



11 January 2022

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, 17 January 2022 at 6.00pm for consideration of the following business -

- (1) Livestreaming Video and Audio Check
- (2) Acknowledgement of Country
- (3) Recording of Meeting Statement
- (4) Apologies for non-attendance
- (5) Disclosures of Interest
- (6) Public Forum
- (7) Mayoral Minute
- (8) Confirmation of Minutes
 - (a) Ordinary Council Meeting held on 15.11.21
 - (b) Special Council Meeting held on 23.12.21
- (9) Matters arising from Minutes
- (10) Reports of Staff
 - (a) Executive Services
 - (b) Corporate Services
 - (c) Infrastructure Services
 - (d) Planning and Environmental Services
- (11) Closed Meeting

Yours faithfully

Rebecca Ryan
General Manager

Meeting Calendar 2022

January

<u>Time</u>	<u>Date</u>	<u>Meeting</u>	<u>Location</u>
6.00pm	17 January 2022	Council Meeting	Community Centre
8.30am	19 January 2022	Orange360 Board Meeting	Orange
TBC	28 January 2022	Upper Macquarie County Council Meeting	Kelso

February

<u>Time</u>	<u>Date</u>	<u>Meeting</u>	<u>Location</u>
10.00am	4 February 2022	Traffic Committee Meeting	Community Centre
10.30am	9 February 2022	Central Tablelands Water Meeting	Grenfell
8.30am	16 February 2022	Orange360 Board Meeting	Orange
6.00pm	21 February 2022	Council Meeting	Community Centre

March

<u>Time</u>	<u>Date</u>	<u>Meeting</u>	<u>Location</u>
9.00am	11 March 2022	Mining and Energy Related Councils	Orange
9.00am	11 March 2022	Country Mayors Association	Sydney
8.30am	16 March 2022	Orange360 Board Meeting	Orange
6.00pm	21 March 2022	Council Meeting	Community Centre

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HELD ON MONDAY 17 JANUARY 2022

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LIVE STREAMING OF COUNCIL MEETINGS

In accordance with the Blayney Shire Council Code of Meeting Practice, this meeting will be recorded for the purpose of the live streaming function via our YouTube channel. The audio and visual live stream and recording, will allow members of the public to view proceedings via the Internet without the need to attend Council meetings. The objective of this service is to eliminate geographic and other access barriers for the community wishing to learn more about Council's decision making processes.

By speaking at the Council Meeting you agree to be livestreamed and recorded. Please ensure that if and when you speak at this Council Meeting that you ensure you are respectful to others and use appropriate language at all times.

Whilst Council will make every effort to ensure that live streaming is available, it takes no responsibility for, and cannot be held liable for technical issues beyond its control. Technical issues may include, but are not limited to the availability or quality of the internet connection, device failure or malfunction, unavailability of YouTube or power outages.

Live streams and archived recordings are a free public service and are not an official record of Council meetings. Recordings will be made of all Council meetings (excluding confidential items) and published to YouTube the day after the meeting. For a copy of the official public record, please refer to Council's Business Papers and Minutes page on Council's website.

Council does not accept any responsibility for any verbal comments made during Council meetings which may be inaccurate, incorrect, defamatory, or contrary to law and does not warrant nor represent that the material or statements made during the streamed meetings are complete, reliable, accurate or free from error.

Live streaming is primarily set up to capture the proceedings of the Council meeting and members of the public attending a Council meeting need to be aware they may be recorded as part of the proceedings.

01) MINUTES OF THE PREVIOUS COUNCIL MEETING HELD 15 NOVEMBER 2021

Department: Executive Services

Author: General Manager

CSP Link: 2. Local Governance and Finance

File No: GO.ME.3

Recommendation:

That the Minutes of the Ordinary Council Meeting held on 15 November 2021, being minute numbers 2111/001 to 2111/014 be confirmed.

MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY CENTRE, ON 15 NOVEMBER 2021, COMMENCING AT 6.00PM

Present: Crs S Ferguson (Mayor), S Denton, A Ewin (Deputy Mayor), D Kingham, J Newstead, B Reynolds and D Somerville

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

ACKNOWLEDGEMENT OF COUNTRY

RECORDING OF MEETING STATEMENT

DISCLOSURES OF INTEREST

Nil

CONFIRMATION OF MINUTES

MINUTES OF THE PREVIOUS COUNCIL MEETING HELD 18 OCTOBER 2021

2111/001 RESOLVED:

That the Minutes of the Ordinary Council Meeting held on 18 October 2021, being minute numbers 2110/001 to 2110/021 be confirmed.

(Denton/Newstead)
CARRIED

MATTERS ARISING FROM THE MINUTES

Nil

CORPORATE SERVICES REPORTS**REPORT OF COUNCIL INVESTMENTS AS AT 31 OCTOBER 2021**

2111/002

RESOLVED:

1. That the report indicating Council's investment position as at 31 October 2021 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

(Reynolds/Newstead)

CARRIED**QUARTERLY BUDGET REVIEW STATEMENT - SEPTEMBER 2021**

2111/003

RESOLVED:

1. That the Quarterly Budget Review Statement for the quarter ending 30 September 2021 be received.
2. That the supplementary votes of \$434k (nett) proposed in the Quarterly Budget Review Statement be adopted, resulting in an increase to capital expenditure of \$2.05m, an increase to operating expenditure of \$278k and an increase in income of \$1.89m which includes an increase of \$1.67m in capital income.

(Kingham/Ewin)

CARRIED**AUDITOR'S PRESENTATION – JOHN O'MALLEY FROM INTENTUS****2020/21 AUDITED FINANCIAL STATEMENTS**

2111/004

RESOLVED:

1. That Council adopt the 2020/21 Financial Statements and accept the Auditor's Report, as submitted by the NSW Audit Office.
2. That the 2020/21 transfers to and from Council's restricted cash be adopted.

(Somerville/Reynolds)

CARRIED**CODE OF CONDUCT COMPLAINTS FOR REPORTING PERIOD**

2111/005

RESOLVED:

That the report on Code of Conduct complaints for the reporting period to September 2021 be received.

(Newstead/Ewin)

CARRIED

- 2111/006** **END OF TERM REPORT 2017-2021**
RESOLVED:
That Council receive and endorse the attached End of Term Report for 2017 – 2021.

(Reynolds/Somervaille)
CARRIED

- 2111/007** **BLAYNEY MEDIUM SCALE SOLAR ARRAY PROJECT**
RESOLVED:
That Council;
 1. Endorse the Blayney Medium Scale Solar Array project Business Case and refer to the new Council for consideration following receipt of a Peer Review of the Business Case, finalisation of the Capital Expenditure Review and assessment of financial implications.
 2. Approve the General Manager progressing discussion with another Council(s) for a potential joint arrangement for the project.
 3. Approve a supplementary vote of \$40k from the Property Account, to engage a consultant to prepare documentation required for the Development Application and fees associated with lodgement of the Development Application.

(Reynolds/Newstead)
CARRIED

INFRASTRUCTURE SERVICES REPORTS

- 2111/008** **DIRECTOR INFRASTRUCTURE SERVICES MONTHLY REPORT**
RESOLVED:
That the Director Infrastructure Services Monthly Report for November 2021 be received and noted.

(Ewin/Reynolds)
CARRIED

- 2111/009** **ROAD ALLOCATIONS 2021/22**
RESOLVED:
That Council receive and note the proposed work locations for the reseal, heavy patching and culvert renewal programs for 2021/22.

(Kingham/Reynolds)
CARRIED

2111/010 **RECYCLED WATER CHARGE****RESOLVED:**

1. That the proposed Recycled Water Charge of \$2.60 per kL be exhibited for a period of not less than 28 days.
2. Should no written submissions be received during the public exhibition, the 2021/22 Operational Plan be amended to include the new Recycled Water Charge.

(Somerville/Newstead)

CARRIED**PLANNING AND ENVIRONMENTAL SERVICES REPORTS****DA118/2017/1 - ERECTION OF A DWELLING - 2249****ERROWANBANG ROAD, FOREST REEFS****2111/011** **RESOLVED:**

That Council consents to the Section 4.55 (2) Modification Application DA118/2017/1 for the construction of a Dwelling, farm shed and swimming pool on Lot 2 DP508522 and Lot 352 DP750367 – being 2249 Errowanbang Road, Forest Reef subject to the recommended conditions of consent.

(Denton/Ewin)

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

FOR

Councillor Ewin
 Councillor Ferguson
 Councillor Somerville
 Councillor Reynolds
 Councillor Newstead
 Councillor Denton

Total (6)**AGAINST**

Councillor Kingham

Total (1)**CARRIED**

CLOSED MEETING**2111/012 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 matter:

**CONTRACT 6/2021 - DESIGN AND CONSTRUCTION
BLAYNEY SHIRE BRIDGES (PORTION A)**

This matter is considered to be confidential under Section 10A(2) (di) (dii) 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; AND commercial information of a confidential nature that would, if disclosed (ii) confer a commercial advantage on a competitor of the Council.

(Kingham/Denton)

CARRIED

CONFIDENTIAL MEETING REPORTS**CONTRACT 6/2021 - DESIGN AND CONSTRUCTION
BLAYNEY SHIRE BRIDGES (PORTION A)****2111/013 RESOLVED:**

That Council:

1. Accepts the tender from Murray Constructions Pty Ltd for the Design & Construction of Boondaroo Road Bridge over Limestone Creek, Portion A of Contract 06/2021, for the value of \$423,200 (\$465,520 inc. GST), and subject to variations.
2. Approve the Supplementary Vote of \$127,183 funding approved by the NSW Natural Disaster Relief and Recovery Program and associated expenditure
3. Seeks Ministerial Consent to enter into the Contract with Murray Constructions Pty Ltd, as per the Local Government General Regulation (s393B) and the requirements of exercising Council functions during the caretaker period

(Kingham/Denton)

CARRIED

2111/014 RESOLVED:

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

(Newstead/Somerville)

CARRIED

**AT THE RE-OPENING OF THE MEETING TO THE PUBLIC, THE MAYOR
ANNOUNCED THE OUTCOMES OF RESOLUTION NUMBER 2111/013**

The Mayor congratulated and thanked Councillors and Council staff for their contribution over the past 4 years. He acknowledged both Cr Denton and Cr Kingham, who are not seeking re-election and retiring from Council. In particular, Cr Kingham who has served a cumulative 13 years on Council from 1987 to 1991 and then from 2012 to now, including 2 years in the role of Deputy Mayor from 2017 to 2019.

There being no further business, the meeting concluded at 7.23pm.

The Minute Numbers 2111/001 to 2111/014 were confirmed on 17 January 2022 and are a full and accurate record of proceedings of the Ordinary Meeting held on 15 November 2021.

Cr S Ferguson
MAYOR

Mrs R Ryan
GENERAL MANAGER

02) MINUTES OF THE SPECIAL COUNCIL MEETING HELD 23 DECEMBER 2021**Department:** Executive Services**Author:** General Manager**CSP Link:** 2. Local Governance and Finance**File No:** GO.ME.3**Recommendation:**

That the Minutes of the Special Council Meeting held on 23 December 2021, being minute numbers 2112/E001 to 2112/E003 be confirmed.

MINUTES OF THE BLAYNEY SHIRE COUNCIL SPECIAL MEETING HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY CENTRE, ON 23 DECEMBER 2021, COMMENCING AT 6.00PM

Present: Crs A Ewin, S Ferguson, C Gosewisch, J Newstead, M Pryse Jones, B Reynolds and D Somerville

General Manager (Mrs R Ryan) (Chair), Director Corporate Services (Mr A Franze), Director Infrastructure Services (Mr G Baker) and Executive Assistant to the General Manager (Mrs L Ferson)

RECORDING OF MEETING STATEMENT**WIRADJURI WELCOME – AUNTY NYREE REYNOLDS****PRAYER – PASTOR GRAEME SUMMERSON****DISCLOSURES OF INTEREST**

The Director of Corporate Services reported the following Disclosure of Interest form had been submitted:

Councillor /Staff	Interest	Item	Pg	Report	Reason
Cr Gosewisch	Pecuniary	4	11	Central Tablelands Water County Council	Cr Gosewisch is an employee of Central Tablelands Water

EXECUTIVE SERVICES REPORTS**COUNCILLOR OATH OR AFFIRMATION OF OFFICE**

The General Manager invited each Councillor to take the Oath or Affirmation of Office and these public declarations are recorded as follows:

Cr Reynolds

I Bruce Reynolds solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the

people of Blayney Shire and the Blayney Shire Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 1993 or any other Act to the best of my ability and judgment.

Cr Somerville

I David Somerville swear that I will undertake the duties of the office of Councillor in the best interests of the people of Blayney Shire and the Blayney Shire Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 1993 or any other Act to the best of my ability and judgment.

Cr Ewin

I Allan Ewin swear that I will undertake the duties of the office of Councillor in the best interests of the people of Blayney Shire and the Blayney Shire Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 1993 or any other Act to the best of my ability and judgment.

Cr Pryse Jones

I Michelle Pryse Jones solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the people of Blayney Shire and the Blayney Shire Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 1993 or any other Act to the best of my ability and judgment.

Cr Newstead

I John Newstead swear that I will undertake the duties of the office of Councillor in the best interests of the people of Blayney Shire and the Blayney Shire Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 1993 or any other Act to the best of my ability and judgment.

Cr Gosewisch

I Craig Gosewisch solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the people of Blayney Shire and the Blayney Shire Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 1993 or any other Act to the best of my ability and judgment.

Cr Ferguson

I Scott Ferguson swear that I will undertake the duties of the office of Councillor in the best interests of the people of Blayney Shire and the Blayney Shire Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 1993 or any other Act to the best of my ability and judgment.

The General Manager as the Returning Officer conducted the election of Mayor, election of Deputy Mayor; and the appointment of Council Delegates to both Central Tablelands Water County Council and Upper Macquarie County Council.

ELECTION OF MAYOR

The General Manager announced that 1 nomination had been received for the position of Mayor, being Cr Ferguson, nominated by Cr Somerville and Cr Gosewisch

Cr Ferguson accepted this nomination.

The General Manager declared Cr Ferguson as Mayor.

ELECTION OF DEPUTY MAYOR

2112/E001 RESOLVED:

That Council elect a Deputy Mayor for the same term of office as the Mayor.

(Newstead/Reynolds)

CARRIED

The General Manager announced that 2 nominations had been received for the position of Deputy Mayor, being Cr Somerville, nominated by Cr Ewin and Cr Ferguson; and Cr Reynolds, nominated by Cr Newstead and Reynolds.

Cr Somerville accepted this nomination.

Cr Reynolds accepted this nomination.

2112/E002 RESOLVED:

That Council accept the nominations for position of Deputy Mayor; and if more than one nomination is received, conduct the election by the open voting method.

(Somerville/Ewin)

CARRIED

The General Manager conducted the election. Cr Reynolds received 2 votes and Cr Somerville received 5 votes.

The General Manager declared Cr Somerville as Deputy Mayor for the forthcoming Mayoral term.

Cr Gosewisch having declared an interest abstained from voting.

CENTRAL TABLELANDS WATER COUNTY COUNCIL

The General Manager announced that 3 nominations had been received for the 2 delegate positions to Central Tablelands Water County Council. This being Cr Newstead, nominated by Cr Newstead and Cr Reynolds, Cr Somerville nominated by Cr Pryse Jones and Cr Ewin and Cr Ewin, nominated Cr Somerville and Cr Ferguson.

Cr Newstead accepted this nomination.

Cr Somerville accepted this nomination.

Cr Ewin accepted this nomination.

The General Manager conducted the election for the first delegate position.

Cr Ewin received 1 vote, Cr Newstead received 2 votes and Cr Somerville received 3. Cr Ewin's second preference was distributed which gave the absolute majority to Cr Somerville with 4 votes.

The General Manager declared Cr Somerville as the first Council Delegate to Central Tablelands Water County Council.

The General Manager conducted the second election.

Cr Ewin received 3 votes and Cr Newstead received 3 votes. To exclude a Councillor the names were drawn out of a hat. Cr Newstead was excluded.

The General Manager declared Cr Ewin as the second Council Delegate to the Central Tableland Water County Council.

UPPER MACQUARIE COUNTY COUNCIL

The General Manager announced that 2 nominations had been received for the 2 delegate positions to Upper Macquarie County Council. This being Cr Reynolds, nominated by Cr Gosewisch and Cr Pryse Jones and Cr Ewin nominated by Cr Ferguson and Cr Gosewisch.

Cr Reynolds accepted this nomination.

Cr Ewin accepted this nomination.

The General Manager declared Cr Reynolds and Cr Ewin as Council Delegates to the Upper Macquarie County Council.

The General Manager vacated the Chair. The Mayor assumed the role of Chairperson and presided over the remainder of the Council Meeting.

COUNTBACK BY-ELECTIONS

2112/E003 RESOLVED:

Pursuant to section 291A(1)(b) of the Local Government Act (1993) (the Act) Blayney Shire Council declares that casual vacancies occurring within 18 months after the last ordinary election of Councillors for the Council on Saturday 4 December 2021 are to be filled by a countback of votes cast at that election for the office in accordance with section 291A of the Act and direct the General Manager to notify the NSW Electoral Commissioner of the Council's decision.

(Reynolds/Somerville)

CARRIED

There being no further business, the meeting concluded at 6.30pm.

The Minute Numbers 2112/E001 to 2112/E003 were confirmed on 17 January 2022 and are a full and accurate record of proceedings of the Extraordinary Meeting held on 23 December 2021.

Cr S Ferguson
MAYOR

Mrs R Ryan
GENERAL MANAGER

03) COUNCIL RESOLUTION REPORT

Department: Executive Services

Author: General Manager

CSP Link: 2. Local Governance and Finance

File No: GO.ME.1

Recommendation:

That Council notes the Resolution Report to December 2021.

Reason for Report:

The General Manager is responsible for ensuring that Council's policies, decisions and priorities are implemented in a timely and efficient manner, consistent with the goals and objectives of Council. The General Manager provides the management oversight in relation to all information progressing from appropriate staff to Council for consideration via the Business Paper.

After a Council meeting, each resolution is allocated to the General Manager or responsible officer to action in accordance with the intent of the Council decision. Directors then provide feedback to the General Manager as to the progress of these resolutions on a monthly basis.

Council have requested an Outstanding Resolution Report on a quarterly basis.

Report:

This Council Outstanding Resolution Report includes Council Resolutions up to and including the previous Council Meeting.

Council currently has 15 resolutions 'in progress'.

A note in the status section has been completed by the relevant responsible officer with a reason if available.

Date of Meeting	Res. No	Resolution	Owner	Comments
19-Oct-20	2010/014	<p>Minutes of the Traffic Committee Meeting held 9 October 2020 RESOLVED 2. That Council:- a. Support the request from WIRES in principle subject to the use of Transport for NSW (TfNSW) approved Injured Wildlife sign (G6-361-1), b. The signage be installed in accordance with relevant standards, c. Council provide a quote to WIRES for the installation of the signs, and, d. Council refer the request for wildlife signage on the State classified network to TfNSW for consideration.</p>	DIS	2. Awaiting further advice from TfNSW
21-Dec-20	2012/005	<p>BCO Alliance Agreement RESOLVED 2. Blayney Shire Council, on behalf of the BCO Alliance and with support from Cabonne and Orange City Councils, seek Ministerial consent to establish a company limited by Guarantee called BCO Alliance Limited to act as agent for the Alliance. 3. That subject to Ministerial consent, Council authorise the Mayor and General Manager to execute the BCO Alliance Agreement, substantially in the form of the draft.</p>	GM	Completed. Ministerial consent declined. Matter referred back to BCO Alliance
21-Dec - 20	2012/027	<p>EO13/2016 - Sale of Industrial Land by Council RESOLVED 1. That Council accept the offer for sale of part Lot 4 DP 871015 and part Lot 1 DP134341 for the amount of \$49,500 including GST plus survey and subdivision costs; and 2. That Council endorse execution of relevant contracts and associated documentation by the Mayor and General Manager under Council seal if required.</p>	DCS	Engaged with purchasers' appointed surveyor. Awaiting finalisation of survey before proceeding with further action.

Date of Meeting	Res. No	Resolution	Owner	Comments
15-Feb-21	2102/018	<p>Land Passed in at Sale of Land for Unpaid Rates RESOLVED</p> <p>1. That Council offer land to the State of NSW (Crown Lands) for sale of Lots 9 & 10 DP 1138533 Danvers Street, Carcoar for the amount of \$1 to be incorporated into the Carcoar Showground Crown Reserve (R590109).</p> <p>2. That Council endorse execution of relevant contracts and associated documentation by the Mayor and General Manager, and if required under Council seal.</p>	DCS	Notified DPIE - Crown Lands of Council resolution. Awaiting advice of further action required.
15-Mar-21	2103/018	<p>Land Acquisition for Road Re-Alignment at 333 Newbridge Road – Stonestreet RESOLVED</p> <p>That Council approve the acquisition of land for the purpose of road widening, being part of Lot 236 DP600751 as required for the Newbridge Road reconstruction works, and the land be classified as Public road as detailed in the Manager Operations Report.</p>	MO	Matter in progress with Council's legal consultant.
19-Apr-21	2104/013	<p>Change of Tenure - Crown Land Cemeteries RESOLVED</p> <p>That Council seek approval from Department Planning, Industry and Environment – Crown Lands for amendment of the management structure of Crown Land cemeteries located at Carcoar, Lyndhurst, Neville and Newbridge from 'Devolved to Council' to 'Crown Land Manager'.</p>	DCS	Notification sent to DPIE – Crown Lands with cemetery mapping. Assessment being undertaken. Council awaiting response.
19-Apr-21	2104/020	<p>Minutes of the Blayney Shire Cemetery Forum Meeting held 24 March 2021 RESOLVED</p> <p>2. Council investigate options and consider establishment of a memorial garden for early pregnancy loss within the Blayney Shire.</p>	DPES	In progress

Date of Meeting	Res. No	Resolution	Owner	Comments
19-Apr-21	2104/025	<p>Sale of Land for Unpaid Rates - Land Title Anomaly 6370 Mid Western Highway, Lyndhurst RESOLVED</p> <p>1. That the rates outstanding from A348636 in the name of Edward James Earl 6370 Midwestern Highway, Lyndhurst (Lot 12 DP 1173235) in the amount of \$3,562.77 be written back and the rates record be noted as a duplicate valuation and therefore not to be rated.</p> <p>2. That the property owner of 6376 Midwestern Highway, Lyndhurst seek legal representation to establish a “Good root of title” to resolve ownership of 6370 Midwestern Highway, Lyndhurst (Lot 12 DP 1173235).</p> <p>3. That following issue of an amended title deed that the Valuer General be informed of the duplicate valuation for 6370 Midwestern Highway, Lyndhurst (Lot 12 DP 1173235).</p>	DCS	In progress
31-May-21	2105/E006	<p>Sale of Land Gerty Street Blayney RESOLVED</p> <p>That Council delegate to the General Manager, authority to negotiate the sale of 33 and part 31 Gerty Street, Blayney.</p>	GM	In progress
19-Jul-21	2107/008	<p>Sale of Land – Frape Street Blayney RESOLVED</p> <p>That Council authorise the General Manager to execute the Sales Contract for 11A and 11B Frape Street (Lots 2 and 1 DP1263957) Blayney at a total price of \$290,000 ex GST.</p>	GM	In progress
20-Sep-21	2109/013	<p>Proposed Bridge Naming – Carcoar Road RESOLVED</p> <p>That Council defer this matter.</p>	DIS	

Date of Meeting	Res. No	Resolution	Owner	Comments
20-Sep-21	2109/017	<p>Sale of Part Dungeon Road, Kings Plains RESOLVED</p> <p>1. Conditional upon the McPhillamys Gold project being approved by the NSW Independent Planning Commission and the Regis Board; that Council accept the offer of \$722,000 plus GST for the sale of 6.49 km of Dungeon Road to Regis Resources from 560m from the Mid Western Highway to the shire boundary.</p> <p>2. That Council commence the process of road closure pursuant to the Roads Act subject to project approval and sale conditions being satisfied.</p> <p>3. That Council endorse execution of relevant contracts and associated documentation by the Mayor and General Manager, and if required under Council seal.</p> <p>4. That Council establishes an internal reserve and allocates the sale of Dungeon Road funds to those shire roads around the Walkom Road, Village Road, Guyong Road and Vittoria Road areas.</p>	DCS	Pending DPIE Major Projects Assessment Process
18-Oct-21	2110/014	<p>Draft Planning Proposal to amend the Blayney Local Environmental Plan 2012 - Six Unsewered Villages & Surrounds RESOLVED</p> <p>That Council;</p> <p>1. Endorse the Draft Planning Proposal “PP3: Six Unsewered Villages and Surrounds” to the Blayney Local Environmental Plan 2012 prepared by IPLAN PROJECTS attached to this report,</p> <p>2. Forward the Draft Planning Proposal to the Minister for Planning and Public Spaces seeking a Gateway Determination for an amendment to the Blayney Local Environmental Plan 2012.</p>	DPES	In progress

Date of Meeting	Res. No	Resolution	Owner	Comments
18-Oct-21	2110/015	<p>Future Blayney Residential Land Concept Investigation RESOLVED That Council;</p> <p>1. Proceed to undertake a preliminary concept investigation of land identified for future residential growth in South Blayney.</p> <p>2. Approve a supplementary vote of \$32,000 in the 2021/22 Operational Plan from the Property Account to fund the preliminary concept investigation</p>	DPES	In progress
15-Nov-21	2111/007	<p>Blayney Medium Scale Solar Array Project RESOLVED That Council;</p> <p>1. Endorse the Blayney Medium Scale Solar Array project Business Case and refer to the new Council for consideration following receipt of a Peer Review of the Business Case, finalisation of the Capital Expenditure Review and assessment of financial implications.</p> <p>2. Approve the General Manager progressing discussion with another Council(s) for a potential joint arrangement for the project.</p> <p>3. Approve a supplementary vote of \$40k from the Property Account, to engage a consultant to prepare documentation required for the Development Application and fees associated with lodgement of the Development Application.</p>	DCS	In progress

Risk/Policy/Legislation Considerations:

Nil

Budget Implications:

Nil

04) RISK, WORK HEALTH AND SAFETY QUARTERLY REPORT

Department: Executive Services

Author: WHS and Risk Coordinator

CSP Link: 2. Local Governance and Finance

File No: GO.ME.1

Recommendation:

That Council receive and note the Risk, Work and Safety Report for the quarter October 2021 to December 2021.

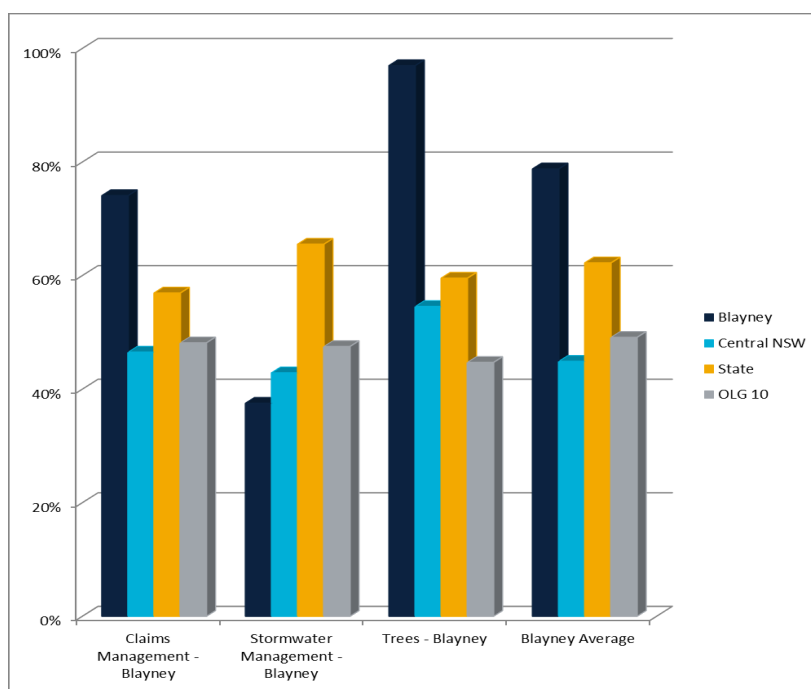
Reason for Report:

To update Council on Risk, Work Health and Safety activities and performance for the period of October 2021 to December 2021.

Report:

The Continuous Improvement Program [CIP] benchmarking report for 2021/2022 has been received. Benchmarking relies upon Council staff undertaking self –assessments against nominated topics, followed by random checks by the Statewide Mutual Regional Risk Manager.

The graph below benchmarks Council’s results with the State, Central NSW Region and OLG Group.



Where a Council has responded in the negative, the process generates an action plan item to identify opportunities for continuous improvement.

The results from this benchmarking exercise not only assists individual Councils in identifying opportunities for improvement, but also enables Statewide to analyse the responses to help develop and improve programs that can further support and strengthen council’s management of these key operational risk areas.

CIP Workbook action plans continue to be reviewed and actioned.

StateCover

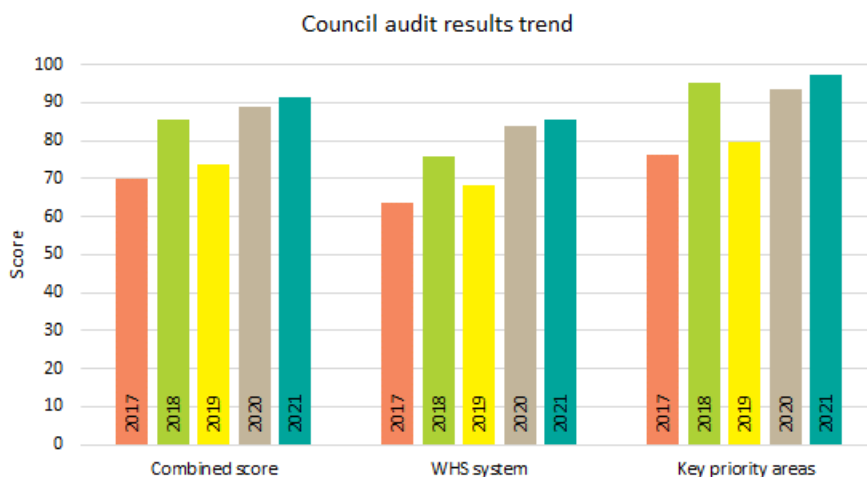
Council also participates in the State Cover WHS Self-Audit, last conducted in July 2021. This desktop audit is a tool for obtaining a snapshot of the Council WHS system and is a mandatory annual continuous improvement activity for StateCover Member Councils.

The self-audit provides council with valuable information regarding its WHS performance including benchmarking against previous performance and peers and also provides Council with a separate action plan to assist in using a systematic approach to address elements for action.

Council Self- audit results for 2021 are summarised below:

Overall WHS Performance 2021	91.4%	This score is above average when compared to the average score for all councils
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The following graph shows Council’s overall trend for each year of participation.



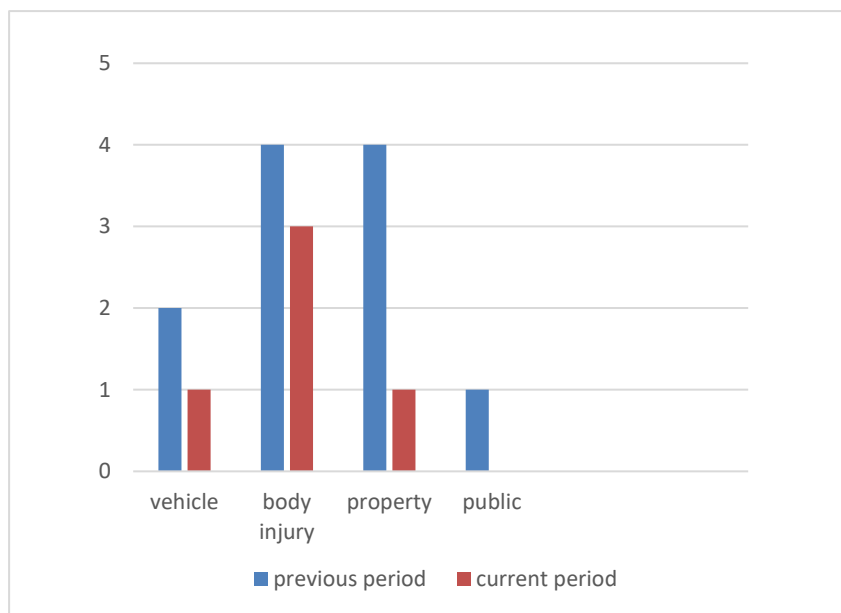
Health & Safety meetings are held quarterly, the last meeting being held on 16 November 2021, actions arising from the meeting continue to be addressed and completed.

Council is participating in the government response to the Covid-19 pandemic with Resilience NSW by providing Personal Protective Equipment Packages (PPE) to vulnerable members of the community as part of a PPE Distribution Program. Packs include hand sanitiser, masks and disinfectant wipes, and are to support people on the road to recovery from the pandemic.

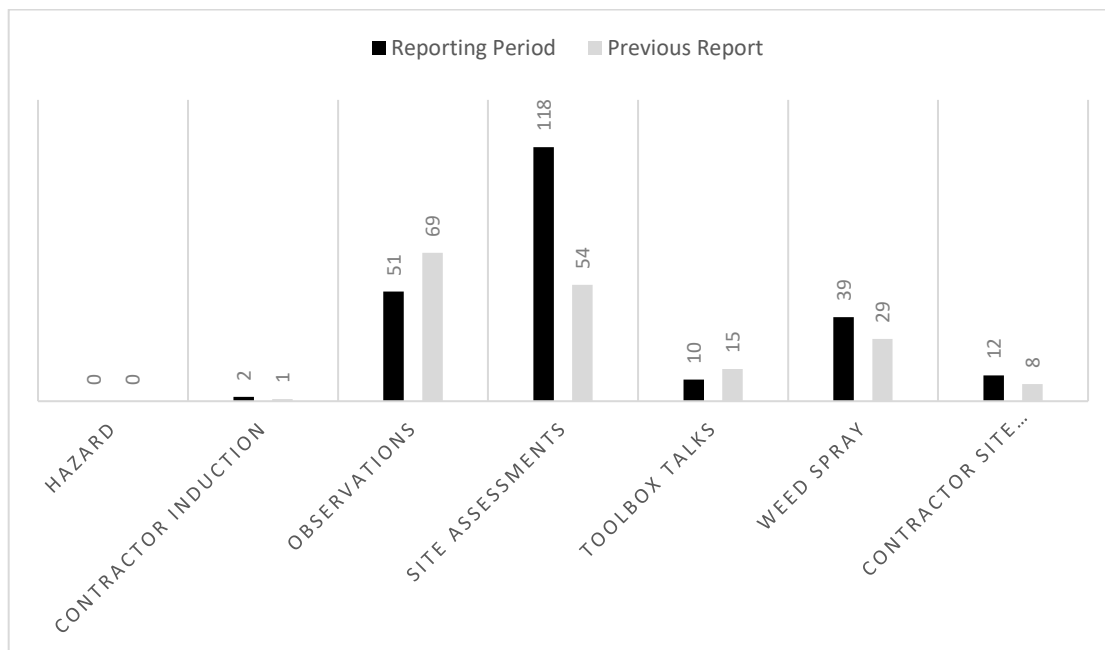
Council continues to distribute PPE packages within the shire, with over 600 packages being distributed so far.

1. Incident notifications submitted October 2021 to December 2021.

Vehicle: A third party failed to give way at an intersection colliding with a Council vehicle, matter referred to Council’s insurer.



2. Internal WHS documents submitted October 2021 to December 2021



Risk/Policy/Legislation Considerations:

The General Manager as a PCBU (Person Conducting Business or Undertaking) is responsible for ensuring Council and staff adhere to all relevant legislation and policies affecting WHS. Councillors do have broadly defined duties imposed on them in regards to the WHS Act and need to be aware of compliance and other matters that require Council attention.

This quarterly update is provided to Council which notes Risk, Work Health and Safety activities and performance reports, for notation purposes only.

Budget Implications:

Nil

Enclosures (following report)

Nil

Attachments (separate document)

Nil

05) LGNSW SPECIAL CONFERENCE 2022**Department:** Executive Services**Author:** General Manager**CSP Link:** 2. Local Governance and Finance**File No:** GR.ME.2**Recommendation:**

That Council approves the funding for:

1. Registration and payment of expenses of Councillor X to attend the LGNSW Special Conference in 2022.
2. Dinner Tickets and Accommodation expenses for retired Councillor, Mr David Kingham and Mrs Kingham to attend the LGNSW Special Conference Dinner.

Reason for Report:

In accordance with the September 2021 Meeting Council Resolution, Council needs to nominate its third Councillor delegate to the LGNSW Special Conference.

Council approval is also sought to extend this invitation to past Councillor, Mr David Kingham and his wife to attend the Special Conference Dinner.

Report:

At the September meeting, Council approved the registration and attendance of the Mayor, Deputy Mayor, one other Councillor and General Manager as Blayney Shire Council Delegates to attend the LGNSW Special Conference in 2022 (**Resolution No 2109**).

Due to the COVID restrictions at the time, the annual LGNSW Conference scheduled for late November was reorganised. The Annual General Meeting was conducted online on 29 November last year. The Board elections were held via postal vote and held in over October/November 2021, with the Mayor, Cr Ferguson elected Regional Vice President LGNSW for this next 2 year term.

The in-person annual conference (now called 'Special Conference') has moved to 28 February to 2 March 2022 and motions submitted by member Councils will be dealt with, at that Conference. Motions to be submitted, close on Sunday 30 January 2022. The Special Conference will be held at the Hyatt Regency in Sydney. Blayney Shire Council is entitled to 1 voting delegate, which has been allocated to the Mayor.

Given there are Blayney Shire Councillors who may be attending the LGNSW Special Conference representing either Central Tablelands Water County Council or Upper Macquarie County Council, it is recommended that another Councillor who is interested be nominated as a back up or alternate delegate.

Former Councillor and past Deputy Mayor, Mr David Kingham has been nominated for a Service Award which are presented at the Conference Dinner. Mr Kingham retired in 2021 having served 13 years on Blayney Shire Council (1987-1991 and 2012-2021), 2 years as Deputy Mayor (2017-2019) and was a Blayney Shire Council delegate to Upper Macquarie Council since 2012.

Risk/Policy/Legislation Considerations:

As per Council's 'Payment of Expenses and the Provision of Facilities to the Mayor and Councillors Policy' Council will meet the Registration, Accommodation, Travel and Car Parking costs for Council Delegates attending the LGNSW Conference as authorised by Council Resolution.

Budget Implications:

The 2021/22 budget includes an allocation for the Mayor, Deputy Mayor and General Manager to attend the LGNSW Conference.

The additional cost of 1 Councillor delegate to attend the full Conference and an additional 2 dinner tickets plus accommodation is estimated to be \$1,200.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

06) COUNTRY MAYORS ASSOCIATION

Department: Executive Services

Author: EA to GM

CSP Link: 2. Local Governance and Finance

File No: Go.ME.1

Recommendation:

That Council confirm the Mayor and General Manager as Blayney Shire Council Delegates to the Country Mayors Association of NSW.

Reason for Report:

To seek Council's confirmation of Blayney Shire Council representation on various committees with relevance to the Blayney Shire through the appointment of voting delegates.

Report:

Council is a financial member of the Country Mayors Association of NSW as resolved in April 2017 (**Resolution No 1704/002**).

Membership includes the nomination of 2 Delegates, which to date has been the Mayor and General Manager.

Risk/Policy/Legislation Considerations:

The NSW Local Government Act (1993) s226(m) provides that the Mayor represents Council on regional organisations, intergovernmental bodies and other organisations.

Budget Implications:

The annual membership fee to Country Mayors is included in the 2021/22 Operational Plan which is set on a population base pro rata amount

Councillors travel expenses in undertaking their duties, roles and responsibilities include representing Council are addressed in Council's Payment of Expenses and Provisions of facilities to Mayors and Councillors Policy.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

07) MINING AND ENERGY RELATED COUNCILS NSW

Department: Executive Services

Author: General Manager

CSP Link: 3. The Local and Visitor Economy

File No: GO.ME.1

Recommendation:

That Council confirm the Mayor and General Manager as Blayney Shire Council Delegates to the Mining and Energy Related Councils NSW.

Reason for Report:

To seek Council's confirmation of Blayney Shire Council representation on various committees with relevance to the Blayney Shire through the appointment of delegates.

Report:

The Mining and Energy Related Councils NSW Association represents mining related councils and their communities throughout NSW. The Association's mission is to advocate on behalf of members and their communities on mining related issues and to ensure that mining activity is conducted in accordance with the principles of Ecologically Sustainable Development. The breadth of issues now includes renewable energy such as wind and solar.

Meetings are held quarterly, either online, in Sydney or hosted by a member Council which includes a tour of that region's mining activities.

Council membership provides for 2 voting delegates as nominated by the Council. Blayney Shire Council has been a long term member of this organisation and to date the Mayor and General Manager have been Blayney Shire Council representatives.

Risk/Policy/Legislation Considerations:

The NSW Local Government Act (1993) s226(m) provides that the Mayor represents Council on regional organisations, intergovernmental bodies and other organisations.

Budget Implications:

The annual membership fee to Mining Related Councils is included in the 2021/22 Operational Plan. Councillors travel expenses in undertaking their duties, roles and responsibilities include representing Council are addressed in Council's Payment of Expenses and Provisions of facilities to Mayors and Councillors Policy.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

08) CENTRAL NSW JOINT ORGANISATION (CNSWJO) BOARD

Department: Executive Services

Author: General Manager

CSP Link: 2. Local Governance and Finance

File No: GO.CO.1

Recommendation:

That Council confirm the Mayor as Blayney Shire Council Delegate and Deputy Mayor as the Alternate Delegate to the Central NSW Joint Organisation (Central NSW JO) Board

Reason for Report:

To seek Council's confirmation of Blayney Shire Council representation on various committees with relevance to the Blayney Shire through the appointment of voting delegates.

Report:

The Joint Organisation for the Central West is called the Central NSW Joint Organisation (Central NSW JO). Established by proclamation on 18 May 2018, the 10 member Councils include; Bathurst Regional Council, Blayney Shire Council, Cabonne Council, Cowra Council, Forbes Shire Council, Lachlan Shire Council, Oberon Council, Orange City Council, Parkes Shire Council and Weddin Shire Council. Associate Members include; Central Tablelands Water, Regional Development Australia – Central West and Department of Regional NSW.

Board meetings are held quarterly throughout the region, with 1 meeting held at Parliament House in Sydney and 1 meeting held at Parliament House in Canberra each year, subject to COVID restrictions.

The Board consists of the Mayors of each Member Council, who are the voting representatives and an alternate voting representative as appointed by the Member Council.

The General Manager is a non-voting representative.

Risk/Policy/Legislation Considerations:

Section 400R of the Local Government Act 1993 identifies the three principal functions of Joint Organisations as follows:

1. To establish strategic regional priorities for the joint organisation area and to establish strategies and plans for delivering those strategic regional priorities
2. To provide regional leadership for the joint organisation area and to be an advocate for strategic regional priorities

3. To identify and take up opportunities for inter-governmental co-operation on matters relating to the joint organisation area

In accordance with the Central NSW JO Charter, the organisation may perform ancillary functions if: the objective of undertaking those functions is to provide support for the operations of its Member Councils aimed at strengthening local government in its joint organisation area; and the scope, operational principles and business plan for those Supplementary Functions is approved by a Special Resolution of the Board.

Budget Implications:

The annual membership fee to CNSWJO is included in the 2021/22 Operational Plan which is set on a population base pro rata amount; with additional membership layers for Water Utilities Alliance, WHS and HR Safety Training and Central NSW Tourism.

Councillors travel expenses in undertaking their duties, roles and responsibilities include representing Council are addressed in Council's Payment of Expenses and Provisions of facilities to Mayors and Councillors Policy.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

09) WESTERN REGION PLANNING PANEL**Department:** Executive Services**Author:** General Manager**CSP Link:** 2. Local Governance and Finance**File No:** GO.ME.1**Recommendation:**

1. That Council endorse and nominate Heather Nicholls – Deputy General Manager, Cabonne Council as one member of the Blayney Shire Council Western Region Planning Panel.
2. That Council endorse and nominate Councillor X as one member of the Blayney Shire Council Western Region Planning Panel.
3. That Council endorse and nominate Councillor X as an alternate member of the Blayney Shire Council Western Region Planning Panel.

Reason for Report:

To nominate Blayney Shire Council members to the Western Region Planning Panel for Blayney Shire local government area.

Report:

Regional Planning Panels operate in the following 4 State regions:

- Hunter and Central Coast,
- Southern,
- Northern and
- Western.

Planning Panels provide independent, merit-based decision making on regionally significant development. Applications for regionally significant development are notified and assessed by Council Planning staff and then determined by the Planning Panel.

Planning Panels determine regionally significant development applications (DAs), certain other DAs and modification applications, including:

- Regional development, as outlined in Schedule 7 of the State Environmental Planning Policy (State and Regional Development) 2011
- development with a capital investment value (CIV)* over \$30 million
- development with a CIV over \$5 million which is:
 - Council related,
 - lodged by or on behalf of the Crown (State of NSW)
 - private infrastructure and community facilities, or
 - eco-tourist facilities
 - extractive industries, waste facilities and marinas that are designated development,
 - certain coastal subdivisions,

- development with a CIV between \$10 million and \$30 million which are referred to the regional panel by the applicant after 120 days,

Developments that meet State Significant Development criteria are not determined by Planning Panels.

Council is required to nominate a minimum 2 persons as nominees to the Planning Panel to sit on proposals within the Blayney Local Government Area.

In accordance with Schedule 4 of the Environmental Planning & Assessment Act 1979, at least 1 of the nominated persons must have expertise in planning, architecture, heritage, the environment, urban design, land economics, traffic and transport, law, engineering or tourism. It is not necessary for the nominee to be a Councillor.

The General Managers of Blayney Shire Council and Cabonne Council have agreed each respective Planning Directors can be one of the other Council's professional nominee for the Western Region Planning Panel; being the Director Planning and Environmental Services (Blayney Shire Council) and Deputy General Manager (Cabonne Council).

Public meetings are held for contentious matters with significant community interest so the panel can hear from those who wish to express their views on the DA before a decision is made.

Risk/Policy/Legislation Considerations:

The membership and operation of Planning Panels is provided in the Environmental Planning and Assessment Act.

The Chair and State Members are appointed by the Minister Planning. Blayney Shire Council is required to nominate 2 members and 1 alternate member.

Cr Somerville and Heather Nicholls (Deputy General Manager) from Cabonne Council are the current members with Cr Ferguson the alternate member.

Budget Implications:

Councillors travel expenses in undertaking their duties, roles and responsibilities include representing Council are addressed in Council's Payment of Expenses and Provisions of facilities to Mayors and Councillors Policy.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

10) ORANGE360 BOARD DELEGATE

Department: Executive Services

Author: General Manager

CSP Link: 3. The Local and Visitor Economy

File No: CR.RP.4

Recommendation:

That Council nominate the appointment of Councillor X as Director to TDO Limited and Councillor X as the Alternate Director to the Board of TDO Limited trading as Orange360.

Reason for Report:

To nominate the Blayney Shire delegate and alternate as Director of the Board of TDO Limited (Orange360).

Report:

At the Extraordinary Council Meeting held on 9 June 2020, Council approved the execution of the 4 year funding agreement between Council between Council and TDO Limited trading as Orange360 and endorsed Cr Somerville as the nominated Council representative and delegate on the Orange360 Board for the remaining term of Council to September 2021 (**Resolution No 2006/E003**).

The new Council was elected on 4 December 2021, and Council is now required to appoint a member to the Orange 360 Board of Directors.

The new 4 year agreement executed in June 2020 is \$60k each year and indexed by CPI annually. Orange360's primary role as our Regional Tourism Organisation, is to drive the value of our visitor economy by increasing visitor numbers and the level of activity they enjoy during their stay.

The key enhanced and new activities for regional tourism investment include:

- Destination marketing
- Public relations
- Member training and development
- In-region event support for local community organisations

Risk/Policy/Legislation Considerations:

The TDO Ltd Constitution sets out the makeup of the Board and includes 3 Directors from Orange City Council and 1 each from Cabonne and Blayney Shire Councils.

The position of a Director on the Board of TDO Limited for Blayney Shire Council (and Cabonne and Orange) remains for so long as Council continues to provide funding to the Company.

Each Appointed Director may by notice in writing appoint (and may remove) an Alternate Director to attend, be counted in a quorum and to vote at all meetings of the Board at which the Director is not personally present. For a Director who is a Council representative this is by resolution of Council.

Budget Implications:

Councillors travel expenses in undertaking their duties, roles and responsibilities include representing Council are addressed in Council's Payment of Expenses and Provisions of facilities to Mayors and Councillors Policy.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

11) SKILLSET**Department:** Executive Services**Author:** General Manager**CSP Link:** 2. Local Governance and Finance**File No:** GO.ME.1**Recommendation:**

That Council reaffirm the appointment of Mr Ian Tooke as Blayney Shire Council Delegate to the Skillset Board.

Reason for Report:

To seek Council's confirmation of Blayney Shire Council representation on various committees with relevance to the Blayney Shire through the appointment of delegates.

Report:

Skillset is a not for profit company that employs apprentices and trainees, and places them with local tradespeople and businesses aiming to develop skillful young people for the future; create business success through applied learning, build strong and sustainable communities.

Council originally appointed Mr Ian Tooke, at the October 2014 Council meeting, (**Resolution No. 1410/007**), and reaffirmed this appointment at the September 2017 Council Meeting (**Resolution No. 1709/020**).

Mr Tooke has confirmed his willingness to continue in this role following the Council elections conducted in December 2021, noting he is also wishing to continue his involvement on the Skillset Senior College Board.

Risk/Policy/Legislation Considerations:

The NSW Local Government Act (1993) s377 provides for Council to delegate functions to others to act their behalf.

This delegate position, does not bind Council to any expenditure, decision making or action. The delegate position is considered as providing specialist expertise relevant to the Skillset Board.

Budget Implications:

Nil

Enclosures (following report)

Nil

Attachments (separate document)

Nil

12) ARTS OUTWEST ADVISORY COUNCIL**Department:** Executive Services**Author:** General Manager**CSP Link:** 4. Community, Sport, Heritage and Culture**File No:** GO.ME.1**Recommendation:**

That Council reaffirm the appointment of Mr Bradley Bradley as Blayney Shire Council representative on the Arts OutWest Advisory Council.

Reason for Report:

For Council to determine the appointment of the Blayney Shire Council representative on the Arts OutWest Advisory Council.

Report:

Arts OutWest is the regional arts board of Central New South Wales. It promotes, facilitates and advocates for arts and cultural development for the Central West of New South Wales and services the contributing local government areas of:

- Blayney Shire Council
- Bathurst Regional Council
- Cabonne Council
- Cowra Shire Council
- Forbes Shire Council
- Lachlan Shire Council
- Lithgow City Council
- The Oberon Council
- Orange City Council

Arts OutWest is supported by the New South Wales Government through Arts NSW, Charles Sturt University and the above Councils.

The Memorandum of understanding between Arts OutWest and Council is a 3 year document. One of the undertakings included is that each contributing member Council of the Central West Regional Arts Program has representation on the Advisory Council attached to the skills based appointed Board.

The Advisory Council position provides specialist interest and arts/cultural expertise relevant to the Shire and Arts Outwest Board.

Mr Bradley Bradley, an active Blayney Platform and Blayney Town Association member, photographer and gallery/shop owner in Blayney (The Odd Sock Gallery) nominated for the position and was endorsed by Council at the August 2021 meeting (**Resolution No. 2108/003**).

Mr Bradley has confirmed his willingness to continue in this role following the Council elections conducted in December 2021.

Risk/Policy/Legislation Considerations:

The NSW Local Government Act (1993) s377 provides for Council to delegate functions to others to act their behalf. This representative position, does not bind Council to any expenditure, decision making or action.

Council generally determines and formally appoints community representatives and committee delegates at the first Council meeting following the Council elections for the same Council term.

Budget Implications:

Travel and out of pocket expenses for community members attending a meeting of Arts OutWest are funded by Arts OutWest.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

13) NSW RURAL FIRE SERVICE CANOBOLAS ZONE BUSHFIRE MANAGEMENT AND LIAISON COMMITTEES

Department: Executive Services

Author: General Manager

CSP Link: 5. The Natural Environment

File No: GO.ME.1

Recommendation:

That Council confirm the nomination of Councillor X and the Director of Infrastructure Services as representatives to both the NSW Rural Fire Service Canobolas Zone Bushfire Management Committee and Liaison Committee.

Reason for Report:

To seek Council's confirmation of Blayney Shire Council representation on various committees with relevance to the Blayney Shire through the appointment of delegates.

Report:**Canobolas Zone**

The NSW Rural Fire Service is made up of 45 districts, grouped into 7 Area Commands.

The Canobolas District (Zone), which is part of the Western Area Command, is comprised of four local government areas (Rural Fire Districts), Blayney, Cabonne, Cowra and Orange City.

The Canobolas Zone operates various Committees to undertake its business, to which Council representation is sought.

Bushfire Management Committee

The Canobolas Zone Bush Fire Management Committee (BFMC) provides a forum for cooperative and coordinated bushfire management within the zone. It provides for community involvement in the Bush Fire Risk Management process and assists the Bush Fire Coordinating Committee to consider issues relevant to the protection of life, property and the environment from bushfires.

The BFMC is a group of people with technical expertise, experience and local knowledge who work together for bush fire management purposes, and who can collaboratively develop better bush fire management decisions than anyone acting alone.

BFMCs are made up of local representatives and are legislatively (*Rural Fires Act 1997 (the Act) and the Rural Fires Regulation 2013 (the Regs)*) responsible to prepare a Bush Fire Risk Management Plan, a Fire Access and Fire Trail Plan and an Operations Coordination Plan for their area.

Under the Reg, the following are eligible for membership of the Canobolas Zone BFMC:-

- 1 Councillor from each local government area in the Zone
- 1 representative from each of the following:-
 - Forestry Corporation of NSW
 - Property NSW
 - Fire and Rescue NSW
 - NSW Police
 - Essential Energy
 - Transgrid
 - Local Land Services
 - National Parks and Wildlife Service
 - Crown Land NSW
 - NSW Planning, Industry and Environment
 - Nature Conservation Council of New South Wales
 - NSW Farmers Association
 - Local Aboriginal Land Council
- Up to 2 people from Rural Fire Brigades (volunteers)

Liaison Committee

The *Rural Fires Act 1997* enables the NSW Rural Fire Service to enter into a Service Agreement with any local government area responsible for a rural fire district.

The Canobolas Zone Liaison Committee reviews the performance of the Service Agreement between the Councils and the NSW Rural Fire Service.

The Liaison Committee also reviews the annual budget, business plan and the quarterly financial and performance reports prepared by the Zone Manager prior to submission to, and consideration by, the Councils.

Representation on the Liaison Committee is made up of:-

- 1 Councillor from each local government area in the Zone
- The General Manager of each local government area in the Zone (or their delegate)
- One volunteer rural fire fighter from each of the Rural Fire Districts in the Zone
- One member of the Service staff assigned to the Zone
- The Zone Manager who will be the Liaison Committee Executive Officer.

Risk/Policy/Legislation Considerations:

Nil

Budget Implications:

Councillors travel expenses in undertaking their duties, roles and responsibilities include representing Council are addressed in Council's Payment of Expenses and Provisions of facilities to Mayors and Councillors Policy.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

14) BLAYNEY SHIRE LOCAL TRAFFIC COMMITTEE

Department: Executive Services

Author: General Manager

CSP Link: 1. Public Infrastructure and Services

File No: GO.ME.1

Recommendation:

That Council appoint Councillor X and Councillor X (alternate) as delegates to the Blayney Shire Local Traffic Committee.

Reason for Report:

To appoint a Blayney Shire Council Delegate to the Blayney Shire Local Traffic Committee.

Report:

Transport for NSW (TfNSW) are legislated as the organisation responsible for the control of traffic on all roads in NSW. Traffic is controlled by the installation of prescribed traffic control devices, such as regulatory signs, or traffic control facilities, such as medians. TfNSW delegates certain aspects of the control of traffic on Regional and Local Roads.

Traffic committees are a requirement of the delegation process.

The Blayney Shire Traffic Committee has no decision-making power and is primarily a technical review committee. It only advises the Council on matters for which the Council has delegated authority, being certain prescribed traffic control devices and traffic control facilities.

Meetings are held bi-monthly or as needed. Agenda items range from street closure requests, major events, road safety concerns, changes to traffic conditions or road rules and consideration of DA's in relation to traffic management.

Committee members include:

- 1 Councillor representative (and 1 alternate)
- 1 NSW Police Force Representative
- 1 Local State Member (or their delegates)
- 1 Transport for NSW Representative

Council provides administrative and secretarial support to this Committee, the minutes of which are presented to Council for adoption or otherwise. The Tablelands Area Road Safety Officer, Council's Director Infrastructure Services, and administrative staff attend providing reports and information.

If Council changes, alters or rejects the recommendation from the Local Traffic Committee, then Council must advise TfNSW and NSW Police, in writing and then must refrain from taking any action for 14 days. TfNSW and NSW Police in this instance will refer the matter to the Regional Traffic Committee, whose decision is binding and final.

Meeting Dates 2022

- 11 February 2022
- 8 April 2022
- 17 June 2022
- 5 August 2022
- 7 October 2022
- 9 December 2022

Risk/Policy/Legislation Considerations:

The Transport Administration Act (1988) provides Transport for NSW the power to exercise the functions relating to safety and traffic management, delegate its functions to other public agencies (such as local councils) and to give directions to public authorities in relation to TfNSW functions.

Budget Implications:

Councillors travel expenses in undertaking their duties, roles and responsibilities include representing Council are addressed in Council's Payment of Expenses and Provisions of facilities to Mayors and Councillors Policy.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

15) BLAYNEY SHIRE FLOODPLAIN RISK MANAGEMENT COMMITTEE

Department: Executive Services

Author: Director Infrastructure Services

CSP Link: 1. Public Infrastructure and Services

File No: GO.ME.1

Recommendation:

That Council nominate Councillor X (and Councillor X as alternate); as Chair of the Blayney Shire Floodplain Management Committee.

Reason for Report:

Under the Local Government Act 1993 Section 355 Council is able to delegate some of its functions to a committee of Council. Council uses this delegation and appoints community people to manage its facilities or functions through a committee or board of management.

Report:

The role of the Blayney Shire Floodplain Committee is to assist Council in the development and implementation of a Floodplain Risk Management Plan (the Plan) for the township of Blayney and surrounding Villages (subject to funding).

It also can provide assistance with the following matters:

- Formulating objectives (in accordance with Ecologically Sustainable Development principles), strategies and outcomes sought from the process;
- Providing a link between the local community and Council;
- Considering and making recommendations to Council on appropriate development controls for use until the management plan is completed, approved and implemented;
- Providing input into known flood behaviour as part of the flood study;
- Identifying management options and providing input into their consideration as part of the management study;
- Identifying implementation strategies for the management plan;
- Monitoring and assessing the effectiveness of the management plan during and after its implementation;
- Coordinating and monitoring the public education programs essential to the long term viability of the management plan; and
- Coordination with catchment management authority plans, emergency management planning and other advisory bodies.

In accordance with the Plan, Council has been progressing work on the development of a Flood Retarding Basins Strategy for the Town of Blayney. During this work, addendums have been prepared to the Flood Study and the Plan. This work is currently ongoing.

Risk/Policy/Legislation Considerations:

Council may establish a Committee of Council to exercise its functions on Council's behalf as per section 355(b) of the NSW Local Government Act (1993).

Budget Implications:

Councillors travel expenses in undertaking their duties, roles and responsibilities include representing Council are addressed in Council's Payment of Expenses and Provisions of facilities to Mayors and Councillors Policy.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

16) BLAYNEY SHIRE AUDIT, RISK AND IMPROVEMENT COMMITTEE

Department: Executive Services

Author: Director Corporate Services

CSP Link: 2. Local Governance and Finance

File No: GO.CO.5

Recommendation:

That Council;

1. Councillor X (and Councillor X as alternate) on the Blayney Shire Audit, Risk and Improvement Committee.
2. Re-appoint Donna Rygate as an Independent Member on the Blayney Shire Audit, Risk and Improvement Committee
3. Issue expressions of interest for an Independent Member on the Blayney Shire Audit, Risk and Improvement Committee.

Reason for Report:

For Council to appoint a Councillor as a member and an alternative, specify the objectives, delegate its functions and agree on the representation to the Blayney Shire Audit, Risk and Improvement Committee.

Report:

The objective of the Blayney Shire Audit, Risk and Improvement Committee is to provide independent assurance and assistance to the Blayney Shire Council on risk management, control, governance, and external accountability responsibilities.

Councils have in the past been recommended to have an Audit, Risk and Improvement Committee (ARIC) however changes to the Local Government Act have now mandated this requirement.

Committee Members include:

- 1 Councillor (and 1 alternate)
- 2 independent external members who have relevant experience or qualifications, 1 of whom is an Independent Chair.

The Director Corporate Services provides all administrative support to this committee. The General Manager attends meetings however is a non-voting member.

The independent external members are appointed for the term of Council, after which they will be eligible for extension or re-appointment following a formal review of their performance, for a maximum of 2 Council terms or 8 years.

The most recent Chair having served 8 years has retired as an independent member. The other Independent Member of the committee for the previous Council term, Donna Rygate, has sought reappointment to the committee. Donna is prequalified as both Audit, Risk and Improvement Committee chair and member.

Given the proposed amendments to the Internal Audit and Risk Management guidelines, it is prudent that the Blayney Shire Audit, Risk and Improvement Committee Charter remains in place and Council will engage with Central Tablelands Water and other potential Councils at the same tier level (detailed in the proposed amended guidelines), to seek concurrence on the appointment of both a second independent member. The sharing of independent members by a number of councils makes it more attractive for applicants.

Council has in the past shared both an independent chair and committee members with Cabonne Shire and Central Tablelands Water County Councils. Meetings for each Council were also held at the same venue. A similar arrangement may also be negotiated with participating Councils.

This report has been expedited for Council consideration to assist recruitment of Independent members and

Risk/Policy/Legislation Considerations:

Requirement for appointment and responsibilities of an ARIC are detailed under s428A of the Local Government Act (1993). The Office of Local Government has also issued the Internal Audit Guidelines, issued in 2010, that provides the current framework under which this Committee is operating. These guidelines that currently under review and due for release soon.

Budget Implications:

Councillor travel expenses in undertaking their duties, roles and responsibilities include representing Council are addressed in Council's Payment of Expenses and Provisions of facilities to Mayors and Councillors Policy.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

17) BLAYNEY SHIRE FINANCIAL ASSISTANCE PROGRAM COMMITTEE

Department: Executive Services

Author: Director Corporate Services

CSP Link: 2. Local Governance and Finance

File No: GO.CO.5

Recommendation:

That Council;

1. Endorse the Blayney Shire Financial Assistance Program Committee;
 - a. as a Committee of Council to exercise its functions on Council's behalf as per section 355(b) of the NSW Local Government Act (1993) and division 5 (s259-271) of the Local Government Regulations (2005);
 - b. with a quorum of 4; and
 - c. with the appointment of the following members:
 - 2 Councillors;
 - the General Manager of Newcrest Mining or their delegate; and
 - 5 community representatives.
2. Delegate the role to the Blayney Shire Financial Assistance Program Committee, in accordance with s356 of the Local Government Act (1993), the Blayney Shire Community Financial Assistance Policy and current Blayney Shire Community Financial Assistance Guidelines, to;
 - a. undertake the assessment of applications received;
 - b. provide detailed recommendations to Council for the granting or otherwise of such financial assistance;
 - c. review on an annual basis and make recommendations to Council Recurrent Annual Donations List.
3. Nominate Councillor X as Chair, and Councillor X as a member, of the Blayney Shire Financial Assistance Program Committee.

Reason for Report:

For Council to appoint the Mayor and/or any other Councillor as member(s), specify the objectives, delegate its functions and agree on the community representation to the Blayney Shire Financial Assistance Program Committee.

Report:

The role of the Blayney Shire Financial Assistance Program Committee is to, in accordance with s356 of the Local Government Act (1993), the Blayney Shire Community Financial Assistance Policy and current Blayney Shire Community Financial Assistance Guidelines;

- i. undertake the assessment of applications received;
- ii. provide detailed recommendations to Council for the granting or otherwise of such financial assistance;
- iii. review on an annual basis and make recommendations to Council Recurrent Annual Donations List.

The committee will meet a minimum two times per year in August and February.

The committee of 8 members include:

- 2 Councillors
- The General Manager of Newcrest (Cadia) Mining (or their delegate)
- 5 community representatives (This was increased from 4 in previous Council term following applications from 5 community members. Council has discretion to amend this number if required.)

The quorum is 4 members.

The Director of Corporate Services provides all administrative functions and secretarial support to this committee of Council and is not a voting delegate or Council representative.

Applications for Round 2 of the 2021/22 Community Financial Assistance Program are currently being sought and close 28 February 2022.

It is proposed to expedite establishment of this committee to minimise delays with approval of applications and payment to successful recipients.

Risk/Policy/Legislation Considerations:

Council may establish a Committee of Council to exercise its functions on Council's behalf as per section 355(b) of the NSW Local Government Act (1993). Division 5 (s259-271) of the Local Government Regulations (2005) details the provisions and operations pertaining to the establishment of Council Committees.

This committee is a small yet very effective group and having the contribution of Newcrest (Cadia) has been of benefit. Whilst there are limited funds to allocate, the committee undertake a lot of reading and make a valuable contribution to the process.

Whilst Council has streamlined the application process, with the list of recurrent Annual Donations under s356, there is a set of criteria established for funding under this program, which Council adopts when reviewing the Blayney Shire Community Financial Assistance Policy.

This has in the past created some questions when minutes and recommendations have been presented to Council, particularly if a group is not recommended for funding assistance if the application has not met criteria.

Budget Implications:

Councillors travel expenses in undertaking their duties, roles and responsibilities include representing Council are addressed in Council's Payment of Expenses and Provisions of facilities to Mayors and Councillors Policy.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

18) REPORT OF COUNCIL INVESTMENTS AS AT 30 NOVEMBER 2021

Department: Corporate Services

Author: Chief Financial Officer

CSP Link: 2. Local Governance and Finance

File No: FM.IN.1

Recommendation:

1. That the report indicating Council's investment position as at 30 November 2021 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

Reason for Report:

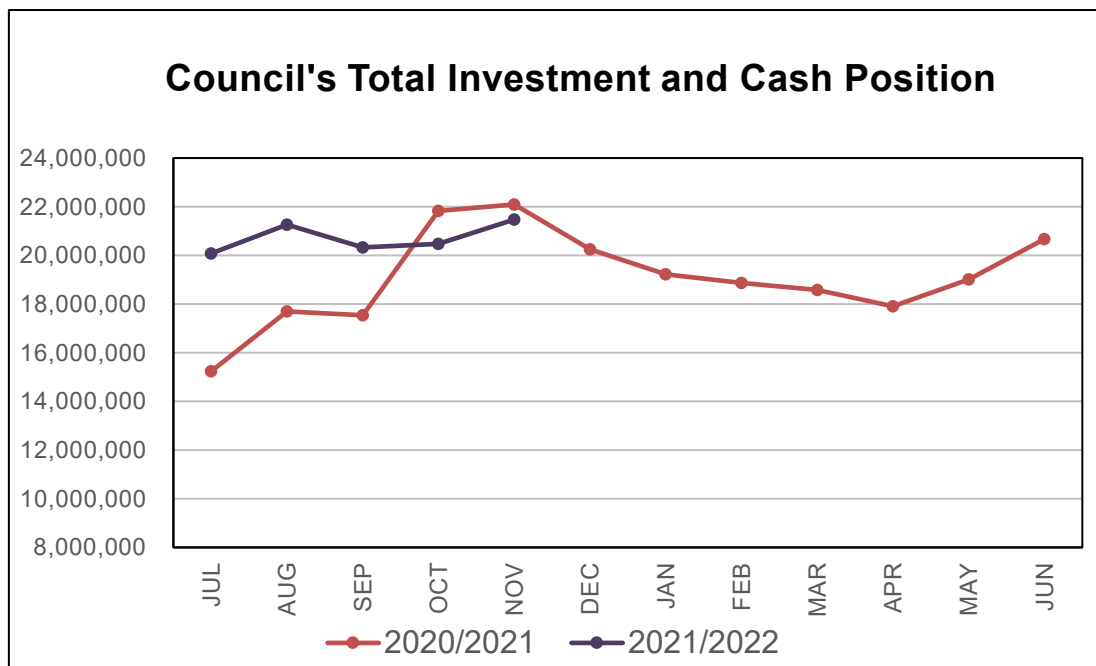
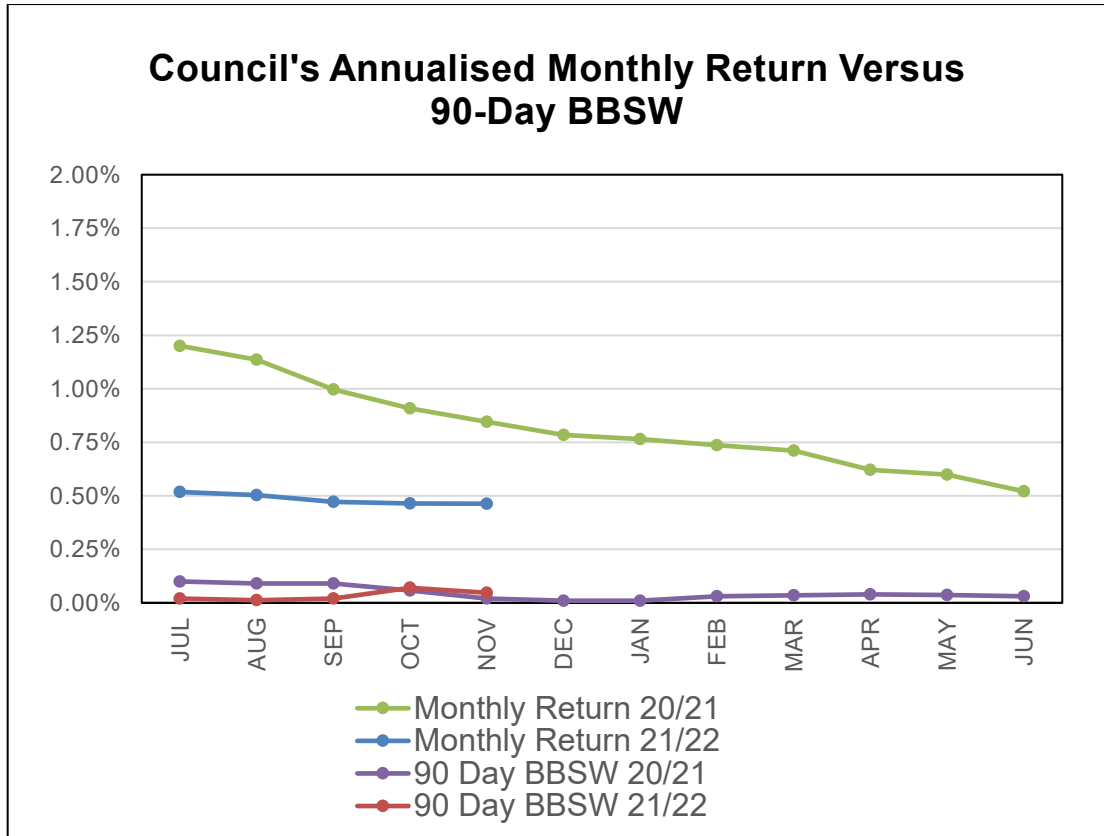
For Council to endorse the Report of Council Investments as at 30 November 2021.

Report:

This report provides details of Council's Investment Portfolio as at 30 November 2021.

Council's total investment and cash position as at 30 November 2021 is \$21,472,530. Investments earned interest of \$6,568 for the month of November 2021.

Council's monthly net return on Term Deposits annualised for November of 0.46% outperformed the 90 day Bank Bill Swap Rate of 0.05%.



REGISTER OF INVESTMENTS AND CASH AS AT 30 NOVEMBER 2021					
Institution	Method	Rating	Maturity	Amount \$	Interest Rate
Bank of Queensland	Curve	A2/BBB+	07/12/2021	500,000	0.400%
NAB	Direct	A1+/AA-	07/12/2021	500,000	0.400%
Macquarie Bank	Curve	A1/A+	11/01/2022	500,000	0.700%
CBA	Direct	A1+/AA-	25/01/2022	500,000	0.370%
NAB	Direct	A1+/AA-	08/02/2022	500,000	0.400%
NAB	Direct	A1+/AA-	22/02/2022	500,000	0.350%
Westpac	Direct	A1+/AA-	01/03/2022	500,000	0.310%
ME Bank	Rim Sec	A2/BBB+	15/03/2022	500,000	0.450%
MyState Bank Ltd	Curve	A2/BBB	22/03/2022	500,000	0.500%
CBA	Direct	A1+/AA-	29/03/2022	500,000	0.290%
Macquarie Bank	Rim Sec	A1/A+	29/03/2022	500,000	0.450%
CBA	Direct	A1+/AA-	12/04/2022	500,000	0.410%
NAB	Direct	A1+/AA-	26/04/2022	500,000	0.350%
NAB	Direct	A1+/AA-	10/05/2022	500,000	0.350%
NAB	Direct	A1+/AA-	24/05/2022	500,000	0.350%
CBA	Direct	A1+/AA-	05/06/2022	500,000	0.410%
Westpac	Direct	A1+/AA-	07/06/2022	500,000	0.340%
Westpac	Direct	A1+/AA-	21/06/2022	500,000	0.350%
CBA	Direct	A1+/AA-	19/07/2022	500,000	0.410%
ME Bank	Rim Sec	A2/BBB+	02/08/2022	500,000	0.450%
CBA	Direct	A1+/AA-	16/08/2022	500,000	0.450%
NAB	Direct	A1+/AA-	30/08/2022	500,000	0.340%
CBA	Direct	A1+/AA-	13/09/2022	500,000	0.390%
Macquarie Bank	Curve	A1/A+	11/10/2022	500,000	0.500%
CBA	Direct	A1+/AA-	18/10/2022	500,000	0.460%
CBA	Direct	A1+/AA-	01/11/2022	500,000	0.700%
CBA	Direct	A1+/AA-	01/11/2022	500,000	0.700%
NAB	Direct	A1+/AA-	15/11/2022	500,000	0.530%
Reliance Bank	Direct	Unrated	22/11/2022	500,000	0.400%
Macquarie Bank	Rim Sec	A1/A+	29/11/2022	500,000	0.500%
Westpac	Direct	A1+/AA-	29/11/2022	500,000	0.550%
NAB	Direct	A1+/AA-	20/06/2023	500,000	0.600%
Westpac	Direct	A1+/AA-	15/08/2023	500,000	0.530%
Westpac	Direct	A1+/AA-	10/10/2023	500,000	0.720%
Total Investments				17,000,000	0.453%
Commonwealth Bank - At Call Account ⁽¹⁾				1,411,044	0.150%
Commonwealth Bank Balance - General ⁽¹⁾				2,906,031	0.000%
Reliance Bank ⁽¹⁾				155,455	0.000%
TOTAL INVESTMENTS & CASH				21,472,530	
Benchmarks:		BBSW 90 Day Index ⁽¹⁾			0.048%
		RBA Cash Rate ⁽¹⁾			0.100%

1. % Interest rates as at end of reporting period

Summary of Investment Movements - November 2021		
Financial Institution	Investment/(Recall) Amount \$	Commentary
CBA	(500,968)	Term Deposit Matured 02/11/2021
CBA	500,000	Term Deposit Reinvested 02/11/2021
CBA	(502,735)	Term Deposit Matured 09/11/2021
CBA	500,000	Term Deposit Reinvested 09/11/2021
NAB	(502,742)	Term Deposit Matured 16/11/2021
NAB	500,000	Term Deposit Reinvested 16/11/2021
Macquarie Bank	(502,493)	Term Deposit Matured 23/11/2021
Macquarie Bank	500,000	Term Deposit Reinvested 23/11/2021
Reliance Bank	(503,279)	Term Deposit Matured 23/11/2021
Reliance Bank	500,000	Term Deposit Reinvested 23/11/2021
Westpac	(502,387)	Term Deposit Matured 30/11/2021
Westpac	500,000	Term Deposit Reinvested 30/11/2021
Macquarie Bank	(502,493)	Term Deposit Matured 30/11/2021
Macquarie Bank	500,000	Term Deposit Reinvested 30/11/2021

Long Term Credit Rating (or Moody's, Fitch, S&P or Equivalent)	Policy Maximum	Current Holding %	Current Holding \$
TCorp IM Funds	100%	0%	-
AAA – AA Category	100%	74%	12,500,000
A- Category	40%	12%	2,000,000
BBB+ Category	30%	9%	1,500,000
BBB Category	10%	3%	500,000
BBB- Category and below: Local ⁽²⁾ ADI's	5%	3%	500,000
BBB+ / BBB / BBB- & below categories combined	30%	15%	N/A
2. ADI's located within the Local Government Area			17,000,000

Individual Institution Limit	Rating	Policy Maximum	Current Holding
Bank of Queensland	A2/BBB+	1,000,000	500,000
CBA	A1+/AA-	5,000,000	4,500,000
Macquarie Bank	A1/A+	3,000,000	2,000,000
ME Bank	A2/BBB+	1,000,000	1,000,000
MyState Bank Ltd	A2/BBB	500,000	500,000
NAB	A1+/AA-	5,000,000	5,000,000
Reliance Bank	Unrated	500,000	500,000
Westpac	A1+/AA-	5,000,000	2,500,000

RESTRICTED CASH, CASH EQUIVALENTS & INVESTMENTS		
	Actual 30/06/2021 \$ 000's	Forecast* 30/06/2022 \$ 000's
External Cash Restrictions	12,640	9,633
Internal Cash Restrictions	7,476	5,026
TOTAL RESTRICTED ASSETS	20,116	14,659

*The Forecast 30/06/2022 Restricted Cash and Investments figures are subject to change pending finalisation of the 2021/22 Financial Statement audit.

CERTIFICATION – RESPONSIBLE ACCOUNTING OFFICER

I, Tiffaney Irlam, certify that the investments listed in this report have been made in accordance with s625 of the Local Government Act (1993), the Local Government (General) Regulation (2005) and Council Policy.

Risk/Policy/Legislation Considerations:

The Responsible Accounting Officer must table a written report to Council on money invested pursuant to s625 of the Local Government Act (1993). Investments made are in accord with the framework established within Council's Investment Policy.

Council has received approval from TCorp for an amendment to the investment conditions, imposed as part of their conditions of borrowing, to enable increased investment with Reliance Bank. This approval is subject to a further reduction of Council's ability to invest in BBB+/BBB investments from 30% to 25% however will enable Council to increase its holding with Reliance Bank from 5% to 10%.

An amendment to Council's Investment Policy to reflect the amended conditions will be tabled in early 2022.

Budget Implications:

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

Enclosures (following report)

Nil

Attachments (separate document)

Nil

19) REPORT OF COUNCIL INVESTMENTS AS AT 31 DECEMBER 2021

Department: Corporate Services

Author: Chief Financial Officer

CSP Link: 2. Local Governance and Finance

File No: FM.IN.1

Recommendation:

1. That the report indicating Council's investment position as at 31 December 2021 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

Reason for Report:

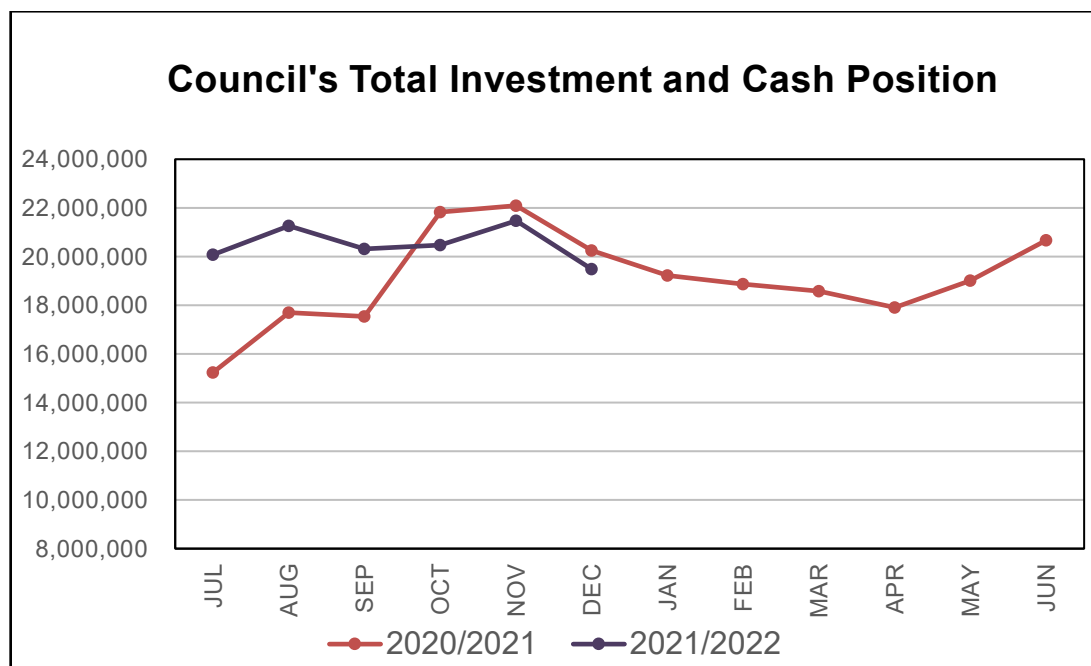
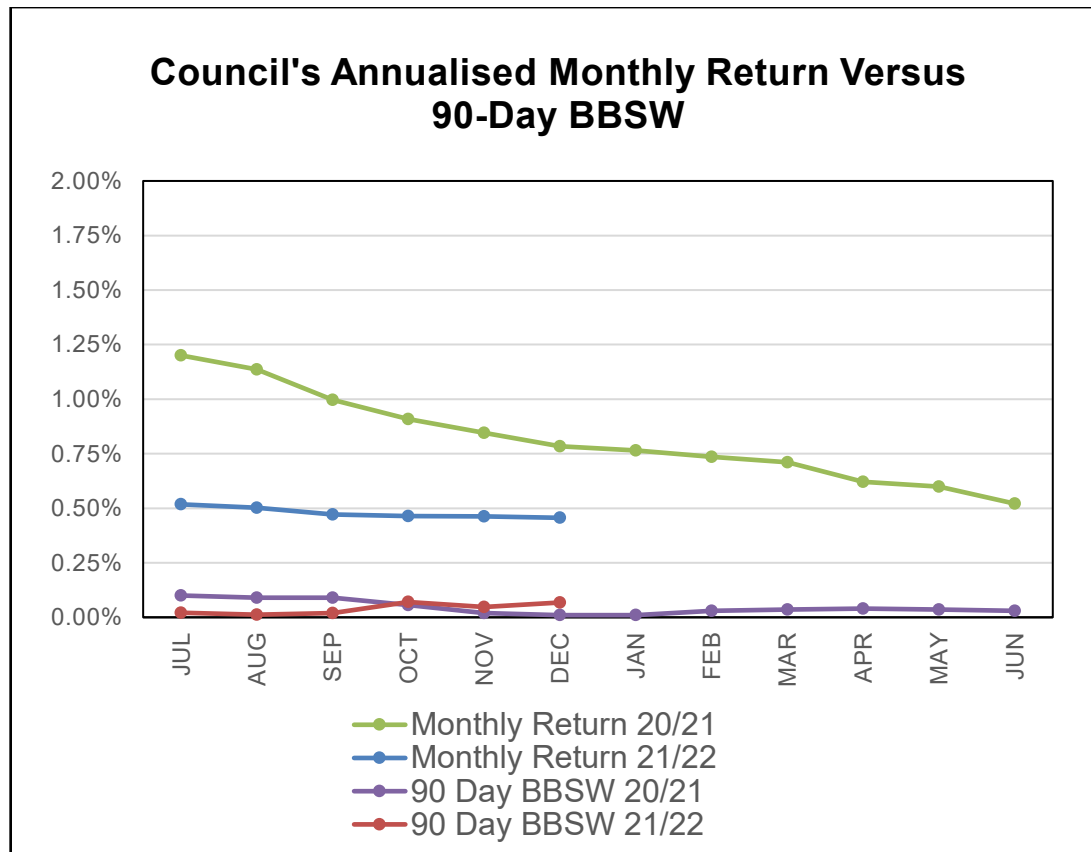
For Council to endorse the Report of Council Investments as at 31 December 2021.

Report:

This report provides details of Council's Investment Portfolio as at 31 December 2021.

Council's total investment and cash position as at 31 December 2021 is \$19,479,955. Investments earned interest of \$6,759 for the month of December 2021.

Council's monthly net return on Term Deposits annualised for December of 0.46% outperformed the 90 day Bank Bill Swap Rate of 0.07%.



REGISTER OF INVESTMENTS AND CASH AS AT 31 DECEMBER 2021					
Institution	Method	Rating	Maturity	Amount \$	Interest Rate
Macquarie Bank	Curve	A1/A+	11/01/2022	500,000	0.700%
CBA	Direct	A1+/AA-	25/01/2022	500,000	0.370%
NAB	Direct	A1+/AA-	08/02/2022	500,000	0.400%
NAB	Direct	A1+/AA-	22/02/2022	500,000	0.350%
Westpac	Direct	A1+/AA-	01/03/2022	500,000	0.310%
ME Bank	IAM	A2/BBB+	15/03/2022	500,000	0.450%
MyState Bank Ltd	Curve	A2/BBB	22/03/2022	500,000	0.500%
CBA	Direct	A1+/AA-	29/03/2022	500,000	0.290%
Macquarie Bank	IAM	A1/A+	29/03/2022	500,000	0.450%
CBA	Direct	A1+/AA-	12/04/2022	500,000	0.410%
NAB	Direct	A1+/AA-	26/04/2022	500,000	0.350%
NAB	Direct	A1+/AA-	10/05/2022	500,000	0.350%
NAB	Direct	A1+/AA-	24/05/2022	500,000	0.350%
Westpac	Direct	A1+/AA-	07/06/2022	500,000	0.340%
Westpac	Direct	A1+/AA-	21/06/2022	500,000	0.350%
CBA	Direct	A1+/AA-	05/07/2022	500,000	0.410%
CBA	Direct	A1+/AA-	19/07/2022	500,000	0.410%
ME Bank	IAM	A2/BBB+	02/08/2022	500,000	0.450%
CBA	Direct	A1+/AA-	16/08/2022	500,000	0.450%
NAB	Direct	A1+/AA-	30/08/2022	500,000	0.340%
CBA	Direct	A1+/AA-	13/09/2022	500,000	0.390%
CBA	Direct	A1+/AA-	27/09/2022	500,000	0.410%
Macquarie Bank	Curve	A1/A+	11/10/2022	500,000	0.500%
CBA	Direct	A1+/AA-	18/10/2022	500,000	0.460%
CBA	Direct	A1+/AA-	01/11/2022	500,000	0.700%
NAB	Direct	A1+/AA-	15/11/2022	500,000	0.530%
Reliance Bank	Direct	Unrated	22/11/2022	500,000	0.400%
Macquarie Bank	IAM	A1/A+	29/11/2022	500,000	0.500%
Westpac	Direct	A1+/AA-	29/11/2022	500,000	0.550%
Bank of Queensland	Curve	A2/BBB+	06/12/2022	500,000	0.650%
NAB	Direct	A1+/AA-	06/12/2022	500,000	0.650%
NAB	Direct	A1+/AA-	20/06/2023	500,000	0.600%
Westpac	Direct	A1+/AA-	15/08/2023	500,000	0.530%
Westpac	Direct	A1+/AA-	10/10/2023	500,000	0.720%
Total Investments				17,000,000	0.459%
Commonwealth Bank - At Call Account ⁽¹⁾				1,111,218	0.150%
Commonwealth Bank Balance - General ⁽¹⁾				1,224,314	0.000%
Reliance Bank ⁽¹⁾				144,424	0.000%
TOTAL INVESTMENTS & CASH				19,479,955	
Benchmarks:		BBSW 90 Day Index ⁽¹⁾			0.068%
		RBA Cash Rate ⁽¹⁾			0.100%

1. % Interest rates as at end of reporting period

Summary of Investment Movements - December 2021		
Financial Institution	Invst/(Recall) Amount \$	Commentary
Bank of Queensland	(501,036)	Term Deposit Matured 07/12/2021
Bank of Queensland	500,000	Term Deposit Reinvested 07/12/2021
NAB	(501,726)	Term Deposit Matured 07/12/2021
NAB	500,000	Term Deposit Reinvested 07/12/2021

Long Term Credit Rating (or Moody's, Fitch, S&P or Equivalent)	Policy Maximum	Current Holding %	Current Holding \$
TCorp IM Funds	100%	0%	-
AAA – AA Category	100%	74%	12,500,000
A- Category	40%	12%	2,000,000
BBB+ Category	30%	9%	1,500,000
BBB Category	10%	3%	500,000
BBB- Category and below: Local ⁽²⁾ ADI's	5%	3%	500,000
BBB+ / BBB / BBB- & below categories combined	30%	15%	N/A
2. ADI's located within the Local Government Area			17,000,000

Individual Institution Limit	Rating	Policy Maximum	Current Holding
Bank of Queensland	A2/BBB+	1,000,000	500,000
CBA	A1+/AA-	5,000,000	5,000,000
Macquarie Bank	A1/A+	3,000,000	2,000,000
ME Bank	A2/BBB+	1,000,000	1,000,000
MyState Bank Ltd	A2/BBB	500,000	500,000
NAB	A1+/AA-	5,000,000	4,500,000
Reliance Bank	Unrated	500,000	500,000
Westpac	A1+/AA-	5,000,000	3,000,000

RESTRICTED CASH, CASH EQUIVALENTS & INVESTMENTS		
	Actual 30/06/2021 \$ 000's	Forecast* 30/06/2022 \$ 000's
External Cash Restrictions	12,640	9,633
Internal Cash Restrictions	7,476	5,026
TOTAL RESTRICTED ASSETS	20,116	14,659

*The Forecast 30/06/2022 Restricted Cash and Investments figures are subject to change pending finalisation of the 2021/22 Financial Statement audit.

CERTIFICATION – RESPONSIBLE ACCOUNTING OFFICER

I, Tiffaney Irlam, certify that the investments listed in this report have been made in accordance with s625 of the Local Government Act (1993), the Local Government (General) Regulation (2005) and Council Policy.

Risk/Policy/Legislation Considerations:

The Responsible Accounting Officer must table a written report to Council on money invested pursuant to s625 of the Local Government Act (1993). Investments made are in accord with the framework established within Council's Investment Policy.

Council has received approval from TCorp for an amendment to the investment conditions, imposed as part of their conditions of borrowing, to enable increased investment with Reliance Bank. This approval is subject to a further reduction of Council's ability to invest in BBB+/BBB investments from 30% to 25% however will enable Council to increase its holding with Reliance Bank from 5% to 10%.

An amendment to Council's Investment Policy to reflect the amended conditions will be tabled in early 2022.

Budget Implications:

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

Enclosures (following report)

Nil

Attachments (separate document)

Nil

20) INFORMATION TECHNOLOGY QUARTERLY REPORT**Department:** Corporate Services**Author:** Manager Information Technology**CSP Link:** 2. Local Governance and Finance**File No:** GO.ME.1**Recommendation:**

That Council receive and note the Information Technology report for the October to December 2021 quarter.

Reason for Report:

To update Council on Information Technology activities and performance for the October to December 2021 quarter.

Report:

The roll-out of Council's capital expenditure program for the 2021/22 year is continuing. The following is an overview of activities:

- Computer hardware replacement program is complete
- Procurement and configuration of new Councillor devices is now complete

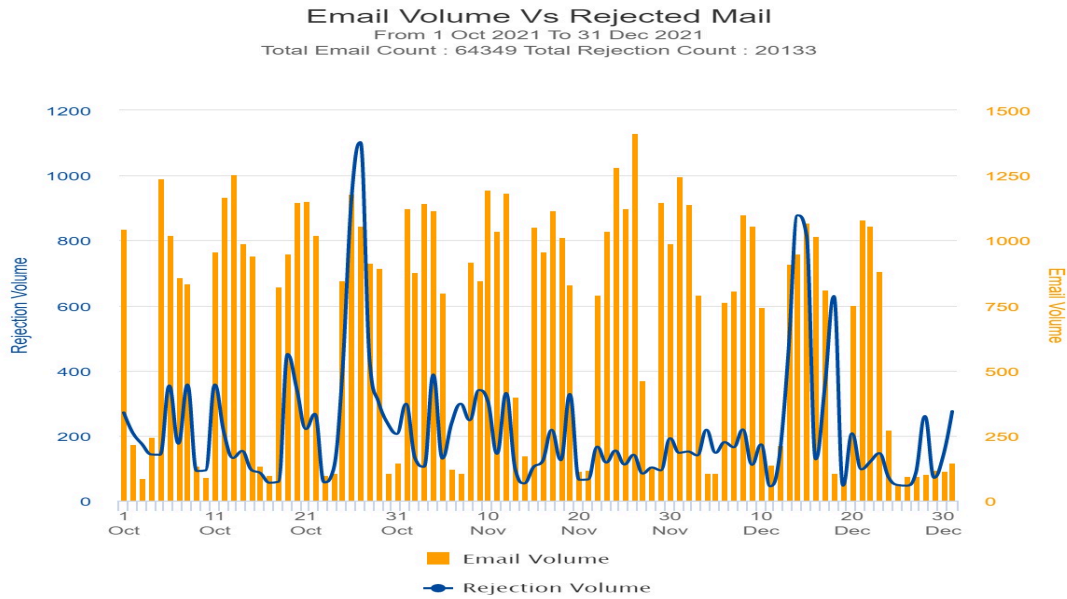
Council is currently in the early stages of migrating email systems to the Cloud. All Councillor and some staff email accounts now reside in the Cloud and we are relocating some shared data to Microsoft SharePoint, OneDrive and Teams for ease of collaboration.

Council received an approach from State Library of NSW to fund in kind replacement firewalls, subsidise licensing and high speed Internet connection valued at around \$12k. This will enable Blayney Library to receive a faster service, via the Council Administration Office for public PC use at the Library. The faster speed Internet connection will attract a \$0 installation cost due to NBN Co Enterprise Ethernet free install program, saving approximately \$15,000.

The Anti-Virus Software on Council's internal network reported zero threats for the quarter.

Email Filtering Statistics

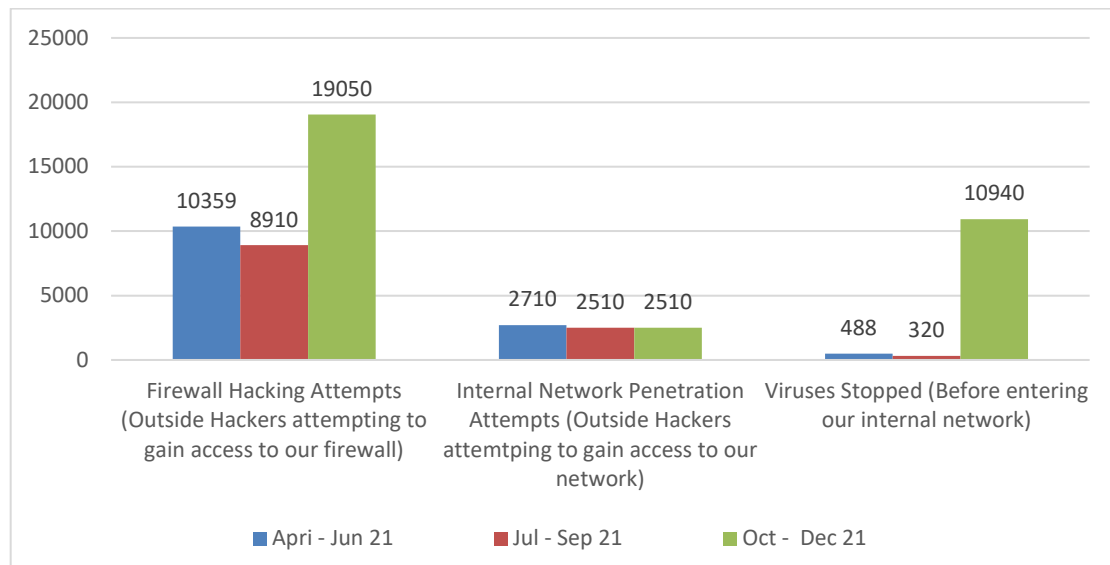
Council has not had any malicious emails enter the network during the quarter with all being stopped by the email filtering service. The following table provides an overview of email volume to emails rejected for the quarter.



Firewall Statistics

The number of threats to Council’s Firewall has risen sharply over the last quarter when compared to the previous 2 quarters. The below graph provides a comparison of activity for the quarter to previous quarters of the calendar year and reflects hackers looking for open ports on the Internet to try to penetrate. This graph does not indicate hackers deliberately targeting Council’s network. As Council has no open ports, there were no successful attempts made.

Firewall Threats



Risk/Policy/Legislation Considerations:

Cyber threats are noted within Council’s Corporate Risk Register with mitigating controls in place.

Budget Implications:

Council has provision within its Operational Plan for costs associated with Information Technology support and licencing arrangements.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

21) LEASE OF INDUSTRIAL LAND FOR AGISTMENT PURPOSES

Department: Corporate Services

Author: Director Corporate Services

CSP Link: 3. The Local and Visitor Economy

File No: PM.TN.10

Recommendation:

That Council lease industrial land for the period 1 February 2022 to 29 February 2024 with a 1 year option to the following party:

Tender lot 2: 8 Tollbar Street (Lot 1 DP 842577): C.Cornwall \$350 p.a.

Reason for Report:

For Council to consider an expression of interest received for Lease of Industrial Land for Agistment Purposes not previously allocated.

Report:

Council advertised Expressions of Interest for Lease of Industrial Land for Agistment Purposes (EOI 19/2020) closing 3 February 2021. At the February 2021 meeting Council resolved to lease land and advertise the remaining lot, Tender Lot 2, not allocated. There are 12 lots of land of various sizes located in the Blayney Industrial Area available for lease. A condition of leasing for this land is that 4 weeks' notice can be given to the lessee to vacate if Council has an interested party to purchase or lease land for a commercial purpose.

Council has received an expression of interest for Tender Lot 2 in the amount of \$350 p.a. The applicant has also indicated that this is the first lease of land entered into and has provided no details of experience with maintaining land for agistment. This is not considered a material risk as Council has a six monthly inspection regime to ensure land is maintained satisfactorily.

It should be noted that this lot does not have access to water.

The leasing of land assists Council with management of land for fire and weeds while affording the opportunity for interested parties to obtain access to the land for animal grazing.

The lease is set for up to 3 years with a common expiry, with other leases, of 29 February 2024 and a 1 year option. Lease charges are indexed annually based on the All Australian Weighted Consumer Price Index published for the December quarter. The term is proposed to commence from 1 February 2022.

Council approved the lease of this land at its August 2021 meeting however that applicant did not execute the agreement, furnish insurance or pay the lease fee.

Council support of this recommendation will result in all available Industrial Land for agistment to be leased.

Risk/Policy/Legislation Considerations:

Should Council choose not to allocate this lease a program of maintenance of land will be required to manage weeds and fire hazards.

Budget Implications:

Income generated will help to offset expenditure associated with land held including insurance and land rates.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

22) MINUTES OF THE AUDIT, RISK AND IMPROVEMENT COMMITTEE MEETING HELD 16 NOVEMBER 2021

Department: Corporate Services

Author: Director Corporate Services

CSP Link: 2. Local Governance and Finance

File No: CM.ME.17

Recommendation:

1. That the Minutes of the Audit Risk and Improvement Committee meeting held 16 November 2021 be received.
2. That the report on the Guidelines for Risk Management and Internal Audit Framework and the overview by Donna Rygate be noted and considered for inclusion into a submission by Council.
3. That updated responses to outstanding individual action items from the original report of the the Errowanbang Road – Review of Procurement and Project Management be provided with a view to expediting the closure of these matters.
4. That the correspondence from the Chairperson, Phil Burgett, indicating that he will not be seeking appointment in the next term be noted.
5. That the committee acknowledge the contribution of the Chair in guiding the committee, on all the key issues falling within the scope of the Audit Risk and Improvement Committee.

Reason for Report:

For Council to endorse the minutes of the Blayney Shire Audit Risk and Improvement committee meeting held 16 November 2021.

Report:

The minutes of the Audit, Risk and Improvement Committee held 16 November 2021 are tabled below.

MINUTES OF THE BLAYNEY SHIRE COUNCIL AUDIT, RISK & IMPROVEMENT COMMITTEE MEETING HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY CENTRE, ON 16 NOVEMBER 2021, COMMENCING AT 9.04AM

Present: Phillip Burgett (Independent - Chair), Donna Rygate (Independent), Cr. David Somerville (Councillor), Rebecca Ryan (General Manager), Karen Taylor (NSW Audit Office), Anton Franze (Director Corporate Services – Secretariat), Tiffany Irlam (Chief Financial Officer).

APOLOGIES

Vicki Walker (WHS & Risk Coordinator); John O'Malley (Intentus)

DISCLOSURES OF INTEREST

Nil.

CONFIRMATION OF MINUTES

RECOMMENDED:

That the Minutes of the Audit, Risk & Improvement Committee held on 27 August 2021 be confirmed.

Donna Rygate/David Somerville

MATTERS ARISING FROM THE MINUTES

Nil.

Reports

WHS AND RISK REPORT

Recommendation:

That the WHS and Risk Coordinator report be received.

David Somerville/Donna Rygate

CFO REPORT - 1 SEPTEMBER 2021 - 12 NOVEMBER 2021

Recommendation:

That the Chief Financial Officer report on Finance activities be received.

Donna Rygate/David Somerville

AUDIT OFFICE UPDATE

Recommendation:

That the verbal presentation from the NSW Audit Office, the 2020/21 Financial Statements for year ended 30 June 2021 and Closing Engagement Report from the NSW Audit Office be noted.

David Somerville/Donna Rygate

Karen Taylor, NSW Audit Office left meeting at 9.45am.

**RISK MANAGEMENT AND INTERNAL AUDIT FRAMEWORK
REVISED GUIDELINES**

Recommendation:

That the report on the Guidelines for Risk Management and Internal Audit Framework and the overview by Donna Rygate be noted and considered for inclusion into a submission by Council.

David Somerville/Donna Rygate

REVIEW OF COUNCIL QUARRIES UPDATE

Recommendation:

That the progress update on the Legislative Compliance Review of Quarry Operations be noted.

Donna Rygate/David Somerville

ERROWANBANG ROAD – REVIEW OF PROCUREMENT AND PROJECT MANAGEMENT**Recommendation:**

1. That the report on the Errowanbang Road – Review of Procurement and Project Management be received.
2. That updated responses to outstanding individual action items from the original report be provided with a view to expediting the closure of these matters.

David Somerville/Donna Rygate

SCHEDULE OF OUTSTANDING AUDIT RECOMMENDATIONS**Recommendation:**

That the Schedule of Outstanding Audit Recommendations report be received.

Donna Rygate/David Somerville

PRESCRIBED FUNCTIONS ACTIVITY REPORT**Recommendation:**

That the report on Prescribed Functions Activities be received.

David Somerville/Donna Rygate

UPDATE ON MAJOR DEVELOPMENTS**Recommendation:**

That the Update on Major Developments report be received.

Donna Rygate/David Somerville

RETIREMENT OF CHAIRPERSON

1. That the correspondence from the Chairperson, indicating that he will not be seeking appointment in the next term, be noted.
2. That the Committee acknowledge the contribution of the Chair in guiding the committee, on all the key issues falling within the scope of the Audit Risk and Improvement Committee.

David Somerville/Donna Rygate

Meeting closed: 10.53am

Risk/Policy/Legislation Considerations:

The Audit, Risk and Improvement Committee (the Committee) has been established to promote good corporate governance in Council. Good corporate governance of the Council ensures that the people of Blayney Shire receive the services that they need in an effective and efficient manner, delivered with honesty and integrity.

The objective of the Committee is to provide independent assurance and assistance to Council with respect to the following key areas as per Section 428A of the Local Government Amendment (Governance and Planning) Act 2016. Such areas include compliance; risk management; fraud control;

internal control; financial management; governance; service reviews; other matters prescribed by the regulations, and execution of Council functions.

The Committee is an independent advisory Committee that assists the Council to fulfil its oversight responsibilities.

Budget Implications:

Costs associated with holding of Committee meetings, sitting fees for independent members and associated service reviews / audits are provided for in Council's 2021/22 Operational Plan for this purpose.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

23) DIRECTOR INFRASTRUCTURE SERVICES MONTHLY REPORT

Department: Infrastructure Services

Author: Director Infrastructure Services

CSP Link: 1. Public Infrastructure and Services

File No: GO.ME.1

Recommendation:

That the Director Infrastructure Services Monthly Report for December 2021 January 2022 be received and noted.

Reason for Report:

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

Report:**Topical Matters**Mainstreet Plans

Council has received the latest version of the Blayney Mainstreet Masterplan that considers the community feedback and survey results from the public exhibition and engagement period.

Council will review this in coming weeks and seek further community feedback.

The Millthorpe concept is expected to be provided by Place Design Group by February.

Major ContractsKGO Change Rooms

The Contractor has recommenced work after the Christmas closedown with the start of the excavation of the footings to be followed by the concrete slabs. Works have been held up due to the rain events during November and December last year.

Gallymont Road Bridge

As a result of wet weather delays and engagement with local landholders requiring access, the project has been postponed by Council until April 2022, with completion scheduled for mid-June.

Bridges Replacement Tender

Council has been notified by Transport for NSW that it has approved variations for the construction of Leabeater Street Bridge over Grubbenbun Creek and Lucan Road Bridge over Limestone Creek. Council will continue to negotiate the final contractual matters with Murray Constructions, and a report provided to a future Council meeting to accept the Tender submission considered at the October 2021 ordinary meeting of Council.

Major WorksCarcoar Street

Excluding line marking, Stage 4 road works have now been completed, with resealing of approach roads underway at the time of writing.

Panuara Road Reconstruction

The contractor has established on site, and setup traffic control, with works commencing in the first week of January.

Hobbys Yards Road Repair

Stage 1 works (the first 900m west of Three Brothers Road) are now fully complete, including the culvert crown slab and repair works. Stage 2 works are currently underway, with stabilising works to be completed in early January.

It is expected that the stage 2 works will be completed by March pending inclement weather.

Stormwater Drainage – Oliver Street to Frog Hollow

Planning works have been completed, and materials delivered to site. Preliminary site works have commenced, however due to rain experienced in the first week of January and with more expected, commencement has again been deferred due to unworkable site conditions.

Road Maintenance Works

Road maintenance works including pothole patching, vegetation management, gravel road maintenance and signage works have been undertaken in the Carcoar, Blayney, Forest Reefs, Newbridge, Millthorpe, and Hobbys Yards areas.

Gravel Re-sheeting

Re-sheeting works have recently been undertaken along West Wimbledon Road and Village Road.

Heavy Patching

Heavy patching of Moorilda Road is expected to be complete by mid-January, pending inclement weather.

Reseals

The resealing of Forest Reefs Road, Spring Hill Road, Spring Terrace Road, and Crouch Street are complete, with remaining reseals expected to be completed by February pending inclement weather.

Culvert Renewal Program

Quotation submissions for the Spalling Repair Contract were assessed by Council officers, and two different contractors were awarded contracts for separable portions of the Culvert Renewal Program works. Both contractors are expected to commence these works in February.

FootpathsVictoria Street Millthorpe Underpass Footpath

With linemarking being undertaken in early December works on this project have now been completed.

Boomerang Street, Millthorpe

The footpath linking the 2020/21 footpath works to the Millthorpe Skate Park is complete, with the final link between the envelope of the skate park to the path in the verge to be completed by the skate park contractor.

Assets

Assets staff have commenced assessment of all pram ramps in Blayney and the villages, as an input to the review of the Active Movement Strategy.

Staff are also, working on revising the full suite of asset management documentation, including the asset management policy, strategy and individual asset management plans, as required by the NSW Government Integrated Planning and Reporting Framework.

Parks and Recreation

With the arrival of warmer weather, and ongoing rain, we are continuing to see an increase in routine maintenance, with open spaces and sporting ovals.

Belubula River Walk – Stage 3

The survey and design have been completed; all permits from Fisheries etc. have been approved. Quotations have commenced for the boardwalk and foot bridge.

Redmond Oval Junior Skate Park

Council's contractor has completed the concrete works at the skate park, with surrounding earthworks, landscaping, footpath, fencing, water bubbler and seating installation to be scheduled.

Neville Multipurpose Court

The acrylic surface has now been applied to the concrete slab, and fencing, and surrounding earthworks have been completed, with installation of netball posts and tennis net installed prior to Christmas. Surrounding landscaping works will see the project finalised.

Wastewater

The NSW Public Health Unit has requested Council undertake sampling for COVID-19 testing, once per week. Sampling from 23 November did detect fragments of the virus, but the 29 November testing did not detect any fragments.

The most recent testing on the 6 and 13 December 2021, fragments were detected.

Issues associated with the blocking of the intake filters at the Recycled Water Treatment Plant have now been resolved. As a result, Council can now proceed with the validation of the Section 60 approval.

Fleet and Plant

Workshop staff have been busy performing regular services and repairs on fleet and plant.

Risk/Policy/Legislation Considerations:

Information report only

Budget Implications:

Information report only

Enclosures (following report)

Nil

Attachments (separate document)

Nil

24) MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 3 DECEMBER 2021

Department: Infrastructure Services

Author: Director Infrastructure Services

CSP Link: 4. Community, Sport, Heritage and Culture

File No: TT.ME.1

Recommendation:

1. That the minutes of the Blayney Traffic Committee Meeting, held on Friday 3 December 2021, be received and noted.
2. That:
 - a. Council endorses the draft Guidelines for Rural School Bus Routes and Bus Stops for the purposes of public exhibition for a period of not less than 28 days.
 - b. a further report, detailing any submissions received, be presented to the Traffic Committee following the conclusion of the exhibition period.
3. That Council endorse the Traffic Guidance Scheme (TGS) for the annual Blayney Show, to be staged on 19 March 2022 on Blayney Showground, Marshalls Lane, as a Class 3 event, subject to the conditions detailed in the Director Infrastructure Services' Report with the amendment of the words TCP for TGS.
4. That Council endorse the Traffic Management Plan for the Millthorpe Market event, to be staged on 3 April 2022 on Redmond Oval as a Class 2 event, subject to the conditions detailed in the Director Infrastructure Services' Report with the amendment of words TCP to Traffic Guidance Scheme (TGS) and an additional 50km zone sign as motorists exit the 40km zone install on all 40/50 interfaces on the TGS.

MINUTES OF THE BLAYNEY SHIRE COUNCIL TRAFFIC COMMITTEE MEETING HELD VIA ZOOM, ON 3 DECEMBER 2021, COMMENCING AT 10:10AM**PRESENT**

Members: Reg Rendall (Paul Toole Representative), Wayde Hazelton (TfNSW), Michael Chooi (NSW Police).

Present: Grant Baker (Director Infrastructure Services – Nominated Chair), Nikki Smith (Administration Officer).

APOLOGIES

Nil.

MATTERS ARISING FROM THE MINUTES

Nil.

CONFIRMATION OF MINUTES**MINUTES OF THE PREVIOUS MEETING BLAYNEY SHIRE
COUNCIL TRAFFIC COMMITTEE MEETING HELD 8
OCTOBER 2021****Recommendation:**

That the Minutes of the Ordinary Council Meeting held on Friday 8 October 2021, be confirmed to be a true and accurate record of that meeting.

(Reg Rendall/Mick Chooi)

REPORTS**20211203:01 GUIDELINES FOR RURAL SCHOOL BUS ROUTES AND
BUS STOPS****Recommendation:**

1. That Council endorses the draft Guidelines for Rural School Bus Routes and Bus Stops for the purposes of public exhibition for a period of not less than 28 days.
2. That a further report, detailing any submissions received, be presented to the Traffic Committee following the conclusion of the exhibition period.

(Mick Chooi/Wayde Hazelton)

20211203:02 STREET EVENT - BLAYNEY SHOW 19 MARCH 2022**Recommendation:**

That Council endorse the Traffic Guidance Scheme (TGS) for the annual Blayney Show, to be staged on 19 March 2022 on Blayney Showground, Marshalls Lane, as a Class 3 event, subject to the conditions detailed in the Director Infrastructure Services' Report with the amendment of the words TCP for TGS.

(Wayde Hazelton/Reg Rendall)

20211203:03 STREET EVENT - MILLTHORPE MARKET - 3 APRIL 2022**Recommendation:**

That Council endorse the Traffic Management Plan for the Millthorpe Market event, to be staged on 3 April 2022 on Redmond Oval as a Class 2 event, subject to the conditions detailed in the Director Infrastructure Services' Report with the amendment of words TCP to Traffic Guidance Scheme (TGS) and an additional 50km zone sign as motorists exit the 40km zone install on all 40/50 interfaces on the TGS.

(Reg Rendall/Mick Chooi)

TRAFFIC REGISTER

TRAFFIC REGISTER

Noted.

20201009:12 **CURVE SPEED ADVISORY SIGNS – ERROWANBANG ROAD**

Previous action was to assess Errowanbang Road for curve speed advisory signage and prepare report back to December meeting.

Action: TfNSW to organise for the assessment and report back to Traffic Committee.

GENERAL BUSINESS

MILLTHORPE BIKE SHOW – 11 December 2021 discussed, NSW Police advised this would be an ordinary road event and has no requirement for the Traffic Committee for consideration.

INFORMAL MATTERS

CHIFLEY POLICE DISTRICT - SERIOUS/FATAL MVA REPORT - SEPTEMBER 2021

Actions

That the information be noted.

CHIFLEY POLICE DISTRICT - SERIOUS/FATAL MVA REPORT - OCTOBER 2021

Actions

That the information be noted.

FUTURE MEETING DATES - 2022

11 February 2022	5 August 2022
8 April 2022	7 October 2022
17 June 2022	9 December 2022

There being no further business, the meeting concluded at 10:50am.

COUNCIL ISSUES

Development of Policy and Guidelines for Advisory Signs.

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.

25) LAND ACQUISITION FOR ROAD RE-ALIGNMENT AT 133 CARBINE ROAD - COOPER

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.

26) LAND ACQUISITION FOR ROAD RE-ALIGNMENT AT 150 CARBINE 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.