

**MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING
HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY
CENTRE, ON 15 AUGUST 2022, COMMENCING AT 6.00PM**

Present: Crs S Ferguson (Mayor), A Ewin, C Gosewisch, J Newstead, M Pryse Jones and B Reynolds

Interim General Manager (Mr R Earl), Director Corporate Services (Mr A Franze), Acting Director Infrastructure Services (Mr J Hogan) and Executive Assistant to the General Manager (Mrs L Ferson)

ACKNOWLEDGEMENT OF COUNTRY

RECORDING OF MEETING STATEMENT

APOLOGIES

Cr Somerville has submitted a leave of absence request for this meeting.

DISCLOSURES OF INTEREST

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

Councillor /Staff	Interest	Item	Pg	Report	Reason
Cr Ferguson	Non Pecuniary (Less Than Significant)	2	7	Mayoral Minute – Accounting Treatment of Rural Fire Service (Red Fleet)	Board member of LGNSW
Cr Gosewisch	Pecuniary	7	21	Tourism Development Program Applications	Daughter works for Blayney Botanicals

**MAYORAL MINUTE - APPOINTMENT OF GENERAL
MANAGER**

2208/001

RESOLVED:

1. That Council confirm the appointment of Mark Dicker as General Manager of Blayney Shire Council and that his appointment as General Manager be for a period of five (5) years commencing Tuesday 16 August 2022.
2. That the seal of Council be affixed to the contract of employment between Mark Dicker and Blayney Shire Council.
3. That Council delegate to Mr. Mark Dicker pursuant to section 377 of the Local Government Act all the powers and delegations to the General Manager of Blayney Shire Council, as defined in Delegations Register of Blayney Shire Council, with such delegations to be effective from Tuesday 16 August 2022 and will remain until otherwise revoked or amended by a resolution of Council.

(Newstead/Pryse Jones)

CARRIED

**MAYORAL MINUTE - ACCOUNTING TREATMENT OF RURAL
FIRE SERVICE (RED FLEET) ASSETS**

2208/002

RESOLVED:

1. Council writes to the local State Member Hon. Paul Toole MP, the Treasurer the Hon Matt Kean MP, Minister for Emergency Services and Resilience the Hon Stephanie Cook MP and the Minister for Local Government Wendy Tuckerman MP:
 - a. Expressing Council's objection to the NSW Government's position on ownership of Rural Fire Service assets and requesting an amendment to s119 of the Rural Fires Act 1997 so that the Red Fleet and other Rural Fire Service assets are not registered as the property of Blayney Council;
 - b. Advising Council will not record the value of the RFS Mobile Assets known as the 'Red Fleet', nor associated depreciation in Blayney Shire Council's financial statements, noting that the State Government's own *Local Government Code of Accounting of Practice and Financial Reporting* provides for councils to determine whether or not they record the RFS assets as council assets, but will advise of the potential impact of the NSW Government's position on asset ownership on Council finances, if they were included.
2. Council writes to the Shadow Treasurer Daniel Mookhey MLC, the Shadow Minister for Emergency Services Jihad Dib MP, the Shadow Minister for Local Government Greg Warren MP, the Greens Spokesperson for Local Government Jamie Parker MP and the leaders of the Shooters, Fishers and Farmers, Animal Justice and One Nation parties Robert Borsak MLC, Emma Hurst MLC and Mark Latham MLC:
 - a. Advising Members of Blayney Shire Council's position stated above, including providing copies of correspondence to NSW Government Ministers;
 - b. Seeking Opposition and cross bench Members' commitments to support Blayney Councils' call to amend the Rural Fires Act 1997 as set out in correspondence.
3. Blayney Council re-affirms its complete support of and commitment to local Rural Fire Brigades in the Blayney Shire.
4. Council promotes these messages via its digital and social media channels and via its networks.
5. That Blayney Shire Council affirms its support to Local Government NSW (LGNSW) and requests LGNSW continue advocating on Council's behalf to get a change in the NSW Rural Fire Service Act to vest the ownership of the Red Fleet and other Rural Fire Service assets in the state of NSW and not as a Council asset.

(Ferguson/Reynolds)

CARRIED

CONFIRMATION OF MINUTES**MINUTES OF THE PREVIOUS COUNCIL MEETING HELD 18 JULY 2022****2208/003****RESOLVED:**

That the Minutes of the Ordinary Council Meeting held on 18 July 2022, being minute numbers 2207/001 to 2207/020 be confirmed.

(Gosewisch/Pryse Jones)

CARRIED

MATTERS ARISING FROM THE MINUTES

Nil

EXECUTIVE SERVICES REPORTS**APPLICATION FOR LEAVE OF ABSENCE****2208/004****RESOLVED:**

That Council approve the Leave of Absence application submitted by Councillor Somervaille for the August 2022 Council meeting.

(Gosewisch/Reynolds)

CARRIED

CODE OF MEETING PRACTICE**2208/005****RESOLVED:**

That the Code of Meeting Practice be adopted and included in Council's policy register.

(Pryse Jones/Ewin)

CARRIED

LGNSW ANNUAL CONFERENCE 2022**2208/006****RESOLVED:**

That Council:

1. Nominate the Mayor as voting delegate to the LGNSW Annual Conference 2022; and
2. Approves the registration and attendance of the Mayor, Cr Pryse Jones, Cr Gosewisch and the General Manager as Blayney Shire Council Delegates to attend the LGNSW Conference in 2022.

(Ferguson/Ewin)

CARRIED

Cr Gosewisch, having declared an interest, left the meeting.

TOURISM DEVELOPMENT PROGRAM APPLICATIONS**2208/007****RESOLVED:**

That Council approves the following applications under the 2022/23 Tourism Development Program;

- a) \$1,000 to Rosebank (Gallery) for the Bakers Dozen Exhibition

- b) \$1,000 to Rosebank (Guesthouse) for a website upgrade
 c) \$1,000 to Blayney Botanicals for a Recovery Garden Project
 (Ewin/Newstead)
CARRIED

Cr Gosewisch returned to the meeting.

CORPORATE SERVICES REPORTS

REPORT OF COUNCIL INVESTMENTS AS AT 31 JULY 2022

2208/008

RESOLVED:

1. That the report indicating Council's investment position as at 31 July 2022 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

(Reynolds/Newstead)
CARRIED

ADOPTION OF PAYMENT OF EXPENSES AND THE PROVISION OF FACILITIES TO THE MAYOR AND COUNCILLORS POLICY

2208/009

RESOLVED:

That the Payment of Expenses and the Provision of Facilities to the Mayor and Councillors policy be adopted and included in Council's policy register.

(Ewin/Pryse Jones)
CARRIED

REVIEW OF COUNCIL POLICIES

2208/010

RESOLVED:

That the following policies be endorsed by Council and be placed on public exhibition for a period of not less than 28 days:

No.	Policy Name
2C	Complaints Management Policy
2D	Public Interest Disclosures: Internal Reporting Policy
2E	Gifts & Benefits Policy
2F	Fraud and Corruption Control Policy and Plan
2G	Access to Information
2H	Statement of Business Ethics
2K	Legislative Compliance Policy
3H	Community Infrastructure Policy
4D	Related Parties Disclosures Policy
26C	Plaques and Memorials Policy

(Gosewisch/Newstead)
CARRIED

REVIEW OF AGENCY INFORMATION GUIDE

2208/011

RESOLVED:

That Council adopt the Agency Information Guide and Proactive Release Program for the ensuing 12 months and make it available through Council's website.

(Pryse Jones/Ewin)

CARRIED**SIX MONTHLY DELIVERY PLAN REVIEW - JUNE 2022**

2208/012

RESOLVED:

That the six-monthly review, for period ending 30 June 2022, of Council's 2021/22 – 2024/25 Delivery Plan be received.

(Newstead/Reynolds)

CARRIED**NOMINATIONS FOR DISABILITY INCLUSION WORKING GROUP**

2208/013

RESOLVED:

1. That Lyndall Harrison, Alison Farr, Iris Dorsett, Greg Hooper and Jenny McMahon be appointed as community representatives to the Disability Inclusion Working Group for the duration of the Council term.
2. That Council nominate Councillor Newstead as Council's delegate and Cr Reynolds as alternate, for when required, to the Disability Inclusion Working Group.

(Ferguson/Reynolds)

CARRIED**INFRASTRUCTURE SERVICES REPORTS****DIRECTOR INFRASTRUCTURE SERVICES MONTHLY REPORT**

2208/014

RESOLVED:

That the Director Infrastructure Services Monthly Report for August 2022 be received and noted.

(Newstead/Ewin)

CARRIED**FIXING COUNTRY BRIDGES PROGRAM - ROUND 2A**

2208/015

RESOLVED:

That Council;

1. Accept the NSW Government funding offer of \$1,424,900 under the Fixing Country Bridges Program Round 2A and endorse the General Manager signing of the Funding Deed.
2. Invite tenders for the Swallow Creek Bridge (Four Mile Creek Road) by the open tendering method.

(Reynolds/Ewin)

CARRIED

MILLTHORPE VILLAGE CENTRE MASTERPLAN

2208/016

RESOLVED:

That Council adopt the Millthorpe Village Centre Concept, and seek funding to implement the projects.

(Reynolds/Pryse Jones)

CARRIED

MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 5 AUGUST 2022

2208/017

RESOLVED:

1. That the minutes of the Blayney Traffic Committee Meeting, held on Friday 10 June 2022, be received and noted.
2. That Council note the change of date for the undertaking of the Pollie Pedal 2022 Charity Cycle Ride, to be staged on Hobbys Yards Road, Mid Western Highway, Orange Road, Neville Road, Mandurama Road, and Belubula Way, on 3 and 4 October 2022, and that the event approval be subject to the conditions as detailed in the Director Infrastructure Services' Report of June 2021.
3. That Council endorse the Traffic Guidance Scheme for the Orange Running Festival, to be held on 5 March 2023 on roads in the vicinity of Forest Reefs and Spring Terrace, in the Orange City LGA, as a Class 2 event, and subject to the conditions detailed in the Director Infrastructure Services' Report.
4. That:
 - a) Signs indicating a bus stop should not be erected at Eves Lane, Millthorpe;
 - b) Appropriate use of signage be investigated following any future alterations to the bus stop.
5. That:
 - a) The application for a rural bus route and rural bus stop at the corner of Wimbledon Road and Gresham Lane, Newbridge be approved.
 - b) That vegetation trimming be undertaken and available sight distance be subsequently reassessed prior to Council approval.
 - c) Design and creation of an approved bus bay would be outside Council's current budgetary capabilities

(Newstead/Ewin)

CARRIED

There being no further business, the meeting concluded at 6.41pm.

The Minute Numbers 2208/001 to 2208/017 were confirmed on 19 September 2022 and are a full and accurate record of proceedings of the Ordinary Meeting held on 15 August 2022.



Cr S Ferguson
MAYOR



Mr M Dicker
GENERAL MANAGER