer the Local Heritage Assistance Fund.

The Blayney Local Heritage Assistance Fund (LHAF) was set up in 1995. Prior to this, projects in the Blayney Local Government Area (LGA) received funding via the NSW Heritage Assistance Program, run by the then NSW Dept of Planning.

The aim of the program is to assist and encourage positive conservation work on places and buildings of heritage significance within the Blayney Shire Local Government Area.

Funding provides grants on a \$ for \$ basis, and has been up to the value of \$1,000 per project, with other projects as nominated on occasion by Council's Heritage Advisor for additional funding.

During the 2015-2016 financial year, Council has received and processed 9 applications seeking funding to assist positive work on places and buildings of heritage significance within the Blayney LGA, and issued grants accordingly.

Please refer to the attached schedule which outlines a summary of the grants issued during this period.

Council is about to issue an expression of interest for the 2016-2017 LHAF.

Issues:

Nil.

Budget Implications:

Nil

Enclosures (following report)

- | | | |
|---|---|--------|
| 1 | Local Heritage Assistance Fund Schedule of Works
2015-2016 | 1 Page |
|---|---|--------|

Attachments (separate document)

Nil

Blayney Shire Council Local Heritage Fund for 2015-16 Financial Year

SUMMARY REPORT ON ALL COMPLETED PROJECTS

	APPLICANT	HERITAGE ITEM ADDRESS	PROJECT DESCRIPTION	TOTAL PROJECT COST	APPLICANTS CONTRIBUTION	LOCAL HERITAGE FUNDING
1	Peter Christie (HCA)	24 Pym Street, Millthorpe	Roof replacement	\$19,450	\$18,450	\$1,000
2	Mike Logan, Cadia	Cadia Valley Operations	History book	\$17,292	\$16,292	\$1,000
3	Garry Keen (Item)	Blayney Lime kilns, 45 Browns Creek Road, Blayney	Fence lime kilns	\$2029	\$1,029	\$1,000
4	Joan Stonestreet	Community Hall, 21 Selwyn Street, Barry	External painting	\$1,150	\$575	\$575
5	Blayney Uniting Church	Blayney Uniting Church, 92 Adelaide Street, Blayney	Underpinning wall	\$10,395	\$9,395	\$1,000
6	Rosemarie Amos	Millthorpe School of Arts, 48 Victoria Street, Millthorpe	Exterior painting	\$8,550	\$7550	\$1,000
7	Blayney Anglican Church	86 Adelaide Street, Blayney	Re-pointing brickwork	\$2,475	\$1,475	\$1,000
8	Mandurama Masonic Hall	16-18 Loquat Street, Mandurama	Gutter, repointing & painting	\$3,000	\$2,000	\$1,000
9	Carcoar Catholic Church	7 Collins Street, Carcoar	Stormwater on roof	\$7,500	\$6,500	\$1,000
			TOTAL	\$74,341	\$65,766	\$8,575

**19) MINUTES OF THE BLAYNEY SHIRE CEMETERY FORUM MEETING
HELD ON THURSDAY 12 MAY 2016 BLAYNEY SHIRE COMMUNITY
CENTRE**

Department: Planning and Environmental Services

Author: Director Planning and Environmental Services

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

File No: GO.ME.1

Recommendation:

1. That Minutes of the Blayney Shire Cemetery Forum Meeting, held on 12 May 2016, be received and noted.
2. That Council construct an appropriately sized public niche wall at the Neville Cemetery.

**MINUTES OF THE BLAYNEY SHIRE CEMETERY FORUM MEETING
HELD ON THURSDAY 12 NOVEMBER 2015
BLAYNEY SHIRE COMMUNITY CENTRE**

Meeting commenced at 5.00pm.

PRESENT

Councillor Kevin Radburn, Kevin Radburn (senior), Vicki Pulling, Helen Dent and Mark Dicker (Director Planning and Environmental Services).

APOLOGIES

Councillor Geoff Braddon,

CONFIRMATION OF MINUTES

The minutes of the previous meeting held on 11 February 2015 were confirmed to be a true and accurate record of that meeting. (Vicki Pulling / Helen Dent).

DECLARATIONS OF INTEREST

Nil.

BUSINESS ARISING

Lyndhurst Seating

Director of Planning and Environmental Services advised seats at Lyndhurst were scheduled to be installed as part of the Village Enhancement Plan. This is part of a wider installation of seating across the shire.

Rabbits at Blayney Cemetery

Director of Planning and Environmental Services advised the LLS had been in contact with council and would be scheduled to take place in 2016/17 financial year.

AGENDA ITEMS

GIS Project

Director of Planning and Environmental Services advised the drone part of the project is complete.

Council now looking to have a GIS survey undertaken of every grave in every cemetery by the end of financial year. This is a bigger job than expected and should be finished by September 2016 and allocation has been made for to complete the project in the 2016/17 budget.

2016/17 Capital Expenditure

Director of Planning and Environmental Services advised an allocation in the draft 2016/17 budget has been made for fencing to be undertaken within cemeteries to compliment the Green Army work to be undertaken.

GENERAL BUSINESS

Director of Planning and Environmental Services advised that Carcoar boundary alignment issue is progressing after not being actioned for over 12 months.

An update on the Neville K2W project was provided and that another native burn is scheduled for 16 May 2016. Positive feedback was quoted on the recent fencing work undertaken at Neville.

Neville Niche Wall

The forum was advised of a request that has been received by Council seeking installation of a public niche wall at the Neville Cemetery. Currently there is a private Niche Wall, however no public Niche Wall.

RECOMMENDED: That Council construct an appropriately sized public niche wall at the Neville Cemetery (Helen Dent/Kevin Radburn(senior))

NEXT MEETING

The next meeting of the Cemetery Forum will be held on Thursday 11 August 2016 commencing at 5.00pm.

MEETING CLOSE

The meeting closed at 5.20pm.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

Matters to be dealt with in closed committee

In accordance with the Local Government Act (1993) and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is of a kind as referred to in Section 10(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

20) LEGAL MATTER

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.

21) EOI 3/2016 - SALE OF INDUSTRIAL LAND BY COUNCIL

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.