



WEDDIN SHIRE COUNCIL

To Avoid Delay when
Replying or Telephoning

Please Quote:

Your Ref:

All Correspondence to be addressed to:
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MINUTES OF THE WEDDIN SHIRE COUNCIL ORDINARY MEETING HELD THURSDAY, 16 DECEMBER 2010 COMMENCING AT 8.00 AM.

9 December 2010

«Name»

«Title»

Dear «Intro»

NOTICE is hereby given that an **ORDINARY MEETING OF THE COUNCIL OF THE SHIRE OF WEDDIN** will be held in the Council Chambers, Grenfell on **THURSDAY NEXT, 16 DECEMBER 2010**, commencing at **8.00 AM*** and your attendance is requested.

Yours faithfully

T V LOBB
GENERAL MANAGER

B U S I N E S S

1. APOLOGIES
2. CONFIRMATION OF MINUTES - Ordinary Mtg 18 November 2010
4. QUESTIONS FROM THE PUBLIC
5. DECLARATIONS OF INTEREST
6. CORRESPONDENCE (As per Precis attached)
7. MOTIONS WITH NOTICE
8. MAYORAL MINUTE
9. REPORTS: (a) General Manager
(b) Director Corporate Services
(c) Director Engineering
(d) Director Environmental Services
(e) Delegates
10. MINUTES- Tourism Ctee Mtg 7/12/10
- Heritage Ctee Mtg 7/12/10
- Art Gallery Ctee Mtg 8/12/10
- Town Works Ctee Mtg, 13/12/10
- Manex Ctee Mtg, 14/12/10
11. INSPECTIONS, MEETINGS AND DEFERRED ACTIVITIES
12. TENDERS AND QUOTATIONS
13. QUESTIONS
14. CLOSED COUNCIL
15. REPORT ON CLOSED COUNCIL
16. CLOSURE

PRESENT: The Mayor Clr M A Simpson in the Chair, Clrs G B Halls, J C Niven, D W Hughes, N W Hughes, R W Atchison, C M Lobb, M R Crutcher, and G McClelland. General Manager (T Lobb), Director Corporate Services (G Carroll), Director Engineering (W Twohill) and Director Environmental Services (S Wilson).

APOLOGY: Clr Hinde

219 **RESOLVED:** Clr Atchison and Clr McClelland that the apology be accepted.

CONFIRMATION OF MINUTES:

220 **RESOLVED:** Clr Halls and Clr D Hughes that the Minutes of the Ordinary Meeting, held 18 November 2010 be taken as read and **CONFIRMED**.

QUESTIONS FROM THE PUBLIC

Council has resolved that a ten minute “question time” be allowed at the beginning of each meeting, where members of the public can put their concerns before Council for discussion on the following basis:

- Requests to speak to be submitted in writing at least ten (10) days prior to the meeting.
- Requests to be accompanied by a copy of any questions.
- Each speaker to be allowed three minutes.

The following requests have been received:-

NIL

DECLARATIONS OF INTEREST

A Declaration of Interest form has been forwarded with the Business Paper, for completion prior to the meeting.

Completed forms may be declared and handed in at this point.

Councillor	Item No.	Nature of Interest	Type	Left the Room
Clr Lobb	General Manager's Ordinary Report Item 6	Wife of General Manager	Pecuniary	Yes

SUMMARY OF CORRESPONDENCE TO BE PRESENTED TO THE ORDINARY MEETING OF THE WEDDIN SHIRE COUNCIL HELD, 16 DECEMBER 2010.

CORRESPONDENCE

1. Peter Moffitt for Racemjac Pty Limited, R2.4.19: The registered proprietor of properties known as 129 and 131 Main Street, Grenfell advising that the verandah posts are being severely damaged due to the numerous vehicles that back into the posts and I am heartily tired of covering costs to have them repaired.

I thus request Council's consent to erect bollards in front of each post along the street line to hopefully prevent further damage to the verandah posts.

Also, if your consent is granted, will Council please provide a quote for carrying out such works of erecting suitable bollards.

221 RESOLVED: Clr McClelland and Clr Atchison that the letter be referred to the Heritage Advisor for her consideration and comment.

2. Land & Property Management Authority, U1.6.11: Concerning Reserve 90676 for Water Supply at Caragabal.

It is understood that Council is supportive of the Authority's proposal to add lot 2, DP 1140207 to the Reserve for Water Supply.

Lot 2 is still presently held by Caragabal Bowling Club under a Licence which is proposed to be terminated in the near future. Lot 1 in DP 1140207 has been sold to the Club which has been advised of the proposal but will be permitted 16 days to advise of any objections.

Would you please confirm in writing of Council's support for the proposal.

RECOMMENDATION: That Council agree to the Land & Property Management Authority's Proposal as above.

Clr Halls declared a non-pecuniary conflict of interest as a Director of the Caragabal Bowling Club and left the room.

222 RESOLVED: Clr N Hughes and Clr Niven that Council agree to the Land & Property Management Authority's Proposal as above.

Clr Halls returned to the room.

3. Grenfell Lions Club Inc, C1.3.7: Concerning "Festive Season Banners".

The Lions Club have purchased twenty (20) of these for \$1140 plus GST.

We will then mount them along the Main Street.

We approached Country Energy re: mounting them on their street lighting poles and received a favourable reply.

Could Council assist the Club with the purchase of these banners? They will enhance the atmosphere of Christmas in the CBD area.

The matter was deferred until an inspection of the banner could take place.

4. Lachlan Catchment Management Authority, E3.9.2: Concerning Roadside Vegetation Management Plans.

In 2004 the NSW Environmental Trust provided funds to be administered by the NSW Roadside Environment Committee (REC) for a project titled “Saving our Corridors – linear reserves as a NSW environmental framework”.

The project involved seven Councils (including Weddin) in the catchment and on their behalf the Lachlan CMA engaged a consultant, Geoff Cunningham, to produce a catchment wide roadside vegetation planning template in 2009, to provide for a standardised approach to roadside vegetation assessment, classification and policies regarding management of roadside vegetation.

The recent LGRG forum at Boorowa saw a unanimous agreement to progress a joint Lachlan CMA/Local Government Caring for Country submission in 2011, to complete roadside surveys to support the development and implementation of your Roadside Vegetation Management Plans with staff training included.

We wish to confirm your willingness to be involved in a joint C4C submission.

RECOMMENDATION: that Council agree to participate in the joint submission, with participation to depend on the final costs.

223 **RESOLVED:** Clr Atchison and Clr D Hughes that Council agree to participate in the joint submission, with participation to depend on the final costs.

224 **RESOLVED:** Clr D Hughes and Clr Niven that the Correspondence be noted except where otherwise resolved.

SUMMARY OF LATE CORRESPONDENCE TO BE PRESENTED TO THE ORDINARY MEETING OF THE WEDDIN SHIRE COUNCIL HELD 16 DECEMBER 2010

RECOMMENDATION:

It is recommended that the late correspondence be received and dealt with because of the urgency of the matters.

225 **RESOLVED:** Clr McClelland and Clr Crutcher that the late correspondence be received and dealt with because of the urgency of the matters.

5. IPART NSW, R1.6: Announcing that the rate peg for NSW local governments will be 2.8% in 2011/12.

The rate peg sets the maximum increase in local governments' 'general income'.

"We have based our decision on the increase in the Local Government Cost Index, which IPART has developed and which is being released with this decision. The index increased by 3.0% in the year to September 2010. We have then subtracted a productivity adjustment of 0.2% from the increase in the index to determine a rate peg amount of 2.8%.

This rate peg decision is the first to be made under the new policy arrangements which were announced by the Premier on 4 June 2010.

The Local Government Act allows councils to seek a 'special variation', or an increase above the rate peg. The Premier announced on 4 June 2010 that IPART would also be determining applications for special variations for the 2011/12 financial year and beyond.

Noted

6. Southern Councils Group, A1.4: Advising it is the peak organisation representing Local Government in the Illawarra and South Coast regions. Member Councils include Bega Valley Shire, Eurobodalla Shire, Kiama Municipal, Shellharbour City, Shoalhaven City, Wingecarribee Shire and Wollongong City Councils.

At its meeting held 18 November 2010 SCG resolved to write to the member Councils of the Southern Phone Company outlining SCG's concerns in regard to a number of issues.

It was further resolved "that member Councils be requested to write direct to Southern Phone Company."

Please find attached a copy of the letter forwarded to the Board of the Southern Phone Company.

Note: copy of letter forwarded to Councillors.

226 **RESOLVED:** Clr McClelland and Clr Lobb that the letter be noted.

7. Clr Barry Hinde, A3.4.1: Concerning the RTA Bonus monies.

I think some money should go towards Henry Lawson Oval Amenities upgrade.

227 **RESOLVED:** Clr Atchison and Clr McClelland that the proposal be added to the list of suggested projects in Item 4 of the General Manager's report.

8. Building Professionals Board, B1.3: Advising the Building Professionals Regulation 2007 currently exempts accredited certifiers who carry out certification work on behalf of council from the operation of section 66(1)(c) of the Building Professionals Act 2005 where the applicant for the work is an employee of the council or where the council is the applicant for the work.

This exemption allows council accredited certifiers to issue Part 4A certificates and complying development certificates on behalf of council where council or an employee of council is the applicant.

The exemption was provided following concerns raised by regional and rural councils that private accredited certifiers and other councils were not available or able to issue certificates in regional and rural areas.

The conflict of interest exemption was put in place to allow the Board to further consider the implications of applying the same conflict of interest provisions to council accredited certifiers and private accredited certifiers.

Comments are sought from councils and council accredited certifiers to assist the Board in its review of the conflict of interest exemption by Monday 28 February 2011.

RECOMMENDATION: that Council advise its strong support for the exemption.

228 **RESOLVED:** Clr N Hughes and Clr Atchison that Council advise its strong support for the exemption.

9. Dr L J Varejka, H1.1.4: This letter is to advise I am retiring from general practice.

My last day of consultations will be Thursday 16 December 2010.

Noted

10. Dr L J Varejka, P2.4.8: Subject: Burrangong Street Surgery.

I hereby advise that I will vacating the premises on December 24, 2010.

Noted

229 **RESOLVED:** Clr Lobb and Clr Halls that the Late Correspondence be noted except where otherwise resolved.

16 December 2010

Councillors
Weddin Shire Council
GRENFELL NSW 2810

Dear Councillors

I wish to report as follows: -

1. Emergency Assistance Committee

For several years the Mid Lachlan Alliance has operated a Drought sub-committee which lobbied politicians and governments for assistance to those worst affected by the prolonged drought.

At a meeting of the MLA on 13 December, the decision was taken to reform this committee as an Emergency Assistance Committee, to begin lobbying for support for farmers and businesses affected by the recent flooding. The representatives agreed to take this matter back to their councils for endorsement.

RECOMMENDATION:

It is recommended that Council endorse the formation of the Emergency Assistance sub-committee to lobby as thought appropriate.

230 **RESOLVED:** C/r Simpson that Council endorse the formation of the Emergency Assistance sub-committee to lobby as thought appropriate.

CR M A SIMPSON
MAYOR

The Mayor and Councillors
Weddin Shire Council
GRENFELL NSW 2810

Dear Councillors

I wish to report as follows: -

1. CENTROC MEETING, C2.7.3

The quarterly CENTROC Meeting was held at Orange on 25 November 2010 and was attended by the General Manager.

Matters of consequence are summarised below:

- an address by Cr Rob Gledhill, chair of the Lachlan CMA and a Director of the Rural Assistance Authority Board, on the cessation of EC, the fall in property values and possible foreclosures by the banks. A copy of this presentation was emailed to councillors on 26 November 2010.
- an address by the RTA on progress with the Bells Line consultation, with few submissions reported from the Central West. This study will not identify a route.
- a decision to encourage local communities and businesses to respond.
- a decision to lobby State and Federal politicians to commence the next step of identifying the corridor.
- a report that the CENTROC Water Study had received a national award from Engineers Australia.
- a decision to lobby the Shadow Minister for Natural Resources (Katrina Hodgkinson) for continued funding of sustainability and natural resource management activity in the region.
- concern about the removal of on-the-job training for nurses and its replacement by a pre-employment TAFE course.
- concern that the shortage of nurses may cause some hospitals to close.
- amendment of the constitution to include a category for "operational" members.
- consideration of a proposal by Central West Tourism to amalgamate with New England North West Tourism and Outback Tourism to maximise funding opportunities : further information to be sought.
- support for the completion of the Maldon-Dombarton rail line.
- concern about the decreasing level of funding for public libraries in NSW.

The next meeting will be in Harden on 24 February 2011.

Noted

2. CENTROC AGM, C2.7.3

The Annual General Meeting for CENTROC was held immediately following the quarterly meeting on 25 November 2010.

THE GENERAL MANAGER'S ORDINARY REPORT

The major decisions at the AGM were:

- Chair - Cr Phyllis Miller (Forbes)
- Vice Chair - Cr John Davies (Orange)
- Executive - Cr Ken Keith (Parkes)
Cr Paul O'Toole (Bathurst)
Cr Bill West (Cowra)
- Meetings for 2011
 - Harden 24 February
 - Lachlan 26 May
 - Lithgow 25 Aug
 - Oberon 24 November.

For Information

Noted

3. Centroc Health Workforce Meeting, H1.7.12

A meeting of the Centroc Health Workforce Group was held in Orange on 25 November 2010 and attended by the General Manager.

Matters discussed included the following:

- the possibility of expanding the membership to community representatives,
- inviting a representative of the nurses to address the next meeting on the new training requirements,
- signing an MoU with the Central West Division of General Practice,
- expressions of support for CSU in pursuing medical training in the Central West,
- an update on the "Beyond the Range" campaign, including the provision of a new website.

The next meeting is to be arranged as required.

For Information.

Noted

4. Utilisation of RTA bonus, A3.4

Previous reports refer.

The projects suggested by Councillors are:

- (a) Heritage building fund
- (b) Tourist sign replacement
- (c) Gravel resheeting (shire roads)
- (d) Main St bins

THE GENERAL MANAGER'S ORDINARY REPORT

One further project for consideration which is reported by the Director Engineering, is Council's anticipated contribution of \$29,000 towards flood damage on shire roads.

RECOMMENDATION: For Council's consideration.

231 **RESOLVED:** Clr Atchison and Clr D Hughes that the anticipated contribution of \$29,000 for flood damage on shire roads be included in the list of suggested projects.

232 **RESOLVED:** Clr N Hughes and Clr Atchison that \$29,000 of the RTA bonus be allocated to flood damage on shire roads.

MOVED: Clr D Hughes that \$14,000 be allocated to gravel resheeting on shire roads.

Motion lapsed for want of a seconder.

233 **RESOLVED:** Clr McClelland and Clr Niven that \$14,000 be allocated to replacement of Tourism signs.

5. Rail Branch Lines, T3.8.5

Previous reports refer.

The Mayor and General Manager attended a meeting of the technical Workshop Group and the consultant at Cowra on 17 November 2010.

Discussion took place on the importance of consultation with regional and local businesses which is currently in hand.

A meeting of the Mayors and Councillors of the five councils was also held in Grenfell on 19 November 2010. The councils' strong support for the line re-opening was re-affirmed and a publicity campaign involving State and Federal politicians was agreed to.

Further meetings will be arranged at critical times during the study.

For Information

Noted

6. Leave Application, P4.10041/4, P4.10015/3

Application is made for annual leave from 4 to 7 January 2011.

RECOMMENDATION:

It is recommended that the application be approved.

It is further recommended that Mr Glenn Carroll be appointed as the Acting General Manager with full delegation from Council.

Clr Lobb previously submitted a written declaration of interest and left the room.

- 234 **RESOLVED:** Clr McClelland and Clr N Hughes that the application be approved and that Mr Glenn Carroll be appointed as the Acting General Manager with full delegation from Council.

Clr Lobb returned to the room.

7. Road Closure Application, R2.1.4

The owners of "Emohruo" (Bradfords Road) have applied to close two Crown Roads on their property.

The roads have not been used or maintained as roads, and would not be required by Weddin Shire Council. A copy of the plan will be available at the meeting.

Note: The Director Engineering has declared a pecuniary interest in this application.

RECOMMENDATION: That Council support the application from the owner of "Emohruo" (Bradfords Road) for the closure of the two Crown Roads.

- 235 **RESOLVED:** Clr Crutcher and Clr Atchison that Council support the application from the owner of "Emohruo" (Bradfords Road) for the closure of the two Crown Roads.

8. LGMA Convention, P1.2.4

I attended the annual LGMA Convention in Sydney on 2 December 2010.

Matters of significance are summarised as follows:

James Cox, CEO, IPART

- IPART is now responsible for the rate peg and consideration of applications for special variations.
- IPART will develop a Local Government Cost Index to reflect increasing costs for the sector.
- this index will be decreased by a "Productivity Factor" to reflect typical improvements in a well run business.
- it became apparent during question time that the change to IPART will bring little joy to local government.

Paul Tosi, General Manager, Campbelltown City Council

- he is a member of the NSW Land and Housing Supply Taskforce.
- demand for land in NSW has dropped.
- a regulatory comparison of NSW with Queensland and Victoria has been commissioned.
- Treasury representatives favour use of debt (loans) for long-term projects.

Peter Lambert, CEO, Local Government Super

- the deficit in the Defined Benefits Scheme has halved and should be repaid well before the 10 year schedule.
- the final deficit for the last few councils is causing concern.
- a new formula is being prepared which will give a fairer outcome.

THE GENERAL MANAGER'S ORDINARY REPORT

Ross Woodward, CE, Division of Local Government

- guidelines for General Managers' Contracts are under review
- performance reviews for General Managers need to follow the guidelines.
- pay increases are fixed to the Public Service increases.
- the Code of Conduct is to be reviewed (again).
- workshops for Mayors & General Managers are proposed for early next year, looking towards 2036.

Noted

9. Government Information (Public Access) Act (GIPA), A2.39

As set out in correspondence item 4 of Council's November Meeting, the Office of Information Commissioner, Ms Deidre O'Donnell, conducted a briefing session for councillors and staff at Orange on 26 November 2010.

Whilst no representatives of this council were able to attend, some feedback from the session is summarised as follows:

- councillors are subject to the State Records Act 1998
- documents received or created by councillors while undertaking business on council's behalf, are considered to be records,
- records may consist of letters, emails, faxes, business papers, work diaries, speeches or records of conversations by phone or in person.
- records must not be destroyed without authority.
- sensitive (confidential) records must be protected.
- records may be put into the council system.
- members of the public may lodge requests to view records including councillors' records under the GIPA Act.

Copies of handouts from the Office of Information Commissioner are being forwarded separately to councillors.

To assist councillors in complying with their responsibilities, copies of their records may be forwarded for storage in the main records system, where a separate file will be established for each councillor.

RECOMMENDATION:

It is recommended that councillors note this report and take steps to ensure compliance with the Records Act and the GIPA Act.

236 **RESOLVED:** Cllr McClelland and Cllr D Hughes that Council protest the requirements of the GIPA Act as detailed above and seek support from Katrina Hodgkinson, the Shires Association and Centroc.

10. Council Incentives for Heritage, H2.5.10

The Grenfell Town Centre Heritage Study was completed by Tropman and Tropman in 1993, and contained in its recommendations a number of possible incentives from the State Government and from Council to support and encourage heritage conservation in the town.

THE GENERAL MANAGER'S ORDINARY REPORT

The suggested incentives for Council were:

- Local Heritage Assistance Fund (implemented)
- Differential rating
- Reduced DA fees
- Local Heritage Awards
- Trade Registers
- Plaques (implemented by photographs)
- Tax Concessions (not available).

Of these suggestions, the matters of differential rating and reduced Development Application fees warrant consideration. Reduced Development Application fees for heritage properties would directly benefit property owners who may incur increased expenditure in complying with any special conditions. Differential rating (ie applying a decreased rate to heritage listed properties) could help offset the perception that there is some decrease in property values.

At this point no actual figures are proposed as further investigation is required into the possible procedures and mechanisms for these incentives.

RECOMMENDATION: It is recommended that differential rating and reduced Development Application fees for heritage listed properties be considered in general terms in conjunction with the Director Environmental Services' report item B.

237 RESOLVED: Clr Crutcher and Clr D Hughes that differential rating and reduced Development Application fees for heritage listed properties be considered in general terms in conjunction with the Director Environmental Services' report item B.

11. Australia Day Awards, C1.5.2

My report to Council's October meeting refers.

The following nominations have been received:-

Nominations For Awards:

Category	Nominee	By
Citizen of the Year	Jenn Graham Wally Gam Larry McDonald Judy Mitton	Mikla Lewis Rural Fire Service Caragabal Progress Association Roma Sinclair
Senior Citizen of the Year	Wally Gam Judy Mitton	Rural Fire Service Roma Sinclair
Community Service Award	Nil	
Emergency Service Award	Wally Gam	Rural Fire Service
Community Event /Organisation of the Year	Nil	
Youth Awards	Nicole Johnstone Hannah Joyce Emily Fisher	The Henry Lawson High School Quandialla Central School (secondary) Quandialla Central School (primary) Grenfell Public School Greenethorpe Public School Caragabal Public School St Josephs Catholic School

THE GENERAL MANAGER'S ORDINARY REPORT

Winners of the various awards will be determined by the nominated committee and will be announced at the Australia Day ceremony in Grenfell. Some awards may be presented at village ceremonies where these are held.

For Information

Noted

12. Grenfell Doctor Situation, H1.1.2/H1.1.4

Previous reports refer.

Discussions have been held with the Division of General Practice for the resubmission of the application for preliminary assessment as a District of Workforce Shortage. The Division agrees that a letter of intention from Dr Varejka will be necessary to gain reconsideration of this application, but to date this letter has not eventuated despite repeated requests. The Division is also following this up, and the application has had to be placed on hold for the time being.

Council resolved at the November Meeting to invite Dr Varejka to a morning tea as a farewell gesture. However Dr Varejka has declined this invitation.

For Information

Noted

13. Season's Greetings

On behalf of the Directors and staff I wish all councillors and their families a Merry Christmas and a happy New Year.

Noted

T V LOBB
GENERAL MANAGER

THE GENERAL MANAGER'S LATE REPORT

RECOMMENDATION:

It is recommended that the following report be received and dealt with because of the urgency of the matters therein.

- 238** **RESOLVED:** Clr D Hughes and Clr Atchison that the following report be received and dealt with because of the urgency of the matters therein.

14. Sale of Dalton Street Depot, P2.6.1

An offer to purchase the section of the old depot east of Dalton Street has been submitted through Aston & Joyce in the amount of \$21,000 including GST. The offer has been accepted by Council's Executive under delegated authority.

RECOMMENDATION:

It is recommended that the Mayor and General Manager be authorised to sign the necessary sale and mortgage documents under seal.

Clr McClelland declared a pecuniary interest as a Real Estate Agent and left the room.

- 239** **RESOLVED:** Clr Crutcher and Clr Atchison that the Mayor and General Manager be authorised to sign the necessary sale and mortgage documents under seal.

Clr McClelland returned to the room.

T V LOBB

GENERAL MANAGER

- 240** **RESOLVED:** Clr Atchison and Clr Halls that except where otherwise dealt with the General Manager's Report be adopted.

THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

9 December 2010

The General Manager
Weddin Shire Council
GRENFELL NSW 2810

Dear Sir

I wish to report as follows: -

1. Statement of Bank Balances as at 30 November 2010:

Bank Account	
Westpac	<u>\$366,102.05</u>
Investments	
LGFS	
Total Investments	<u>\$4,500,000.00</u>

CERTIFICATE OF RECONCILIATION

I certify that the Cashbook for each Bank Account has been reconciled with the appropriate Bank Statement as at 30 November 2010.

The investments shown above are made with the Local Government Financial Service. I certify that these investments have been made in accordance with the Local Government Act, 1993, the Regulations and Council's investment policies.

For Information

Noted

2. A Summary of Income For The Month of November follows:

Rates Receipts	324,667.61
Accounts Receivable	65,435.93
Government Grants	862,046.03
Agency Collections	49,659.17
Caravan Park Fees	5,472.00
Grenfell Baths Entry Fees	8,642.10
Interest on Investments	4,479.45
Other Income	17,043.09
Total	<u>\$1,337,445.38</u>

For Information

Noted

THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

3. Roads and Other Expenditure 2010/2011:

Following are the up to date maintenance figures as at 30 November 2010.

ITEM	VOTE	EXPENDITURE
Rural Roads Maintenance	513,518	203,699
Grenfell Town Streets Maintenance	167,492	50,266
Village Maintenance - Caragabal	6,000	2,965
Village Maintenance - Greenethorpe	8,690	1,955
Village Maintenance - Quandialla	6,000	3,195
Garbage/Recycling Collection	106,760	45,511
Greenethorpe Collections	8,500	1,960
Trade Waste Collection	23,000	4,392
Grenfell Waste Depot Manning/Plant Hire	105,000	38,922
Tips Working Expenses	29,000	11,736
Noxious Plants	75,000	27,050
Parks & Gardens	183,460	67,600
Library Expenditure	109,169	38,885
Baths Income	-24,000	9,999
Baths Expenditure	123,976	39,822
Caravan Park Income	-46,000	25,521
Caravan Park Expenditure	66,465	28,510

RTA GRANT WORKS

DESCRIPTION	VOTE	EXPENDITURE
2010/11 State Roads (SH 6)	497,500	95,541
2010/11 National Roads (SH 17)	497,500	489,087
2010/11 Regional Roads Block Grant	292,000	292,000
2010/2011 REPAIR Program MR237	300,000	0
2010/2011 REPAIR Program MR398	300,000	129,394
3 x 3 Program - MR 398	68,000	0

THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

2010/2011 Rural Local Roads	VOTE	EXPENDITURE
Reseals	162,000	141,464
Martins Lane	54,000	0
Pinnacle Road	91,000	6,417
Driftway Road	248,000	0
Grenfell Streets Construction	61,000	0
Grenfell Kerb and Gutter	43,000	0
Grenfell Streets - Footpaving	17,000	0
Warraderry Street Drainage	22,000	0
Reconstruct Village Streets	11,000	0
Gravel Resheeting	111,000	112,199
Total	820,000	260,080

2010/2011 Roads to Recovery	VOTE	EXPENDITURE
Gerrybang Road	350,876	12,948
Rural Roads Reseals	100,000	107,261
Total	450,876	120,209

For Information

Noted

4. Debt Recovery – Rates and Debtors, A1.7

Reference is made to the report to the November 2010 Council Meeting advising of the status of debt recovery in regard to rates and debtors.

The debt recovery process is ongoing and a new round of debt recovery for rates will begin in the near future while a new round for debtors is continuing.

The outstanding rates percentage as at 30th June 2010 was 8.61% (9.55% 2009) which is an excellent result in the current economic climate.

For Information

Noted

THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

5. Sale of Land for Unpaid Rates, R1.9

The sale of land for unpaid rates was held on Friday 26 November 2010 at the Grenfell Community Hub with all but one block sold. The details of the sale are as follows:

Description of Subject Land	Amount of Rates and charges (including extra charges) overdue for more than five (5) years (\$)	Amount of all other rates and charges (including extra charges) payable and unpaid (\$)	Total (\$)	Sale Price (\$)
Assessment 2170, Lots 2 & 3 Sec1 DP 7763, First Street, Quandialla	1115.58	1535.19	2650.77	7000.00
Assessment 2428, Lot 7 Sec F DP 11666, Joppa Lane, Quandialla	2515.80	1933.34	4449.14	400.00
Assessment 2444, Lot 8 Sec F DP 11666 Joppa Lane, Quandialla	2515.80	1933.34	4449.14	500.00
Assessment 3285, Lot 4 PT 5 7 Sec 2 DP 758651 Parish of Berrigan	671.58	1446.24	2117.82	Not Sold
Assessment 4408, Lot 2 Sec 7 DP 758108 Grenfell Street, Bimbi	2483.46	1873.87	4357.33	700.00
Assessment 4440, Lot 6 Sec 7 DP 758108 Arramagong Street, Bimbi	2309.83	1232.73	3542.56	800.00
Assessment 6098, Lot 17 Sec N DP 6279 Crawford Street, Greenethorpe	930.72	745.62	1676.34	600.00
Assessment 7161, Lot 21 Sec P DP 6279 Fitzroy Street, Greenethorpe	867.79	1035.53	1903.32	5000.00
Assessment 7427, Lot 25 Sec E DP 6279 Fitzroy Street, Greenethorpe	432.23	978.36	1410.59	4100.00
Assessment 8201 Cor Lot 29 Sec F DP 6279 Northcote Street, Greenethorpe	204.22	1202.42	1406.64	7200.00
Assessment 8458 Lot 11 Sec G DP 6279 Rawson Street, Greenethorpe	1114.34	1125.55	2239.89	3900.00
Assessment 10587 Cor Lots 7/8 Sec C & Cor Lot 8 Sec A DP 7892 George Street, Caragabal	0.00	1275.27	1275.27	2000.00
Assessment 10652, Lot 5 Sec A DP 7892 George Street, Caragabal	1581.08	1149.10	2730.18	100.00
Assessment 10678, Lot 1 Sec D DP 7892 George Street, Caragabal	1324.06	1610.84	2934.90	100.00
Assessment 10702, Lots 33/34 Sec A DP 7892 Gibson Street, Caragabal	1938.24	864.05	2802.29	1100.00
Assessment 10751, Cor Lots 41/42 1 & 4 SEC A DP 7892 Gibson Street, Caragabal	1414.01	1358.42	2772.43	3000.00
Assessment 10835 Cor Lot 11 Sec B DP 7915 Grenfell Street, Caragabal	2191.07	1336.27	3527.34	200.00
Assessment 10876, Lot 1 Sec 5 DP 758224 Marsden Street, Caragabal	906.99	1052.84	1959.83	800.00
Assessment 10975, Lots 9 & 10 Sec A DP 7892 Railway Street, Caragabal	1320.21	1284.71	2604.92	700.00
Assessment 11247, Lot 6 Sec 2 DP 7763 Second Street, Quandialla	1252.97	1440.68	2693.65	7100.00
Assessment 11411, Lots 34/35 Sec D DP 7892 Railway Street, Caragabal	1142.76	1633.00	2775.76	600.00
Assessment 22715, Lot 1 DP12368, 17 South Street, Grenfell	4644.83	4366.20	9011.03	20000.00
Assessment 27250, Lot 2 Sec N DP 6279, Fitzroy Street, Greenethorpe	1116.59	1247.07	2363.66	4100.00

THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

Assessment 28076, Lot 19 DP 112947 Parish of Coba	504.83	1403.42	1908.25	4000.00 *
Assessment 29017, Lot 18 DP 1063500 Parish of Brundah	433.12	3087.66	3520.78	20000.00

* This offer was withdrawn at the sale and an agreement has subsequently been reached to sell it to an adjoining landowner for \$200.

Council must now apply any purchase monies received from the sale towards payment for the following purposes and in the following order:

- i) Council's expenses incurred in connection with the sale
- ii) Any rate or charge in respect of the land due to Council or any other rating authority and any debt in respect of the land due to the Crown as a consequence of the sale on a proportionate basis.

Therefore, the agents' commissions, legal fees and expenses Council has incurred such as advertising are to be recovered in the first instance. A number of properties listed also have outstanding water rates which are payable to Cowra Shire and Central Tablelands Water.

The two blocks that were sold for \$20,000 were sold subject to the respective banks concurrence or consent as it emerged that there may have been mortgages held over the blocks. If the banks approve the sale they will have first call on sale proceeds. Council's Solicitors are currently pursuing the issue with the banks.

It is expected matters pertaining to the sale will be finalised in the new year.

RECOMMENDATION: that:-

- i) the Mayor and General Manager be authorised to affix Council's Seal and execute Memorandum of Transfers relating to the sale of land by Council for unpaid rates as detailed on the previous page.
- ii) delegated authority be granted to the General Manager or his delegate to sign a Contract for Sale of Land in relation to Council's sale for unpaid rates of Lot 19 Henry Lawson Way, Grenfell to an adjoining landowner for the sum of \$200.00.

Clr McClelland declared a pecuniary interest as a Real Estate Agent who conducted the sale and left the room.

241 RESOLVED: Clr Atchison and Clr Lobb that:-

- i) the Mayor and General Manager be authorised to affix Council's Seal and execute Memorandum of Transfers relating to the sale of land by Council for unpaid rates as detailed on the previous page.
- ii) delegated authority be granted to the General Manager or his delegate to sign a Contract for Sale of Land in relation to Council's sale for unpaid rates of Lot 19 Henry Lawson Way, Grenfell to an adjoining landowner for the sum of \$200.00.

Clr McClelland returned to the room.

6. Government Information (Public Access) Act 2009, A2.39

The Government Information (Public Access) Act 2009 (GIPA Act) came into force from 1 July 2010. This Act replaces the Freedom of Information Act 1989 and provides a range of new obligations on Council – and all NSW Government instrumentalities – regarding the provision of information to the public.

Council has been working through the requirements of the GIPA Act and a system to process requests under the new system. It is also working through a system to have all “open access” material available on the website.

Another obligation Council is required to meet is to “adopt” a Publication Guide. The Publication Guide replaces the previous “Statement of Affairs” that Council was required to publish in its Annual Report and in the Government Gazette. Council is now no longer obligated to publish its Publication Guide in these places but it must be published on Council’s website.

Section 20 of the GIPA Act states:

- (1) An agency (other than a Minister) must have a guide (its "publication guide") that:
 - (a) describes the structure and functions of the agency, and
 - (b) describes the ways in which the functions (including, in particular, the decision-making functions) of the agency affect members of the public, and
 - (c) specifies any arrangements that exist to enable members of the public to participate in the formulation of the agency’s policy and the exercise of the agency’s functions, and
 - (d) identifies the various kinds of government information held by the agency, and
 - (e) identifies the kinds of government information held by the agency that the agency makes (or will make) publicly available, and
 - (f) specifies the manner in which the agency makes (or will make) government information publicly available, and
 - (g) identifies the kinds of information that are (or will be) made publicly available free of charge and those kinds for which a charge is (or will be) imposed.
- (2) An agency must make government information publicly available as provided by its publication guide.

THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

Section 21 of the Act requires that the Publication Guide be adopted by Council within six months of the commencement of the Act (1 July 2010) and at periods of no less than 12 months (i.e. at least annually) after that.

A copy of the draft Publication Guide is available for inspection and will be tabled at the meeting.

RECOMMENDATION: that the Weddin Shire Publication Guide be adopted as per Section 21 of the Government Information (Public Access) Act 2009.

242 RESOLVED: Clr Crutcher and Clr Lobb that the Weddin Shire Publication Guide be adopted as per Section 21 of the Government Information (Public Access) Act 2009.

7. Request for Business Assistance, T4.5.9

A request has been received from the owner of Number Eight – Quality Accommodation 8 Forbes Street, Grenfell for financial assistance in the set up of her new business venture.

The application has been considered with regard to Councils business incentives policies which are summarised below:

- **Incentives for New Business (General)** – this policy applies to approved locally owned value adding industries such as manufacturing and fabricating business. It does not apply to government or semi-government enterprises, primary production, retailing or commercial businesses unless otherwise agreed by Council.
- **Incentives for Expansion of Existing Businesses** – this policy applies to approved locally owned value adding industries such as manufacturing and fabricating business. It does not apply to government or semi-government enterprises, primary production, retailing or commercial businesses unless otherwise agreed by Council. Businesses which have received start-up assistance will not qualify for further assistance except at Councils discretion.
- **Incentives for New Businesses (Shops)** – this policy applies to approved locally owned businesses such as retailing, commercial and professional businesses in Grenfell, Caragabal, Greenethorpe and Quandialla unless otherwise agreed by Council. It does not apply to government or semi-government enterprises.

While the establishment of the venture is certainly commendable and should be encouraged it is clear from the above that any assistance to the business would need to be at Councils discretion as it is outside Councils business assistance policies. In considering whether any assistance is provided Council needs to realise that the provision of assistance may set a precedent for other similar businesses in the Shire to follow.

For Council's Consideration

243 **RESOLVED:** Clr Crutcher and Clr N Hughes that the applicant be advised that while the venture is commendable the request is declined as it falls outside Council's policy for incentives and may set a precedent for other similar businesses in the shire to follow.

8. Grenfell Library

Activities by the Librarian over the last month included the following:-

- attended the NSW Libraries – Country Central West Zone spring meeting at Nyngan on 10th and 11th November. There was considerable discussion of funding matters and it was unanimously decided to cease attempts to amalgamate with NSW Libraries – Metropolitan and instead set up a new peak body, Public Libraries NSW, with all NSW Councils invited to join.
- attended a workshop on “Engaging with Young People” at Dubbo on Wednesday, 23rd November. The focus was on dealing with challenging behaviours.
- Planning is in hand for the 2010/11 Summer Reading Club which will follow a similar format to previous years. A Storyteller from Canberra has been booked for Thursday, 13th January, 2011 and local performer Paul Westman will make a return visit on a date to be confirmed.
- Informal discussion has taken place with the librarian at The Henry Lawson High School regarding possible events to mark the International Year of Reading in 2012.

For Information

Noted

9. Economic Development, C2.6.21

Council's Economic Development Officer has been involved in the following activities:

- Council's Economic Development Strategy review has been received and forwarded to Alvaro Marques from the DSRD for review prior to it being submitted to Council for adoption. Alvaro suggested various changes before the document is endorsed. Ian Mackey from Cre8 is currently making changes to focus on economic development in the Weddin Shire rather than on a regional focus and to also include Heritage as another aspect of Economic Development.
- facilitated the Open Day/Market Day on Saturday 30 October 2010 and currently pursuing people interested in relocating to the Weddin Shire.
- planning to attend the next EDO forum at Orange on 7 December, 2010.

For Information

Noted

THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

10. Tourism/Promotions, C2.6.2

Council's Tourism Officer has been involved in the following activities:-

- Sending all bird groups in Australia invitations and flyers to encourage them to visit the Weddin Shire.
- The Weddin Shire Tourism brochures are being distributed to surrounding areas on an ongoing basis.
- The funding application for the Gold Trail Project is to be resubmitted when the programme re-opens in early 2011. Gold trail brochure being developed.
- Ben Hall Trail brochures continues to be delivered to various outlets.
- Flagship Funding grant application approved. \$10,000 to be utilised for marketing and promotion of the 2011 Festival. Excellent result.
- John Larkin from Aurora Research in Dubbo will conduct a diagnostic review of Tourism in the Weddin Shire when the Economic Development Strategic Plan (which has Tourism implications) has been adopted by Council. This review will assist Council in its future Tourism strategic direction.
- Cobb & Co sign on the Cowra Road upgraded. To be erected.
- Australia Day Committee met on November 16. Arrangements well underway.
- Arrangements for Xmas lights, other competitions underway.
- CWA Craft Shop thankyou afternoon tea was held on November 25 at the Community Hub. Well received.
- the "Whats On" in Grenfell newsletter for December/January has been produced and sent.
- Application for "Enterprising Regions" grant funding in progress to obtain part funding for the O'Briens Hill project.
- a group of twenty seven (27) caravaners visited Grenfell on November 8. Frank Freudenstein recited poetry and George Walker provided a guided tour of the town
- the application to become an RV Friendly town has been submitted. Development Application to be submitted for Council approval.
- WIN News were in Grenfell on November 16 and 17 to film various stories which are currently being aired.

**For Information
Noted**

11. Grenfell Internet Centre, C2.6.28

Council's Internet Centre Officer has been involved in the following activities:-

- excellent sales during November.
- Continuing to develop other income streams such as designing and printing funeral service booklets and various cards. Examples to be featured in a window display.
- Tech Talk articles submitted in the Grenfell Record on a regular basis. An article on "Email Basics" to be submitted in due course. They are being well received by the public.
- Window displays addressed and constantly changing.
- A flyer mail out to households promoting the services available conducted. Further mail out to be considered in 2011.
- Developing websites for various customers.
- Visiting local businesses to discuss services available at the Internet Centre.

**For Information
Noted**

THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

12. 2009/2010 Financial Statements, A1.6

The 2009/2010 Financial Statements have been completed and audited with the reports sent to the Division of Local Government. A copy of the audit report is being forwarded separately for Councillors information with a copy of the Annual Statements being tabled at the meeting.

Section 418 of the Local Government Act (1993) requires that as soon as practical after Council receives a copy of the audit report it must fix a date for the meeting at which it proposes to present its audited financial reports together with the audit report to the public. Furthermore, Council must give notice of the date fixed. The Financial Statements have been advertised in the Grenfell Record with the date of the presentation to the public being 16 December 2010.

Mr John O'Malley of Morse Group will be in attendance at the meeting at 10.30 am to deliver a presentation in regard to the reports and answer any queries Councillors may have.

RECOMMENDATION: that Council formally adopt the Auditors Report and present the 2009/2010 Financial Statements to the public.

244 **RESOLVED:** Clr N Hughes and Clr Crutcher that this item be deferred until after the auditors presentation.

GLENN CARROLL
DIRECTOR CORPORATE SERVICES

245 **RESOLVED:** Clr Niven and Clr D Hughes that except where otherwise dealt with the Director Corporate Services' Ordinary Report be adopted.

9 December 2010

The General Manager
Weddin Shire Council
GRENFELL NSW 2810

Dear Sir

I wish to report as follows:

1. Works Report (5 December 2010)

1.1 Classified Roads Maintenance

Routine maintenance such as Slashing, Patching and Guide-posting has continued on a majority of classified roads during the month

SH6 - General Maintenance
- Remove fallen trees
- Erect "water over road" signs at Lignum Creek

SH17 - General Maintenance
- Poured culvert inserts & placed crowns
- Finished placing DGB

MR398 - General Maintenance
- Remove fallen trees
- Road closure

MR236 - General Maintenance
- Remove fallen trees
- Road closure
- Erect flood signs

MR237 - General Maintenance
- Remove fallen trees
- Road closure

MR239 - General Maintenance
- Remove fallen trees

1.2 Rural Local Roads Programme

Routine maintenance such as slashing, patching & guide posting has continued on a majority of classified roads during the month

- Re sheeted 1km Berendebba Lane

THE DIRECTOR ENGINEERING'S ORDINARY REPORT

1.3 Rural Maintenance

Routine maintenance such as slashing, patching & guide posting has continued on a majority of classified roads during the month

- General Maintenance
- Maintenance graded Stock route, Campbells Lane, Wilsons Lane, Chapples, Rumbles Lane, Freebairns Lane & Adams Lane
- Inspected flood damage on various roads
- Erected flood warning signs on various roads
- Repaired culvert Berendabba Road

1.4 Urban Maintenance/Construction

- General maintenance
- Lopped a pine tree at Cemetery
- Large pine tree fell on graves due to ground water, to be removed when ground is more stable
- Repaired Melyra Street drainage
- Erected Services signs
- Sprayed catheads Brundah Street/Memory Lane

**For Information
Noted**

2. Other Works

2.1 Parks & Ovals Report

Routine maintenance has been carried out during the month such as gardening, weeding, mowing and spraying

- General Maintenance
- Tree lifting GTA
- Removed dead gum tree in Star Street
- Repaired Plinth in Taylor Park

2.2 Cemeteries

The following graves have been prepared from: 07-11-10 to 05-12-10

-	Grenfell Lawn	-	2
-	Grenfell	-	2
-	Bimbi	-	Nil
-	Caragabal	-	Nil

A large tree has fallen over at the Cemetery. It will be removed once the area dries out.

2.3 Sewer Mains

Two (2) sewer chokes have been attended to during the month.

2.4 Private Works

- Sealed driveway for ratepayer
- Sprayed block for ratepayer

THE DIRECTOR ENGINEERING'S ORDINARY REPORT

- Started firebreaks for Rural Fire Service

2.5 Vandalism

- Removed toilet roll holder & clogged toilets with rolls in the Main Street toilets \$120.00
- Broken toilet seat RTA rest area \$70.00
- Kicked in toilet door at Blamey Park, Quandialla \$150.00

Total Cost: \$340.00

Progressive Cost Urban: \$1,485.00

Progressive Cost Rural: \$150.00

(from 1/7/2010 to date)

For Information

Noted

3. Future Works

3.1 Rural

- General Maintenance
- Urgent flood damage repairs
- Maintenance grading
- Commencement of flood damage repairs

3.2 Urban

- General Maintenance
- Commence flood damage repairs
- Construct St Joseph's School Crossing
- Erect fence at Vaughn Park

For Information

Noted

4. CENTROC Weight of Loads Group, C2.7.16

In the last month the CENTROC Weight of Loads Group detected Nil breaches.

For Information

Noted

5. Plant Report

Significant plant and vehicle maintenance, in accordance with the details as listed below, was carried out during the month:-

Plant No	Plant Item	Maintenance
	General Plant	General Maintenance
PI 4104	Bad Boy Mower	Deck & Pulley repairs
PI 3826	Old garbage truck	Fit second hand motor Full service, repairs to PTO, Air brakes, repair injector pump.
PI 4098	Patch truck	Voltage drop repairs, alternator repairs, replace kingpins
	Clean Fleet Course	Training
	Quandialla Pool	Fit pump

THE DIRECTOR ENGINEERING'S ORDINARY REPORT

Plant No	Plant Item	Maintenance
PI 4096	Multi tyred roller	Repairs to muffler, change air on the run system
	Brundah Bushfire Truck	Fit GPS fittings

A new Nissan X-Trail has been ordered for the Design Engineer. A loan vehicle has been provided by the Company at no cost until the new vehicle is delivered. A further report will be submitted to Council on the quotations.

For Information

Noted

6. Engineers Alliance – Weddin, Forbes, Parkes and Lachlan, C2.9.9

The draft Road Asset Management Plan has been prepared for checking.

For Information

Noted

7. RTA RMCC Contract, R2.54.4

Road maintenance works on SH6 and SH17 continue.

Council has now completed the placement of the overlay for the full length of the work and is in the process of compacting and trimming the job to finished levels. Subject to rain and compliant testing, the work is planned to be sealed before Christmas.

For Information

Noted

8. Noxious Weed Report – November, C2.6.16

The Noxious Weeds Officer has carried out the following works in the last month:-

- Sprayed St Johns Wort in the areas of Grenfell surrounds, Quandialla village, Glenelg, Pullabooka and Piney Range.
- Sprayed blackberries on Cowra Road
- Sprayed various roads for fire control
- Arranged for Post Office to send out Noxious Weed letter drop.
- Sprayed locusts as required throughout the Shire.

For Information

Noted

9. Quandialla Progress Association, C1.3.12

Correspondence No. 8 August Council Meeting refers.

Advice has been received regarding the amended wording and cost of the sign proposed to be erected in Blamey Park in honour of Dr William Blamey.

THE DIRECTOR ENGINEERING'S ORDINARY REPORT

The proposed sign is to be an etched anodised sign 420 mm x 594 mm on a pedestal and is sufficiently large enough to accommodate a photo of Dr Blamey and the wording. The family is in agreement with the proposal.

The estimated cost to supply the sign is \$1500.

The Quandialla Progress Association and the family propose to contribute \$500 each and requests that Council contribute the remaining \$500.

The Quandialla Progress Association will erect the sign.

RECOMMENDATION: that Council contribute \$500 towards the cost of the Dr William Blamey sign in Blamey Park and fund the cost from the Quandialla Village Maintenance Vote.

246 RESOLVED: Clr Crutcher and Clr Halls that Council contribute \$500 towards the cost of the Dr William Blamey sign in Blamey Park and fund the cost from the Quandialla Village Maintenance Vote.

10. Road Closure Application R2.1.4:

The owner of "Currawang Hills" (Gooloogong Road) has applied to close a Crown Road on the property.

The road has been inspected and has not been used or maintained as a road. This road would not be required by Weddin Shire Council. A copy of the plan will be available at the meeting.

RECOMMENDATION: That Council support the application from the owner of "Currawang Hills" (Gooloogong Road) for the closure of the Crown Road on the western side of Lot 86, DP 752945.

11. Road Closure Application R2.1.4:

The owners of "Glenroy" & "Parklea" (Bald Hills Road) have applied to close a number of Crown Roads on their properties.

The roads have been inspected and has not been used or maintained as a road. This road would not be required by Weddin Shire Council. A copy of the plan will be available at the meeting.

RECOMMENDATION: That Council support the application from the owners of "Glenroy" & "Parklea" (Bald Hills Road) for the closure of a number of Crown Roads on their properties.

12. Road Closure Application R2.1.4:

The owners Mr EJ Markham, Bald Hills Road, Warraderry and Mr PJ Markham and Mr TL Whitty, "Seedlands", Forbes Road, Warraderry have applied to close a Crown Road on their properties.

The road has been inspected and has not been used or maintained as a road. This road would not be required by Weddin Shire Council. A copy of the plan will be available at the meeting.

THE DIRECTOR ENGINEERING'S ORDINARY REPORT

RECOMMENDATION: That Council support the applications from Messrs EJ Markham, PJ Markham and TL Whitty for the closure of the Crown Road on the northern side of Lot 1, DP 576803 and Lot 2 DP 601500.

13. Road Closure Application R2.1.4:

The owners of "Bogolong" (80 Henry Lawson Way) have applied to close a Crown Road on their properties.

The road has been inspected and has not been used or maintained as a road. This road would not be required by Weddin Shire Council. A copy of the plan will be available at the meeting.

RECOMMENDATION: That Council support the application from the owners of "Bogolong" for the closure of the Crown Road on the northern side of Lot 121, DP 752929.

14. Road Closure Application R2.1.4:

The owners of "Valley View" (Gooloogong Rd) have applied to close a Crown Road on their property.

The road has been inspected and has not been used or maintained as a road. This road would not be required by Weddin Shire Council. A copy of the plan will be available at the meeting.

RECOMMENDATION: That Council support the application from the owners of "Valley View" (Gooloogong Road) for the closure of the Crown Road through the property.

247 **RESOLVED:** [Clr Crutcher and Clr Lobb that the recommendations in items 10-14 be adopted.](#)

15. Road Closure Application R2.1.4:

The owners of "Garthowen" (Pinnacle Rd) have applied to close a Crown Road and a Council Public Road on their property.

The roads have been inspected and have not been used or maintained as a road. Both Crown and Council roads would not be required by Weddin Shire Council. A copy of the plan will be available at the meeting.

RECOMMENDATION: That Council support the application from the owner of "Garthowen" (Pinnacle Road) for the closure of the Crown Road and Council Public Road on their property.

248 **RESOLVED:** [Clr McClelland and Clr Atchison that Council support the application from the owner of "Garthowen" \(Pinnacle Road\) for the closure of the Crown Road and Council Public Road on their property.](#)

16. Flood & Storm Event 28-29 November 2010, E1.9.3

The Shire received significant rain on Sunday 28 November 2010 and Monday 29 November 2010 which caused extensive flooding in Grenfell on Monday. This resulted in damage to public infrastructure and roads and damage to private property.

There was also significant damage to Shire roads, culverts and other facilities, and caused a number of road closures throughout the Shire.

THE DIRECTOR ENGINEERING'S ORDINARY REPORT

A preliminary estimate of damage to public infrastructure was prepared and submitted on Tuesday to Emergency Management NSW totalling over \$600,000 as a claim for Natural Disaster Funding. The Minister declared the Weddin Shire as a Natural Disaster Area in the weekend of 4 December 2010. Council will be required to contribute the first \$29,000 for the work.

As water is still covering a number of roads in the Shire, the final estimate may take some weeks to complete, particularly with saturation damage still to be determined.

It is likely that the 2010-2011 FAG programme may not be completed by 30 June 2011 due to the extra flood damage works.

**For Information
Noted**

17. Railway Station Precinct, P2.3.12

The Director Engineering and Terry Carroll from the Grenfell Lions Club Inc met at the Railway Station to discuss proposed improvements to the undeveloped area east of the existing railway line to West Street.

The Club has made a number of suggestions, which have been referred to the Heritage Advisor for comment.

A further report will be submitted following the receipt of comments.

**For Information
Noted**

**W TWOHILL
DIRECTOR ENGINEERING**

THE DIRECTOR ENGINEERING'S LATE REPORT

RECOMMENDATION:

It is recommended that the following report be received and dealt with because of the urgency of the matters therein.

- 249** **RESOLVED:** Clr McClelland and Clr Crutcher that the following report be received and dealt with because of the urgency of the matters therein.

18. Car Rally, T3.4.13

The Director Engineering received a telephone call on Wednesday 15 December 2010 from the convenor of the last car rally advising that the next rally will be held on 12 March 2011.

To date Council has received no request to hold a rally. The matter will be referred to the next meeting of the Weddin Local Traffic Committee when the advice is received. It is possible that the request may not be referred to Council in time for Council to consider prior to the event.

RECOMMENDATION: That delegation be given to the Executive and relevant Ward Councillors to consider and approve the event with conditions.

- 250** **RESOLVED:** Clr Crutcher and Clr Niven that delegation be given to the Executive and relevant Ward Councillors to consider and determine the event with conditions.

W TWOHILL

DIRECTOR ENGINEERING

- 251** **RESOLVED:** Clr Crutcher and Clr Niven that except where otherwise dealt with the Director Engineerings' Report be adopted.

The General Manager
Weddin Shire Council
GRENFELL NSW 2810

Dear Sir

I wish to report to Council as follows:-

A. Public Health and Environmental Matters

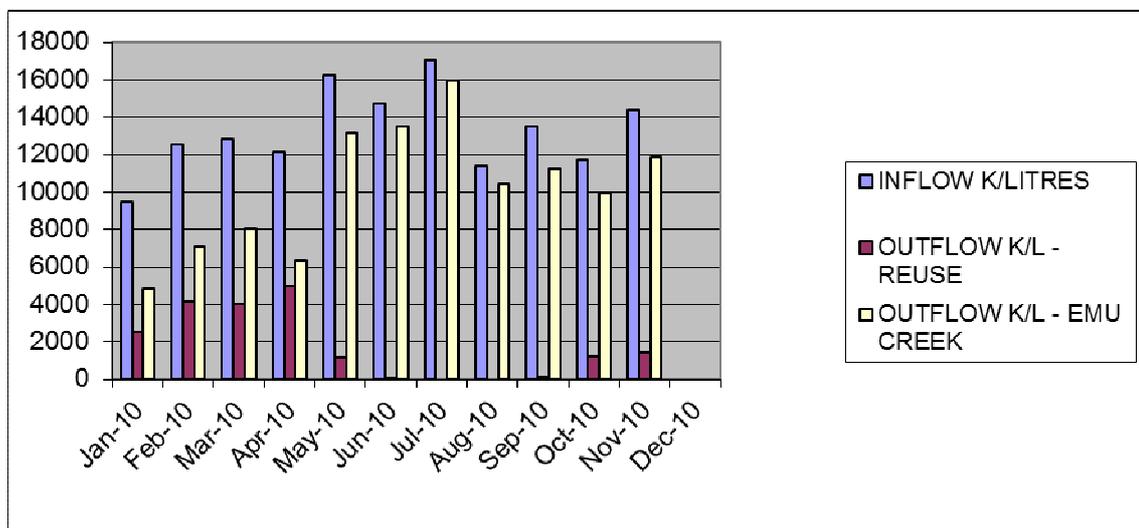
1. Sewerage Treatment Works, S1.1.1

Total inflow through the Works during November 2010 was 14380 kl with the daily average of 479.33 kl. With outflow for irrigation for reuse being 1454 kl and discharge to Emu Creek being 11870 kl.

The highest daily recording of 1057 kl occurred for the 24 hours ending 6.30 am on 29 November 2010 and the lowest of 392 kl for the 24 hours ending 6.30 am on 10 November 2010.

Due to the extreme rain events during the latter part of the month, the permitted inflow to the plant had been exceeded and one by-pass had to be reported to the EPA.

A total rainfall of 231mm was recorded for the month.



For Council's Information

Noted

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

2. Animal Control, A4.4.4

Animal control activities for November 2010 were:

a. **Companion Animals**

Animals Seized:	0	Animals Returned to Owners:	0
Animals Impounded:	2 (Dogs)	Animals Destroyed:	1 (Dog)
Animals Sold:	0	Animals Released:	2 (Dogs)
Animals Surrendered:	0		

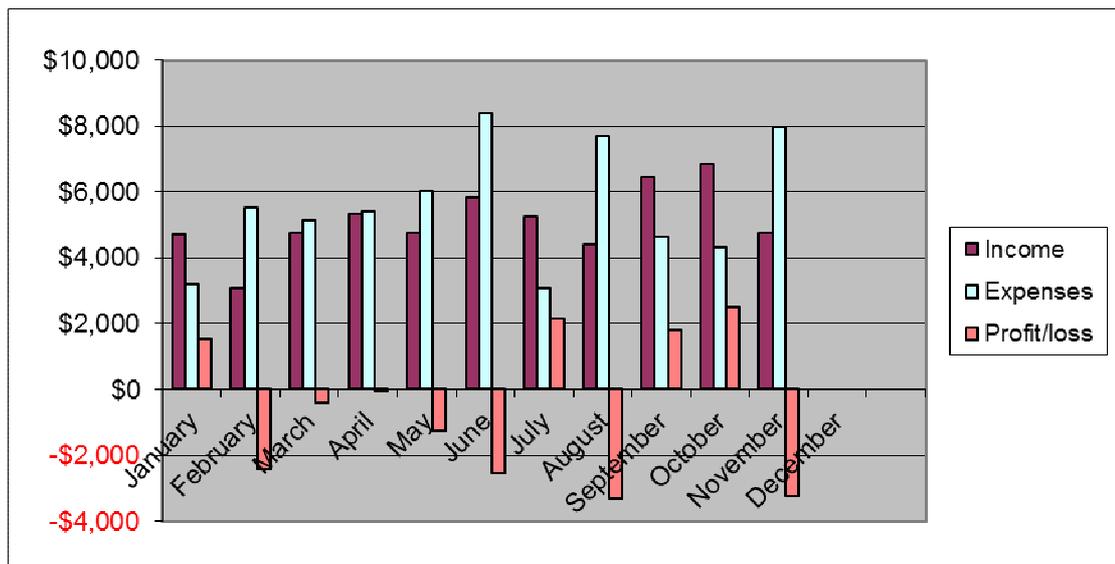
For Council's Information

Noted

3. Caravan Park Operations, P2.3.3

Income for the month of November 2010 was \$4,740.00 with expenditure of \$7,974.30 resulting in an operational loss of \$3,234.30 for the month.

There were 180 sites occupied for the month of November 2010.



For Council's Information

Noted

4. Quandialla Swimming Pool, P2.3.2

Total Attendance: 446
Daily Average: 56

Season Ticket Sales
Adult: 2
Family: 15

After many unexpected delays installing the new plant, the Pool opened for the season on 22nd November.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

The new system is now humming away beautifully, water quality up to standard and is proving to be much easier and safer to run.

The new automatic cleaner is a huge success and is been utilised daily.

Swimming Club held training sessions on Tuesdays, Wednesdays & Fridays and the Public Schools combined for intensive swimming lessons from 22nd to 26th November.

For Council's Information

Noted

5. Grenfell Swimming Pool, P2.3.1

Total Attendance: 2192

Daily Average: 73

Gate Entries

Adult 41

Child 154

Season Ticket Attendance

Adult 466

Child 812

School Usage 518

Other Usage 30 (Swimming Club)

Season Ticket Sales

Adult 18

Pensioner 2

Family 28

Child 8

Grenfell Swimming Club purchased another Toddlers Island for the pool; this will be a great asset.

During the evening of 28/11/10 there was a number of glass bottles smashed along concourse and in 50m pool.

St Josephs participated in their 10 day swim & survive programme which was very successful.

Grenfell Primary was to have commenced their Swim & Survive program, as was Gentle Exercises classes. Both have had to be postponed due to the very poor weather conditions.

For Council's Information

Noted

6. Workshop - Standard Local Environmental Plan (LEP), T2.1.6

As Council resolved at the November General Meeting a workshop was conducted at 7am Tuesday 30th November 2010, to review the new Standard LEP, prior to it being formally reported to Council. The workshop was attended by Councillors Simpson, N Hughes, McClelland, Lobb, D Hughes, Crutcher, Halls and staff included the General Manager, Director Corporate Services, Director Environmental Services and Environmental Services Assistant.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

The workshop looked at the layout and general differences between the existing Weddin LEP 2002 and the Draft Weddin LEP 2011, which is based on the required standard template, with associated matrix and maps.

The following items were explained and generally discussed:

- New land use zones have substantially changed from the current provision of 8 to the new zones which number 12
- Definitions in the new LEP are comprehensive and reflect most land uses
- Introduction of a Land Use Matrix and permitted uses within each zone
- Flood mapping, will be included with a notation in the draft documentation

There were some specific matters that need to be discussed and some agreement reached, these included the following:

- Minimum Urban lot sizes: after some debate it was agreed that 900m² should be included in the Draft LEP as the minimum lot size in the Urban area
- Lot sizes for the E3 (Environmental zone): this area had previously been zoned rural due to previous mining activities, but it is now to be protected by a new zone thus a new minimum lot size of 10Ha was agreed as appropriate
- Heritage listings were discussed in relation to how items were to be determined at the completion of the notification period. The general consensus was that the conservation areas be created even if there are some objections, items that accept or don't reply be included in the draft listing and those who provide objection with fair reason be removed. (These methods were used in the determining of the proposed heritage listings as reported)

Councillors raised some concerns about the ability to undertake some activities in the new RU1 – Primary Production zone (General Rural) these included having rural supplies and light industry changed on the Matrix. As a result of these concerns a further review by staff was conducted with a number changes requested to be considered by the Department of Planning (DoP), with a couple agreed with, but the majority disallowed as the DoP believes that they don't satisfy the Planning Principles.

DoP agreed with the following changes:

R5 – large lot residential

Permitted with consent (c) - for animal boarding or training establishments

Prohibited (x) - passenger transport facilities

RU5 - Villages

x - rural industries x - livestock processing

x - ag produce x - sawmill or log

x - stock & sale yards x - extractive industries

RU1 - Primary Production

c - highway service centres

IN1 – General Industrial

x - extractive industries

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

DoP disagreed with the following items becoming permitted with consent as they are not supportive of the objectives of the zone or planning principles in question:

RU1- Primary Production

- tourist and visitor accommodation
- backpackers accommodation
- hotel or motel accommodation
- caravan parks - encourages mobile home estates with permanent residents.
- rural supplies - should be encouraged to be in town only
- educational establishments
- schools
- places of public worship
- light industries - should be located within the industrial area provided
- service stations - the highway service centres will still be permitted with consent thou
- truck depots - no, not supportive of the zone objectives. RU1 can allow for home industries thou

To conclude the advice received from DoP, the following needs to be considered:

“If Council does see a genuine need on specific sites within the LGA the Department is happy to work with Council through the Planning Process at a later stage. Council will need a strategy for where and what possible impacts might occur”

Having regard for the matters agreed and response from DoP, the Draft Weddin LEP 2011 has been prepared for this meeting under a separate report.

The workshop was considered a success and ensured that healthy debate could be had on all the relevant matters.

For Council's Information

Noted

7. Heritage Listings, H2.4.1/H2.4.5

As Council is aware as a part of the new LEP process and subsequent to the previous public meetings, some 193 properties have now been formally approached to either be individually listed or included within a conservation area.

The letters gave property owners 28 days in which to accept or object to the proposed listings, with the closing date being the 30 November 2010, after which a draft list of items can be prepared to be included in the Draft LEP.

The table below indicates how the responses were received for items and also within the conservation areas.

Town	Total offers sent	Acceptances	Objections	No Reply
Grenfell				
Items	83	22	16	45
Conservation area	40	7	6	27
Greenethorpe				

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

Items	14	4	1	9
Conservation area	20	2	2	16
Quandialla				
Items	5	1	0	4
Conservation area	18	2	7	9
Caragabal				
Items	10	3	3	4
Bimbi				
Items	3	1	0	2

Common reasons given by property owners were:

- Reduced land value due to heritage listing and an increased difficulty in selling the property, especially in the villages
- Ability to obtain building insurance and the additional costs
- Some people obviously took offence at the suggestion and objected as they won't be told what to do on their properties
- Restrictions on colours, renovations and other improvements
- Concern as there are no guidelines currently in place, on what can and can't be done once listed (this will be included within the DCP, that must be done within 12 months of the LEP)
- There also appeared to be a fair bit of confusion between local and state heritage listings

Comments

The number of submissions received is about what was expected, with some being written by the same person and signed by another. It was disappointing that some of the villages were not more supportive of the listings and did not believe there was any community benefit from being involved.

On the other hand many of the parties that accepted were very happy that the Council is promoting the heritage and attempting to retain what is a great asset to the Shire.

There have been three late returns, which all accepted the proposal, with the above table being altered to reflect the acceptances.

This report and associated listings (attachment A.7) were tabled at the Heritage Committee meeting held on the 7th December 2010, at which time the committee resolved to endorse the proposed conservation areas and heritage listing actions as detailed within the recommendation below.

RECOMMENDATION: that Council resolve to adopt the proposed conservation areas and heritage listings as detailed below:

Grenfell – (see attached list of proposed items)

1. All properties within the proposed heritage conservation area, (that will extend from Camp Street to the laneway between Young & Middle Street and the western side of Weddin Street to the eastern of Wood Street), be included in the draft LEP2011, even if objections have been received.
2. All properties that have been identified as individual items that have accepted or did not reply be added to the draft LEP2011.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

3. Individual items that objected to the proposed listing be removed as proposed items at this time.

Greenethorpe – (see attached list of proposed items)

1. All properties within the proposed heritage conservation area, (that will include all properties within the Edward Square precinct), be included in the draft LEP2011, even if objections have been received.
2. All properties that have been identified as individual items that have accepted or did not reply be added to the draft LEP2011.
3. Individual items that objected to the proposed listing be removed as proposed items at this time.

Quandialla

1. The proposed creation of a conservation area or listing of any properties within the Township of Quandialla be removed, as a result of the lack of community support to have any of the important properties listed.

Caragabal (see attached list of proposed items)

1. All properties that have been identified as individual items that have accepted or did not reply be added to the draft LEP2011.
2. Individual items that objected to the proposed listing be removed as proposed items at this time.

Bimbi (see attached list of proposed items)

1. All properties that have been identified as individual items that have accepted or did not reply be added to the draft LEP2011.

General

1. All property owners be advised of what action is proposed on their property, prior to the Draft LEP 2011 being advertised,
2. The NSW Heritage Office be advised of the proposed inclusions of the conservation areas and items to be listed.

Note: *Division required under Local Government and Planning Legislation Amendment (Political Donations) Act 2008.*

252 RESOLVED: Clr Crutcher and Clr Atchison that Council resolve to adopt the proposed conservation areas and heritage listings as detailed below:

Grenfell – (see attached list of proposed items)

1. All properties within the proposed heritage conservation area, (that will extend from Camp Street to the laneway between Young & Middle Street and the western side of Weddin Street to the eastern of Wood Street), be included in the draft LEP2011, even if objections have been received.
2. All properties that have been identified as individual items that have accepted or did not reply be added to the draft LEP2011.
3. Individual items that objected to the proposed listing be removed as proposed items at this time.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

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1. The proposed creation of a conservation area or listing of any properties within the Township of Quandialla be removed, as a result of the lack of community support to have any of the important properties listed.

Caragabal (see attached list of proposed items)

1. All properties that have been identified as individual items that have accepted or did not reply be added to the draft LEP2011.
2. Individual items that objected to the proposed listing be removed as proposed items at this time.

Bimbi (see attached list of proposed items)

1. All properties that have been identified as individual items that have accepted or did not reply be added to the draft LEP2011.

General

1. All property owners be advised of what action is proposed on their property, prior to the Draft LEP 2011 being advertised,
2. The NSW Heritage Office be advised of the proposed inclusions of the conservation areas and items to be listed.

Division under Local Government and Planning Legislation Amendment (Political Donations) Act 2008.

For: M Simpson, Clrs N Hughes, G Halls, D Hughes, W Atchison, G McClelland, C Lobb and M Crutcher.

Against: J Niven

8. Round 7 – Planning Reform Fund, T2.1.6

As reported at the October General meeting a grant funding application in the Round 7 - Planning Reform Fund was submitted for \$128,000, to allow a Rural Land Use strategy/study to be undertaken.

I have been subsequently contacted by the Department of Planning in Sydney, who have advised that due to a number of factors they will find it difficult to grant the entire amount as requested. Indications were given that \$75,000 - \$80,000 may have a far greater chance to be funded and have asked if we would review the application, to see if any changes could be made.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

As detailed in the fax sent to Councillors, it was my belief that there were three options available (as detailed below) and I believe that this may be our last chance of getting this funding so I think option 2 or 3 may be the best option at this time.

1. Stand our ground and request the entire \$128,000 as per the original grant.
2. Accept the offer to reduce our request \$75-80k and make a budget allocation in the estimates for any shortfall that we may have.
3. Accept the offer to reduce our request \$75-80k and reduce the scope of the studies to only include the critical things that fall within the current allocated budget.

If successful this money will allow Council to engage an appropriate consultant to undertake a study of the rural lands to determine how they can be best planned for in the future.

Following the responses received from Councillors, it was decided that options 2 or 3 would be suitable given the circumstance and I therefore advised the Department of Planning that we would vary the current funding request to \$75,000 - \$80,000.

RECOMMENDATION: that Council confirm the action as taken.

253 **RESOLVED:** Clr Crutcher and Clr Atchison that Council confirm the action as taken.

Division under Local Government and Planning Legislation Amendment (Political Donations) Act 2008.

For: Clrs M Simpson, N Hughes, G Halls, D Hughes, W Atchison, G McClelland, C Lobb, M Crutcher and J Niven.

Against: Nil

9. Draft Weddin Local Environmental Plan 2011, T2.1.6

Background

In 2006, the NSW Government gazetted the Standard Instrument (Local Environmental Plans) Order 2006 which required that every LEP in NSW was to have a standard structure, form and content. Each LGA must now prepare a new Comprehensive LEP in accordance with the Standard Instrument.

At the General Council Meeting on the 16th September 2010, Council resolved to proceed with the preparation of an LEP in the Standard Instrument format, by undertaking a simple conversion of the existing Local Environmental Plan 2002, with no substantial changes or alteration and with an acceptance of assistance from the Department of Planning to prepare the draft LEP and associated mapping.

The draft WLEP 2011 has been prepared without a Regional Land Use Strategy being prepared at this time, it is proposed that a Rural Land Use Strategy be undertaken at a later stage. After this a further planning proposal could be considered.

Following a review and analysis of the current 2002 Weddin Local Environmental Plan, together with "guidance" provided (and/or mandated) by the Standard LEP template, the Weddin Local Environmental Plan 2011 has now been drafted for the Council.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

A councillor workshop was subsequently held on Tuesday 30th November 2010 to further outline the proposed draft Plan.

A copy of the draft WLEP 2011 (instrument and maps) is provided on a CD for the information and perusal of Councillors and a facts sheet has also been included that identifies the changes within the new instrument.

State Agency Consultation

On 1 November 2010 Council sent a letter to all relevant State agencies asking for comments on the draft LEP, land use matrix and associated maps. In addition, a Planning Focus Meeting was held in Dubbo for State agencies on 18 November 2010. Six written submissions were received from the following agencies, whose comments have been considered in the draft WLEP:

- Industry & Investment
- Environment, Climate Change & Water
- Transport
- Office of Water
- Roads & Traffic Authority
- NSW Rural Fire Service

Where to from here?

The next step in the process requires a resolution from Council to refer the Planning Proposal, including the draft WLEP 2011 and associated maps, to the Department of Planning in order to obtain a gateway determination which will authorise public exhibition of the draft Plan.

Once the Department of Planning has formally issued a gateway determination in relation to the draft Plan, the WLEP 2011 will be publicly exhibited. It is envisaged that extensive community consultation will be undertaken during this period. Accordingly, it is recommended that a specific community consultation strategy be prepared and endorsed by Council before this part of the process commences.

Community consultation will need to be conducted in accordance with the publication "A guide to preparing local environmental plans" released by the Department of Planning. Based on instructions in this guide the planning proposal is not considered a low impact planning proposal as it relates to the production of a principal LEP.

The community will be notified of the consultation period through the local newspapers and through notification on Weddin Shire Council's website. Given that the planning proposal relates to the entire Weddin LGA it is considered impractical to notify landholders in writing.

The notice will include a description of the planning proposal, LEP maps, notification of where the proposal can be inspected, the name and address for receipt of submissions and a closing date for submissions. All relevant materials will be made available during the exhibition period as outlined in the guide.

At the conclusion of the community consultation period the draft Plan and any comments received will be reported back to Council for further consideration. Should Council determine to proceed with or without changes to the Plan, the draft Plan will be forwarded again to the Department of

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

Planning at which time it will be reviewed and, if accepted, can be approved by the NSW Minister of Planning.

The process described here is still a lengthy one that will involve further considerable discussions, amendments and review.

Whilst every attempt has been made to ensure that the draft Weddin Local Environmental Plan 2011 and associated maps are accurate at the time of writing this report, a number of errors and anomalies may be present which will require minor amendment to the draft Plan. Council should note there may be a need for future minor modifications.

RECOMMENDATION: that Council resolve to:

1. Adopt the draft Weddin Local Environmental Plan 2011, including associated Maps and Land Use Matrix for the purpose of submitting a Planning Proposal to the Department of Planning requesting a gateway determination to enable public exhibition of the draft Plan;
2. Upon receipt of the gateway determination, undertake any further consultation and commence public exhibition of the draft Weddin Local Environmental Plan 2011 and LEP Maps.

Note: **Division required *Local Government and Planning Legislation Amendment (Political Donations) Act 2008.***

254 RESOLVED: Clr Lobb and Clr Atchison that Council:

1. Adopt the draft Weddin Local Environmental Plan 2011, including associated Maps and Land Use Matrix for the purpose of submitting a Planning Proposal to the Department of Planning requesting a gateway determination to enable public exhibition of the draft Plan;
2. Upon receipt of the gateway determination, undertake any further consultation and commence public exhibition of the draft Weddin Local Environmental Plan 2011 and LEP Maps.

Division under Local Government and Planning Legislation Amendment (Political Donations) Act 2008.

For: **Clrs M Simpson, N Hughes, G Halls, D Hughes, W Atchison, G McClelland, C Lobb, M Crutcher and J Niven.**

Against: **Nil**

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

B. Development Applications – Building Matters:

1. The undermentioned applications were received and determined subject to specified conditions, by the General Manager under delegated authority issued on 22 January 2009 (Res. No. 367):

DA NO.	Applicant	Construction	Value (\$)	Address
31/2010	K Perrott	Acupuncture	\$Nil	Lot: 2 Sec: A DP: 6820 39 South Street GRENFELL NSW 2810
32/2010	P Perryman	Dwelling (Second)	\$218,400	Lot: 2 DP: 225544 Mid Western Highway CARAGABAL NSW 2810

For Council's Information

Noted

2. The undermentioned applications were received and determined as Complying Development subject to standard conditions.

CDC NO.	Applicant	Construction	Value (\$)	Address
CD 14/2010	A Yule	Pergola	\$3,400	Lot: 1 DP: 520994 22 Warraderry Street GRENFELL NSW 2810
CD 15/2010	JR Ryan	Garage	\$9,500	Lot: 23 Sec: 1 DP: 758473 3 Wood Street GRENFELL NSW 2810
CD 16/2010	C Baker	Inground Pool	\$18,000	Lot: 121 DP: 869557 "Silverview" Young Road GRENFELL NSW 2810

For Council's Information

Noted

S WILSON DIRECTOR ENVIRONMENTAL SERVICES

- 255 **RESOLVED:** Clr Crutcher and Clr Atchison that except where otherwise dealt with the Director Environmental Services' Report be adopted.
- 256 **RESOLVED:** Clr Crutcher and Clr Lobb that Council adjourn for Morning Tea at 10.01 am.
- 257 **RESOLVED:** Clr Atchison and Clr Lobb that Council resume at 10.24 am.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

258 **RESOLVED:** Clr D Hughes and Clr N Hughes that the Auditors Report be presented.

Mr John O'Malley from Morse Group delivered a presentation in regard to the 2009/2010 financial statements.

The Mayor thanked Mr O'Malley for his informative presentation and the General Manager thanked the staff for their efforts in completing the statements.

Clr Halls left the meeting at this point 11.08am and did not return.

DIRECTOR CORPORATE SERVICES' REPORT ITEM 12: was here considered.

RECOMMENDATION: that Council formally adopt the Auditors Report and present the 2009/2010 Financial Statements to the public.

259 **RESOLVED:** Clr McClelland and Clr Lobb that Council formally adopt the Auditors Report and present the 2009/2010 Financial Statements to the public.

CORRESPONDENCE ITEM 3: was here considered.

260 **RESOLVED:** Clr Crutcher and Clr McClelland that Council donate \$500 towards the purchase of the Christmas Banners.

MINUTES OF THE WEDDIN SHIRE TOURISM COMMITTEE MEETING HELD ON TUESDAY 7 DECEMBER 2010 at 8am AT THE COUNCIL CHAMBERS.

Present: Clr Simpson, Clr N Hughes, Clr Lobb, Clr Niven, D. Allen, J. Hetherington, P. Diprose, G. Carroll.

1. Apologies: L. Eastaway, A. Carr

Resolved: Clr Simpson/ Clr N Hughes that the apologies be accepted.

2. Adoption of Minutes:

Resolved: Clr Lobb/ Clr Niven that the minutes of the 12 October 2010 meeting be adopted.

3. Business Arising:

- The new Cobb & Co sign has been delivered and is awaiting erection.
- Rod Kershaw from Iandra Castle has requested that he be able to address the next Tourism Committee Meeting.

Resolved: N. Hughes/ D. Allen that Rod Kershaw be invited to address the next Tourism Committee Meeting.

- The Art Gallery and Curtain are being promoted in the Grenfell Brochure, weekly radio, Bi-monthly newsletter and on the Weddin and Grenfell Websites.
- Awaiting response from Engineering Department in regard to upgrading of Tourism signs and Caravan and Motor Home parking areas. Auburn to pursue.

4. Correspondence:

In Nil
Out Nil

Noted

5. Projects:

- **Grenfell brochure** – being distributed to surrounding areas. Excellent feedback.
- **Weddin Mountains Tours** – the National Parks new ranger will act as a tour guide on 12 March 2011. Auburn pursuing.
- **O'Brien's Hill Status** – master plan displayed. Grant Funding application being submitted under the "Enterprising Regions Program" but not for the Toilet Block. Project works now able to commence.
- **Bird Routes** - bird watching groups are being invited to the Weddin Shire. Review of bird routes to be held in due course.
- **Railway Station Development** – works completed. Car Park lines to be marked. Excellent result.

- **Gold Trail Project** – regional grant funding application for \$500,000 unsuccessful. Application to be resubmitted. In the meantime a gold trail brochure is being developed promoting the trail. Weddin Shire sites to include O’Brien’s Hill, Company Dam, Dan Charters grave and “Above the Shaft” exhibition at the Museum. The Gold Trail has been expanded to include Sydney and Canberra which may assist in the funding application. Auburn to attend next Gold Trail Meeting.
- **Ben Hall Trail Project** – brochure developed depicting the Grenfell Historical Museum, Ben Halls Cave and Mt Wheoga. Very good outcome. Trail to now be further promoted.
- At this point the Mayor advised Edgar Penzig who was a great historian passed away.
- **Visitor Information Centre (VIC) accreditation** – Mr John Larkin has proposed to undertake a diagnostic review of Tourism in the Weddin Shire when the Economic Development Strategic Review has been adopted by Council. Grant funding may be available for the review. The review will assist Council in its future Tourism strategic direction. Auburn to pursue timeframe for review.

Resolved: Clr Simpson/ Clr N. Hughes that the timeframe for the review be further pursued.

- **RV Friendly Town accreditation** – application to become an RV Friendly town submitted. DA to be submitted for Council approval.

Resolved: J. Hetherington/ Clr Simpson that the land west of the Railway Station be the preferred site for the designated area and that it be further investigated.

- **Website** – attractions and events to be promoted utilising the www.grenfell.org.au site.

6. **Prioritising Events:**

Resolved: Clr Simpson/ Clr Lobb that Council give consideration to allocating \$10,000 funding towards the Henry Lawson Statue as part of the 2011/2012 estimates process. Further, that if funding is approved the Henry Lawson Festival be then requested to contribute the same amount on a yearly basis until the funding is adequate and if possible other community groups be requested to contribute towards the project.

7. **Upcoming Events:**

- Grenfell Christmas Carols – 12/12/10
- Combined Services Club Christmas Fete – 17/12/10
- Christmas Lights judging – 18/12/10
- Australia Day – 26/1/11

8. **Reports:**

Nil

9. **Business with Notice:**

- Tourism Committee Updates **Noted**
- Tourism “Mapping” Exercise

Resolved: Clr Niven/ D. Allen that the Weddin Shire Tourism “Mapping” exercise be endorsed and that the participants of the workshop be P. Diprose, L. Eastaway, A. Carr, Clr Lobb and two high school students to be nominated.

10. Questions with Notice:

Nil

11. Next Meeting: 8 February 2011

Meeting Closed: 9.01 am.

261 RESOLVED: Clr Atchison and Clr Lobb that that the minutes of the Tourism Committee Meeting be adopted including the recommendations therein with the addition of “and individuals” to the resolution in item 6.

**MINUTES OF HERITAGE COMMITTEE MEETING HELD ON
TUESDAY 7 December 2010 at 9.15 AM at the COUNCIL CHAMBERS (C2.6.22).**

1. **PRESENT:** Clrs Clr M Simpson, N Hughes, C Lobb, J Niven
Mr S Wilson (DES)(Chair), Mr A Hodgson
Mr J Hetherington and Mr I Pitt
Observers: Mr TV Lobb, Mrs I Holmes & Mr P Diprose

Resolved: Clr Simpson and Clr Hughes that Mr Diprose be allowed to observe meeting.

2. **APOLOGIES:** Mrs S Jackson-Stepowski (HA) & Mrs P Livingstone

Resolved: Clr Lobb and Mr Hetherington that the apologies be accepted.

3. **CONFIRMATION OF MINUTES:** Tuesday, 12 October 2010.

Resolved: Clr Lobb and Mr Hetherington that the minutes of 12 October 2010 be adopted.

4. **MATTERS ARISING:**

- 4.1 Grenfell Heritage Study/Expansion of the Grenfell Heritage Conservation Area
Mr Wilson (DES) advised that owners of properties either within the proposed precincts or with high to very high significance were notified in writing with the option to accept or reject the listing of their property by 30 November 2010.

- 4.2 Brick Maintenance & Re-Pointing Course
Mr Wilson (DES) advised no approval to date.

- 4.3 Village Studies
Mr Wilson (DES) advised that owners of properties either within the proposed precincts or with high to very high significance were notified in writing with the option to accept or reject the listing of their property by 30 November 2010.

- 4.4 Grant Applications – Distribution
Some discussion ensued on the remaining grant funding.

Resolved: Clr Hughes and Clr Lobb that Grenfell Town and District Band be offered the remaining grant funding.

- 4.5 Grant Application – SJ Russell
Mr Wilson (DES) advised that Mr Russell has not obtained quotes or contacted Council.

- 4.6 Appreciation Letters – Garden Weekend
Mr Wilson advised that all appreciation letters have been forwarded.

5. CORRESPONDENCE:

- 5.1 HA Memo – 11-13 October 2010 **Noted**
- 5.2 HA Referral Memo – 68 George Street**Noted**
- 5.3 HA Referral Memo – 50 Main Street**Noted**
- 5.4 HA Referral Memo – 3 Middle Street **Noted**
- 5.5 HA Referral Memo – 150-152 Burrangong Street (Draft)**Noted**
- 5.6 NSW Heritage Grants – 3yr Funding 2011-2014**Noted**

Mr Wilson advised that a report was presented to Council's November meeting.

- 5.7 Lions Club – Railway Proposal**Noted**

6. BUSINESS WITH NOTICE

- 6.1 Proposed Heritage Listings/Conservation Areas

Mr Wilson advised that property owners were forwarded letters with an option to either accept or reject the heritage listing. Mr Wilson tabled his draft report of Council in which the proposed heritage conservation areas/items were listed and recommendation given. Discussion ensued in relation to township and villages with considerable debate in relation to the recommendation not to list items within the Quandialla village.

Resolved: Clr Simpson and Clr Lobb that the Heritage Committee endorses the proposed conservation areas and heritage listing actions as per Director Environmental Services' report.

7. HERITAGE ADVISORS REPORT

Nil – Heritage Advisors visit was cancelled due to flooding in the region.

8. QUESTIONS:

Mr J Hetherington -withdrew question

- 9. NEXT MEETING:** 8 February 2010 at 5.00pm

- 10. CLOSURE:** There being no further business the meeting closed at 10.07am.

262 RESOLVED: Clr Lobb and Clr Niven that that the minutes of the Heritage Committee Meeting be adopted including the recommendations therein.

MINUTES OF THE ART GALLERY COMMITTEE MEETING HELD AT THE GALLERY ON WEDNESDAY 8 DECEMBER 2010 AT 1.50 PM.

1. **PRESENT:** Chris Lobb (Chair), Judy Mitton, Trevor Lobb (General Manager).
2. **APOLOGIES:** Nil
3. **MINUTES:** of meeting 2 August 2010.

RESOLVED: Trevor Lobb/Judy Mitton that the minutes be adopted.

4. **BUSINESS ARISING:**

- a) Joan Bolton has resigned.
- b) Free Admission sign purchased.
- c) Donation sign not supplied.
- d) Glass display cabinet purchased.

5. **REPORT ON EXHIBITIONS**

- a) "Diversity"
 - Sales - NIL
 - total visitors 327
- b) "Moods"
 - Sales - \$1425, commission \$285
 - total visitors 365
- c) "Colour of Our Country"
 - Sales - \$1810, commission 4362
 - total visitors 440
- d) "Shades of Dreams" (current)
 - extends until 22/1/11.
- e) "Bald Archies"
 - fee increased to \$2000 + \$800 transport not including GST.
 - Country Energy to sponsor
 - scheduled for August 2011
- f) "ANZAC"
 - next exhibition scheduled for 2012

6. **GENERAL BUSINESS**

- a) Programme
 - compiled for period March to October 2011
 - printing in progress

- b) Volunteers
 - roster prepared until April 2011
 - morning tea to be held early next year

- c) Fundraiser
 - painting for raffle donated by John Sharman

- d) Budget 2010/2011
 - well in hand

7. **Next Meeting:** To be advised.

8. **Closure:** There being no further business the meeting closed at 2.25 pm.

263 **RESOLVED:** Clr Lobb and Clr N Hughes that the Minutes of the Committee Meeting be noted.

**Minutes of the monthly meeting of The Grenfell Henry Lawson Festival of Arts held on
Tuesday 16th November 2010 at the Grenfell Community Hub at 8 pm**

Welcome: President Gai Lander welcomed everyone to the meeting.

Present: G Lander, J Hetherington, A Car, C Brown, M Griffiths, M Moffitt, D Fennell

Apologies: T Matthews, J Mitton

Minutes of the previous meeting: were confirmed with the following amendment. That Geoffrey Brown be changed to Gregory Bryan. Moved D Fennell, C Brown. Carried.

Business Arising:

No work as yet on negative publicity policy

Sponsorship policy/branding/logo – see General Business

Treasurer's Report:

See attached. Moved D Fennell/C Brown

Correspondence In:

Mrs Kathleen Smith – letter re: visit to Grenfell by Dick Smith – letter read to meeting and decision made to discuss at a later date whether to invite him to be a guest at a future festival.

Regional Achievement & Community Awards – Certificates of Achievement

Artspeak – Arts OutWest – Issue 99 – November 2010

The Lawsonian – Number 563 – November 2010

Email from Grenfell Showground Trust - costs to be charged in 2011 for power, water, gas used by Gulgong riders - referred to general business

Motion: That correspondence in be received. Moved D Fennell/M Moffitt

Coordinator's Reports:

Carly has been in contact with Miles Merrill re: coming to Festival in 2011.

Carly advised that the state poetry slam finals are to be held at the Sydney Theatre Company on 5th December if anyone interested in attending

Gai welcomed Madeleine Griffiths as our new Publicity Officer.

Other vacancies still existing are street stalls, street activities and youth activities as well as others.

Street stalls – we need more of an 'invitation' approach rather than a 'come one, come all' approach. We need to be more selective. Gai will speak with Barbara at Boorowa re: tips on how they select stallholders for the Boorowa festival.

Concert – no coordinator and suggestions being offered re: alternative options for Friday/Saturday night.

General Business:

Flagship funding – we've been offered \$10,000 funding – must be spent on marketing and within 1 year and in keeping with the marketing plan submitted with the application. Thanks to Gai and Auburn for the work they put into securing this grant.

Michael Azarian from Advision and senior lecturer in Graphic Art at CSU had a meeting with Gai, Carly, Auburn and Madeleine today re: logo/branding. He is to get back to Gai with a schedule of costs in next couple of weeks. He and his assistant had done their homework about Henry Lawson & were very excited to be involved with the Festival.

Sponsorship policy - Gai presented the draft policy. Jenny H and Gai have researched and devised this policy in conjunction with Phil Diprose.

Motion: that the draft policy be approved in principle and adopted at next meeting after it has been circulated to committee for feedback. Moved M Moffitt, C Brown. Carried

Gregory Bryant – Gai has received email from him asking for information about covering his costs of attending the Festival in particular travel costs from SA. What costs are we prepared to cover? What do we want from him in return? For example, a workshop/talk with primary school children? Meeting felt that we should cover his costs while here – bed and meals – but he needs to get himself here at his own cost.

Fun run – Mary reported on behalf of Peter Moffitt that course around Company's Dam was quite hazardous this year – is there a possibility of running it through the streets as in previous years? Gai to run past Ray Cawthorne as the festival risk management representative. Could we also consider a venue like the Country Club for a running course?

Email from Grenfell Showground Trust - costs to be charged in 2011 for power, water, gas used by Gulgong riders - email states that the Grenfell Showground Trust will bill the festival committee for the use of the grounds as a bulk item and 'a very rough estimate would see the charges be about \$500 to \$1000'.

The meeting felt that any such charges should be paid by the Gulgong Ride participants and not by the festival committee. Denise to seek further clarification from the Grenfell Showground Trust as to why this charge is being levied against the festival committee rather than the Gulgong Ride committee.

Meeting closed: 9.15 pm

264 **RESOLVED:** Clr Crutcher and Clr McClelland that the Minutes of the Grenfell Henry Lawson Festival Committee Meeting be noted.

**MINUTES OF THE MANEX MEETING HELD ON TUESDAY 14 DECEMBER 2010 AT 8.00 AM
(C2.6.10)**

Present: T Lobb, G Carroll, W Twohill, S Wilson.

Apology: Nil

Minutes:

Resolved: G Carroll and S Wilson that the minutes of 15 November 2010 be adopted as circulated.

General Business:

1A Administration

- (i) Integrated Planning – preliminary schedule of implementation and action list developed by General Manager. Action on Workforce Plan and LEP commenced. Further training courses to be attended. Assistance may be available through Mid-Lachlan Alliance. General Manager and Directors pursuing.
- (ii) Annual Report – completed and forwarded to Department of Local Government.
- (iii) Financial Statements – completed. Councils auditor Mr John O'Malley will be in attendance at the Council meeting to deliver a presentation in regard to the financial reports.
- (iv) GIPA Act – Councillor records are now considered to be official Council recordings and able to be viewed upon demand. Records disposal policy to be developed. Director Corporate Services to pursue.
- (v) Corruption Risks in Lobbying – ICAC recommendations in their report to be considered.

1B Human Resources

- (i) Vacancies
 - Engineering – Adrian Milne commenced on Tuesday 7 December as Engineering Assistant/Design Engineer.
 - Environmental - Sewer Attendants' position to be advertised in due course.
- (ii) Parental leave – pre-registration with FAO required by employers who may have employees who will utilise the leave. Director Corporate Services to pursue.
- (iii) Annual Performance Assessments
 - Administration – completed.
 - Engineering – in progress.
 - Environmental – in progress.

2. Public Order and Safety

Nil

3. Health

- (i) Medical Centre – outcome of grant funding application awaited.
- (ii) Options for Doctors – reported in General Manager's report.

4. Community Services and Education

Nil

5. Housing and Community Amenities

- (i) LEP, Mapping – reported in Director Environmental Services' Report.
- (ii) Quandialla & Caragabal Recycling – responses being received. Caragabal currently having difficulty establishing a site.
- (iii) Locusts – sightings reported. Spraying being undertaken. Director Engineering pursuing.
- (iv) Village Garbage Tips – Christmas overtime to be monitored. Director Engineering to pursue.

6. Sewerage

- (i) Strategic Plan Review - process to be undertaken in July 2011 following IWCM strategy study. Director Environmental Services and Director Engineering pursuing.
- (ii) Sewer Mains upgrade – quotations to be called in near future.

- (iii) Sewer Manholes – Director Engineering advised a survey of the manholes is to be undertaken by a volunteer.

7. Recreation and Culture

- (i) Art Gallery – new exhibition in progress. Country Energy to sponsor “Bald Archy” awards in 2011.
- (ii) Cinema – films to resume in the new year.
- (iii) O’Briens Hill – engineering certification received. Final tender documents being prepared. Quotes to be obtained in the new year. Director Environmental Services pursuing.
- (v) Heritage Incentives – reported in General Manager’s report.

8. Mining Manufacture and Construction

- (i) Gravel pits - new draft agreement being prepared.

9. Transport and Communication

- (i) RTA Contract – reported in Director Engineering’s report.
- (ii) Flood Damage – preliminary claim for roads submitted. Further assessment currently in progress to enable final claim to be submitted. A representative from the Public Works Department to attend Harden on 16/12/10 to discuss possible funding for parks, cemeteries, sewer treatment works and swimming pools.
- (iii) Other Programs **Noted**
- (iv) Rail Branch Lines - five Councils met on 19/11/10 and 13/12/10. Working Group to meet with consultant on 16/12/10. It is anticipated the final report will be received April 2011.

10. Economic Affairs

Nil

11. General Purpose Revenues

Nil

12. Alliances

- (i) Hawkesbury City Council - no recent activities.
- (ii) Mid Lachlan Alliance – the board and administration group conducted meetings on 13 December 2010 via telephone conferences.
- (iii) CENTROC – AGM held on Thursday 25 November 2010. Further reported in General Manager’s Report.

13. Other Matters

- (i) January Council Meeting

Resolved: S Wilson and W Twohill that Council consider cancelling the January 2011 Council meeting.

- (ii) Noxious Weeds – Director Engineering to monitor.
- (iv) RV Friendly Town – application to become an RV Friendly Town submitted. Development Application to be submitted to Council for determination.

14. Job List:

Noted

Next Meeting: 17 January 2011 at 2.30 pm tentatively.

Closure: There being no further business the meeting closed at 9.59 am.

Item 13(i) January Council Meeting

265 RESOLVED: Clr Crutcher and Clr Atchison that the January 2011 Council Meeting be cancelled.

266 RESOLVED: Clr Atchison and Clr D Hughes that the Minutes of the Manex Committee Meeting be noted.

MINUTES OF THE TOWN WORKS COMMITTEE MEETING HELD ON MONDAY, 13 DECEMBER 2010 AT 5.00 PM (C2.6.8).

1. **PRESENT:** Clrs M Simpson (Chair), G McClelland, B Hinde, C Lobb, M Crutcher and W Atchison,
Messrs T Lobb, G Carroll, W Twohill.

2. **APOLOGY:** Nil.

3. **CONFIRMATION OF MINUTES:**

Resolved: Clr Atchison and Clr Lobb that the minutes of 15 November 2010 be adopted.

4. **MATTERS ARISING:**

Nil

5. **CORRESPONDENCE:**

The General Manager tabled the following two letters.

P Moffitt – requesting that bollards be installed at the front of his business to protect the Verandah posts.

Noted

Grenfell Lions Club – submitted a proposal to purchase Christmas Banners and requested Council assistance.

Resolved: Clr Crutcher and Clr Atchison that Council donate \$500 towards the purchase of the Christmas Banners.

6. **REPORTS:**

General Manager's Report

Report on Council incentives for Heritage and the Grenfell Doctor situation.

Noted

Director Corporate Services Report

Report on Town costings.

Noted

Director Engineering's Report

Reports on Other Works, Future Works, Flood & Storm Event 28-29 November 2010 and the Railway Station Precinct.

Noted

DE1. Works Report

Resolved: Clr McClelland and Clr Hinde that Council ascertain who controls the creeks and watercourses in Grenfell.

Director Environmental Services Report

The General Manager presented the report in the absence of the Director Environmental Services.

Reports on Sewerage Treatment Works, Caravan Park, Grenfell Swimming Pool, Heritage Listings and Town Development Applications.

Noted

7. **BUSINESS WITH NOTICE**

Nil

8. **QUESTIONS WITH NOTICE**

Nil

9. **NEXT MEETING:** Monday 17 January 2011 at 5.00pm tentatively or as otherwise arranged.

11. **CLOSURE:** There being no further business the meeting closed at 5.36 pm.

267 **RESOLVED:** Clr Atchison and Clr McClelland that the Minutes of the Town Works Committee Meeting be adopted including the recommendations therein except where otherwise resolved.

LIST OF INSPECTIONS, MEETINGS AND DEFERRED ACTIVITIES.

1. INSPECTIONS AND MEETINGS:

- | | | |
|----------------|--|---------------------------|
| October 2007 | 1. <u>Payne's Gravel Pit:</u> Ward Councillors and Director Engineering to meet with new landowner (DE).
(Initial Meeting Carried Out). | In Progress |
| July 2010 | 2. <u>VMO situation:</u> arrange Extra-ordinary meeting if appropriate (Mayor) + (GM). | No longer required |
| September 2010 | 3. <u>Broula King Mine:</u> Executive to meet with Mr Fraser (request forwarded 24/9/10) (GM) | No response |
| November 2010 | 4. <u>DLG Information Seminar:</u> Clrs Simpson, N Hughes, Atchison and Lobb to attend at Bathurst on 7 December (GM). | Cancelled |
| | 5. <u>PORTS Meeting:</u> Clr McClelland to attend at Parkes 29 November. | Not attended |
| | 6. <u>LEP Workshop:</u> to be arranged for 7.00 am 30 November (DES). | Carried Out |

1. DEFERRED ACTIVITIES:

- | | | |
|---------------|---|---------------------------|
| June 2010 | 1. <u>Public Meeting for Hospital:</u> defer until all efforts are exhausted (GM). | In Progress |
| August 2010 | 2. <u>Little Athletics:</u> consider the development of an athletics facility at Top Lawson Oval after investigation (DE). | In Progress |
| | 3. <u>Blamey Park:</u> consider contribution to plaque after liaison with QPA (DE). | Carried Out |
| | 4. <u>Internal Audit:</u> consider funding after further investigation (DCS). | In Progress |
| | 5. <u>Recycling Collection – Quandialla & Caragabal:</u> supported in principle pending clarification of details (DES). | Awaiting Responses |
| November 2010 | 6. <u>RTA Bonus:</u> consider at December 2010 Meeting (GM). | Carried Out |

QUESTIONS

Questions may be put to councillors and council employees in accordance with clause 25 of the Council's **Code of Meeting Practice**, as follows:-

- “(1) A councillor:*
(a) may, through the chairperson, put a question to another councillor, and
(b) may, through the chairperson and the General Manager, put a question to a council employee.
- (2) However, a councillor or council employee to whom a question is put is entitled to be given reasonable notice of the question and, in particular, sufficient notice to enable reference to be made to other persons or to documents.*
- (3) The councillor must put every such question directly, succinctly, and without argument.*
- (4) The chairperson must not permit discussion on any reply or refusal to reply to a question put to a councillor or council employee under this clause. “*

Questions should not be used to introduce **business without notice**. This is covered in Clause 17 of Council's **Code of Meeting Practice**, as follows:-

- “(3), business may be transacted at a meeting of a Council even though due notice of the business has not been given to the councillors. However, this can happen only if:*
(a) a motion is passed to have the business transacted at the meeting, and
(b) the business proposed to be brought forward is ruled by the chairperson to be of great urgency.
- Such a motion can be moved without notice.*
- (4), only the mover of a motion referred to in subclause (3) can speak to the motion before it is put.”*

Questions on routine **operational matters** should be directed to the General Manager or the appropriate Director separately from and/or prior to the meeting.

NIL

CLOSED COUNCIL

THE LOCAL GOVERNMENT ACT

The authority for Council to close a meeting to the public is given under Section 10 of the Local Government Act, for which the following excerpts apply:

[s 10A1 Which parts of a meeting can be closed to the public?

10A

- (1) **[Meetings may be closed]** A council, or a committee of the council of which all the members are councillors, may close to the public so much of its meeting as comprises:
- (a) the discussion of any matters listed in subclause (2), or
 - (b) the receipt or discussion of any of the information so listed.
- (2) **[Grounds for closure]** The matters and information are the following:
- (a) personnel matters concerning particular individuals (other than councillors),
 - (b) the personal hardship of any resident or ratepayer,
 - (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business,
 - (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret,
 - (e) information that would, if disclosed, prejudice the maintenance of law,
 - (f) matters affecting the security of the council, councillors, council staff or council property,
 - (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege
 - (h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.
- (3) **[Closure of Resolution to close]** A council, or a committee of the council of which all the members are councillors, may also close to the public so much of its meeting as comprises a motion to close another part of the meeting to the public.
- (4) **[Public's right to make representations]** A council, or a committee of a council may allow members of the public to make representations to or at a meeting, before and part of the meeting is closed to the public, as to whether that part of the meeting should be closed.

[s 10C] Notice of likelihood of closure not required in urgent cases

10C Part of a meeting of a council, or of a committee of the council of which all the members are councillors, may be closed to the public while the council or committee considers a matter that has not been identified in the agenda for the meeting as a matter that is likely to be considered when the meeting is closed, but only if:

- (a) it becomes apparent during the discussion of a particular matter that the matter is a matter referred to in section 10A(2), and
- (b) the council or committee, after considering any representations made under section 10A(4), resolves that further discussion of the matter:
 - (i) should not be deferred (because of the urgency of the matter), and
 - (ii) should take place in a part of the meeting that is closed to the public.

[s 10D] Grounds for closing part of meeting to be specified

10D (1)[Record of grounds for closure] The grounds on which part of a meeting is closed must be stated in the decision to close that part of the meeting and must be recorded in the minutes of the meeting.

- (2) **[Details to be specified]** The grounds must specify the following:
- (a) the relevant provision of section 10A(2),
 - (b) the matter that is to be discussed during the closed part of the meeting,
 - (c) the reasons why the part of the meeting is being closed, including (if the matter concerned is a matter other than a personnel matter concerning particular individuals, the personal hardship of a resident or ratepayer or a trade secret) an explanation of the way in which the discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

RECOMMENDATION: That Council form a Closed Council to consider the items listed below,

AND THAT the Press and the public be excluded from the Meeting of the Closed Council because of the confidential nature of the business to be transacted, as stated below:

Note: A council, or a committee of a council, may allow members of the public to make representation to or at a meeting, before any part of the meeting is closed to the public, as to whether that part of the meeting should be closed.

MATTERS FOR CONSIDERATION - CLOSED COUNCIL

Other items may be referred to closed council during the course of the meeting.

NIL

At this point the Mayor wished Councillors and Staff a Merry Christmas and a Happy New Year.

CLOSURE: There being no further business the meeting closed at 11.29 a.m.

Taken as read and confirmed as a true record this day 17 February 2011.

.....General ManagerMayor.