

**MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING
HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY
CENTRE, ON 18 DECEMBER 2017, COMMENCING AT 6.00PM**

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

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

ACKNOWLEDGEMENT OF COUNTRY

MINUTES SILENCE

The Mayor invited Councillors, Staff and Public Gallery to be upstanding for a minutes silence to acknowledge the passing of Edward Ridley, a Council employee who had worked for Blayney Shire Council for 22 years.

RECORDING OF MEETING STATEMENT

APOLOGIES

1712/001

RESOLVED:

That the apology, tendered on behalf of Cr Somerville, be accepted.

(Reynolds/Ewin)

CARRIED

DISCLOSURES OF INTEREST

Nil

PUBLIC FORUM

Tracey Brodin – Item 18 – Development Application 53/2017 – Telecommunications Facility – 11 Sawyer Street, Barry

Robert Coyne - Item 18 – Development Application 53/2017 – Telecommunications Facility – 11 Sawyer Street, Barry

MAYORAL MINUTES

GENERAL MANAGER'S ANNUAL PERFORMANCE REVIEW

1712/002

RESOLVED:

1. That Council nominate an additional Councillor, along with the Mayor, Deputy Mayor and a Councillor nominated by the General Manager to comprise the Performance Review Panel.
2. The Council delegate all tasks necessary for the completion of the Performance Review to the Performance Review

Panel.

3. That the Performance Review Panel members all undertake training in accordance with the Performance Review Guidelines.
4. That the Mayor be delegated authority to finalise all arrangements, including a suitable date for the Performance Review Panel to convene and that all Councillors be notified of the date and provided with an opportunity for input and feedback.

(Kingham/Ewin)

CARRIED

1712/003

RESOLVED:

That Council appoint Cr Reynolds as the additional Councillor for the General Manager's Performance Review Panel.

(Kingham/Newstead)

CARRIED

LGNSW PLANNING AWARD 2017

1712/004

RESOLVED:

That Council's Director Planning and Environmental Services be congratulated on receiving a LGNSW Planning Award 2017 – Excellence in Leadership Division for Outstanding Individual Contribution – Rural/Regional Council.

(Ferguson/Newstead)

CARRIED

CONFIRMATION OF MINUTES

**MINUTES OF THE PREVIOUS MEETING HELD ON MONDAY
20 NOVEMBER 2017**

1712/005

RESOLVED:

That the Minutes of the Ordinary Council Meeting held on 20 November 2017, being minute numbers 1711/001 to 1711/025 be confirmed.

(Kingham/Reynolds)

CARRIED

MATTERS ARISING FROM THE MINUTES

Cr Reynolds asked for an update on the Orange Regional Tourism Ltd (Item No 1711/009). The General Manager advised that Council had provided the necessary information for Orange City Council to submit the application to the Minister and signed the Funding Agreement, pending Council's approval of the constitution. On this matter, the Mayor added that following a meeting between Cr Reynolds and Somerville with Orange TDO Ltd representative a formal response in regards to the constitution questions will be provided to Council for approval.

NOTICES OF MOTION**NOTICE OF MOTION**

1712/006

RESOLVED:

That Council explore options to include the Forest Reefs area in the Council's Community Plan.

(Reynolds/Kingham)

CARRIED**EXECUTIVE SERVICES REPORTS****CENTROC REGIONAL TOURISM GROUP DESTINATION PLAN**

1712/007

RESOLVED:

That Council endorse the Centroc Regional Tourism Group Management Plan 2017 - 2020 and approves the membership fee of \$7,500 of the Centroc Regional Tourism program for Blayney Shire Council.

(Ewin/Newstead)

CARRIED**JOINT ORGANISATIONS**

1712/008

RESOLVED:

That Council notes the report and endorse investigation and regional discussions on options available to Blayney Shire Council becoming a founding member of a new Central NSW (Centroc) Joint Organisation.

(Reynolds/Ewin)

CARRIED**TALLWOOD HALL VILLAGE ENHANCEMENT PROGRAM**

1712/009

RESOLVED:

That Council approve the reallocation of \$5,000 Village Enhancement Program funds for the Tallwood Hall Trust towards a Ride on Lawn Mower.

(Newstead/Reynolds)

CARRIED**MINUTES OF THE BLAYNEY SHIRE TOURISM, TOWNS AND VILLAGES COMMITTEE MEETING HELD 28 NOVEMBER 2017**

1712/010

RESOLVED:

1. That the minutes of the Blayney Shire Tourism, Towns and Villages Committee meeting, held Tuesday 28 November 2017, be received and noted.
2. That Council write to Member for Bathurst requesting further consultation for Stop on Request to Newbridge services.
3. That Council refer to Traffic Committee and write to the Member for Bathurst and Minister for Transport regarding safety concerns and the traffic on Newbridge Railway Bridge

at Cadia/Sealink on Newbridge Road.

(Newstead/Ewin)
CARRIED

CORPORATE SERVICES REPORTS

REPORT OF COUNCIL INVESTMENTS AS AT 30 NOVEMBER 2017

1712/011

RESOLVED:

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

(Kingham/Reynolds)
CARRIED

ANNUAL REPORT 2016/17

1712/012

RESOLVED:

That Council receive the report on lodgement of the 2016/17 Annual Report.

(Ewin/Newstead)
CARRIED

EXPRESSIONS OF INTEREST - BORROWINGS

1712/013

RESOLVED:

1. That the report on Expressions of Interest – Borrowings submissions received from suitable lending institutions to fund its Bridge Replacement Program be received.
2. That Council proceed with Option 1 for a term of 20 years at a fixed rate.
3. That Council select the institution that facilitates the best financial outcome for Council being TCorp at 3.71%p.a. over 20 years, subject to eligibility requirements.
4. That in the event that TCorp not allocate borrowings, Council select Commonwealth Bank at 4.08%p.a. over 20 years.
5. That Council delegate authority to the Mayor and General Manager to sign all necessary documentation to establish the Loan Funding Agreement.
6. That Council provide normal security to the successful financial institution in the form of a charge over general rates income of Council.

(Ewin/Denton)
CARRIED

DISCLOSURES BY NEWLY ELECTED COUNCILLORS

1712/014

RESOLVED:

That the Disclosures by Councillors Returns for the period as at 14 December 2017, as tabled be received.

(Denton/Newstead)
CARRIED

LEASE OF INDUSTRIAL LAND FOR AGISTMENT PURPOSES**1712/015 RESOLVED:**

1. That Council lease industrial land for a period of 3 years with a 1 year option to the following parties:

Lot 1	(Part Lot 1, DP 1072760):	C. Spears \$300
Lot 3	(Lot 202, DP 1196179):	G. Bird \$500
Lot 4	(Part Lot 2, DP 881885):	N. Collins \$500
Lot 5	(Part Lot 2, DP 881885):	C. Bright \$650
Lot 7	(Part Lot 2, DP 881885):	N. Collins \$500
Lot 8	(Part Lot 2, DP 881885):	S.& K. Bennett \$1,500
Lot 10	(Lot 3, DP 1103517):	S.& K. Bennett \$1,500
Lot 11	(Part Lot 1, DP 134341):	A. Nicholson \$957
Lot 12	(Lot 222, DP 1175708):	N. Collins \$1,300
2. That Council invite further expressions of interest for Lease of Industrial Land for Agistment Purposes for lots 2, 6 and 9 not allocated.

(Ewin/Kingham)
CARRIED

INFRASTRUCTURE SERVICES REPORTS**DIRECTOR INFRASTRUCTURE SERVICES MONTHLY REPORT****1712/016 RESOLVED:**

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

(Reynolds/Newstead)
CARRIED

TENDER FOR SUPPLY AND DELIVERY OF ROAD SIGNS - CENTROC PANEL CONTRACT**1712/017 RESOLVED:**

That Council accept and sign contracts with the following providers for the Supply of road signs:

- Artcraft Pty Ltd
- Barrier Signs Pty Ltd
- De Neefe Pty Ltd

(Reynolds/Ewin)
CARRIED

BLAYNEY SHIRE SPORT AND RECREATION PLAN**1712/018 RESOLVED:**

That Council adopt the Blayney Shire Sport and Recreation Plan 2017, as prepared by Place Design Group and Blayney Shire Council.

(Kingham/Newstead)
CARRIED

PLANNING AND ENVIRONMENTAL SERVICES REPORTS

- 1712/019** **DRAFT DEVELOPMENT CONTROL PLAN 2017**
RESOLVED:
 That Council;
1. Endorse the Draft Blayney Shire Development Control Plan 2017 as attachment to this report, for public exhibition.
 2. Authorise the General Manager to make any minor amendments including insertion of additional diagrams to the Draft Blayney Shire Development Control Plan 2017 content, as required for its exhibition.
 3. Place the Draft Blayney Shire Development Control Plan 2017 and ancillary documents on public exhibition as required under the procedures of the Environmental Planning and Assessment Act 1979 and Environmental Planning and Assessment Regulation 2000.
 4. Exhibit the Draft Blayney Shire Development Control Plan 2017 in accordance with the Community Engagement Strategy described in the report.
- (Reynolds/Newstead)

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

FOR	AGAINST	
Councillor Ewin		
Councillor Ferguson		
Councillor Kingham		
Councillor Reynolds		
Councillor Newstead		
Councillor Denton		
Total (6)	Total (0)	CARRIED

- 1712/020** **DEVELOPMENT APPLICATION 53/2017,**
TELECOMMUNICATIONS FACILITY, LOT 10 SECTION 21 DP
758062, 11 SAWYER STREET BARRY
RESOLVED:
 That Council approve Development Application 53/2017 for a telecommunications facility, Lot 10 Section 21 DP 758062, 11 Sawyer Street, Barry subject to the conditions in Enclosure 7.
 (Reynolds/Newstead)

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

FOR	AGAINST
Councillor Ewin	
Councillor Ferguson	
Councillor Kingham	
Councillor Reynolds	
Councillor Newstead	

Councillor Denton

Total (6)**Total (0)****CARRIED****DELEGATES REPORTS****UPPER MACQUARIE COUNTY COUNCIL - DELEGATES
REPORT FOR OCTOBER 2017**

1712/021

RESOLVED:

That Council note the Upper Macquarie County Council Delegates Report for October 2017.

(Kingham/Reynolds)

CARRIED**UPPER MACQUARIE COUNTY COUNCIL - DELEGATES
REPORT FOR NOVEMBER 2017**

1712/022

RESOLVED:

1. That Council note the Upper Macquarie County Council Delegates Report for November 2017.
2. That Council endorse the recommendations of the Upper Macquarie County Council in maintaining the current organisation structure and operations, with a review of its organisational structure and operations in 12 months' time.

(Reynolds/Kingham)

CARRIED**LATE REPORTS****MINUTES OF THE BLAYNEY TRAFFIC COMMITTEE
MEETING HELD 15 DECEMBER 2017**

1712/023

RESOLVED:

1. That the minutes of the Blayney Traffic Committee, held on Friday 15 December 2017, be received and noted.
2. That Council consult via letter with the affected residents in both Collins and Rodd Streets, Carcoar regarding the conversion of the southern end of Collins Street (west of Belubula Street) to 'One Way' and provide update to the Local Traffic Committee.
3. That Council and RMS Safety Around Schools Project Officer investigate current signage near Blayney High School pedestrian crossing and Council ensure current signage is compliant by start of 2018 school year.
4. That the LTC recommends that Council approves the extension of the school bus zone times to match school zone times.
5. That Council provides in principal support to the Millthorpe Markets to be held Sunday 8 April 2018 subject to the following conditions:
 - a. 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.
- b. Council will forward Traffic Control Plan to RMS to be obtain approval from the RMS Traffic Operations Manager.
 - c. Approval is to be obtained from NSW Police.
 - d. The Event Organiser is to notify all Emergency Services of the event and associated road closures, including Blayney Hospital.
 - e. The Event Organiser is to notify all business proprietors and residents affected by the event at least 7 days prior to the event.
 - f. The Event Organiser will, advertise the temporary road closures, including a contact number for an event organiser, at least seven days prior to the event, in the local media.
 - g. Council acknowledges copy of \$20M Public Liability Insurance Policy indicating Blayney Shire Council's interests, with the date and location of the event.
 - h. Event Organiser to email bicycle clubs – advising Millthorpe Markets are on 3 December and could they ask their members to avoid riding to or around Millthorpe due to the increased traffic conditions.
6. That the Kite Productions, Filming in Carcoar in January 2018 be approved subject to receiving compliant Traffic Control Plans including clarifying the need for 40km signage for road closures.
 7. That in principle support be given to the 2018 NAB Blayney to Bathurst (B2B) Cycling Festival to be held Sunday, 22 April 2018 subject to:
 - a. 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.
 - b. Approval is to be obtained from the Roads and Maritime Services Traffic Operations Manager.
 - c. Approval is to be obtained from NSW Police.
 - d. Escort vehicles to be leading and following the participants at all times.
 - e. Council is to be provided with a copy of a \$20M Public Liability Insurance Policy indicating Blayney Shire Council's 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 1 event.
- i. The Event Organiser is to comply with the requirements of the “Guide for Bicycle Road Races” NSW 1 January 2004.
 - j. Advice is to be provided to RMS through the Traffic Management Plan (TMP) of alternate routes.
 - k. A formally nominated Controller/Liaison person for start of all events, shall be located at a designated place at all times.
8. That the Australia Day Carcoar 2018 event to be held 26 January 2018, be approved subject to:
- a. The Australia Day Committee completing an Application to Conduct and Event including a risk assessment.
 - b. Development and implementation of a Traffic Management Plan (including Traffic Control Plans prepared by Blayney Shire Council). All implementation and Traffic Control Works and Plans are to be completed by persons qualified to do so.
 - c. Council is to be provided with a copy of a \$20M Public Liability Insurance Policy indicating Blayney Shire Council’s interests, with the date and location of the event.
 - d. The Event Organiser is to notify all Emergency Services of the event including Blayney Hospital.
 - e. The Event Organiser is to notify all business proprietors and residents affected by the event at least 7 days prior to the event.

(Reynolds/Ewin)
CARRIED

CLOSED MEETING

1712/024 RESOLVED:

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

**LAND ACQUISITION FOR ROAD RE-ALIGNMENT
NEWBRIDGE ROAD - PART LOT 140 DP 750382**

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.

(Reynolds/Newstead)
CARRIED

CONFIDENTIAL MEETING REPORTS**LAND ACQUISITION FOR ROAD RE-ALIGNMENT**
NEWBRIDGE ROAD - PART LOT 140 DP 750382**1712/025****RESOLVED:**

1. That Council approve the acquisition of land for the purpose of road re-alignment, being part of Lot 140 DP 750382 as required for road re-alignment safety improvements along the Newbridge Road and the land be classified as public road, as detailed in the report.
2. That Council authorise the Mayor and General Manager to affix the Council Seal to associated transfer document required to facilitate the acquisition.

(Reynolds/Ewin)

CARRIED**1712/026****RESOLVED:**

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

(Newstead/Ewin)

CARRIED**AT THE RE-OPENING OF THE MEETING TO THE PUBLIC, THE MAYOR ANNOUNCED THE OUTCOMES OF RESOLUTION NUMBER 1712/025.**

There being no further business, the meeting concluded at 7.07pm.

The Minute Numbers 1712/001 to 1712/026 were confirmed on 19 February 2018 and are a full and accurate record of proceedings of the Ordinary Meeting held on 18 December 2017.



Cr S Ferguson
MAYOR



Mrs R Ryan
GENERAL MANAGER