

**MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING
HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY
CENTRE, ON 24 JUNE 2019, COMMENCING AT 6.00PM**

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

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

ACKNOWLEDGEMENT OF COUNTRY

RECORDING OF MEETING STATEMENT

DISCLOSURES OF INTEREST

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

Councillor /Staff	Interest	Item	Pg	Report	Reason
Cr Ferguson	Pecuniary	3	12	Minutes of the Extraordinary Meeting held on Monday 17 June 2019	Standing Disclosure of Pecuniary interest in the CentrePoint Sports and Leisure Centre Aquatic and Building Upgrades relating to Resolution No. 1906/E005.

MAYORAL MINUTE

**MITCHELL CONSERVATORIUM SCHOLARSHIP CONCERT
2019**

1906/001

RESOLVED:

That Council congratulate our 2019 Mitchell Conservatorium Scholarship Winners being Ruby Green and Jake Ryan.

(Ferguson/Kingham)

CARRIED

CONFIRMATION OF MINUTES

**MINUTES OF THE PREVIOUS COUNCIL MEETING HELD
MONDAY 20 MAY 2019**

1906/002

RESOLVED:

That the Minutes of the Ordinary Council Meeting held on 20 May 2019, being minute numbers 1905/001 to 1905/018 be confirmed.

(Reynolds/Newstead)

CARRIED

MATTERS ARISING FROM THE MINUTES

Nil

MINUTES OF THE EXTRAORDINARY MEETING HELD ON MONDAY 17 JUNE 2019

1906/003

RESOLVED:

That the Minutes of the Extraordinary Council Meeting held on 17 June 2019, being minute numbers 1906/E001 to 1906/E006 be confirmed.

(Ewin/Denton)
CARRIED

MATTERS ARISING FROM THE MINUTES

Nil

EXECUTIVE SERVICES REPORTS

APPLICATION FOR LEAVE OF ABSENCE

1906/004

RESOLVED:

That Council approve the Leave of Absence application submitted by Councillor Denton for the October 2019 Council meeting.

(Somerville/Kingham)
CARRIED

MINUTES OF THE BLAYNEY SHIRE TOURISM, TOWNS AND VILLAGES COMMITTEE MEETING HELD 28 MAY 2019

1906/005

RESOLVED:

That the minutes of the Blayney Shire Tourism, Towns and Villages Committee Meeting, held on Tuesday 28 May 2019, be received and noted.

(Reynolds/Newstead)
CARRIED

CORPORATE SERVICES REPORTS

REPORT OF COUNCIL INVESTMENTS AS AT 31 MAY 2019

1906/006

RESOLVED:

1. That the report indicating Council's investment position as at 31 May 2019 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

(Somerville/Denton)
CARRIED

ADOPTION OF 2019/20 - 2022/23 DELIVERY PROGRAM AND 2019/20 OPERATIONAL PLAN

MOTION:

1. That in accordance with s.402-406 of the Local Government Act 1993, the 2019/20 Operational Plan be adopted by

- Council;
2. That Council adopt the Revenue Policy for 2019/20, as outlined in the 2019/20 Operational Plan;
 3. That Council adopt the Statement of Rating Structure and their respective short names as contained in the Operational Plan 2019/20 and make the Ordinary Rate and charges, including sewer charges and domestic waste management charges, pursuant to s.494 and s.496 of the Local Government Act 1993 and Waste Management Levy pursuant to s.501 of the Local Government Act 1993 detailed in the tables below;
 4. That the schedule of financial assistance under the Community Financial Assistance Program pursuant to s.356 Local Government Act be adopted.
 5. That the Village Enhancement Program incorporating the Development Coordinator Program, the Youth Week Grants Program and the Local Heritage Assistance Program that financially assist others under s.356 Local Government Act (1993) be adopted.

Rating Structure for the 2019/20 Rating Year							
Name of Category/Sub Category	No. of Assessments (A)	Base Rate (B)	Ad Valorem (C)	Land Value (D)	Total Yield (E)	Average Rate (F)	% Yield from Base Amount
Residential							
Ordinary Rate	1150	\$325	0.00265842	\$145,759,820	\$761,241	\$661.94	49.10%
Sub Category – Blayney & Carcoar	1347	\$325	0.00530615	\$90,298,348	\$916,912	\$680.70	47.74%
Sub Category - Millthorpe	327	\$325	0.00260570	\$44,537,606	\$222,327	\$679.89	47.80%
Business							
Ordinary Rate	91	\$325	0.00587026	\$10,249,330	\$89,741	\$986.16	32.96%
Sub Category - Business Blayney, Millthorpe & Carcoar	221	\$325	0.00939695	\$21,655,739	\$275,323	\$1,245.80	26.09%
Farmland							
Ordinary Rate	744	\$480	0.00331497	\$550,777,533	\$2,182,931	\$2,934.04	16.36%
Mining							
Ordinary Rate	1	\$1,050	0.04482365	\$ 324,000	\$15,573		6.74%
Sub Category – Mining Gold	0	\$1,050	0.04400000	\$ -	\$ -		
Sub Category - Mining Gold / Copper Combined	1	\$1,050	0.04314530	\$101,700,000	\$4,388,927		0.02%
Total Yield	3,882			\$965,302,376	\$8,852,974		

Commercial (Non-Residential)				
	Annual Charge (Prior to SDF Factor)	No of Properties	Quarter Charge before SDF applied	Min. quarterly amount charged
20mm Water Service	\$528	161	\$132	\$159
25mm Water Service	\$812	21	\$203	\$159
32mm Water Service	\$1,328	18	\$332	\$159
40mm Water Service	\$2,076	11	\$519	\$159
50mm Water Service	\$3,240	24	\$810	\$159
80mm Water Service	\$8,268	1	\$2,067	
100mm Water Service	\$12,960	6	\$3,240	
150mm Water Service	\$29,164	2	\$7,291	
Vacant/Unmetered	\$328	53		
Estimated Total Yield				\$360,000

Residential			
	Access Charge	No of Properties	Total Yield
Connected	\$636	1,502	\$955,272
Vacant/Unmetered	\$328	103	\$33,784
Estimated Total Yield			\$989,056

Commercial (Non –Residential)		
	Annual Fee	No of Properties
Annual Trade Waste Fee	\$98	64
Annual Trade Waste Fee (Large Dischargers Category 3)	\$365	1
Liquid trade Waste User Charges with Trade Waste Agreement (Category 1, Category 2/2s)	\$2	23
Liquid trade Waste User Charges with No Trade Waste Agreement	\$19.40	12
Excess Mass Chargers for Category (3 Dischargers)	\$As per the table	
Water Testing Charges (if required)	\$260.00 per quarter	1
Estimated Total Yield		\$59,580

Charge Category and Description	Annual Charge	No. of Properties
Waste Management Levy		
Waste Management Levy <i>This is waste management charge is applied to all properties funding waste disposal services for the Blayney Shire.</i>	\$24	3,999
Domestic Waste Management		
Domestic Waste Management Service Charge <i>This is applied to properties that have a residence within the waste collection area.</i>	\$380	2,564
Domestic Waste Management Availability Charge <i>This charge is applied to properties within the waste</i>	\$60	216

<i>collection area that do not have a service but it is available i.e. vacant land.</i>		
Commercial (Non-Domestic) Waste Management		
Non-Domestic Waste Management Service Charge <i>This is applied to properties for non-domestic properties within the waste collection area.</i>	\$480	347
Non-Domestic Waste Management Availability Charge <i>This charge is applied to properties within the waste collection area that do not have a service but it is available i.e. vacant land.</i>	\$60	94
Extra Services		
Additional Garbage Charge – per red bin	\$280	92
Additional Recycling Charge – per yellow bin	\$140	29
TOTAL YIELD		\$1,336,396

(Newstead/Somerville)

An **AMENDMENT** was moved by Cr Reynolds and seconded by Cr Kingham:

1. That in accordance with s.402-406 of the Local Government Act 1993, the 2019/20 Operational Plan be adopted by Council
2. That Council adopt the Revenue Policy for 2019/20, as outlined in the 2019/20 Operational Plan;
3. That Council adopt the Statement of Rating Structure and their respective short names as contained in the Operational Plan 2019/20 and make the Ordinary Rate and charges, including sewer charges and domestic waste management charges, pursuant to s.494 and s.496 of the Local Government Act 1993 and Waste Management Levy pursuant to s.501 of the Local Government Act 1993 detailed in the tables below;
4. That the schedule of financial assistance under the Community Financial Assistance Program pursuant to s.356 Local Government Act be adopted.
5. That the Village Enhancement Program incorporating the Development Coordinator Program, the Youth Week Grants Program and the Local Heritage Assistance Program that financially assist others under s.356 Local Government Act (1993) be adopted.
6. That the priority work on new and renewal footpaths (in consultation with the Access Committee) and stormwater infrastructure be considered by Council at a workshop before work commences in 2019/20.

Rating Structure for the 2019/20 Rating Year							
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Residential							
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Sub Category – Blayney & Carcoar	1347	\$325	0.00530615	\$90,298,348	\$916,912	\$680.70	47.74%
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Ordinary Rate	91	\$325	0.00587026	\$10,249,330	\$89,741	\$986.16	32.96%
Sub Category - Business Blayney, Millthorpe & Carcoar	221	\$325	0.00939695	\$21,655,739	\$275,323	\$1,245.80	26.09%
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Ordinary Rate	744	\$480	0.00331497	\$550,777,533	\$2,182,931	\$2,934.04	16.36%
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Estimated Total Yield					\$360,000

Residential			
	Access Charge	No of Properties	Total Yield
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Extra Services		
Additional Garbage Charge – per red bin	\$280	92
Additional Recycling Charge – per yellow bin	\$140	29
TOTAL YIELD		\$1,336,396

The amendment became the substantive motion and was put.

1906/007

RESOLVED:

1. That in accordance with s.402-406 of the Local Government Act 1993, the 2019/20 Operational Plan be adopted by Council
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TOTAL YIELD		\$1,336,396

(Reynolds/Kingham)
CARRIED

INFRASTRUCTURE SERVICES REPORTS

DIRECTOR INFRASTRUCTURE SERVICES MONTHLY REPORT

1906/008

RESOLVED:

That the Director Infrastructure Services Monthly Report for June 2019 be received and noted.

(Newstead/Somerville)
CARRIED

CENTROC - REGIONAL SUPPLY AND DELIVERY OF BULK FUEL

1906/009

RESOLVED:

- That Council accept and sign contracts with the following providers for the supply and delivery of bulk fuel:-
 - Oilsplus Holdings Australia
 - Park
 - Ocwen Energy
 - Liberty Oil Australia
- That Council recommends to Centroc that the 0.15% Centroc Contract Management Fee is replaced by an upfront Contract Management Fee that is determined by a transparent and accountable basis.

(Denton/Newstead)
CARRIED

PROPOSED ROAD CLOSURE - ERROWANBANG ROAD - SOUTHERN CADIA ACCESS ROUTE

1906/010

RESOLVED:

That Council approve the part road closure of Errowanbang Road, Carcoar being Lots 5 and 8 in DP 1231139, and classify Lots 5 and 8 as Operational Land.

(Kingham/Reynolds)
CARRIED

**LAND ACQUISITION FOR ROAD RE-ALIGNMENT BETWEEN
459 AND 489 ERROWANBANG ROAD - DP1231139**

1906/011

RESOLVED:

That Council approve:

1. The compulsory acquisition of Lots 4, 6, 7, and 9 in DP1231139 registered 23 May 2017; and
2. The making of an Application to the Minister for Local Government and Governor for approval of such compulsory acquisition; and
3. Upon acquisition the land be classified as “operational land” under Section 31 of the Local Government Act (1993); and
4. The placement of Council’s seal on all documentation associated with the compulsory acquisition for the realignment of Errowanbang Road including on any Deed of Agreement for Compulsory Acquisition pursuant to Section 30 of the Land Acquisition (Just Terms Compensation) Act (1991).

(Kingham/Newstead)

CARRIED**LAND ACQUISITION FOR ROAD RE-ALIGNMENT AT 285
ERROWANBANG ROAD - DP1238422**

1906/012

RESOLVED:

That Council approve:

1. The compulsory acquisition of Lot 2 in DP1238422 registered 11 December 2017; and
2. The making of an Application to the Minister for Local Government and Governor for approval of such compulsory acquisition; and
3. Upon acquisition the land be classified as “operational land” under Section 31 of the Local Government Act (1993); and
4. The placement of Council’s seal on all documentation associated with the compulsory acquisition for the realignment of Errowanbang Road including on any Deed of Agreement for Compulsory Acquisition pursuant to Section 30 of the Land Acquisition (Just Terms Compensation) Act (1991).

(Kingham/Reynolds)

CARRIED**LAND ACQUISITION FOR ROAD RE-ALIGNMENT BETWEEN
860 AND 1150 ERROWANBANG ROAD - DP1216561**

1906/013

RESOLVED:

That Council approve:

1. The compulsory acquisition of Lots 5, 6, 7, 8, 9, 10 and 13 in DP1216561 registered 3 February 2016; and
2. The making of an Application to the Minister for Local Government and Governor for approval of such compulsory acquisition; and
3. Upon acquisition the land be classified as “operational land”

- under Section 31 of the Local Government Act (1993); and
4. The placement of Council's seal on all documentation associated with the compulsory acquisition for the realignment of Errowanbang Road including on any Deed of Agreement for Compulsory Acquisition pursuant to Section 30 of the Land Acquisition (Just Terms Compensation) Act (1991).

(Kingham/Reynolds)
CARRIED

**LAND ACQUISITION FOR ROAD REALIGNMENT AT 1201
NEWBRIDGE ROAD - DP1238468**

1906/014

RESOLVED:

That Council approve

1. The compulsory acquisition of Lots 1, 2 and 3 in DP1238468 registered 26 February 2018; and
2. The making of an Application to the Minister for Local Government and Governor for approval of such compulsory acquisition; and
3. Upon acquisition the land be classified as "operational land" under Section 31 of the Local Government Act (1993); and
4. The placement of Council's seal on all documentation associated with the compulsory acquisition for the realignment of Newbridge Road including on any Deed of Agreement for Compulsory Acquisition pursuant to Section 30 of the Land Acquisition (Just Terms Compensation) Act (1991).

(Newstead/Reynolds)
CARRIED

**LAND ACQUISITION FOR ROAD REALIGNMENT SOUTHERN
CADIA ACCESS ROUTE - DP1248618**

1906/015

RESOLVED:

That Council approve

1. The compulsory acquisition of Lots 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 18, 19, 20, 21 and 22 in DP1248618 registered 28 November 2018; and
2. The making of an Application to the Minister for Local Government and Governor for approval of such compulsory acquisition; and
3. Upon acquisition the land be classified as "operational land" under Section 31 of the Local Government Act (1993); and
4. The placement of Council's seal on all documentation associated with the compulsory acquisition for the realignment of Errowanbang Road including on any Deed of Agreement for Compulsory Acquisition pursuant to Section 30 of the Land Acquisition (Just Terms Compensation) Act (1991).

(Kingham/Newstead)
CARRIED

**MINUTES OF THE BLAYNEY SHIRE SPORTS COUNCIL
MEETING HELD ON THURSDAY 16 MAY 2019**

1906/016

RESOLVED:

That the minutes of the Blayney Shire Sports Council Meeting, held on Thursday 16 May 2019, be received and noted.

(Kingham/Denton)

CARRIED

**MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 7
JUNE 2019**

MOTION:

1. That the minutes of the Blayney Traffic Committee Meeting, held on Friday 7 June 2019, be received and noted.
2. That Council endorse the Traffic Management Plan for the Millthorpe Winter Fire Festival Night Market, to be staged on 2 August 2019 on Pym Street Millthorpe as a Class 2 event, subject to the conditions detailed in the Director Infrastructure Services' Report and subject to the following amendments:
The Traffic Control Plan to include:
 - Warning signage "side road closed" on Park Street.
 - "Special Event Zone" 40km, signage on Victoria Street & Elliott Street.
 - Traffic Controller to be qualified to direct traffic.
 - Hostile vehicle protection, to be included at Pym/Victoria, Blake/Pym and Elliott Street west.
3. That Council install a no stopping sign on Mid Western Highway 10m north of the Gold Street intersection outside the Mandurama Shop in accordance with Rule 170 of the NSW Road Rules 2014.

(Reynolds/Newstead)

An **AMENDMENT** was moved by Cr Kingham and seconded by Cr Somerville:

1. That the minutes of the Blayney Traffic Committee Meeting, held on Friday 7 June 2019, be received and noted.
2. That Council endorse the Traffic Management Plan for the Millthorpe Winter Fire Festival Night Market, to be staged on 2 August 2019 on Pym Street Millthorpe as a Class 2 event, subject to the conditions detailed in the Director Infrastructure Services' Report and subject to the following amendments:
The Traffic Control Plan to include:
 - Warning signage "side road closed" on Park Street.
 - "Special Event Zone" 40km, signage on Victoria Street & Elliott Street.
 - Traffic Controller to be qualified to direct traffic.
 - Hostile vehicle protection, to be included at Pym/Victoria, Blake/Pym and Elliott Street west.
3. That the traffic committee reconsiders the recommendation to install a no stopping sign on Mid Western Highway 10m north of the Gold Street intersection outside the Mandurama Shop

in accordance with Rule 170 of the NSW Road Rules 2014.

The amendment became the substantive motion and was put.

1906/017 RESOLVED:

1. That the minutes of the Blayney Traffic Committee Meeting, held on Friday 7 June 2019, be received and noted.
2. That Council endorse the Traffic Management Plan for the Millthorpe Winter Fire Festival Night Market, to be staged on 2 August 2019 on Pym Street Millthorpe as a Class 2 event, subject to the conditions detailed in the Director Infrastructure Services' Report and subject to the following amendments:
The Traffic Control Plan to include:
 - Warning signage "side road closed" on Park Street.
 - "Special Event Zone" 40km, signage on Victoria Street & Elliott Street.
 - Traffic Controller to be qualified to direct traffic.
 - Hostile vehicle protection, to be included at Pym/Victoria, Blake/Pym and Elliott Street west.
3. That the traffic committee reconsiders the recommendation to install a no stopping sign on Mid Western Highway 10m north of the Gold Street intersection outside the Mandurama Shop in accordance with Rule 170 of the NSW Road Rules 2014.

(Kingham/Somerville)

CARRIED

DELEGATES REPORTS

REPORT OF THE CENTROC BOARD MEETING AND THE CENTRAL NSW JOINT ORGANISATION MEETING HELD 29 MAY 2019 AND ROUND TABLE WITH MINISTERS ON 30 MAY 2019

1906/018 RESOLVED:

That the Mayoral Report from the Centroc Board and Central NSW Joint Organisation Meeting held 30 May 2019 and Round Table with Ministers on 30 May 2019 be received and noted.

(Somerville/Newstead)

CARRIED

DELEGATES REPORT - IPWEA ROADS CONGRESS

1906/019 RESOLVED:

That Council note the IPWEA Road Congress Report for June 2019.

(Newstead/Kingham)

CARRIED

CLOSED MEETING**1906/020 RESOLVED:**

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

GENERAL MANAGER CONTRACT RENEWAL

This matter is considered to be confidential under Section 10A(2) (a) of the Local Government Act, as it deals with personnel matters concerning particular individuals.

(Reynolds/Somerville)

CARRIED

CONFIDENTIAL MEETING REPORTS**GENERAL MANAGER CONTRACT RENEWAL****1906/021 RESOLVED:**

1. That Council note the successful outcome of the contract negotiations undertaken by the Mayor and Deputy Mayor.
2. That authority be given for formal execution of the new five year contract for General Manager, Rebecca Ryan, and that the Mayor be authorised to sign the contract on Council's behalf.

(Kingham/Newstead)

CARRIED

1906/022 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/Reynolds)

CARRIED

AT THE RE-OPENING OF THE MEETING TO THE PUBLIC, THE MAYOR ANNOUNCED THE OUTCOME OF RESOLUTION NUMBER 1906/021.

There being no further business, the meeting concluded at 8.28pm.

The Minute Numbers 1906/001 to 1906/022 were confirmed on 15 July 2019 and are a full and accurate record of proceedings of the Ordinary Meeting held on 24 June 2019.



Cr S Ferguson
MAYOR



Mrs R Ryan
GENERAL MANAGER