

**MINUTES OF THE BLAYNEY SHIRE COUNCIL ORDINARY MEETING  
HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY  
CENTRE, ON 21 SEPTEMBER 2020, COMMENCING AT 6.00PM**

Present: Crs S Ferguson (Mayor), 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), Manager Planning (Mr D Drum) and Executive Assistant to the General Manager (Mrs L Ferson)

**ACKNOWLEDGEMENT OF COUNTRY**

**RECORDING OF MEETING STATEMENT**

**APOLOGIES**

Cr Scott Denton – Leave of Absence approved at the August 2020 Council Meeting (Resolution No. 2008/002)

**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	Non Pecuniary (less than significant)	3	15	Tourism Event Development Program	The Reynolds garden may be used for the video production being applied for by the Millthorpe Garden Ramble
Cr Ewin	Pecuniary	15	68	Electric Vehicle Charging Stations	Employee of Newcrest
Cr Ferguson	Pecuniary	15	68	Electric Vehicle Charging Stations	Related to one of the business owners applying for EV charging station
Director Planning and Environmental Services Mark Dicker	Pecuniary	17	83	Draft Blayney Settlement Strategy 2020	My wife and I own property at Springvale Lane Millthorpe, This land is zoned R5 Large Lot Residential, currently un-serviced and with a Minimum Lot Size of 4000m <sup>2</sup> .  The Settlement Strategy includes review of the Minimum Lot Size for all residential zones which are un-serviced within the Blayney Shire, in particular the RU5 village and R5 Large Lot Residential zones.  A Pecuniary Interest, was declared to the General Manager prior to the review commencing, removing

					<p>myself from involvement into the wider Millthorpe section including, the adjoining R5 Large Lot Residential lands of North Millthorpe, West Millthorpe and Forest Reefs.</p> <p>Subsequently Councils Manager Planning, Senior Town Planner and Elton Consulting specifically oversaw preparation of these sections.</p>
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**PUBLIC FORUM**

Mr Vincent Harris – Item 17 – Draft Blayney Settlement Strategy 2020

**CONFIRMATION OF MINUTES**

**MINUTES OF THE PREVIOUS COUNCIL MEETING HELD 17 AUGUST 2020**

2009/001

**RESOLVED:**

That the Minutes of the Ordinary Council Meeting held on 17 August 2020, being minute numbers 2008/001 to 2008/019 be confirmed.

(Reynolds/Ewin)  
**CARRIED**

**MATTERS ARISING FROM THE MINUTES**

Nil

**EXECUTIVE SERVICES REPORTS**

**COUNCIL MEETING DATES**

2009/002

**RESOLVED:**

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

- Monday 19 October 2020
- Monday 16 November 2020
- Monday 21 December 2020
- Monday 15 February 2021
- Monday 15 March 2021
- Monday 19 April 2021
- Monday 17 May 2021
- Monday 28 June 2021
- Monday 19 July 2021
- Monday 2 August 2021
- Monday 27 September 2021

(Newstead/Ewin)  
**CARRIED**

**2009/003** **TOURISM EVENT DEVELOPMENT PROGRAM****RESOLVED:**

1. That Council approves the following events under the 2019/20 Tourism Event Development Program;
  - a. \$1,000 for the Royal Hotel Mandurama new website
  - b. \$1,000 for Rosebank Gallery Art Exhibition
  - c. \$1,000 for Virtual Millthorpe Garden Ramble
2. That Council note the amendments to applications, previously approved.

(Somerville/Ewin)

**CARRIED**

**BARRY BORE MOU****MOTION:**

That the General Manager be authorised to sign and execute the Memorandum of Understanding between Blayney Shire Council and Barry Community Supplementary Bore Incorporated.

(Somerville/Newstead)

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

That Council defer this item.

Cr Reynolds withdrew the amendment.

A further **AMENDMENT** was moved by Cr Reynolds and seconded by Cr Kingham:

1. That the General Manager be authorised to sign and execute the Memorandum of Understanding between Blayney Shire Council and Barry Community Supplementary Bore Incorporated.
2. That the Memorandum of Understanding include a 12 month timeframe for the audit to be undertaken.

The amendment became the substantive motion and was put.

**2009/004** **RESOLVED:**

1. That the General Manager be authorised to sign and execute the Memorandum of Understanding between Blayney Shire Council and Barry Community Supplementary Bore Incorporated.
2. That the Memorandum of Understanding include a 12 month timeframe for the audit to be undertaken.

(Reynolds/Kingham)

**CARRIED**

**LGNSW ANNUAL CONFERENCE MOTION IPART RATING  
REVIEW MINING RATE**

2009/005

**RESOLVED:**

That Council propose the following motion at the forthcoming LGNSW annual conference:

“That, in relation to recommendation 34 of the IPART Review into the Local Government Rating system, Local Government NSW lobbies the NSW government to either:

- (a) not implement the recommendation; or if it is to be adopted
- (b) meaningfully engage with all affected Councils before doing so, including a careful consideration of the rationale for and impacts of the recommendation and solutions for any adverse impacts on the financial viability of affected councils.”

(Reynolds/Somerville)

**CARRIED**

**LGNSW ANNUAL CONFERENCE MOTION EMERGENCY  
MANAGEMENT REFORM**

2009/006

**RESOLVED:**

1. That the Mayor formally write to the Local Members of Parliament in NSW and Australian Governments seeking support in Emergency Management Reform.
2. That Council propose the following motion at the forthcoming LGNSW annual conference:
 

“That LGNSW advocate to the NSW Government, specifically Resilience NSW to transfer responsibility for Emergency Management to the NSW Government to deliver the following outcomes:-

  - Decentralisation of emergency management roles to regional NSW providing stronger local knowledge and employment in the regions.
  - Improved capacity for resilience and recovery planning with that resource capable to transition directly into leading recovery (instead of local government).
  - Significant efficiency gains in the emergency management space with a greater capacity for more on-ground professional emergency management personnel in each local government area or agreed combined areas.
  - More consistent emergency management outcomes regardless of the size or capacity of the council (which itself is highly variable).
  - Improved strategy and delivery of emergency services infrastructure through integration.
  - Improved alignment by allowing local councils and the NSW Police to focus on their core roles.
  - Improved facilities, support and training for emergency service volunteers.
  - A significant boost to the financial sustainability of all

councils in NSW.

- A greater capacity within local councils to develop and implement permanent resilience improvements (e.g. on critical infrastructure).
- Local councils still have a critical role to play in emergency management planning and response through a 'seat at the table', and,

That the transfer of responsibility includes removal of the \$120m Local Government annual contribution to emergency services and the transfer of ownership of Rural Fire Services and State Emergency Services infrastructure from Local Government to the NSW Government”.

(Newstead/Ewin)

**CARRIED**

## **CORPORATE SERVICES REPORTS**

### **REPORT OF COUNCIL INVESTMENTS AS AT 31 AUGUST 2020**

2009/007

#### **RESOLVED:**

1. That the report indicating Council's investment position as at 31 August 2020 be received.
2. That the certification of the Responsible Accounting Officer be received and the report be adopted.

(Kingham/Somerville)

**CARRIED**

### **AMENDMENT TO CODE OF CONDUCT AND PROCEDURES**

2009/008

#### **RESOLVED:**

1. That Council adopt the Model Code of Conduct for Councillors, Model Code of Conduct for Council staff and Model Code of Conduct for Council Committee Members, Delegates of Council and Council Advisers and they be included in Council's policy register.
2. That Council adopt the Procedures for the Administration of the Model Code of Conduct and it be included in Council's policy register.

(Newstead/Reynolds)

**CARRIED**

### **SALE OF LOT 12 STREATFEILD CLOSE**

2009/009

#### **RESOLVED:**

1. That Council endorse the action of the General Manager to accept the offer for sale of Lot 12 at Streatfeild Close (Lot 12 DP1264136) at the listed price of \$136,000.
2. That Council endorse execution of relevant contracts and associated documentation by the Mayor and General Manager under Council seal.

(Kingham/Ewin)

**CARRIED**

**MINUTES OF THE BLAYNEY SHIRE AUDIT, RISK AND  
IMPROVEMENT COMMITTEE MEETING HELD 3 SEPTEMBER  
2020**

2009/010

**RESOLVED:**

1. That the minutes of the Blayney Shire Audit, Risk and Improvement Committee meeting held 3 September 2020 be received.
2. That the update on the External Audit and Management Letter on the Interim Phase of the Audit for the year ended 30 June 2020 from the NSW Audit Office be received.
3. That the Annual Report on the operations of the Blayney Shire Audit, Risk and Improvement Committee for the period 1 January 2019 to 30 June 2020, as required under the Council's Audit, Risk and Improvement Committee Charter, be received.

(Somerville/Reynolds)

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

2009/011

**RESOLVED:**

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

(Newstead/Ewin)

**CARRIED****PROPOSED FEE - BLAYNEY SHOWGROUND EQUESTRIAN -  
RACE ENTERTAINMENT & INDIVIDUAL RIDERS**

2009/012

**RESOLVED:**

1. That the proposed seasonal hirer fee of \$1,240 for RACE Entertainment be exhibited for a period of not less than 28 days.
2. That the proposed Individual/Group Horse Riders fee of \$100 per hour (minimum 2 hours) for up to 5 Horse Riders be exhibited for a period of not less than 28 days.
3. Should no written submissions be received during the public exhibition, the 2020/21 Operational Plan be amended to include the 2 new fees and charges.

(Kingham/Ewin)

**CARRIED**

**OPEN SPACE PROJECTS - STRATEGIC PLANNING  
(SUBMISSIONS)****2009/013****RESOLVED:**

That Council adopt the concept designs for Beaufort Street Park and the Belubula River Precinct, and seek funding to deliver these projects.

(Ewin/Newstead)  
**CARRIED**

**2009/014****CENTRAL WEST JO - REGIONAL ROAD SIGNS CONTRACT****RESOLVED:**

That Council:

1. endorse the Director Infrastructure Services signing the participation form in the Central NSW Joint Organisation Regional procurement for supply and delivery of road signs.
2. 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.

(Reynolds/Ewin)  
**CARRIED**

The Mayor, Cr Ferguson, having declared an interest departed the Chair and left the meeting. The Deputy Mayor, Cr Ewin, having declared an interest left the meeting.

Cr Kingham assumed the Chair.

**2009/015****ELECTRIC VEHICLE CHARGING STATIONS****RESOLVED:**

1. That Council endorse a program to provide a donation to private businesses for the sole purpose of installing an Electric Vehicle Charging Station at their premises.
2. That Council endorse the reallocation of Council funds to enable the program to be completed.
3. That Council endorse and place on public exhibition for a period of 28 days the Electric Vehicle Charging Stations Program proposal to provide financial assistance to the following businesses;
  - Angullong Cellars, Millthorpe
  - Millthorpe Motel, Millthorpe
  - Royal Hotel, Carcoar
  - Royal Hotel, Mandurama
4. Should no written submissions be received during the public exhibition, the Electric Vehicle Charging Stations Program be adopted and proceed.

(Newstead/Somerville)  
**CARRIED**

The Mayor, Cr Ferguson, returned to the meeting and resumed the Chair.

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

## **PLANNING AND ENVIRONMENTAL SERVICES REPORTS**

### **MINUTES OF THE BLAYNEY SHIRE ACCESS ADVISORY COMMITTEE HELD 29 JULY 2020**

**2009/016**

#### **RESOLVED:**

That Council;

1. Undertake a staged upgrading of access doors at CentrePoint;
  - a. Stage 1 – The two primary entrance doors
  - b. Stage 2 – All other main paths of travel
2. Consider the Access Committee's suggested inclusions and prioritised projects regarding the Active Movement Strategy, including;
  - a. Adelaide Street and Burns Street intersection (condition and grades of footpath crossing)
  - b. Adelaide Street and Water Street intersection (condition and grades of footpath crossing)
  - c. Adelaide Street and Church Street intersection, (condition and grades of footpath crossing)
  - d. Blayney 14A – Stillingfleet St; Adelaide St to Osman St
  - e. Blayney 14B – Stillingfleet St & Queen St; Osman St to Lee Hostel & KGO
3. Purchase an additional aquatic wheel chair for CentrePoint.
4. Notes the Blayney Shire Access Committee endorsement of the annual report to 30 June 2020 of the Blayney Shire Disability Inclusion Action Plan.
5. Note Jenny McMahon and Iris Dorsett have been endorsed as Access Committee representatives on the KGO major upgrade reference group.

(Reynolds/Newstead)

**CARRIED**



Director Planning and Environmental Services, Mark Dicker, having declared an interest left the meeting.

- 2009/017**      **DRAFT BLAYNEY SETTLEMENT STRATEGY 2020**  
**RESOLVED:**  
 That Council:
1. Endorse the Draft Blayney Shire Settlement Strategy 2020 as attached to this report for public exhibition
  2. Exhibit the Draft Blayney Shire Settlement Strategy 2020 in accordance with the Draft Community Participation Plan and Community Engagement Strategy described in the report
  3. Authorise the General Manager to approve minor amendments and changes to the Draft Blayney Shire Settlement Strategy 2020, prior to exhibition commencing.
- (Reynolds/Ewin)

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

<b>FOR</b>	<b>AGAINST</b>	
Councillor Ewin		
Councillor Ferguson		
Councillor Kingham		
Councillor Somerville		
Councillor Reynolds		
Councillor Newstead		
<b>Total (6)</b>	<b>Total (0)</b>	<b>CARRIED</b>

Director Planning and Environmental Services, Mark Dicker, returned to the meeting.

#### **LATE REPORTS**

- 2009/018**      **BUILDING BETTER REGIONS FUNDING ROUND IV - KICKING GOALS FOR GIRLS**  
**RESOLVED:**  
 That Council, invite tenders for the Kicking Goals for Girls Project at King George Oval by the selective tendering method following a public advertisement seeking Expressions of Interest.
- (Somerville/Ewin)  
**CARRIED**

There being no further business, the meeting concluded at 7.58pm.

The Minute Numbers 2009/001 to 2909/018 were confirmed on 19 October 2020 and are a full and accurate record of proceedings of the Ordinary Meeting held on 21 September 2020.



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Cr S Ferguson  
**MAYOR**



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Mrs R Ryan  
**GENERAL MANAGER**