

**MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING
HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY
CENTRE, ON 27 JUNE 2022, COMMENCING AT 6.00PM**

Present: Crs S Ferguson (Mayor) (via Audio Visual Link), A Ewin, C Gosewisch, J Newstead, M Pryse Jones, B Reynolds and D Somerville (Deputy Mayor)

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

Deputy Mayor Cr David Somerville, in accordance with the Local Government Act (s369), will preside over the meeting of Council at the request of the Mayor Scott Ferguson.

ACKNOWLEDGEMENT OF COUNTRY

REQUEST FOR REMOTE ATTENDANCE

2206/001

RESOLVED:

That Council approves the attendance of Councillor Ferguson to the June 2022 Council meeting be audio visual link.

(Ewin/Pryse Jones)

CARRIED

RECORDING OF MEETING STATEMENT

DISCLOSURES OF INTEREST

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

Councillor /Staff	Interest	Item	Pg	Report	Reason
Cr Pryse Jones	Non Pecuniary (less than significant)	4	19	Tourism Development Fund Application	Administrator – Crown Lands – Junction Reefs Reserve Trust

CONFIRMATION OF MINUTES

**MINUTES OF THE PREVIOUS COUNCIL MEETING HELD 16
MAY 2022**

2206/002

RESOLVED:

That the Minutes of the Ordinary Council Meeting held on 16 May 2022, being minute numbers 2205/001 to 2205/022 be confirmed.

(Newstead/Ewin)

CARRIED

MATTERS ARISING FROM THE MINUTES

Nil

MINUTES OF THE PREVIOUS EXTRAORDINARY COUNCIL MEETING HELD 7 JUNE 2022

2206/003

RESOLVED:

That the Minutes of the Extraordinary Council Meeting held on 7 June 2022, being minute numbers 2206/E001 to 2206/E005 be confirmed.

(Pryse Jones/Gosewisch)

CARRIED**MATTERS ARISING FROM THE MINUTES**

Cr Reynolds expressed his disappointment that amendments were not made the Community Strategic Plan.

EXECUTIVE SERVICES REPORTS**ORANGE REGION DESTINATION MANAGEMENT PLAN**

2206/004

RESOLVED:

1. That Council endorse the draft Orange Region Destination Management Plan and;
2. That the draft Orange Region Destination Management Plan 2022 – 2026 be placed on public exhibition for a period of 28 days from Wednesday 29, June 2022 to Wednesday, 27 July 2022.

(Newstead/Ewin)

CARRIED

Cr Pryse Jones, having declared an interest, left the meeting.

TOURISM DEVELOPMENT FUND APPLICATION

2206/005

RESOLVED:

That Council approve \$1,000 to the Junction Reefs Reserve Trust under the 2021/22 Tourism Development Program.

(Reynolds/Newstead)

CARRIED

Cr Pryse Jones returned to the meeting.

CORPORATE SERVICES REPORTS**REPORT OF COUNCIL INVESTMENTS AS AT 31 MAY 2022**

2206/006

RESOLVED:

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

(Gosewisch/Reynolds)

CARRIED

**ADOPTION OF 2022/23 - 2025/26 DELIVERY PROGRAM AND
2022/23 OPERATIONAL PLAN**

2206/007

RESOLVED:

1. That in accordance with s.402-406 of the Local Government Act 1993, the 2022/23 – 2025/26 Delivery Program and 2022/23 Operational Plan be adopted by Council;
2. That Council adopt the Revenue Policy for 2022/23, as outlined in the 2022/23 Operational Plan;
3. That Council adopt the Statement of Rating Structure and their respective short names as contained in the Operational Plan 2022/23 and make the Ordinary Rate and charges, including sewer charges and domestic waste management charges, pursuant to s.494 and s.496 of the Local Government Act 1993 and Waste Management Levy pursuant to s.501 of the Local Government Act 1993 detailed in the tables below:

Rating Structure for the 2022/23 Rating Year (2.5% increase)					
Category/Sub Category	No. of Assessments	Base Rate	Ad Valorem	Land Value	Total Yield
Residential					
Ordinary Rate	1,196	\$355	0.00192328	\$225,748,057	\$858,757
Blayney & Carcoar	1,373	\$355	0.00430972	\$121,393,400	\$1,010,585
Millthorpe	328	\$355	0.00175950	\$71,380,560	\$242,034
Business					
Ordinary Rate	93	\$455	0.00416860	\$14,819,620	\$104,092
Business Blayney	170	\$455	0.00838138	\$17,011,600	\$219,931
Business Millthorpe & Carcoar	57	\$455	0.00565993	\$8,693,600	\$75,140
Farmland					
Ordinary Rate	727	\$575	0.00225476	\$838,668,120	\$2,309,019
Mining					
Ordinary Rate	1	\$1,120	0.03936400	\$426,000	\$17,889
Mining Gold	-	\$1,120	0.04202500		
Mining Gold / Copper Combined	1	\$1,120	0.04272937	\$110,000,000	\$4,701,351
Total Yield	3,946			\$1,408,140,597	\$9,538,797

2022/23 Waste Charges

Charge Category and Description	Annual Charge	No. of Properties
Waste Management Levy	2022/23 Proposed	
Waste Management Levy <i>This is waste management charge is applied to all properties funding waste disposal services for the Blayney Shire</i>	\$44	4,060
Domestic Waste Management		
Domestic Waste Management Service Charge <i>This is applied to properties that have a residence within the waste collection area.</i>	\$348	2,630

Domestic Waste Management Availability Charge <i>This charge is applied to properties within the waste collection area that do not have a service but it is available i.e. vacant land</i>	\$60	285
Commercial (Non-Domestic) Waste Management		
Non-Domestic Waste Management Service Charge <i>This is applied to properties for non-domestic properties within the waste collection area</i>	\$448	336
Non-Domestic Waste Management Availability Charge <i>This charge is applied to properties within the waste collection area that do not have a service but it is available i.e. vacant land</i>	\$60	92
Non-Domestic Waste Service Management Charge for Charity and Not Profit Organisations <i>This is applied to the above properties for non-domestic properties within the waste collection area</i>	\$120	11
Extra Services		
Additional Garbage Charge – per red bin	\$318	94
Additional Recycling Charge – per yellow bin	\$130	31
Total Yield	\$1,302,270	

2022/23 Liquid Waste Charges

Commercial (Non-Residential)		
	Annual Fee	No. of Properties
Annual Trade Waste Fee	\$114	65
Annual Trade Waste Fee (Large Dischargers Category 3)	\$420	1
Liquid Trade Waste User Charges with Trade Waste Agreement (Category 1, Category 2/2s)	\$2.28	23
Liquid Trade Waste User Charges with No Trade Waste Agreement	\$22.10	12
Excess Mass Chargers for Category (3 Dischargers)	\$Per the table	
Water Testing Charges (if required)	\$294.00 per quarter	1
Estimated Total Yield	\$66,692	

Non Residential and Residential Sewer Charges

Non Residential					
	Annual Charge (Prior to SDF Factor)	No of Properties	Quarter Charge before SDF applied	Min. quarterly amount charged	TOTAL YIELD
20mm Water Service	\$616	161	\$154	\$184	\$616
25mm Water Service	\$940	21	\$235	\$184	\$940
32mm Water Service	\$1,532	18	\$383	\$184	\$1,532
40mm Water Service	\$2,400	11	\$600	\$184	\$2,400
50mm Water Service	\$3,744	24	\$936	\$184	\$3,744
80mm Water Service	\$9,568	1	\$2,392		\$9,568
100mm Water Service	\$15,000	6	\$3,750		\$15,000
150mm Water Service	\$33,752	2	\$8,438		\$33,752
Vacant/Unmetered	\$380	54			\$380
Usage Charge (per kl)	\$1.58				\$1.58
Estimated Total Yield					\$416,850

Residential			
	Access Charge	No of Properties	Total Yield
Connected	\$736	1,534	\$1,129,024
Vacant/Unmetered	\$380	100	\$38,000
Estimated Total Yield			\$1,167,024

Future Sewerage Infrastructure Charges

Future Sewerage Infrastructure Subsidy Charge			
	Access Charge	No of Properties	Total Yield
Connected - Residential	\$57	1,445	\$82,365
Connected - Business	\$57	240	\$13,680
Vacant (Unconnected)	\$57	154	\$8,778
Estimated Total Yield			\$104,823

4. That the schedule of financial assistance under the Community Financial Assistance Program, pursuant to s.356 Local Government Act be adopted.
5. That the Local Heritage Assistance Program, the Youth Week Grants Program, the Tourism Event Development Fund, and the Village Enhancement Program that financially assist others under s356 Local Government Act (1993) be adopted.
6. That Council note submissions received and the following amendments to the Schedule of Fees and Charges be made:

Proposed Fee	\$
<u>King George Oval Seasonal Hire</u> Junior Rugby League	\$924
<u>Blayney Showground</u> Additional hire days for seasonal users that have exhausted their seasonal allocation of use	\$130

7. That Council exhibit the following fees for a period of not less than 28 days in accord with section 610F of the Local Government Act.:

Proposed Fee	\$
<u>Blayney Tennis Courts</u> Blayney Tennis Club	\$998.50 pa
<u>Millthorpe Tennis Courts</u> Millthorpe Tennis Club (Note currently no club and public use the courts free of charge)	\$998.50 pa
Coaching Clinics Seasonal Hire	\$1,354
Coaching Clinics Casual Hire	Price at GM Discretion

<u>Napier Oval</u> Senior Soccer	\$847
<u>Blayney Showground</u> Casual Hire - Main Centre Arena Ring (per day or part thereof)	\$627
Other Events	Price at GM Discretion

8. Delegate to the General Manager authority to review and amend funding sources in the 2022/23 – 2025/26 Delivery Program and 2022/23 Operational Plan that does not materially change either document. Any amendments made must be outlined to Council in a report to the next available Council meeting.

(Newstead/Ewin)
CARRIED

ADOPTION OF RESOURCING STRATEGY

2206/008

RESOLVED:

That Council adopt the 2022/23 – 2031/32 Long Term Financial Plan, Asset Management Policy, Strategic Asset Management Plan (Asset Management Strategy) and 2022/23 – 2025/26 Workforce Management Plan.

(Newstead/Pryse Jones)
CARRIED

2022/23 COUNCILLOR AND MAYORAL REMUNERATION

2206/009

RESOLVED:

1. That Councillor and Mayoral remuneration be paid at the maximum level for the Rural Council category, per the 2022 Local Government Remuneration Tribunal Determination, being \$12,650 for Councillors and \$27,600 for the additional Mayoral annual fee effective from 1 July 2022.
2. That the data allowance for up to 50% reimbursement of data charges associated with home internet and telephone be set at a maximum of \$75 per month.

(Pryse Jones/Ferguson)
CARRIED

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

2206/010

RESOLVED:

That the Payment of Expenses and the Provision of Facilities to the Mayor and Councillors Policy be placed on public exhibition for a period of at least 28 days.

(Gosewisch/Pryse Jones)
CARRIED

- 2206/011** **PAYMENT OF COUNCILLOR SUPERANNUATION**
RESOLVED:
That Council:
1. Receive the report provided on the Payment of Councillor Superannuation; and
2. Commence superannuation contribution payments for councillors as a contribution to a superannuation account nominated by a councillor starting from the financial year commencing 1 July 2022.

(Ferguson/Reynolds)
CARRIED
- 2206/012** **CODE OF MEETING PRACTICE**
RESOLVED:
That the Code of Meeting Practice be placed on public exhibition for a period of at least 42 days.

(Newstead/Pryse Jones)
CARRIED
- 2206/013** **ADOPTION OF CODE OF CONDUCT AND PROCEDURES**
RESOLVED:
1. That Council adopt the Model Code of Conduct for Councillors, Model Code of Conduct for Council staff and Model Code of Conduct for Council Committee Members, Delegates of Council and Council Advisers and they be included in Council's policy register.
2. That Council Adopt the Procedures for the Administration of the Model Code of Conduct and they be included in Council's policy register.

(Gosewisch/Ewin)
CARRIED
- 2206/014** **CHILD PROTECTION POLICY**
RESOLVED:
That the Child Protection Policy be placed on public exhibition for a period of 28 days.

(Ferguson/Pryse Jones)
CARRIED
- 2206/015** **MINUTES OF THE AUDIT, RISK AND IMPROVEMENT COMMITTEE MEETING HELD 18 MAY 2022**
RESOLVED:
That Council defer this item to a subsequent meeting of Council.

(Somerville/Ferguson)
CARRIED

**ADOPTION OF COMMUNITY FINANCIAL ASSISTANCE
POLICY**

2206/016

RESOLVED:

That the Community Financial Assistance Policy, as amended,
be adopted and included in Council's policy register.

(Reynolds/Gosewisch)

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

2206/017

RESOLVED:

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

(Reynolds/Newstead)

CARRIED**RECYCLED WATER POLICY**

2206/018

RESOLVED:

That Council approve the Recycled Water Policy, as amended,
and the Policy Register be updated.

(Reynolds/Ewin)

CARRIED**ROAD CLOSURE - LOWER FARM STREET, BETWEEN
CHARLES AND STILLINGFLEET STREETS BLAYNEY**

2206/019

RESOLVED:

That Council temporarily regulate traffic on Lower Farm Street,
Blayney, between Charles and Stillingfleet Streets, for a period of
12 months in accordance with s122 of the Roads Act 1993.

(Newstead/Reynolds)

CARRIED**FUNDING DEED - RECREATIONAL FISHING AND CAMPING
FACILITIES PROGRAM**

2206/020

RESOLVED:

That Council:-

1. accepts the Department of Primary Industries (GoFishing project) funding offer of \$253,000, for upgrades to facilities at Carcoar Dam, and,
2. endorse the Interim General Manager's execution of the Department of Primary Industries (GoFishing project) Funding Deed.

(Reynolds/Gosewisch)

CARRIED

MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 10 JUNE 2022

2206/021

RESOLVED:

1. That the minutes of the Blayney Traffic Committee Meeting, held on Friday 10 June 2022, be received and noted.
2. That Council endorse the Traffic Guidance Scheme for the Millthorpe Winter Fire Festival Night Market, to be staged on 5 August 2022 on Pym Street Millthorpe as a Class 2 event, subject to the conditions detailed in the Director Infrastructure Services' Report.
3. Procedure for Rural School bus routes and bus stops, matter be deferred to a subsequent meeting.
4. That Council
 - a. approve the informal school bus stop at 7265 Mid-Western Highway, Lyndhurst.
 - b. advise the bus operator to prepare a safe work method for this bus stop and all bus stops on high-speed roads.
5. That Council approve the informal school bus stop at 55 Olive Street, Mandurama.
6. That Council:-
 - a. Install a Give Way (r1-2) sign on Kentucky Road at the intersection with Fairford Road, in accordance with AS1742.2, and,
 - b. Remove the two Hawthorn trees located on the south west corner of the intersection by using the "cut and paint technique".

(Newstead/Ewin)

CARRIED**DELEGATES REPORTS**

REPORT OF THE CENTRAL NSW JOINT ORGANISATION BOARD MEETING HELD 26 MAY 2022

2206/022

RESOLVED:

That Council note the report from the Central NSW Joint Organisation Board meeting held 26 May 2022 and provide feedback to the Board regarding post election priorities.

(Reynolds/Pryse Jones)

CARRIED

CLOSED MEETING**2206/023 RESOLVED:**

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

PROPOSED LAND TRANSFERS - GLENORIE ROAD

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.

SUPPLY, DELIVERY AND PLACEMENT OF SPRAYED BITUMINOUS SURFACING

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

CONTRACT FOR THE CONSTRUCTION OF ERROWANBANG AND GAP ROAD INTERSECTION

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.

(Newstead/Gosewisch)
CARRIED

CONFIDENTIAL MEETING REPORTS**2206/024 PROPOSED LAND TRANSFERS - GLENORIE ROAD RESOLVED:**

1. That Council endorse the closure of part of Glenorie Road, Millthorpe being ~316m² adjacent to 18 Glenorie Road in accordance with s.38 Roads Act 1993.
2. That a further report be presented to Council to consider any submissions lodged during the notification period and make a decision on approval for the proposal.
3. That Council approve the acquisition of land for the purpose of road widening, being part of Lot 1 DP723981 as required for the Glenorie Road construction works and the land be classified as Public Road.
4. Delegate Authority to the General Manager to negotiate the terms of the acquisition with the landowner of Lot 1 DP723981 and execute any document necessary to facilitate the acquisition.

(Newstead/Ewin)

CARRIED**SUPPLY, DELIVERY AND PLACEMENT OF SPRAYED BITUMINOUS SURFACING****2206/025****RESOLVED:**

That Council;

1. Approve the extension of contract 20/2019 with Downer EDI Limited for the quality assured, schedule of rates contract for the Supply, Delivery and Placement of Sprayed Bituminous Surfacing for a period of 12 months.
2. Authorise the signing and attachment of the Council Seal to the contract deed of agreement between Blayney Shire Council and Downer EDI Limited.

(Ferguson/Gosewisch)

CARRIED**CONTRACT FOR THE CONSTRUCTION OF ERROWANBANG AND GAP ROAD INTERSECTION****2206/026****RESOLVED:**

That Council accept the tender from Flyers Creek Wind Farm Pty Ltd (Iberdrola) for the Design and Construction of the Errowanbang and Gap Road intersection under Contract 04-2022, for the value of \$407,956.02 inc. GST and subject to variations.

(Reynolds/Newstead)

CARRIED**2206/027****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/Ewin)

CARRIED

AT THE RE-OPENING OF THE MEETING TO THE PUBLIC, THE DEPUTY MAYOR ANNOUNCED THE OUTCOMES OF RESOLUTION NUMBERS 2206/024 TO 2206/026.

There being no further business, the meeting concluded at 7.18pm.

The Minute Numbers 2206/001 to 2206/027 were confirmed on 18 July and are a full and accurate record of proceedings of the Ordinary Meeting held on 27 June 2022.



Cr S Ferguson
MAYOR



Mr R Earl
INTERIM GENERAL MANAGER