



10 October 2017

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, 16 October 2017 at 6.00pm for consideration of the following business -

- (1) Acknowledgement of Country
- (2) Recording of Meeting Statement
- (3) Apologies for non-attendance
- (4) Disclosures of Interest
- (5) Public Forum
- (6) Mayoral Minute
- (7) Confirmation of Minutes - Ordinary Council Meeting held on 25.09.17
- (8) Matters arising from Minutes
- (9) Reports of Staff
 - (a) Executive Services
 - (b) Corporate Services
 - (c) Infrastructure Services
- (10) Questions from Councillors
- (11) Closed Meeting

Yours faithfully

Rebecca Ryan
General Manager

Meeting Calendar 2017

October

Time	Date	Meeting	Location
6.00pm	16 October 2017	Council Meeting	Community Centre
10.00am	17 October 2017	Traffic Committee Meeting	Community Centre
2.30pm	20 October 2017	Upper Macquarie County Council Meeting	Kelso

November

Time	Date	Meeting	Location
9.00am	3 November 2017	Country Mayors Association Meeting	Sydney
6.00pm	16 November 2017	Sports Council Meeting	Community Centre
9.00am	17 November 2017	Association of Mining Related Councils Meeting	Singleton
6.00pm	20 November 2017	Council Meeting	Community Centre
9.00am	23 November 2017	CENTROC Board Meeting	Hilltops Council
4.00pm	27 November 2017	Chifley Local Area Command Community Safety Precinct Meeting	Community Centre
6.00pm	28 November 2017	Tourism, Towns and Villages Committee Meeting	Community Centre

December

Time	Date	Meeting	Location
10.00am	13 December 2017	Central Tablelands Water Meeting	Canowindra
10.00am	15 December 2017	Traffic Committee Meeting	Community Centre
6.00pm	18 December 2017	Council Meeting	Community Centre

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HELD ON MONDAY 16 OCTOBER 2017

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01) MINUTES OF THE PREVIOUS MEETING HELD MONDAY 25 SEPTEMBER 2017**Department:** Executive Services**Author:** General Manager**CSP Link:** 6.3 A well-run Council organisation.**File No:** GO.ME.3**Recommendation:**

That the Minutes of the Ordinary Council Meeting held on 25 September 2017, being minute numbers 1709/001 to 1709/034 be confirmed.

MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY CENTRE, ON 25 SEPTEMBER 2017, COMMENCING AT 6.01PM

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

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

ACKNOWLEDGEMENT OF COUNTRY**RECORDING OF MEETING STATEMENT****APOLOGIES**

Nil

DISCLOSURES OF INTEREST

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

Councillor/ Staff	Interest	Item	Pg	Report	Reason
Cr Reynolds	Pecuniary	25	60	NSW Rural Fire Service Canobolas Zone Bushfire Management Committee	Business Interest – receives financial benefit from the Canobolas Zone Rural Fire Service
Cr Reynolds	Pecuniary	26	62	NSW Rural Fire Service Canobolas Zone Liaison Committee	Business Interest – receives financial benefit from the Canobolas Zone Rural Fire Service

WIRADJURI WELCOME – MRS NYREE REYNOLDS

PRAYER – FATHER TIM CAHILL

EXECUTIVE SERVICES REPORTS

COUNCIL AFFIRMATION OR OATH

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

Cr Kingham

I David Stuart Kingham 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 Denton

I Scott Paul Denton 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 Somerville

I David Robert 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 Ferguson

I Scott John 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.

Cr Newstead

I John Raymond 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 Ewin

I Allan John 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 Reynolds

I Bruce Allan 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.

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 Manger announced that 1 nomination had been received for the position of Mayor, being Cr Ferguson, nominated by Cr Denton and Cr Newstead.

Cr Ferguson accepted this nomination.

The General Manager declared Cr Ferguson as Mayor.

ELECTION OF DEPUTY MAYOR

1709/001 RESOLVED:

That Council elect a Deputy Mayor for the forthcoming Mayoral term of 2 years.

(Kingham/Reynolds)

CARRIED

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

Cr Ewin accepted this nomination.

Cr Kingham accepted this nomination.

1709/002 RESOLVED:

That as more than one nomination has been received for the position of Deputy Mayor, the method of voting is by open means (such as on voices or show of hands).

(Ewin/Reynolds)

CARRIED

The General Manager conducted the election. Cr Ewin received 3 votes and Cr Kingham received 4 votes.

The General Manager declared Cr Kingham as Deputy Mayor for the forthcoming Mayoral term of 2 years.

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 Somerville, nominated by Cr Ferguson and Cr Ewin, Cr Ewin nominated by Cr Somerville and Cr Ferguson and Cr Newstead nominated by Cr Kingham and Cr Reynolds.

Cr Somerville accepted this nomination.

Cr Ewin advised that he wished to withdraw his nomination.

Cr Newstead accepted this nomination.

The General Manager declared Cr Somerville and Cr Newstead as Council Delegates to the Central Tablelands 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 Kingham, nominated by Cr Newstead and Cr Reynolds, nominated by Cr Kingham and Cr Newstead.

Cr Kingham accepted this nomination.

Cr Reynolds accepted this nomination.

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

The General Manager vacated the Chair.

The Mayor resumed the role of Chairperson and presided over the remainder of the Council Meeting.

MINUTES OF THE PREVIOUS MEETING HELD MONDAY 14 AUGUST 2017

1709/003 RESOLVED:

That the Minutes of the Ordinary Council Meeting held on 14 August 2017, being minute numbers 1708/001 to 1708/024 be confirmed.

(Kingham/Newstead)

CARRIED

MATTERS ARISING FROM THE MINUTES

Cr Somerville enquired about the Orange TDO Ltd report which was deferred to September meeting.

The General Manager advised that Council is awaiting advice from Orange City Council in regards to Ministerial consent required for Council to form or participate in the formation of a corporation. This report will be reported back to Council when the information is available.

COUNCIL MEETING DATES**1709/004 RESOLVED:**

That Council adopts the meeting dates and times for Ordinary Meetings of Council for the next 12 months as follows:

- Monday 16 October 2017
- Monday 20 November 2017
- Monday 18 December 2017
- Monday 19 February 2018
- Monday 19 March 2018
- Monday 16 April 2018
- Monday 21 May 2018
- Monday 25 June 2018
- Monday 16 July 2018
- Monday 20 August 2018
- Monday 17 September 2018

(Reynolds/Somerville)

CARRIED

COUNCIL COMMITTEES**1709/005 RESOLVED:**

That Council maintain the following Committees of Council as per section 355(b) of the Local Government Act (1993) for the new Council term;

1. Access Advisory Committee
2. Audit and Risk Management Committee
3. Australia Day Committee
4. Financial Assistance Program Advisory Committee
5. Sports Council
6. Cemetery Forum
7. Blayney Shire Tourism, Town and Villages Committee
8. Cultural Centre Working Group
9. Blayney Shire Floodplain Management Committee

(Newstead/Ewin)

CARRIED

BLAYNEY SHIRE ACCESS ADVISORY COMMITTEE**1709/006 RESOLVED:**

1. That Council establish the Blayney Shire Access Advisory Committee;
 - i. 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);
 - ii. delegate the role to provide input on Council's Disability Inclusion Action Plan (2017-2021) developed in accordance with the NSW Disability Inclusion Act (2014) on strategies for Council to:
 - develop positive community attitudes and

- behaviours;
 - create liveable communities;
 - support access to meaningful employment; and
 - improve access to mainstream services through better systems and processes
- iii. the quorum of which will be 4; and
- iv. appoint the following members:
- 1 Councillor (and 1 alternate);
 - Director Planning and Environmental Services; and
 - A minimum of 5 community representatives.
2. That Council nominate Cr Denton (and Cr Reynolds as alternate); as Chair of the Blayney Shire Access Advisory Committee.

(Ewin/Newstead)
CARRIED

BLAYNEY SHIRE AUDIT COMMITTEE

1709/007 RESOLVED:

That Council nominate Cr Somerville (and Cr Ferguson as alternate) on the Blayney Shire Audit Committee.

(Ferguson/Kingham)
CARRIED

BLAYNEY SHIRE AUSTRALIA DAY COMMITTEE

1709/008 RESOLVED:

1. That Council establish the Blayney Shire Australia Day Committee;
- i. 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);
 - ii. delegate the role to assess nominations and select the award recipients in each category for the annual Australia Day Awards for Blayney Shire;
 - iii. the quorum of which will be 4; and
 - iv. appoint the following members:
 - the Mayor;
 - President of the Blayney Rotary Club;
 - a local Minister from Blayney Minister's Association; and
 - the current year's Citizen of the Year recipient.
 - President of the Blayney View Club

(Ewin/Somerville)
CARRIED

BLAYNEY SHIRE FINANCIAL ASSISTANCE COMMITTEE

1709/009 RESOLVED:

1. That Council establish the Blayney Shire Financial Assistance Program Committee;

- i. 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);
- ii. delegate the role to, in accordance with s356 of the Local Government Act (1993), the Blayney Shire Community Financial Assistance Policy (2016) and current Blayney Shire Community Financial Assistance Guidelines;
 - 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.
- iii. the quorum of which will be 4; and
- iv. appoint the following members:
 - 2 Councillors;
 - the General Manager of Newcrest Mining or their delegate; and
 - 4 community representatives.

(Reynolds/Newstead)

Cr Reynolds nominated Cr Denton as Chair of the Blayney Shire Financial Assistance Committee which was seconded by Cr Newstead.

Cr Somerville nominated himself as Chair of the Blayney Shire Financial Assistance Committee which was seconded by Cr Ferguson.

A vote was held, the Mayor asking for a show of hands for Chair of the Blayney Shire Financial Assistance Committee.

Cr Denton was declared Chair, and Cr Somerville as a member of the Blayney Shire Financial Assistance Committee.

CARRIED

BLAYNEY SHIRE SPORTS COUNCIL

1709/010 RESOLVED:

1. That Council establish the Blayney Shire Sports Council;
 - i. 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);
 - ii. delegate the role to review and update the Sports Council Terms of Reference, to make recommendations to Council on service levels pertaining to sporting facilities and develop programs and actions to support those strategies identified

in the Blayney Shire Sport and Recreation Master Plan (2017).

- iii. the quorum of which will be 6; and
- iv. appoint the following members:
 - 1 Councillor (and 1 alternate);
 - Director Infrastructure Services; and
 - A minimum of 5 sporting or community representatives.

(Newstead/Reynolds)

Cr Newstead nominated Cr Kingham as Chair of the Blayney Shire Sports Council which was seconded by Cr Reynolds.

Cr Kingham nominated Cr Newstead as alternate Chair of the Blayney Shire Sports Council which was seconded by Cr Denton.

CARRIED

BLAYNEY SHIRE CEMETERY FORUM

1709/011 RESOLVED:

1. That Council establish the Blayney Shire Cemetery Forum;
 - i. 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);
 - ii. delegate the role to provide strategic advise on maintaining Blayney Shire Cemeteries, protecting heritage and community value and recommending work priorities to be undertaken;
 - iii. the quorum of which will be 5; and
 - iv. appoint the following members:
 - v. 1 Councillor (and 1 alternate);
 - Director Planning and Environmental Services;
 - 1 community representative for each cemetery in the Shire (being Newbridge, Millthorpe, Neville, Hobbys Yards, Blayney, Lyndhurst and Carcoar).

(Denton/Reynolds)

Cr Denton nominated Cr Kingham as Chair of the Blayney Shire Cemetery Forum which was seconded by Cr Reynolds.

Cr Kingham nominated Cr Newstead as alternate Chair of the Blayney Shire Cemetery Forum which was seconded by Cr Reynolds.

CARRIED

BLAYNEY SHIRE TOURISM, TOWN AND VILLAGES COMMITTEE

1709/012 RESOLVED:

1. That Council establish the Blayney Shire Tourism, Town and Villages Committee;
 - i. 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);

- ii. delegate the role to provide advice on the strategies which implement the Blayney Shire Tourism Destination Management Plan.
- iii. the quorum of which will be 6; and
- iv. appoint the following members:
 - 1 Councillor (and 1 alternate)
 - General Manager

A community representative from each of the following;

- Blayney Town Association
- Millthorpe Village Committee
- Lyndhurst Memorial Hall Trust
- Mandurama Hall Trust
- Carcoar Village Association
- Neville Hall or Showground Trust
- Barry Progress Association
- Newbridge Progress Association
- Hobbys Yards Hall Committee

A representative from

- NSW Farmers
- Blayney Visitor Information Centre
- Blayney Rotary Club

(Ferguson/Somervaille)

Cr Ferguson nominated Cr Ewin as Chair Blayney Shire Tourism, Town and Villages Committee which was seconded by Cr Somervaille.

Cr Kingham nominated Cr Reynolds as Chair Blayney Shire Tourism, Town and Villages Committee which was seconded by Cr Denton.

A vote was held, the Mayor asking for a show of hands for Chair of the Blayney Shire Tourism, Town and Villages Committee.

Cr Reynolds was declared Chair of the Blayney Shire Tourism, Town and Villages Committee.

Cr Kingham nominated Cr Denton as alternate Chair of the Blayney Shire Tourism, Town and Villages Committee which was seconded by Cr Reynolds.

CARRIED

BLAYNEY SHIRE CULTURAL CENTRE WORKING GROUP

1709/013 RESOLVED:

1. That Council establish the Blayney Shire Cultural Centre Working Group;

- i. 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);
 - ii. delegate the role to provide constructive and informed input into the development of Concept Plans, funding opportunities and viability of a Blayney Cultural Centre;
 - iii. the quorum of which will be 6; and
 - iv. appoint the following members:
 - Mayor (or delegate);
 - 1 Councillor (and 1 alternate);
 - General Manager;
 - 3 community representatives; (and alternate)
 - A representative from each of the following;
 - Blayney Visitor Information Centre
 - Blayney Family History Group
 - Central West Libraries
 - Blayney Town Association
2. That Council nominate Cr Ferguson (and Cr Ewin as alternate); as Chair of the Blayney Shire Cultural Centre Working Group.
(Ferguson/Somerville)
CARRIED

BLAYNEY SHIRE FLOODPLAIN RISK MANAGEMENT COMMITTEE

1709/014 RESOLVED:

1. That Council establish the Blayney Shire Floodplain Management Committee;
 - i. 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);
 - ii. delegate the role to assist Council in the development and implementation of a Floodplain Risk Management Plan and Storm Water Management Plans for Blayney township and Shire Villages as required;
 - iii. the quorum of which will be 5; and
 - iv. appoint the following members:
 - 1 Councillor (and 1 alternate);
 - Director Infrastructure Services
 - Director Planning and Environmental Services
 - 1 representative from the NSW SES
 - 1 representative from the Office of Environment and Heritage
 - A minimum of 2 community representatives.
2. That Council nominate Cr Somerville (and Cr Ferguson as alternate); as Chair of the Blayney Shire Floodplain Management Committee.

(Reynolds/Denton)
CARRIED

CENTRAL WEST REGIONAL ORGANISATION OF COUNCILS (CENTROC)

BOARD

1709/015

RESOLVED:

That Council confirm the Mayor and General Manager as Blayney Shire Council Delegates to the Central West Regional Organisation of Councils (CENTROC) Board.

(Newstead/Ewin)

CARRIED

COUNTRY MAYORS ASSOCIATION

1709/016

RESOLVED:

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

(Ewin/Reynolds)

CARRIED

ASSOCIATION OF MINING RELATED COUNCILS

1709/017

RESOLVED:

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

(Kingham/Ewin)

CARRIED

CHIFLEY LOCAL AREA COMMAND COMMUNITY SAFETY PRECINCT

COMMITTEE

1709/018

RESOLVED:

That Council confirm the Mayor and General Manager as Blayney Shire Council Delegates to the Chifley Local Area Command Community Safety Precinct Committee.

(Reynolds/Ewin)

CARRIED

ARTS OUTWEST BOARD

1709/019

RESOLVED:

That Council reaffirm the appointment of Mrs Nyree Reynolds as Blayney Shire Council Delegate to Arts Outwest Regional Arts Board.

(Reynolds/Kingham)

CARRIED

SKILLSET

1709/020

RESOLVED:

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

(Ewin/Somerville)

CARRIED

CENTRAL WEST LIBRARIES COMMITTEE

1709/021 RESOLVED:

That Council confirm the nomination of Cr Denton and Director Corporate Services as representative to the Central West Libraries Committee.

(Kingham/Reynolds)

CARRIED

Cr Reynolds having declared a pecuniary interest left the chambers, the time being 6.44pm.

NSW RURAL FIRE SERVICE CANOBOLAS ZONE BUSHFIRE MANAGEMENT COMMITTEE

1709/022 RESOLVED:

That Council confirm the nomination of Cr Ewin and the Director of Infrastructure Services as representative to NSW Rural Fire Service Canobolas Zone Bushfire Management Committee.

(Ferguson/Kingham)

CARRIED

NSW RURAL FIRE SERVICE CANOBOLAS ZONE LIAISON COMMITTEE

1709/023 RESOLVED:

That Council confirm the nomination of Cr Ewin as representative to NSW Rural Fire Service Canobolas Zone Liaison Committee.

(Newstead/Kingham)

CARRIED

Cr Reynolds returned to the Chambers, the time being 6.47pm.

CENTRAL NSW BUSINESS HQ

1709/024 RESOLVED:

That Council confirm the appointment of Cr Reynolds as representative to the Central NSW Business Enterprise HQ.

(Ferguson/Newstead)

CARRIED

BLAYNEY SHIRE LOCAL TRAFFIC COMMITTEE

1709/025 RESOLVED:

That Council appoint Cr Reynolds and Cr Newstead (alternate) as delegates to the Blayney Shire Local Traffic Committee.

(Ferguson/Kingham)

CARRIED

JOINT REGIONAL PLANNING PANEL

1709/026 RESOLVED:

1. That Council endorse and nominate Heather Nicholls – Director of Environmental Services, Cabonne Council as one Blayney Shire Council member of the Western Joint Regional Planning Panel.

2. That Council endorse and nominate Cr Somervaille as one Blayney Shire Council member of the Western Joint Regional Planning Panel.
3. That Council endorse and nominate Cr Ferguson as an alternate Blayney Shire Council member of the Western Joint Regional Planning Panel.

(Ferguson/Reynolds)
CARRIED

YINGLI SOLAR

1709/027 RESOLVED:

1. That Council provide in principle support for the unsolicited proposal from Yingli Solar, for a small sized Solar Photovoltaic Farm within the Industrial Land area zone in Blayney.
2. That a further report be brought back outlining a Lease Agreement with Yingli Solar for Council consideration, following further investigation and negotiation.

(Reynolds/Ewin)
CARRIED

STRONGER COUNTRY COMMUNITIES

1709/028 RESOLVED:

That Council endorse the priority list of local community infrastructure projects for the 2017/18 Stronger Country Communities Fund as provided in the General Manager's report.

(Reynolds/Ewin)
CARRIED

CORPORATE SERVICES REPORTS

REPORT OF COUNCIL INVESTMENTS AS AT 31 AUGUST 2017

1709/029 RESOLVED:

1. That the report of Council's investment position as at 31 August 2017 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

(Newstead/Ewin)
CARRIED

BLAYNEY SHIRE COUNCIL CROWN RESERVES RESERVE TRUST (R66163) - LICENCE TO BLAYNEY SHIRE COMMUNITY MENS SHED

1709/030 RESOLVED:

1. That Council, acting in its capacity as Reserve Trust Manager, consent to a licence being issued to the Blayney Shire Community Men's Shed Inc. for a period of 20 years for part of Crown Reserve R66163 (part Lot 2 DP 1085587) known as Blayney Shire Council Crown Reserves Reserve Trust.
2. That Council, acting in its capacity as Reserve Trust Manager, apply a licence fee of \$483 (including GST) per annum.

3. That pursuant to the requirements of the Crown Land Act (1989), Council advertise for a period of 14 days its intention to enter into a long term licence agreement for Reserve R66163 (part Lot 2 DP 1085587).
4. That Council authorise the General Manager to facilitate amendments required by NSW Department of Industry – Lands.
5. That Council authorise the Mayor and General Manager to affix the Council Seal, sign and execute the Licence.

(Somerville/Newstead)

CARRIED

**BLAYNEY SHIRE COUNCIL (R590102) RESERVE TRUST - LEASE TO
BLAYNEY MULTI SERVICE OUTLET**

1709/031 RESOLVED:

1. That Council, acting in its capacity as Reserve Trust Manager, consent to a lease being issued to the Blayney Multi Service Outlet for a period of 10 years for Crown Reserve R590102 (Lot 23 Section 14 DP 758121) known as Blayney Shire Council Reserve Trust.
2. That Council, acting in its capacity as Reserve Trust Manager, apply a lease fee of \$483 (including GST) per annum.
3. That Council make application for the purpose of Blayney Shire Council Reserve Trust R590102 to be amended to community.
4. That pursuant to the requirements of the Crown Land Act (1989), Council advertise for a period of 14 days its intention to enter into a long term lease for Reserve 590102.
5. That Council authorise the General Manager to facilitate lease amendments required by NSW Department of Industry – Lands.
6. That Council authorise the Mayor and General Manager affix the Council Seal, sign and execute the lease.

(Somerville/Reynolds)

CARRIED

INFRASTRUCTURE SERVICES REPORTS

DIRECTOR INFRASTRUCTURE SERVICES MONTHLY REPORT

1709/032 RESOLVED:

That the Director of Infrastructure Services Monthly report for September 2017 be received and noted.

(Somerville/Ewin)

CARRIED

TRAFFIC CONTROL TENDER - CONTRACT NUMBER 855213**1709/033 RESOLVED:**

1. That Council accept the tender from Midwest Traffic Management for Contract 855213 Provision of Traffic Control Services to 30 September 2019.
2. That Council authorise the Mayor and General Manager to execute and affix the Council Seal to the Instrument of Agreement, and other associated documents between Blayney Shire Council and Midwest Traffic Management.

(Reynolds/Ewin)

CARRIED

MINUTES OF THE BLAYNEY TRAFFIC COMMITTEE MEETING HELD 25**AUGUST 2017****1709/034 RESOLVED:**

1. That the minutes of the Blayney Traffic Committee Meeting, held on Friday, 25 August 2017, be received and noted.
2. That Council provides in principal support to the Orange Cycle Club Bicycle Races for 2018, however the LTC also recommends that Council does not accept a full year “blanket” booking, and requires the provision of specific events dates. Council Acknowledges that these dates may be subject to change.

The Event Organiser is to comply with the following:

- a. That race events do not commence prior to 8.00am (to avoid potential conflict with Cadia Valley Operations shift changes).
- b. Development and implementation of a Traffic Management Plan (including Traffic Control Plans). All implementation and Traffic Control Works and Plans are to be completed by persons qualified to do so.
- c. Approval is to be obtained from the Roads and Maritime Services Traffic Operations Manager.
- d. Approval is to be obtained from NSW Police.
- e. Council is to be provided with an up to date copy of a \$20M Public Liability Insurance Policy indicating Blayney Shire Council's, Police & RMS interests, with the date and location of the event.
- f. The Event Organiser is to notify all Emergency Services of the event including Blayney Hospital.
- g. The Event Organiser is to notify all business proprietors and residents affected by the event at least 7 days prior to the event.
- h. The Event Organiser is to comply with the requirements of the “Guide to Traffic and Transport Management for Special Events” (Version 3.4), 2 August 2006, for a class 2 event.
- i. The Event Organiser is to comply with the requirements of the “Guide for Bicycle Road Races” NSW 1 January 2004.

3. That Council and RMS Safety Around Schools Officer, undertake an assessment of the Drop Off Zone at Blayney High School and any recommendations be referred back to the LTC.

(Ewin/Reynolds)
CARRIED

There being no further business, the meeting concluded at 7.01pm.

The Minute Numbers 1709/001 to 1709/034 were confirmed on 16 October 2017 and are a full and accurate record of proceedings of the Ordinary Meeting held on 25 September 2017.

Cr S Ferguson
MAYOR

Mrs R Ryan
GENERAL MANAGER

02) COUNCIL RESOLUTION REPORT**Department:** Executive Services**Author:** General Manager**CSP Link:** 6.3 A well-run Council organisation.**File No:** GO.ME.1**Recommendation:**

That Council notes the Resolution Report from December 2016 to September 2017.

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 until the September 2017 Council Meeting.

Council currently has 22 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 December 2016	1612/004	Minutes of the Blayney Shire Cultural Centre Working Group Meeting held Monday 5 December 2016 RESOLVED 3. That the Canobolas RFS Zone Committee consider the locations and type of bush fire danger rating signs and their effectiveness in the Blayney Shire and to provide a solution as to a potential location and cost of an electronic sign in Blayney.	GM	In progress: RFS having difficulty identifying new site and finding someone to maintain. Will liaise & resolve with GM by

19 December 2016	1612/022	Contaminated Land Policy RESOLVED That Council place the draft Contaminated Land Policy on public exhibition for a period of 28 days.	DPES	In progress: Reviewing properties on register
20 February 2017	1702/018	Future development of unused land fronting Frape Street, Blayney RESOLVED That Council:- Prepare a development application for a 3 lot subdivision of Lot 19 DP 244853 and develop 2 residential lots of approximately 930m ² fronting Frape Street and rehabilitate the residue for conversion into open space. Vote funding of \$70,000 from the internally restricted Property Account for development and rehabilitation costs associated with the 3 lot subdivision of Lot 19 DP 244853.	DIS	In progress: Council to do further ground truthing by way of backhoe pits.
20 February 2017	1702/019	Resources For Regions Funding RESOLVED 1. That Council approve the addition of 8 Operations Staff on temporary contracts for the duration of the Resources for Regions project.	MO	In progress: 4 Temporary Works Operators advertised. Selection process progressing with interviews planned within fortnight.
		2. That Council approve the procurement of 2 water carts, 2 rollers, 4 utes, and 1 x 8 tonne tipping truck.	MO	In progress: 4 utes have been ordered.
20 March 2017	1703/017	Minutes of the Blayney Shire Access Advisory Committee Meeting held Thursday 9 February 2017 RESOLVED 3. That accessible seating, proposed as stage 2 of the King George Oval seating upgrade, is constructed as soon as possible.	DIS	In progress: No budget as yet identified. Funding opportunities to be sought.

18 April 2017	1704/015	<p>Planning Proposal to amend Blayney Local Environmental Plan 2012 - Flood Planning Map RESOLVED</p> <p>That Council forward a Planning Proposal to the Minister for Planning and Environment seeking to amend the flood planning map within the Blayney Local Environmental Plan 2012.</p>	DPES	In Progress: Reviewing DCP Controls for simultaneous exhibition with the PP
18 April 2017	1704/016	<p>Planning Proposal to Amend Blayney Local Environmental Plan 2012 - RU1 Primary Production to RU5 Village, 61 Forest Reefs Road Millthorpe RESOLVED</p> <p>1. That Council forward a Planning Proposal to the Minister for Planning and Environment seeking to amend the Blayney Local Environmental Plan 2012 by rezoning 61 Forest Reefs Road Millthorpe from RU1 Primary Production to RU5 Village.</p> <p>2. Council as a separate, independent process proceed to review and update the Blayney Settlement Strategy 2012 during the 2017/18 financial year</p>	DPES	In Progress: Exhibition completed reviewing submissions received
18 April 2017	1704/018	<p>Blayney 2020 MasterPlan Pedestrian Link Project Stage 1 RESOLVED</p> <p>That Council delegate the General Manager to continue to negotiate for the Pedestrian Link Project subject to final approval of Council.</p>	GM	In Progress: GM has undertaken negotiations. No further result at present time
15 May 2017	1705/002	<p>Orange Region Tourism Ltd Strategic Plan RESOLVED</p> <p>2. That Council provides an additional \$50,000 in the draft 2017/18 Operational Plan for the Orange Region Tourism Ltd organisation.</p> <p>3. That this financial commitment to the Operational Plan's Tourism and Economic Development section be made for an initial 3</p>	GM	In Progress: TDO constitution changes required. Report to be provided to Council before seeking Ministerial consent

		years commencing from 2017/18 to 2019/20.		
15 May 2017	1705/006	<p>Minutes of the Blayney Shire Cultural Centre Working Group Meeting held Monday 1 May 2017 RESOLVED</p> <p>3. That Council undertake the Blayney Library painting and shelving project and include the additional minor items of new sliding door and installation of a small hot water service as capital expenditure requests to ensure Library and Family History Services are supported in the short term.</p>	DCS	In Progress: Funding application submitted to Regional Cultural Fund for digitization of Viv Kable collection
19 June 2017	1706/014	<p>Lease Of Land for Telecommunications Installation RESOLVED</p> <p>1. That the report on the lease of land located at 19 Mt. McDonald Road (Part Lot 1 DP 999523), Lyndhurst be received.</p> <p>2. That the commercial terms as proposed be endorsed.</p> <p>3. That Council endorse execution of the lease of land located at 19 Mt. McDonald Road (Part Lot 1 DP 999523), Lyndhurst and associated documentation by the Mayor and General Manager under Council seal.</p>	DCS	In progress: Leases executed under Council seal and forwarded 07/09/2017 to JLL, acting for Telstra, for endorsement.
19 June 2017	1706/017	<p>Naming of Bridges RESOLVED</p> <p>1. That the source of names for the proposed naming of the 6 bridges currently being replaced across Blayney Shire be undertaken, as if applicable, in accordance with Council's Road and Street Names Policy (25F).</p> <p>2. That Council seek local community input, including via local schools and the Blayney and Lyndhurst RSL sub-branches.</p>	DIS	In Progress: Community Consultation Process to be held with RSL, Family History Group and School Groups, by end September 2017

<p>17 July 2017</p>	<p>1707/009</p>	<p>Minutes of the Blayney Traffic Committee Meeting held 16 June 2017 RESOLVED 2. That Council design and install a compliant disabled parking space in Redmond Oval Complex near the entrance of Millthorpe Public School and seeks written confirmation from Millthorpe Public School that they will commit to undertaking the extension of the footpath from the school boundary to adjoin their existing footpath. Council to liaise with Millthorpe Pharmacy in regards to the need, usage and possible removal of one of the two existing disabled parking spaces in Victoria Street, Millthorpe.</p>	<p>DIS</p>	<p>In progress</p>
<p>08 August 2017</p>	<p>1708/E00 1</p>	<p>Inala Units Sale Tender RESOLVED 1. That Council approve the sale of Inala Units being lot 221/DP593369 at 33 Park Street, Millthorpe NSW to Housing Plus for the agreed price of \$960,000 excluding GST. 2. That Council authorise the Mayor and General Manager to affix the Council Seal, sign and execute the Sale Contract for lot 221/DP593369 at 33 Park Street, Millthorpe NSW. 3. That Council, by order under section 88D of the Conveyancing Act 1919, impose a restriction on the title to Inala Units which provides that the land may not be used for any purpose other than the provision of affordable housing.</p>	<p>GM</p>	<p>In Progress: Contract being prepared for exchange</p>
<p>14 August 2017</p>	<p>1708/010</p>	<p>Neville Multipurpose Court RESOLVED That subject to the agreement by the Presbyterian Church, Council provides approval and support for the Neville Multipurpose Court Project and formalise a long term lease or licence agreement for part of Lot 9 DP662515 then lodge a Development Application.</p>	<p>GM</p>	<p>In Progress</p>

<p>14 August 2017</p>	<p>1708/021</p>	<p>Unnamed Road off Forest Reefs Road RESOLVED That Council accept the unnamed road providing access to Lot 2 DP901611, Lots 311, 312 DP1199175 and Lots 100, 101 DP 1226099 as Council Public Road.</p>	<p>DIS</p>	<p>In Progress: Submissions received. To be reported at November 2017 Council Meeting.</p>
<p>14 August 2017</p>	<p>1708/022</p>	<p>Minutes of the Blayney Shire Sports Council Meeting held on Thursday, 3 August 2017 RESOLVED 3. Council to consider opening a pedestrian gate at KGO for general access.</p>	<p>DIS</p>	<p>In Progress: Yet to be discussed.</p>
<p>14 August 2017</p>	<p>1708/024</p>	<p>Minutes of the Blayney Shire Access Advisory Committee meeting held 3 August 2017 RESOLVED 3. That Council investigate altering the gutter in Lindsay Street to create a pedestrian layback in alignment with the entrance to Blayney Public School. 4. That Council upgrade the existing accessible on street car spaces in Osman Street to satisfy the DA condition associated with the CentrePoint swimming pools upgrade. 5. That Council investigate options for creation of an accessible car space in southern part of Millthorpe (lower Pym St or Station PI vicinity). 6. That Council investigate the condition and adequacy of the footpath at the intersection of Ogilvy St and Farm Lane. 7. That Council consider installation of an accessible car space symbol on the VIC sign similar to the caravan parking sign to inform people of the accessible car park behind the VIC. 8. That Council write to IGA advising of feedback Blayney Shire Access committee has received on accessibility issues associated to their shop for consideration.</p>	<p>DPES</p>	<p>In Progress: 3. Refer to IS 4. Refer to IS 5. Refer to IS 6. In Progress 7. In Progress 8. In Progress</p>

<p>25 September 2017</p>	<p>1709/027</p>	<p>Yingli Solar RESOLVED</p> <ol style="list-style-type: none"> 1. That Council provide in principle support for the unsolicited proposal from Yingli Solar, for a small sized Solar Photovoltaic Farm within the Industrial Land area zone in Blayney. 2. That a further report be brought back outlining a Lease Agreement with Yingli Solar for Council consideration, following further investigation and negotiation. 	<p>GM</p>	<p>In Progress</p>
<p>25 September 2017</p>	<p>1709/030</p>	<p>Blayney Shire Council Crown Reserves Reserve Trust (R66163) - Licence To Blayney Shire Community Mens Shed RESOLVED</p> <ol style="list-style-type: none"> 1. That Council, acting in its capacity as Reserve Trust Manager, consent to a licence being issued to the Blayney Shire Community Men’s Shed Inc. for a period of 20 years for part of Crown Reserve R66163 (part Lot 2 DP 1085587) known as Blayney Shire Council Crown Reserves Reserve Trust. 2. That Council, acting in its capacity as Reserve Trust Manager, apply a licence fee of \$483.00 (including GST) per annum. 3. That pursuant to the requirements of the Crown Land Act (1989), Council advertise for a period of 14 days its intention to enter into a long term licence agreement for Reserve R66163 (part Lot 2 DP 1085587). 4. That Council authorise the General Manager to facilitate amendments required by NSW Department of Industry – Lands. 5. That Council authorise the Mayor and General Manager to affix the Council Seal, sign and execute the Licence. 	<p>DCS</p>	<p>In Progress: Preparation of Correspondence to be sent</p>

<p>25 September 2017</p>	<p>1709/031</p>	<p>Blayney Shire Council (R590102) Reserve Trust - Lease To Blayney Multi Service Outlet RESOLVED 1. That Council, acting in its capacity as Reserve Trust Manager, consent to a lease being issued to the Blayney Multi Service Outlet for a period of 10 years for Crown Reserve R590102 (Lot 23 Section 14 DP 758121) known as Blayney Shire Council Reserve Trust. 2. That Council, acting in its capacity as Reserve Trust Manager, apply a lease fee of \$483 (including GST) per annum. 3. That Council make application for the purpose of Blayney Shire Council Reserve Trust R590102 to be amended to community. 4. That pursuant to the requirements of the Crown Land Act (1989), Council advertise for a period of 14 days its intention to enter into a long term lease for Reserve 590102. 5. That Council authorise the General Manager to facilitate lease amendments required by NSW Department of Industry – Lands. 6. That Council authorise the Mayor and General Manager affix the Council Seal, sign and execute the lease.</p>	<p>DCS</p>	<p>In Progress: Preparation of correspondence to be sent.</p>
<p>25 September 2017</p>	<p>1709/034</p>	<p>Minutes of the Blayney Traffic Committee Meeting held 25 August 2017 RESOLVED 3. That Council and RMS Safety Around Schools Officer, undertake an assessment of the Drop Off Zone at Blayney High School and any recommendations be referred back to the LTC.</p>	<p>MI</p>	<p>In Progress: Council staff liaising with RMS Safety Around Schools Officer.</p>

Risk/Policy/Legislation Considerations:

Nil

Budget Implications:

Nil

Enclosures (following report)

Nil

Attachments (separate document)

Nil

03) RISK, WORK HEALTH AND SAFETY QUARTERLY REPORT

Department: Executive Services

Author: Risk Officer

CSP Link: 6.3 A well-run Council organisation.

File No: GO.ME.1

Recommendation:

That the Risk, Work Health and Safety Report for the quarter July to September 2017 be received and noted.

Reason for Report:

To update Council on Risk, Work Health and Safety activities and performance for the period July to September 2017.

Report:

Consultation

The Health and Safety Committee met in September with a number of issues raised and actions undertaken.

Risk, Health and Safety matters are discussed at weekly departmental and MANEX meetings.

All staff are encouraged to participate in risk, health and safety and report any concerns to their representatives, supervisor or Risk Officer.

The new Risk Officer commenced work in August.

Centroc

Council continues to participate in meetings conducted by the Centroc Work Health and Safety (WHS)/Risk Management Group, which met in September in Bathurst.

Training

Nominated staff have completed training and achieved competency in First Aid (18) and First Aid Refresher (13), Safe use of Vehicle Mounted Crane under 10 tonne (8 Staff), and Return to Work coordination (1).

3 staff members attended the Statewide Mutual Risk Management Conference at Darling Harbour in August being the General Manager, who is a Board Member, Director Infrastructure Services and Manager HR.

Workers Compensation

There was 1 Lost Time Incident (LTI) during the last quarter.

	Jul – Sep 2017
Claims	1
Lost Time Incident	1
Days lost	2

Notifications of Injuries/Incidents/Hazards

	Jul – Sep 2017
Injury	4
Incident	5
Hazard	7

Contractors

Contractors working with Council are inducted to site and participate in site specific risk assessment processes.

Risk/Policy/Legislation Considerations:

Council had its Electrical Test and Tag inspections carried out by Laser Electrical and a new electrical equipment register adopted which now meets Tag and Testing requirements.

Budget Implications:

Council's Workers Compensation instalment for the quarter was \$25,384.15

Enclosures (following report)

Nil

Attachments (separate document)

Nil

04) COUNCIL COMMITTEE MEETING DATES

Department: Executive Services

Author: General Manager

CSP Link: 6.3 A well-run Council organisation.

File No: GO.ME.2

Recommendation:

That Council adopts the meeting dates and times for Council Committee meetings for the next 12 months, as detailed in the report.

Reason for Report:

As outlined in Council's Code of Meeting Practice, Council is required to consider and set the meeting dates and times for Council committee meetings.

Report:

At the September meeting, Council approved the establishment of the following Advisory Committees as Committees of Council under section 355(b) of the Local Government Act (1993) (**Resolution No 1709/005**)

1. Access Advisory Committee
2. Audit and Risk Management Committee
3. Australia Day Committee
4. Financial Assistance Program Advisory Committee
5. Sports Council
6. Cemetery Forum
7. Blayney Shire Tourism, Town and Villages Committee
8. Cultural Centre Working Group
9. Blayney Shire Floodplain Management Committee

Council provided each Committee with a delegation, quorum and appointed a Councillor Chair/members and alternate Councillor delegate to lead and preside over the advisory committee meetings for this term of Council.

The General Manager has written to each Town/Village/Progress or noted volunteer organisation/sporting association and/or stakeholder group (ie NSW Farmers, Blayney Rotary, Blayney View Club, Visitor Information Centre, Family History Group etc) inviting them to nominate a representative for the respective committee.

Further invitations have been advertised and emailed, posted on Council's website and Facebook seeking the individual community members to nominated for the Financial Assistance Program Advisory Committee, Cemetery Forum, Cultural Centre Working Group and the Blayney Shire Floodplain Management Committee.

These nominations will be collated and prepared for a report to the November meeting for Council consideration and appointment.

In the meantime; as per Council's Code of Meeting Practice the following proposed dates.

Blayney Shire Access Advisory Committee

Cr Denton (Chair) and Cr Reynolds (Alternate)

Meetings are held 6 monthly on the second Thursday of the month commencing at 6.00pm

- Thursday 8 February 2018
- Thursday 9 August 2018

Blayney Shire Cemetery Forum

Cr Kingham (Chair) and Cr Newstead (Alternate)

Meetings are held 6 monthly on the second Thursday of the month commencing at 5.00pm

- Thursday 8 February 2018
- Thursday 9 August 2018

Blayney Shire Audit Committee

Cr Somerville (Member) and Cr Ferguson (Alternate)

As determined.

Blayney Shire Australia Day Committee

Cr Ferguson (Chair)

Meetings held once a year (early December) as determined.

Blayney Shire Traffic Advisory Committee

Cr Reynolds (Chair) / Cr Newstead (Alternate)

Meetings are held bi-monthly on the third Friday of the month commencing at 10.00am

- Tuesday 17 October 2017
- Friday 15 December 2017
- Friday 16 February 2018
- Friday 20 April 2018
- Friday 15 June 2018
- Friday 17 August 2018
- Friday 19 October 2018
- Friday 21 December 2018

Blayney Shire Financial Assistance Committee

Cr Denton (Chair) and Cr Somervaille (Member)

Meetings are held on the first Tuesday in the months of March and August commencing at 5.00pm.

- Tuesday 6 March 2018
- Tuesday 7 August 2018

Blayney Shire Sports Council

Cr Kingham (Chair) and Cr Newstead (Alternate)

Meetings are held quarterly on the third Thursday of the month commencing at 6.00pm (November/February/May/August)

- Thursday 16 November 2017
- Thursday 15 February 2018
- Thursday 17 May 2018
- Thursday 16 August 2018
- Thursday 15 November 2018

Blayney Shire Cultural Centre Working Group

Cr Ferguson (Chair) and Cr Ewin (Alternate)

Meetings are held quarterly on the first Monday of the month (May/August/November/February) commencing at 6.00pm

- Monday 5 February 2018
- Monday 7 May 2018
- Monday 6 August 2018
- Monday 5 November 2018

Blayney Shire Tourism, Towns and Villages Committee

Cr Reynolds (Chair) and Cr Denton (Alternate)

Meetings are held quarterly on the fourth Tuesday of the month (November/February/April/July) commencing at 6.00pm

- Tuesday 28 November 2017
- Tuesday 27 February 2018
- Tuesday 22 May 2018
- Tuesday 28 August 2018
- Tuesday 27 November 2018

Blayney Shire Floodplain Committee

Cr Somervaille / Cr Ferguson (alternate)

As determined.

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.

Unless otherwise stipulated, committee meetings are held at the Blayney Shire Community Centre. Committee meeting dates are subject to change depending on availability of Councillors, members or other conflicting events.

Budget Implications:

Council Committee meetings are held in Council facilities after hours in most cases, and a member of the senior staff team provides the secretarial and administration support at no additional overtime cost to the organisation.

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

Community representatives are volunteers and contribute without any reimbursement of travel or other meeting expenses.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

05) LGNSW ANNUAL CONFERENCE 2017

Department: Executive Services

Author: General Manager

CSP Link: 6.3 A well-run Council organisation.

File No: GR.ME.2

Recommendation:

1. That Council:
 - a) Nominates the Mayor as voting delegate to the LGNSW Annual Conference 2017.
 - b) Approve the registration and attendance of the Mayor, Deputy Mayor and General Manager as Blayney Shire Council Delegates to attend the LGNSW Annual Conference 2017.
 - c) Approve the funding of the expenses for former Councillor Geoff Braddon OAM to attend the Conference Dinner to receive the LGNSW Long Service Award.

Reason for Report:

To inform Council of the Local Government NSW (LGNSW) Annual Conference 2017 and appoint the voting delegate for Blayney Shire Council.

To seek Council approval for the registration and payment of expenses as per Council Policy for Council Delegates attending the LGNSW Annual Conference.

To seek approval for Council to pay the travel, accommodation and dinner expenses for former Councillor Geoff Braddon OAM to attend the 2017 LGNSW Annual Conference Dinner and receive the Long Service Award.

Report:

The LGNSW Annual Conference is to be held at the Hyatt Regency Sydney, from Monday 4 December to Wednesday 6 December 2017.

Councils must register the names of their delegates for voting during formal business sessions by **Monday 23 October 2017**. Blayney Shire Council is entitled to 1 voting delegate, which has in the past been allocated to the Mayor.

All members are able to put forward motions to be considered at conference.

Whilst motions are required to be submitted online by Monday 9 October 2017 to allow printing and distribution of the Business Paper, the latest date motions can be accepted for inclusion in the Conference Business Paper is midnight on Monday 6 November 2017.

There are a number of LGNSW guidelines for submitting motions including;

- meeting all 7 of the board-endorsed criteria;
- clearly worded with a call to action to a specific body (eg Minister, LGNSW, State Government) and have a specific outcome it is seeking to achieve;
- which of the 5 categories the motion will fit; and
- evidence and Council's formal support of motion.

Risk/Policy/Legislation Considerations:

Should a delegate be unable to attend once registered, a substitute delegate may attend in their place at no additional charge.

Council wish to submit a motion as per the LGNSW Guidelines, this meeting is the only opportunity to demonstrate formal support. Any Councillors that have an issue for LGNSW Conference are requested to bring this matter and draft motion for consideration by Council to the meeting.

Budget Implications:

The 2017/18 budget includes an allocation for the Mayor, Deputy Mayor and General Manager to attend the LGNSW Conference.

As per Councils '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.

The additional cost for former Councillor Geoff Braddon OAM to attend is estimated to be \$1,000.

Any additional accommodation costs incurred as a result of the attendance of partners shall be borne by the Councillor or Delegate.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

06) STRONGER COUNTRY COMMUNITIES PROJECT PRIORITIES

Department: Executive Services

Author: General Manager

CSP Link: 5.1 A diverse and sustainable population in our communities and villages.

File No: GS.LI.1

Recommendation:

That Council approve the lodgement of the priority list of local community infrastructure projects totalling \$1,013,000 for the 2017/18 Stronger Country Communities Fund as follows;

1. Blayney Shire Public Toilet Upgrade Project	\$100,000
2. Blayney Skate Park Heritage Park	\$272,000
3. Recreation Ground Refurbishment Projects	\$191,000
4. Lyndhurst Village Link Footpath Project Stage 1	\$220,000
5. Blayney Belubula River Walk Project Stage 1	\$230,000

Reason for Report:

Last month, Council endorsed the priority list of local community infrastructure projects for the 2017/18 Stronger Country Communities Fund as presented (**Resolution No 1709/028**).

Each of the projects identified have had further work and costing estimates completed and this report seeks to finalise Council's project priorities.

Formal endorsement by Council is required so that the funding application may be submitted by the due date on 18 October 2017.

Report:

Council staff have continued to engage with local community groups seeking their feedback and support for the projects shortlisted for the Stronger Country Communities Round this financial year. Each of the projects have been identified in either a Council strategic planning document such as the Blayney MasterPlan (2016), Active Movement Strategy (2016) or the individual Town or Village Community Plans.

A significant community project, noted in the shortlist at the September meeting, was the Carcoar Sports Ground Amenities block. This project included the demolition of the existing public toilets and change rooms, then the construction of a new building including new sports change rooms, showers, disabled access compliant public toilets and a canteen.

Further investigation undertaken for this project included sourcing of formal cost estimates from both a Registered Quantity Surveyor (\$402,000) and a quotation for works by local Building Contractor (\$360,000). Whilst this project has significant community support in Carcoar, this pricing estimate has taken the project beyond the shovel ready status and more work is required to either redesign or sourcing of co-funding.

In priority order the following projects identified in this shortlist total \$1,013,000.

1. Blayney Shire Public Toilet Upgrade Project \$100,000

To demolish existing aged and failing public amenities and construct new accessible public toilets at the Lyndhurst Recreation Ground (double), Neville Memorial Park (single) and Barry School Hall (single).

These village recreation or park grounds have public toilets that are not ambulant compliant. The new construction will require ancillary infrastructure, in the form of parking and footpaths, to meet Building Code of Australia requirements.

Enhancing local parks and supporting facilities such as toilet blocks are eligible local infrastructure projects and the 3 locations above will provide much improved amenity for residents and visitors alike.

2. Blayney Skate Park Heritage Park \$272,000

This project is the priority project for young people in the Shire identified in the Blayney Town Community Plan (2016). Designs and specifications are completed, and with Development Consent (DA No 18/2017) granted, the construction of a new concrete Skatepark at Heritage Park is ready to proceed to Tender. There has been significant community consultation, engagement and support from local young people. Project includes removal of existing garden maze shrubs, extension of current path to Skate Park, earthworks, installation of drainage and Skate Park (480m²) incorporating beginner, medium and advanced level features.

3. Recreation Ground Refurbishment Projects \$191,000

A number of refurbishment projects which were identified in the village Community Plans that will enhance the accessibility and increase community usage of recreation grounds at Mandurama, Redmond Oval and Newbridge Recreation Ground. Includes;

- Demolition and removal of an old club house at Mandurama Recreation Ground. Construction of a new public open shelter (12mx6m) on a concrete slab for BBQ's and local community events with one end walled, water collection tank, benchtop/sink and seating.
- Replacement of the perimeter fencing around Redmond Oval which will complete the sporting complex master plan priorities and complement the significant oval and supporting facilities refurbishment works completed in early 2017.

- Used for both passive and information sport and recreation this project will provide new fencing around the inner field/grounds at Newbridge Recreation Ground.

4. Lyndhurst Village Link Footpath Project **\$220,000**

This is a project at Lyndhurst, as identified in the Blayney Shire Council Active Movement Strategy (2016). A shared path will provide safe pedestrian access from the main village centre and Public School, opposite the Lyndhurst Memorial hall along Russart Street then adjacent to the Mid-Western Highway and onto the bridge over Grubbenbun Creek, then from the Bridge into the Recreation Grounds on Harrow Street.

School children will be able to walk safely to the Tennis Courts at the Recreation Ground for sports programs. The lack of a safe pedestrian and cycle link was identified as a major barrier to Lyndhurst local infrastructure and amenity during community consultation. The total project cost of \$414,000 will be part funded by an approved RMS Active Transport Program grant of \$194,000.

5. Blayney Belubula River Walk Project Stage 1 **\$230,000**

This project is Stage 1 of a new infrastructure to be shared by all the community and was a priority project of the Blayney Master Plan (2016). This new shared path from Dakers Oval to Heritage Park along Henry Street and adjacent to the Belubula River. This project will generate significant volunteer interest and support for the restoration of the river, riverbank beautification, removal of willows and native tree plantings with potential funding from Environmental Trust or Landcare. This will complete the construction of a shared concrete path providing pedestrian access from Dakers Oval to Newbridge Road (Glasson Bridge).

Risk/Policy/Legislation Considerations:

Program details and funding guidelines are available at the following website <http://www.industry.nsw.gov.au/invest-in-nsw/regional-opportunities/stronger-country-communities-fund>

Eligible projects include:

- building new community facilities
- refurbishing existing local facilities
- enhancing local parks and the supporting facilities

Since this funding was announced, the Mayor and General Manager have been engaging with each individual Town and Village Committees/Progress Associations and Groups. Staff have been working on a long list of potential projects and provided an assessment based on a number of criteria in addition to whether the project was eligible for Stronger Country Communities funding. This included the shovel ready status and readiness to proceed, if the project was a renewal or new asset, was it identified in a Community or Council Strategic Plan, what was the level of local community interest and support, does the enhancement provide a positive impact on the local amenity and were there any other funding opportunities.

Budget Implications:

Blayney Shire has been allocated a Round 1 allocation of \$785,486 in 2017/18.

Applications close 18 October 2017.

Whilst this shortlist is above Council's allocation, it is recommended that Council submits as is for assessment and review by the NSW Government.

The minimum project value is \$100,000 and typically in the range of \$250,000+. Projects of less than \$100,000 have been bundled into an asset class and description like with like.

Council will be responsible for the project delivery and funding agreement for the approved projects. These community infrastructure projects would be undertaken by building contractors or external suppliers, so will not impact on operational staff other than for procurement, project management, financial control and reporting.

In terms of payments, 1/3 will be paid upfront upon execution of the funding agreement, 1/3 will be paid half way through and the final 1/3 will be paid upon completion. The funding agreement will specify required acknowledgment of government contribution for signage and media.

Projects must be sustainable and able to be operated and maintained beyond the project completion. For this reason the focus for Council should be for infrastructure renewal projects.

Funding may not be used for;

- maintenance that Council has already proposed to fund in the current Operational Plan or LTFP (unless a co-contribution is proposed);
- retrospective funding for work already undertaken;
- ongoing staff or operational costs;
- marketing, branding, advertising, or product promotion;
- projects of less than \$100,000;
- projects with exclusive private benefits;
- maintenance of roads, bridges, water or sewerage; and/or
- projects previously receiving funding under any other government program.

Projects will need to be commenced as soon as possible, with works to be completed within a 2 year time frame. All of the priority projects are ready to proceed immediately.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

07) REPORT OF COUNCIL INVESTMENTS AS AT 30 SEPTEMBER 2017

Department: Corporate Services

Author: Accountant

CSP Link: 6.3 A well-run Council organisation.

File No: FM.IN.1

Recommendation:

1. That the report indicating Council's investment position as at 30 September 2017 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

Reason for Report:

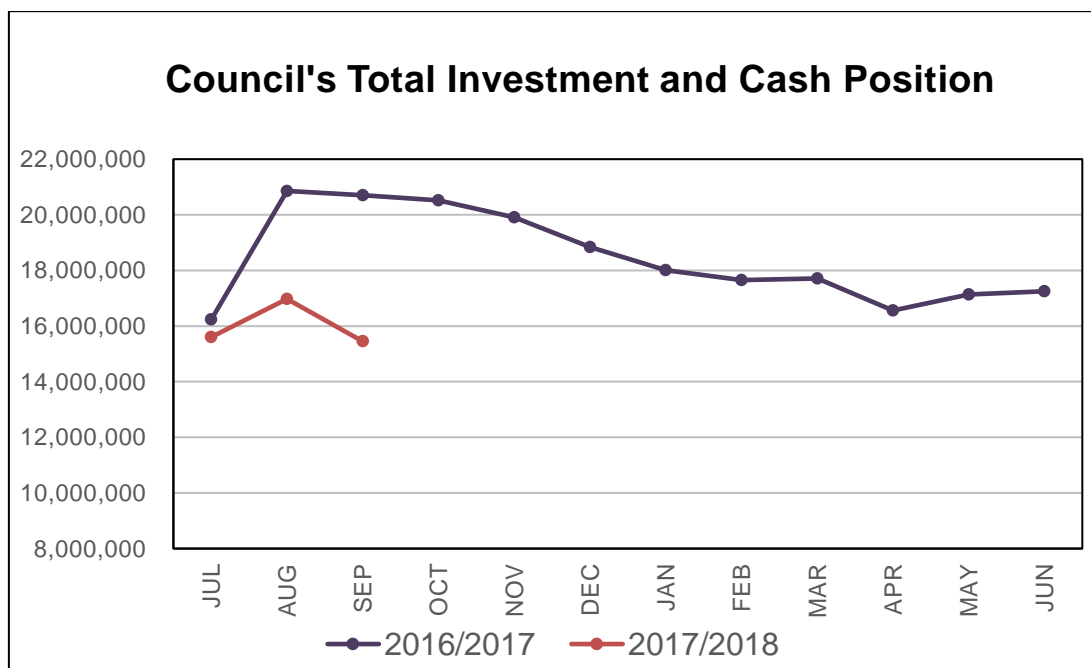
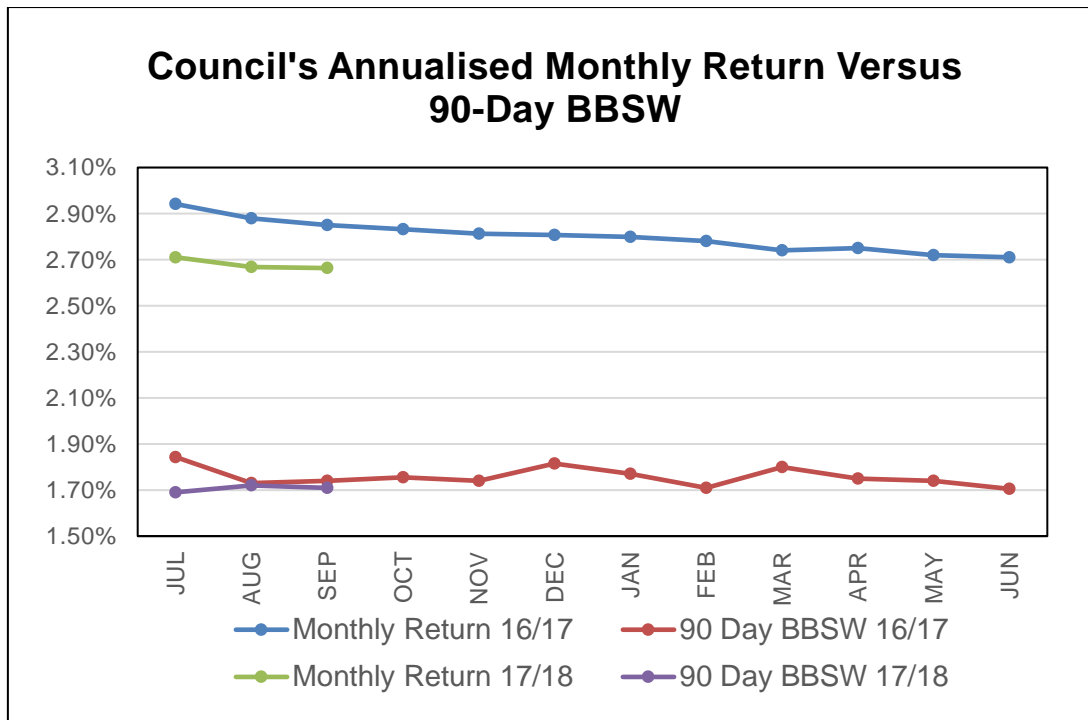
For Council to endorse the Report of Council Investments as at 30 September 2017.

Report:

This report provides details of Council's Investment Portfolio as at 30 September 2017.

Council's total investment and cash position as at 30 September 2017 is \$15,449,900. Investments earned interest of \$31,467 for the month of September 2017.

Council's monthly net return on Term Deposits annualised for September of 2.66% outperformed the 90 day Bank Bill Swap Rate of 1.71%.



REGISTER OF INVESTMENTS AND CASH AS AT 30 SEPTEMBER 2017				
Institution	Rating	Maturity	Amount \$	Interest Rate
IMB	A2/BBB	03/10/2017	500,000	2.600%
NAB	A1+/AA-	17/10/2017	500,000	2.480%
NAB	A1+/AA-	31/10/2017	500,000	2.600%
Bank of Queensland	A2/BBB+	07/11/2017	500,000	2.600%
NAB	A1+/AA-	14/11/2017	500,000	2.740%
Bendigo & Adelaide Bank	A2/BBB+	23/11/2017	500,000	2.700%
ME Bank	A2/BBB	28/11/2017	500,000	2.700%
NAB	A1+/AA-	29/11/2017	500,000	2.790%
MyState Bank Ltd	A2/BBB	07/12/2017	500,000	2.750%
Auswide Bank Ltd	A3/BBB-	14/12/2017	500,000	2.800%
NAB	A1+/AA-	16/01/2018	500,000	2.480%
AMP Bank	A1/A	06/02/2018	500,000	2.700%
MyState Bank Ltd	A2/BBB	20/02/2018	500,000	2.700%
MyState Bank Ltd	A2/BBB	06/03/2018	500,000	2.550%
MyState Bank Ltd	A2/BBB	20/03/2018	500,000	2.550%
NAB	A1+/AA-	03/04/2018	500,000	2.560%
AMP Bank	A1/A	15/05/2018	500,000	2.600%
Auswide Bank Ltd	A3/BBB-	22/05/2018	500,000	2.800%
AMP Bank	A1/A	29/05/2018	500,000	2.600%
Auswide Bank Ltd	A3/BBB-	05/06/2018	500,000	2.800%
AMP Bank	A1/A	19/06/2018	500,000	2.600%
Bankwest	A1+/AA-	03/07/2018	500,000	2.550%
AMP Bank	A1/A	14/08/2018	500,000	2.600%
AMP Bank	A1/A	28/08/2018	500,000	2.600%
Bendigo & Adelaide Bank	A2/BBB+	04/09/2018	1,000,000	2.500%
ING Bank	A1/A	04/09/2018	500,000	2.600%
ING Bank	A1/A	18/09/2018	500,000	2.590%
Total Investments			14,000,000	2.635%
Benchmarks:	BBSW 90 Day Index			1.710%
	RBA Cash Rate			1.500%
Commonwealth Bank - At Call Account			501,692	1.400%
Commonwealth Bank Balance - General			330,325	1.350%
Tcorp IM Cash Fund			617,883	2.240%
TOTAL INVESTMENTS & CASH			15,449,900	

Short Term Credit Rating*	Policy Maximum	Current Holding %	Current Holding \$
A-1+	100%	21%	3,500,000
A-1	80%	32%	4,000,000
A-2	60%	36%	5,000,000
A-3	40%	11%	1,500,000
			14,000,000

*Councils current investment portfolio contains only short term investments and has therefore been rated accordingly.

Overall Portfolio Return to Maturity			Actual %
Portfolio % < 1 Year	Min 40%	Max 100%	100%
Portfolio % > 1 Year	Min 0%	Max 60%	0%
Portfolio % > 3 Year	Min 0%	Max 30%	0%
Portfolio % > 5 Year	Min 0%	Max 20%	0%

Individual Institution Limit	Rating	Policy Maximum	Actual Maximum
AMP Bank	A1/A	3,000,000	3,000,000
Auswide Bank	A3/BBB-	3,000,000	1,500,000
Bank of Queensland	A2/BBB+	3,000,000	500,000
Bankwest	A1+/AA-	3,000,000	500,000
Bendigo & Adelaide Bank	A2/BBB+	3,000,000	1,500,000
IMB	A2/BBB	3,000,000	500,000
ING Bank	A2/BBB	3,000,000	1,000,000
ME Bank	A2/BBB	3,000,000	500,000
MyState Bank Limited	A2/BBB	3,000,000	2,000,000
NAB	A1+/AA-	3,000,000	3,000,000

<u>RESTRICTED CASH, CASH EQUIVALENTS & INVESTMENTS</u>	
	\$ 000's
External Restrictions - Sewer*	5,157
External Restrictions - Unexpended Grants*	1,282
External Restrictions - Other*	2,267
	8,706
Internal Cash Restrictions*	8,232
Unrestricted	(1,488)
	6,744
TOTAL CASH & INVESTMENTS	15,450

* Cash restrictions represent the audited balance as at 30 June 2016. Restrictions for 2016/17 are subject to variation and will be updated upon 2016/17 audit finalisation and sign off.

Council has undertaken significant capital works since the reported balances at 30 June 2016. The negative unrestricted cash is not a true reflection as Council's internal cash restrictions decreased throughout the 2016/17 financial year as a result of works completed.

Council is also in the process of accessing borrowings to fund the bridge replacement program, which is already part way through completion.

CERTIFICATION – RESPONSIBLE ACCOUNTING OFFICER

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

Risk/Policy/Legislation Considerations:

The Responsible Accounting Officer must table a written report to Council on money invested pursuant to s.625 of the Local Government Act. Investments made are in accord with the framework established within Council's Investment Policy.

Budget Implications:

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

Enclosures (following report)

Nil

Attachments (separate document)

Nil

08) PROPOSED BORROWINGS

Department: Corporate Services

Author: Chief Financial Officer

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

File No: FM.LO.1

Recommendation:

That Council endorse the application of borrowings of \$3m to fund the bridge replacement program as approved in Council's 2016/17 and 2017/18 Operational Plans.

Reason for Report:

For Council to endorse the application to seek borrowings to fund the major bridge replacement works throughout the Shire.

Report:

In 2016/17 Council commenced works on the replacement of 6 major bridges throughout the Shire. The contract for works was to span 18 months and Council's Operational Plan approved borrowings of \$1.2m in 2016/17 and \$1.8m in 2017/18 to fund this program, collectively \$3m over the life of the project.

With the announcement on 14 February 2017 that the merger proposal for Blayney was not proceeding, Council held off with proposed borrowings of \$1.2m last financial year, in anticipation that a 'Fit' status would be achieved enabling access to TCorp borrowings.

Council has instead relied on internal restricted cash to fund works in the interim.

With contracted works now well under way Council is now seeking quotations to borrow the total proposed borrowings of \$3m to complete scheduled works.

Council will be seeking 4 independent quotations from major commercial banks as has been the process in the past.

Risk/Policy/Legislation Considerations:

Section 621 of the Local Government Act 1993 states that a council may borrow at any time for any purpose allowed under the Act.

Section 404 of the Local Government Act 1993 also provides that Council must detail in its revenue policy the following:

'a statement of the amounts of any proposed borrowings (other than internal borrowing), the sources from which they are proposed to be borrowed and the means by which they are proposed to be secured.'

As noted above details of proposed borrowings are tabled in Council's current Revenue Policy as part of Council's Operational Plan and hence these requirements are met.

Upon loan drawdown the OLG is to be notified of Council's new borrowings.

Budget Implications:

Whilst there is no request to borrow additional funds, it is intended to consolidate the intended borrowings for 2016/17 of \$1.2m with the 2017/18 loans for \$1.8m. This \$3m consolidation of loans will be contracted over a 20 year principle and interest term.

In preparation of Council's 2017/18 Operational Plan Council budgeted principle and interest repayments for proposed borrowings of \$1.8m based on rates available through TCorp.

An adjustment will be presented to Council in the September QBRS, at the November Council meeting, reflecting the \$1.2m borrowings which had not been drawn down in 2016/17.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

09) DISCLOSURES BY COUNCILLORS AND DESIGNATED PERSONS

Department: Corporate Services

Author: Director Corporate Services

CSP Link: 6.3 A well-run Council organisation.

File No: PE.DI.1

Recommendation:

That the “Disclosures by Councillors and Designated Persons” Returns for the period ending 30 June 2017, as tabled be received.

Reason for Report:

For Council to fulfil its “Disclosure of Interests in Written Returns” obligations under Division 2 of the Local Government Act for maintaining a register and tabling of returns.

Report:

In accordance with Sect 450A of the Local Government Act 1993, all returns disclosing interests of Councillors and designated persons, for the period 1 July 2016 to 30 June 2017, must be tabled at the first meeting of Council following the last day for lodgement of the returns. This date was 30 September 2017.

Accordingly, a copy of the returns will be tabled at this meeting for each Councillor, who held office at 30 June 2017, and the following designated persons as determined by the General Manager:

- General Manager
- Director Corporate Services
- Director Planning & Environmental Services
- Director Infrastructure Services
- Chief Financial Officer
- Operations Manager
- Senior Town Planner

Risk/Policy/Legislation Considerations:

As noted above this is a requirement of the Local Government Act Sect 450A.

Newly elected Councillors will be issued with returns for completion in the near future. These returns must be lodged by 14 December 2017 pursuant to section 449 of the Local Government Act.

Budget Implications:

Nil

Enclosures (following report)

Nil

Attachments (separate document)

Nil

10) DRAFT LEASE OF COUNCIL LAND FOR AGISTMENT PURPOSES POLICY

Department: Corporate Services

Author: Director Corporate Services

CSP Link: 6.3 A well-run Council organisation.

File No: PM.TN.8

Recommendation:

That the draft Lease of Council Land for Agistment Purposes Policy be placed on public exhibition for a period not less than 28 days.

Reason for Report:

For Council to adopt a Lease of Council Land for Agistment Purposes policy.

Report:

Council has developed the Lease of Council Land for Agistment Purposes Policy which has been provided to Councillors for comment.

The objective of the policy is to set the framework and guidelines around lease of Council land for agistment purposes.

The policy is based on the existing arrangements with lease of Council land in the industrial area and equivalent policies of a number of New South Wales councils.

A copy of the draft policy follows this report.

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

Risk/Policy/Legislation Considerations:

Section 160 of the LG Act refers to public notice and exhibition of local policy whereby Council must give public notice of a draft local policy after it is prepared, and the period of public exhibition must be not less than 28 days.

Council will advertise this Policy in the Blayney Chronicle and will notify current lessee's for their comment.

This is a new Council Policy, which was identified as lacking in March 2017 when Council were considering expressions of interest received for Lease of Industrial Land for Private Purposes earlier this year.

Budget Implications:

Nil

Enclosures (following report)

- 1 Draft Lease of Council Land for Agistment Purposes Policy 7 Pages

Attachments (separate document)

Nil



**Lease/Licencing of Council Land for
Agistment purposes**

Policy	
Officer Responsible	Director Corporate Services
Last Review Date	

Operational Policy

Contents

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1. Purpose

For Council to consider applications for the leasing and licensing of Council controlled land assets, including Crown Land and unused/closed Public Roads while ensuring Council is consistent and transparent, and complies with appropriate legislative requirements when determining each application. It excludes the hire of community buildings, sporting venues, facilities and community or operational land used or proposed to be used for a purpose other than grazing.

The policy aims to formalise timeframes as follows

1. To Lease Council owned land to the public on a three-year term with an option of extension for a further two years.
2. To Licence Crown Land or reserves that Council has been entrusted with to the public for a three-year term.
3. To Lease unused/closed Public Roads to the owner or lessee of land adjoining the public road if the road is not being used by the public for a maximum of 5 years.
4. To Lease land that is not utilised by council in the short term for the purpose of maintaining the land in a clean and weed free condition usually for the purpose of grazing.

2. Definitions

Council Land – Freehold land owned by Council.

Crown Land – Belonging to the Crown and entrusted to Council.

Unused/closed Public Road – Council is the roads authority for all public roads except Crown Public Roads.

Lease – A contract between two parties, by which one party conveys land and provides exclusive possession of a defined area of land, for a specified time, usually in return for a periodic payment.

Licence – A permit from an authority to own or use something and provides permission to use land, it allows someone access to the land of another for an agreed purpose, it provides nonexclusive use of the land.

3. Scope

This policy applies to all Council owned or controlled land within Blayney Shire Council Local Government Area.

4. Policy Statement

Council owned land may be Leased to members of the public for a three-year term with an option to renew for a further two years. These terms will be considered upon request in writing and subject to resolution by Council.

Unused/closed public roads may be Leased to the owner or lessee of land adjoining the public road for agreed periods of no more than 5 years including options to renew.

Council controlled land, including Crown Land that is landlocked can only be Leased/Licence by an adjoining property owner or lessee. In the event multiple adjoining property owners want to Lease the one parcel of land this will be determined by a resolution of Council.

Approval for the renewal of an existing Lease/Licence is delegated to the General Manager, provided the terms and conditions are in accordance with Council policies and procedures.

5. Process

- a) Expressions of Interest will be called from the public when the current Lease expires. If there is more than one party interested in the one property, a report will be presented to council.
- b) In respect of land that is landlocked, adjoining property owners will have the opportunity to take on the Lease/Licence.
- c) A Licence fee will apply as set out in agreement and paid to Council.
- d) The Lease/Licence fee will be subject to an increase every year based on the All Australian Weighted Consumer Price Index. The CPI used will be that for the December quarter of the previous year.
- e) The Council hereby Leases/Licences and authorises the Lessee/Licensee to enter upon and use for the purpose of grazing use only that piece of land described in the Lease/Licence Agreement.
- f) During the continuance of this Lease/Licence, the Lessee/Licensee shall utilise the land for the purposes of grazing livestock.
- g) The Lease/Licence remains in force for the period specified within the agreement.
- h) The Lessee/Licensee shall comply with the special conditions.
- i) Council does not make or give any warranty, promise or covenant to the Lessee/Licensee for quiet enjoyment of the Lease/Licence area.
- j) Termination of this agreement may be terminated by either party by providing four (4) weeks' notice in writing to the other and shall be sufficiently served if left at the last known address of the Lessee/Licensee.
- k) Lease/Licence payments made in advance will be refunded on a pro-rata basis. The lessee will have the right to remove any internal fencing the lessee has erected.

6. Special Conditions

- a) Purpose - The Lessee/Licensee shall have the use of the area for the purpose of grazing, other activities shall not be conducted without the written consent of Council.

- b) Control of Rubbish - The Lessee/Licensee shall keep the said area and buildings clean and tidy and all papers and other rubbish shall be collected and removed.
- c) Licensee not to Permit Nuisance - The Lessee/Licensee shall not do or permit or suffer anything in or upon the land which may be or become a nuisance or annoyance or cause of damage to the owner or to the owners or occupiers of other property in the neighbourhood. The Trust reserves the right to remove from or refuse entry to the reserve/land any person regardless of any arrangements or contract with the lessee/licensee.
- d) Protection of Trees - During the continuance of this Lease/Licence the Lessee/Licensee will not cut down, fall, injure or destroy any growing or living timber standing or being upon the land.
- e) Control of Noxious Weeds and Animals - The Lessee/Licensee will during the continuance of this Licence use all proper means for keeping down and exterminating upon the land all rabbits and other vermin and noxious animals and insects and all noxious weeds and plants and comply with all laws and regulations now or hereafter in force with relation to the keeping down or extermination of same.
- f) Fencing - The Lessee/Licensee shall provide and maintain stock proof fencing where necessary around the perimeter of the land so as to prevent stock from straying, and have a swing gate installed to allow access for vehicles up to 4 metres wide. When installing or replacing fences the Lessee/Licensee should consult with adjoining landowners prior to erection.
- g) The Lessee/Licensee must regularly inspect the stock proof fencing that encloses the stock on the land to satisfy themselves that the fencing is stock proof. The Lessee/Licensee must be aware that they hold absolute legal liability for any damage or loss to any party caused by the escape of grazing animals from the subject land. Council cannot accept liability for damage or loss to any party caused by animals escaping the subject land due to a failure of the Lessee/Licensee to inspect and maintain stock proof fencing.
- h) The Insurance Council of Australia requires the applicant to hold a current Public Liability Insurance Cover policy to the value of \$20 million, which nominates Blayney Shire Council as a principal. The lessee shall furnish a copy of insurance cover to Council every year following renewal.

The Lessee/Licensee shall indemnify and keep indemnified the Council against all actions, suits, claims, debts, obligations and other liabilities during the continuation of the Licence and further.

The Lessee/Licensee shall maintain all other insurances as may be required by the Workers' Compensation Act or any other Act of Parliament in regard to the conduct of activities of the licensee on the demised premises. Copy of such is to be forwarded to the Council.

- i) Water - For those lots that have water supplied the costs of water usage and maintenance will be the responsibility of the lessee. Council.
- j) Rates & Charges - Council Rates will remain the responsibility of Blayney Shire Council unless the Lease agreement stipulates otherwise.
- k) Fire Hazard - The lot cannot become a fire hazard. Should the lot, in Council's opinion become a fire hazard, Council will arrange for the lot to be slashed at the expense of the lessee.
- l) Access - In the case of land with access road / right of way, for access to other properties which are Leased for grazing purposes, gates shall be provided at both ends for access by adjoining lessee.
- m) Council Access - The Council may by its Agents, Servants or Workman enter upon the land described in the Schedule hereto or any part thereof during the continuance of this agreement. No relationship of the landlord and tenant is or is intended to be created between the parties hereto by virtue of this Lease/Licence or in any way whatsoever.
- n) Usage - Council limits the use of the lots to animal grazing. Under no circumstances are hazardous or toxic substances allowed on Council properties.
- o) Sublet - The Lessee/Licensee shall not assign sub-let or otherwise deal with the demised premises without the consent of Council.
- p) Fixtures – The ownership of existing fixtures will be decided prior to the establishment of a new Lease or Licence. Any new fixtures erected after a new Lease/Licence is granted will be owned by the Lessee/Licensee and must be maintained during the period of the Lease/Licence. The transfer of fixtures owned by an outgoing Lessee/Licensee is their responsibility.
- q) The Lessee/Licensee shall not interfere with any other person authorised by the Council to use the reserve or any part thereof.
- r) Termination of agreement - If, for any reason, these conditions are breached, Council reserves the right to terminate the Lease.
- s) Council inspection – An inspection will take place every quarter to ensure the lessee is adhering to all conditions of the Lease. Any failure to meet Council's conditions will terminate the Lease immediately upon inspection, with one weeks' notice to be made available to transport stock/equipment from the lot. Should the applicant not remove all articles from the lot within the week, all articles will be impounded, with release of such articles being at the appropriate rate specified in Council's Fees & Charges listing for the current year.
- t) Sale or Lease of Land for commercial or intended purpose – Where Council negotiates a sale or Lease of land for a commercial or intended purpose notice of termination will be provided in accordance with Clause 5j.

7. Selection Process

Where a property is vacant or will become vacant at the expiry of an existing Lease/Licence Council will seek expressions of interest for Lease/Licence of land.

A criteria for assessment of the expression of interest will be included in document and, while not exhaustive, will encompass the following assessment factors:

- Price;
- Applicant ability/record to maintain property in accord with policy conditions;

Once expressions of interest have been invited, received and assessed against the criteria, a further report detailing all applicants and assessment against the selection criteria will be tabled for Councils consideration, including recommendation for a preferred applicant(s).

Related Legislation, Policies and Guidelines

Local Government Act 1993 and associated regulations
 Crown Lands Act 1989 and associated regulations
 Roads Act 1993

Adopted:		
Lasted Reviewed:		
Next Review:		

11) DIRECTOR INFRASTRUCTURE SERVICES REPORT**Department:** Infrastructure Services**Author:** Director Infrastructure Services**CSP Link:** 4.1 Adequate provision of transport, roads, rail, information and communication technologies and community social assets.**File No:** GO.ME.1**Recommendation:**

That the Director of Infrastructure Services Monthly report for October 2017, be received and noted.

Reason for Report:

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

Report:**Topical Issues****Southern Lights Project**

The Southern Lights Project is a partnership project between CENTROC, the Riverina Eastern Regional Organisation of Councils, Canberra Region Joint Organisation and the Riverina and Murray Regional Organisation of Councils, to develop a model that will replace approximately 70,000 streetlights with LED lighting and smart control technology.

The replacement with LED street lighting will result in lower energy consumption, lower maintenance costs, and improved public lighting outcomes. The inclusion of smart controls can improve service levels, by automatically notifying the operator of outages and faults, and provide further benefits including adjustment of lighting levels dependent upon peak/off-peak times.

Smart control street lighting networks provide a backbone that can support future opportunities to deploy other devices across a network to create smart communities. Such opportunities may include Wi-Fi networks, electric car charging, and environmental sensing devices.

Significant further work and government engagement is required to consider business cases, project delivery and future control of the service, prior to on ground works being considered.

Energy Efficiency Program

As part of Councils success in obtaining funding through the NSW Government Innovation Fund, Council is currently developing a request for quotation to undertake replacement of high-energy consuming lights at both CentrePoint Sport and Leisure, and the Council Works depot. With work

anticipated to commence in November. Once completed the lighting project will save approximately \$4,000 per annum in electricity costs, and once completed the installation of solar PV panels, will result in estimated savings of \$40,000 per annum.

Major Works

Southern Cadia Access Route

Works are complete to the 'sub-base' level for 3.7km of Errowanbang Road, with works commencing on the 1.7km from the end of seal to Dirt Hole Creek Bridge.

A major box culvert replacement has been completed, with the majority of pipe work now completed across the entire length of the project.

Council currently has a tender out for the supply and delivery of the base course material, which will be reported to Council in November.

Road Rehabilitation Works

The survey of Barry Road has been completed, and design works will commence shortly.

Heavy patching works on Carcoar Road for 1.8kms from Kinghams Lane towards Browns Creek Road have commenced, and upon completion will offer a strengthened pavement, with smoother riding surface, and a renewed bitumen seal.

Following Carcoar Road, Council will move to Three Brothers Road to undertake heavy patching works on various locations totalling 960m where the road is showing a high level of distress.

Footpaths

Works to replace the existing steps on the Park Street footpath outside "Rosebank", in Millthorpe, with a concrete ramp are well underway with concrete works completed, and installation of a new property fence yet to be finalised.

The ramp will provide improved access for visitors and the community along the footpath, and ensure the infirm and physically challenged do not attempt to utilize the road to avoid the steps.

Major Contracts

Replacement of 6 Timber Bridges

Errowanbang Road bridge is complete from the contract perspective. The bridge will be opened when Council completes final connections with the Southern Cadia Access project.

At the Newbridge Road bridge site piling works on both abutments are complete. The abutment works on the eastern side have also been completed. The western side cannot commence until the road is closed. This will only occur once construction moves into full swing at this location.

Since last report the Gallymont Road site is nearing completion. Approach slabs have been poured and once complete there remains only final tensioning of planks and placement of safety barriers. Once completed the bridge can be opened to traffic and the existing bypass permanently removed.

Coombing Street Carcoar commenced as planned in late September with the realignment of overhead power lines. Piling and demolition works occurred in late September with completion of southern abutment's crosshead (head stock) in the first week of October. Works have been coordinated with Central Tablelands Water to place the bridge planks with the water pipe already attached in mid-October (weather permitting). Should the construction works not be complete by the time of the Carcoar Running Festival, the bridge and approaches will be made safe for pedestrian traffic; this will allow the running festival to use the bridge as part of their route without interruption.

Piling works at Dowsetts Lane in preparation for construction were completed in the first week of October. Dowsetts Lane will remain open until construction crews return to begin construction of the bridge at the end of October.

Parks and Recreation

Blayney Showground

Council has completed the placement of concrete slabs and installation of bench seating across the frontage of the pavilion.

Assets

Assets staff have worked closely with Finance to complete the end of year reporting in time for Council's Audit. Through targeting of renewal works in the last 12 months, Council has managed to reduce the outstanding renewal works on the road network by \$14.6 million.

Assets and Waste Water staff also completed the sewer revaluation on time. With a lot of the sewerage network inspected, it became clear that the condition of the network was better than the previous valuation showed. This has reduced the level of outstanding renewal works in the sewerage system from \$5.2 million to just \$1.3 million.

Wastewater

Oxygen transfer rates (OTR) at the Sewerage Treatment Plant (STP) continue to struggle during the daytime peak flows. Council have consulted with Staff at the Department of Primary Industries to assist in discussion of possible solutions to increase the OTR.

An initial program has been developed including 2 phases of testing and monitoring.

The first phase, currently underway, is to make adjustments with the existing aerators to test for gains in the OTR.

Phase 2 will incorporate a testing regime of the sewage strength to determine the treatment process required to treat the strength of the incoming sewage. The testing phase will assist in determining the capacity of the plant and its equipment to treat the current and future demands.

There is a suggestion the plant may be approaching its biological capacity with the existing aerators, and further investigation is therefore required to clarify/quantify this.

Safe and Secure Water Program

The Safe and Secure Water Program is a program established as part of Restart NSW to fund eligible water and sewerage projects that will deliver public health, environmental and social benefits to regional communities, which in turn support economic growth and productivity in the State.

Whilst Blayney Council currently have no projects requiring funding for capital projects, we will consider accessing this funding to undertake a scoping and options study of potential upgrades at the STP. Our strategic business plan includes an upgrade of the STP in the 30-year capital works program in the year 2030 – 2033. Given the current issues around the OTR and the opportunity this funding program delivers, we feel this may be an opportune time to seek funding for the early phases of the upgrade.

Heavy Plant and Fleet

Council has taken delivery of 3 rollers as part of the Southern Cadia Access Route, with them deployed directly to jobs, replacing the need for hired rollers that Council previously had dry hired.

Council has also taken delivery of a new medium rigid truck for the Signs Ganger. This truck has been specified from the early tender stage to incorporate safety in design, resulting in an item of plant that will dramatically improve the efficiency of the signs crew, whilst also providing for enhanced safety.

Risk/Policy/Legislation Considerations:

Information report only.

Budget Implications:

Information report only.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

12) DRAFT BLAYNEY SHIRE SPORT AND RECREATION PLAN**Department:** Infrastructure Services**Author:** Director Infrastructure Services**CSP Link:** 5.2 Fit and healthy community members.**File No:** RC.TE.6

Recommendation:

1. That the draft Blayney Shire Sport and Recreation Plan 2017 be endorsed for the purpose of public exhibition for 28 days.
2. That a further report, detailing any submissions received, be presented to Council following the conclusion of the exhibition period.

Reason for Report:

The draft Blayney Shire Sport and Recreation Plan 2017 (the Plan) is presented for Council's consideration and endorsement of a 28 day public exhibition period. The Plan has been prepared by Place Design Group and Council.

Report:Executive Summary

The Plan will provide a coordinated and open approach to sport and recreation planning and delivery in consultation with the community, while providing an evidence based process to allocate resources and secure internal and external funding for sport and recreation priorities.

The Blayney Shire Sport and Recreation Plan will aspire to guide and facilitate a complimentary sport and recreation network for the Shire, universally accessible to all parts of the community, to encourage participation for all.

The Plan focusses on existing Council owned and managed public open space across the Shire, and groups the planning process into a Blayney (Town) network and separate villages, whilst considering each village and their relationship both within the Shire and the wider region. Individual Master Plans have been prepared for the following key sporting facilities; King George, Dakers, Napier and Redmond Ovals, Blayney Showground, Lyndhurst, Mandurama and Newbridge Recreation Grounds and Carcoar sportsground.

A range of community engagement methodologies were used from May – July 2017 to inform the Plan, including preparation of a discussion paper, a visioning workshop, an online survey delivered by Western Research Institute, one on one interviews and group workshops, public displays and consultation in the main street and Blayney Farmers Markets. Almost 100 individual survey responses were received, 9 individual interviews were undertaken with town/village associations, 1 school and a disability service provider. Group

sessions were undertaken with 3 groups, being the Blayney Shire Sports Council, King George Oval users group, and the Blayney Showground users group. These sessions were attended by 14 sporting groups based in Blayney, or who access Blayney's sporting infrastructure on a regular basis.

If approved for exhibition the draft plan will be made available on Council's website.

Once adopted the Plan will replace the Blayney Shire Sports Council Project Priority List, developed in 2015, and reviewed on an annual basis.

Background

Over the past 3 years the Blayney Shire Sports Council has developed and prioritised a list of projects that it considered the most important to improve and develop Council's sporting facilities across the shire. The Blayney Shire Sports Council Project Priority List has been updated and reevaluated, and provided to Council on an annual basis prior to the annual budget period.

It became apparent the work undertaken needed to be strengthened by expanding engagement beyond the Sports Council membership, to include key community members and groups, including individual village groups/associations, schools and their students, fitness trainers, those with a disability, and various others. This was in order to cater for the needs of the Shire's population in pursuing sport and recreation activities of their choice into the future.

The Plan has been created as a tool to assist Council in meeting its responsibilities to support, encourage and maintain sport and recreation facilities across the Shire.

The benefits of effective sport and recreation planning include-

- Opportunities to improve levels of participation in sport and recreation, including individual health and well-being.
- More livable areas that are attractive to residents and visitors.
- More cost effective, coordinated and prioritised resource allocation.
- More effective asset planning and management.
- Sound evidence base to attract grant funding for sport and recreation infrastructure and programs.

The Plan is important as sport and recreation spaces, and activities are highly valued by the community.

The scope of the Plan includes Council owned and/or managed public open space that includes Community Land and Crown Land under Council's control. It also references other Crown and private land holdings not under Council control that provide for sporting and recreation outcomes, to ensure it is considered in context with the shire wide network in the Plan.

While not providing a detailed analysis and direction for each and every parcel of land, the Plan provides strategic guidance to address key issues, emerging trends and expected demands on recreation and open space facilities.

The documentation that makes up the body of work has been attached under separate cover, in 3 distinct sections:

- Blayney Shire Sport and Recreation Plan, Strategies and Implementation - this is the Plan that will guide management of sport and recreation assets through the shire to encourage increased participation and activity for all ages and all abilities.
- Blayney Shire SRP Opportunities Analysis – summary and analysis of gaps and opportunities collated from stakeholder consultation process and other research sources, rationalising the findings into responses to be taken forward into the Blayney Shire SRP strategies
- Package of concept master plans - concept master plans (as included in the *Blayney Shire SRP Strategies and Implementation*) packaged in A1 portrait poster format

Considerations

The Plan will provide Council with guidance on the right amount and types of facilities available to meet the demands of the Shire, and in this way, the Plan will seek to increase participation in sports and recreational pursuits, for the overall benefit of the community and individuals.

The shire wide analysis is focused on ensuring sport and recreation infrastructure and services meet the identified and statistically supported needs of the community, whilst avoiding facility and service duplication.

Community and Stakeholder Engagement

Community and stakeholder engagement has contributed to the development of the draft Plan.

Council has informed the community by providing information on Council's website, posting on social media, writing to and meeting with town/village associations, individual sporting groups, and certain facility user groups.

In preparation of the draft Plan, and the forthcoming Master Plans, independent consultants from Place Design Group and Council staff undertook community engagement in the period May to July 2017 that included:

- A community visioning workshop to develop an overarching vision for the Plan, with invited stakeholders from the general community, sporting clubs and other stakeholders.
- One on one interviews with targeted stakeholders, to help understand the detailed needs of specific stakeholders including schools, sporting groups and people with a disability.

- An online survey that targeted sporting clubs and organisations, to establish needs, participation and suggested improvements.
- A community survey, delivered both online and in paper form at public consultation sessions.
- Focus groups sessions.
- Public consultation sessions to engage the public, and promote the online survey.

The engagement outcomes are provided in the Plan, however a summary of the key findings are provided below.

Community and Stakeholder Survey

Respondents:

- 36% of respondents were between 36 and 50 years old.
- 30% were over 50 years old.
- 22% were between 21 and 35 years old.
- 11% were between 11 and 20 years old.
- (no responses were provided from children under 11 years old).
- 60% were from Blayney, 14% from Millthorpe with <5% from each of the other Shire villages.
- 28% play formal sport.
- Top 6 assets most used by respondents are Heritage Park (80%), Centrepoint (76%), Carrington Park (64%), King George Oval (53%), Redmond Oval (36%), Blayney Showground (34%).

Community need:

- 65% of respondents feel there's not enough for teenagers to do.
- Respondents were reasonably divided as to whether there was enough to do for other age groups (adults, children, over 50's).
- Access to local sports facilities and fixtures is favoured over having only higher quality regional facilities and fixtures outside of Blayney (although majority of respondents would prefer to see both).
- 90% of respondents feel that sports tourism is a benefit to the region.
- 4% of respondents do not think Blayney Shire could support more sporting events or sports tourism each year.
- Amenity infrastructure (toilets, seating, play equipment, shade trees) rated most highly as important to respondents, with change rooms, field markings and off-leash dog areas rated least important.
- 61% of respondents feel these important elements are currently meeting their needs.
- 75% of respondents do not feel there are any competing demands for their usual park or facility.

Sport and Recreation Club Survey

- Membership numbers reported by clubs indicate that membership is expected to remain relatively static into the future.
- Horse related sports and senior cricket numbers appear to be the main exception.

- Horse related increases are related to the recently completed arena at Blayney Showground.
- Cricket is experiencing growth through female participation.
- 100% of clubs operate at a Council managed venue, with junior and senior cricket also utilising Blayney High School grounds.

As a result of this process Council has collaborated with the community, seeking advice, ideas, and recommendations from key stakeholder groups, including the Millthorpe Public School, Blayney Town Association, Carmanhurst Village Association, Four Villages Association, Millthorpe Village Committee, and the Carmanhurst Community Development Coordinator, Live Better, Blayney Shire Sports Council, and the King George Oval and Showground user groups.

Council will further consult with the community by seeking feedback through a 28 day Public Exhibition period. Copies will be available for viewing on Councils website, and at the Blayney Council Office.

Risk/Policy/Legislation Considerations:

Asset Management

Council owns and manages recreation related assets including the CentrePoint facility (but excluding other sport and recreation related buildings) with a written down value of \$6.9m and an estimated gross replacement cost of \$16.1m. This represents 9.2% of Councils total asset portfolio.

Council is currently preparing revised Asset Management Plans for its asset portfolio, which will be considered as part of the preparation of the new Resourcing Strategy under the Integrated Planning and Reporting requirements of the NSW Office of Local Government.

Strategic planning and prudent management of these assets is required to ensure that recreation assets deliver the required levels of service safely, in a financially sustainable manner, whilst maximising the available resources.

Policy

It is proposed that upon successful completion of the Public Exhibition period and adoption of the Final Blayney Shire Sport and Recreation Plan, that it be used to plan for and meet identified current and future sport and recreation demands, in collaboration with the community.

This will help underpin Council's aim of providing safe, accessible and appropriate sport and recreation facilities that support health and well-being, and our local sporting and recreational organisations.

Legislative

For the purpose of the plan, the legislative context relates to land to which the Crown Lands Act 1989 applies, and includes land that Council and other bodies (Trusts) control, but which is owned by the Crown.

Budget Implications:

In 2016/17 an internal restriction of \$170,000 was allocated to the Blayney Sports Facilities Master Plan Reserve.

At the end of the 2016/17 (Q4) year, Place Design Group had claimed \$82,000, with \$17,000 allocated in 2017/18, subject to variations.

Enclosures (following report)

Nil

Attachments (separate document)

- | | | |
|---|---|----------|
| 1 | Draft Sport and Recreation Plan - Strategies and Implementation | 58 Pages |
| 2 | Draft Sport and Recreation Plan - Opportunities Analysis | 60 Pages |
| 3 | Draft Sport and Recreation Plan - Master Plans | 10 Pages |

13) JOHNSTON CRESCENT REMOVAL OF PINE TREES

Department: Infrastructure Services

Author: Manager Operations

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

File No: PR.MA.1

Recommendation:

That Council endorse the removal of the pine trees on Johnston Crescent, subject to a budget allocation being made in a Quarterly Budget Review Statement.

Reason for Report:

The row of pine trees behind properties on Johnston Crescent is rapidly deteriorating and posing a risk to property, and rail. Given their age, it is recommended to remove them and replace with a more suitable species.

Approval is required from Council so that detailed consultation and costing can take place, with a firm commitment that the works will be undertaken.

Report:**Executive Summary**

Council land between the rail corridor and properties fronting Johnston Crescent, has a row of large pine trees, approximately 650m in length.

Council planted these trees approximately 35 years ago, and they have now exceeded their useful life and are deteriorating. This has resulted in dropped limbs, and additional risk to land owners adjoining these trees.

The dropping of limbs has resulted in a number of customer complaints and concerns from residents. Council has already compensated a land owner for a damaged fence as a result of limbs falling.

Council officers have undertaken a risk assessment of these trees, and it identifies a significant risk to adjoining land owners. It also identified that ongoing maintenance would be required should the trees remain in place.

Under the hierarchy of control, Council is obliged to eliminate the risk if it is reasonably practicable, in this instance it is considered reasonably practicable to eliminate the risk by removing the trees.

Options Considered

There are 2 options on how to treat this risk. The first is to undertake an aggressive pruning program to remove those limbs posing an immediate risk.

Whilst this will reduce Council's risk, it would be an ongoing, expensive program to attempt to maintain trees that are now over-mature.

It is estimated that Council would need to expend up to \$15,000 this year to minimise the immediate risk. However, this would be an ongoing expenditure, which will not fix the root cause of the issue. Namely, the trees are over mature and starting to decay.

The second option is to remove and replace the trees with a more suitable species. Council officers have been working to determine the best methodology to complete this for a minimum cost, with disposal of the material currently undetermined.

This option has a high upfront cost, however has a lower ongoing maintenance cost.

Council officers have undertaken detailed discussions with arborists, Forestry Corporation of NSW, and Highland Pine Products Pty Ltd, Oberon, to determine the best, safest means of felling the trees, and disposing of waste.

It is estimated that removal will cost up to \$55,000, with disposal costs ranging from \$5,000 to stockpile for later use, to \$50,000 to take it to a waste recovery centre for repurposing as mulch/fertiliser.

Council will undertake detailed consultation with land owners along Johnston Crescent, as it is recognised that the proposed removal will impact the amenity of their properties.

The final reinstatement will be determined following the consultation with residents.

Council will also consult John Holland Rail as the trees adjoin the rail corridor, and potentially pose a risk to the rail. It is hoped that Council can share costs with John Holland Rail, as it is considered this project is mutually beneficial.

It is recommended that Council remove the trees as this provides the maximum risk mitigation, and the lowest ongoing costs.

Final costs will be developed following consultation, and taking into account any partnerships that can be formed. The budget allowance will then be made in the Quarterly Budget Review Statement.

Risk/Policy/Legislation Considerations:

The trees pose a significant risk to property and life, and need to be managed to minimise this risk.

Budget Implications:

Up to \$60,000 will be needed pending final costings and contributions.

Enclosures (following report)

Nil

Attachments (separate document)

Nil

14) QUESTIONS FROM COUNCILLORS**Author:** General Manager Rebecca Ryan**File No:** GO.ME.5

Question:

Cr Reynolds has asked could the Director for Infrastructure Services (General Manager) please outline the reconstruction process for Forest Reefs Road, from the Millthorpe Village to Forest Reefs, providing the various stages, when each stage will be undertaken and costings for each stage.

Response:

Council's Long Term Financial Plan (LTFP) presently includes provision of \$999,217 in 2018/19 and \$573,641 in 2019/20 for further works on Forest Reefs Road.

Council's current priority is to address the following segments:

- From West of Bluett Close to Forest Reefs – Approx. 1.8km. Due to a low pavement condition rating of 5, the seal is narrow and it has a poor alignment.
- From West of Spring Terrace Road to Carcoar Road – Approx. 1.9km. Due to poor alignment and a failing pavement.

These works are programmed to be undertaken in 18/19, and 19/20 respectively.

Works will involve widening and overlay to provide stronger pavement with improved alignment where applicable.

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.

15) BROWNS CREEK ROAD BRIDGES - TENDER 11/2017 EARLY CONTRACTOR INVOLVEMENT

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. (Given the ECI process involves further negotiation with the successful contractor, information contained may prejudice Council's position in future negotiations.)