

**MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING  
HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY  
CENTRE, ON 19 OCTOBER 2020, COMMENCING AT 6.00PM**

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

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

**ACKNOWLEDGEMENT OF COUNTRY**

**RECORDING OF MEETING STATEMENT**

**DISCLOSURES OF INTEREST**

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

<b>Councillor /Staff</b>	<b>Interest</b>	<b>Item</b>	<b>Pg</b>	<b>Report</b>	<b>Reason</b>
Cr Ewin	Pecuniary	10	55	Deeds of Lease – Cadia Pipeline Agreements	Employee of Newcrest Mining Ltd
Cr Ewin	Non Pecuniary (Less Than Significant)	16	92	Development Application 58/2020 – Erection of a Dwelling – 18 Piggott Place, Blayney	Applicant is an employee of Cr Ewin's daughter

**PUBLIC FORUM**

Kathleen Wilkens – Item 17 - Development Application 48/2020 – Erection of Five (5) Farm Stay Accommodation Units and Utilities Building

**MAYORAL MINUTE**

**CENTRAL TABLELANDS LOCAL LAND SERVICES -  
LIGHTING THE PATH**

2010/001

**RESOLVED:**

That Council accept the book from Central Tablelands Local Land Services entitled Lighting the Path and make available at the Blayney Library

(Ferguson/Ewin)  
**CARRIED**

**CONFIRMATION OF MINUTES****MINUTES OF THE PREVIOUS COUNCIL MEETING HELD 21  
SEPTEMBER 2020****2010/002****RESOLVED:**

That the Minutes of the Ordinary Council Meeting held on 21 September 2020, being minute numbers 2009/001 to 2009/002 be confirmed.

(Reynolds/Newstead)

**CARRIED**

**MATTERS ARISING FROM THE MINUTES**

Cr Reynolds asked if representations had been made to our Local Member regarding the IPART Rating Review Mining Rate. Mayor Scott Ferguson advised that both Local Member Paul Toole and President of Local Government NSW, Linda Scott, were supportive of this motion.

**EXECUTIVE SERVICES REPORTS****COUNCIL RESOLUTION REPORT****2010/003****RESOLVED:**

That Council notes the Resolution Report to September 2020.

(Somerville/Newstead)

**CARRIED**

**RISK, WORK HEALTH AND SAFETY QUARTERLY REPORT****2010/004****RESOLVED:**

That Council receive and note the Risk, Work Health and Safety Report for the quarter July to September 2020.

(Reynolds/Denton)

**CARRIED**

**WESTERN REGIONAL PLANNING PANEL****2010/005****RESOLVED:**

1. That Council endorse and nominate Heather Nicholls – Deputy General Manager – Cabonne Services, Cabonne Council as one Blayney Shire Council member of the Western Regional Planning Panel.
2. That Council endorse and nominate Cr Somerville as one Blayney Shire Council member of the Western Regional Planning Panel.
3. That Council endorse and nominate Cr Ferguson as an alternate Blayney Shire Council member of the Western Regional Planning Panel.

(Ewin/Newstead)

**CARRIED**

**CORPORATE SERVICES REPORTS****REPORT OF COUNCIL INVESTMENTS AS AT 30  
SEPTEMBER 2020**

2010/006

**RESOLVED:**

1. That the report indicating Council's investment position as at 30 September 2020 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

(Kingham/Reynolds)

**CARRIED****INFORMATION TECHNOLOGY QUARTERLY REPORT**

2010/007

**RESOLVED:**

That Council receive and note the Information Technology report for the quarter July to September 2020.

(Newstead/Somerville)

**CARRIED****REVIEW OF COUNCIL POLICIES**

2010/008

**RESOLVED:**

That Council

1. endorse the Work, Health and Safety Policy and it be placed on public exhibition for a period of not less than 28 days;
2. adopt the Community Banner Usage policy and Code of Meeting Practice and they be included in Council's policy register.

(Ewin/Somerville)

**CARRIED****DISCLOSURES BY COUNCILLORS AND DESIGNATED  
PERSONS**

2010/009

**RESOLVED:**

That the "Disclosures by Councillors and Designated Persons" Returns for the period ending 30 June 2020, as tabled be received.

(Reynolds/Newstead)

**CARRIED**

The Deputy Mayor, Cr Ewin, having declared an interest left the meeting.

**DEEDS OF LEASE - CADIA PIPELINE AGREEMENTS**

2010/010

**RESOLVED:**

1. That the report on the Deeds of Lease – Cadia Pipeline agreement be received; and
2. That Council endorse execution of the Deeds of Lease – Cadia Pipeline agreements and associated documentation by the Mayor and General Manager under Council seal.

(Newstead/Reynolds)

**CARRIED**

The Deputy Mayor, Cr Ewin, returned to the meeting.

### **INFRASTRUCTURE SERVICES REPORTS**

#### **DIRECTOR INFRASTRUCTURE SERVICES MONTHLY REPORT**

**2010/011**

#### **RESOLVED:**

That the Director Infrastructure Services Monthly Report for October 2020 be received and noted.

(Kingham/Denton)

**CARRIED**

#### **CENTRAL WEST JO - REGIONAL BITUMEN EMULSION CONTRACT**

**2010/012**

#### **RESOLVED:**

That Council endorse the Director Infrastructure Services signing the participation form in the Central NSW Joint Organisation Regional procurement for supply and delivery of bitumen emulsion, however recommends that the Central NSW Joint Organisation Contract Management Fee is replaced by an upfront Contract Management Fee that is determined by a transparent and accountable basis.

(Somerville/Newstead)

**CARRIED**

#### **MINUTES OF THE BLAYNEY SHIRE SPORTS COUNCIL MEETING HELD THURSDAY 20 AUGUST 2020**

**2010/013**

#### **RESOLVED:**

1. That the minutes of the Blayney Shire Sports Council Meeting, held on Thursday 20 August 2020, be received and noted.
2. That Council accept the nomination of Olivia Bird as the new representative for Blayney Bears Senior Rugby League on the Blayney Shire Sports Council.
3. That Council accept the nomination of Ashley Clark as the new representative for Lyndhurst Cricket Club on the Blayney Shire Sports Council.
4. That Council review:-
  - a. part day usage charges for sporting grounds.
  - b. the seasonal hire charge for school use of sporting grounds.

(Kingham/Newstead)

**CARRIED**

**MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 9 OCTOBER 2020**

2010/014

**RESOLVED:**

1. That the minutes of the Blayney Traffic Committee Meeting, held on Friday 9 October 2020, be received and noted.
2. That Council:-
  - a. Support the request from WIRES in principle subject to the use of Transport for NSW (TfNSW) approved Injured Wildlife sign (G6-361-1),
  - b. The signage be installed in accordance with relevant standards,
  - c. Council provide a quote to WIRES for the installation of the signs, and,
  - d. Council refer the request for wildlife signage on the State classified network to TfNSW for consideration.
3. That Council endorse the Traffic Management Plan for the Bathurst Cycling Club – Trunkey Creek Loop event on Sunday 3 October 2021. The event shall be classified as a Class 2 event, and approved subject to the conditions detailed in the Director Infrastructure Services' Report.
4. That Council approve the installation of school bus route signage along Spring Hill Road to the Cabonne Council boundary in accordance with Australian Standards, subject to approval of the route.
5. That Council refuse the request to change Stop signs to Give Way signs at the Carcoar/Browns Creek Road intersection.
6. That parking be restricted, and No Stopping signs be installed across the driveway access to the Westside Petroleum Service Station, being 27 Orange Road, Blayney.
7. That Council:-
  - a. Establish a 10t Load Limit across Vittoria Road from Park Street, Millthorpe to the Cabonne Local Government Area boundary, to mitigate any further deterioration to Vittoria Road, and provide a consistent message to residents/local landholders and transport operators.
  - b. Installation Truck Prohibited (R6-10-2) signage in accordance with Road Rule 104, and a supplementary 10t Gross Limit plate, at the Cabonne LGA boundary, at Park Street Millthorpe, and at side road interfaces in the rural area, beyond the Village of Millthorpe.
  - c. Write to landholders adjoining Vittoria Road, advising of its decision, and explaining that access remains available to service their property.

(Reynolds/Somervaille)

**CARRIED**

**PLANNING AND ENVIRONMENTAL SERVICES REPORTS****DEVELOPMENT APPLICATION 36/2020 - CUBBY HOUSE -  
555 FOREST REEFS ROAD, FOREST REEFS****2010/015****RESOLVED:**

That Council consents to Development Application DA36/2020 for the ongoing use of an Outbuilding (cubby house) at Lot 2 DP1254385 – 555 Forest Reefs Road, Forest Reefs, subject to the recommended conditions of consent.

(Somerville/Reynolds)

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

**FOR**

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

**Total (7)****AGAINST****Total (0)****CARRIED**

The Deputy Mayor, Cr Ewin, having declared an interest left the meeting.

**DEVELOPMENT APPLICATION 58/2020 - ERECTION OF A  
DWELLING - 18 PIGGOTT PLACE, BLAYNEY****2010/016****RESOLVED:**

That Council consents to Development Application DA58/2020 for the construction of a new Dwelling at Lot 101 DP1155582 – being 18 Piggott Place, Blayney subject to the recommended conditions of consent.

(Kingham/Somerville)

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

**FOR**

Councillor Ferguson  
Councillor Kingham  
Councillor Somerville  
Councillor Reynolds  
Councillor Newstead  
Councillor Denton

**Total (6)****AGAINST****Total (0)****CARRIED**

The Deputy Mayor, Cr Ewin, returned to the meeting.

**DEVELOPMENT APPLICATION 48/2020 - ERECTION OF FIVE  
(5) FARM STAY ACCOMMODATION UNITS AND UTILITIES  
BUILDING**

2010/017

**RESOLVED:**

1. That Council consents to Development Application DA48/2020 for Farm stay accommodation at Lot 1 DP131811 – being 760 Tallwood Road, Forest Reefs, subject to the recommended conditions of consent.
2. That Council add the following sentence to condition 55 being ‘the applicant is to keep a register of occupations by length of stay which is available for inspection by Council upon request.’

(Somerville/Reynolds)

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

**FOR**

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

**Total (7)****AGAINST****Total (0)****CARRIED****DELEGATES REPORTS**

**REPORT OF THE CENTRAL NSW JOINT ORGANISATION  
MEETING HELD 27 AUGUST 2020**

2010/018

**RESOLVED:**

That the Mayoral Report from the Central NSW Joint Organisation Meeting held 27 August 2020 be received and noted.

(Somerville/Newstead)

**CARRIED**

**CLOSED MEETING****2010/019 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:

**BLAYNEY NETBALL COURTS TENDER**

*This matter is considered to be confidential under Section 10A(2) (dii) of the Local Government Act, as it deals with commercial information of a confidential nature that would, if disclosed (ii) confer a commercial advantage on a competitor of the Council.*

(Reynolds/Ewin)

**CARRIED**

**CONFIDENTIAL MEETING REPORTS****BLAYNEY NETBALL COURTS TENDER****2010/020 RESOLVED:**

That Council accept the tender from Activenergy (L-Don Sporting Areas) for the restoration of 6 netball courts, at the Stillingfleet Street netball complex, Blayney, under Contract No. 04/2020, for the value of \$322,100 (Inc GST), and subject to variations.

(Reynolds/Kingham)

**CARRIED**

**2010/021 RESOLVED:**

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

(Reynolds/Newstead)

**CARRIED**

**AT THE RE-OPENING OF THE MEETING TO THE PUBLIC, THE MAYOR ANNOUNCED THE OUTCOMES OF RESOLUTION NUMBER 2010/020.**

There being no further business, the meeting concluded at 7.12pm.

The Minute Numbers 2010/001 to 2010/021 were confirmed on 16 November 2020 and are a full and accurate record of proceedings of the Ordinary Meeting held on 19 October 2020.



Cr S Ferguson  
**MAYOR**



Mrs R Ryan  
**GENERAL MANAGER**