



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, 20 AUGUST 2009 COMMENCING AT 5.00 PM.

13 August 2009

«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, 20 AUGUST 2009**, commencing at **5.00 PM** and your attendance is requested.

Yours faithfully

T V LOBB
GENERAL MANAGER

BUSINESS

1. APOLOGIES
2. CONFIRMATION OF MINUTES- Ordinary Mtg 16 July 2009
3. QUESTIONS FROM THE PUBLIC
4. DECLARATIONS OF INTEREST
5. CORRESPONDENCE (As per Precis attached)
6. MOTIONS WITH NOTICE
7. MAYORAL MINUTES
8. REPORTS: (a) General Manager
(b) Director Corporate Services
(c) Director Engineering
(d) Director Environmental Services
(e) Delegates
9. MINUTES
 - Cinema Ctee Mtg, 16/07/09
 - The Henry Lawson Festival Ctee Mtg, 21/07/09
 - Cinema Ctee Mtg, 30/07/09
 - Local Traffic Ctee Mtg, 7/08/09
 - Cinema Ctee Mtg, 7/08/09
 - Consultative Ctee Mtg, 11/08/09
 - Occupational Health and Safety Ctee Mtg, 11/08/09
 - Tourism Ctee Mtg, 11/08/09
 - Heritage Ctee Mtg, 11/08/09
 - Manex Ctee Mtg, 17/08/09
 - Town Works Ctee Mtg, 17/08/09
 - Cinema Ctee Mtg, 18/08/09
10. INSPECTIONS, MEETINGS AND DEFERRED ACTIVITIES
11. TENDERS AND QUOTATIONS
12. QUESTIONS
13. CLOSED COUNCIL
14. REPORT ON CLOSED COUNCIL
15. CLOSURE

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

APOLOGY: Nil

CONFIRMATION OF MINUTES:

047 **RESOLVED:** Cllr Atchison and Cllr Halls that the Minutes of the Ordinary Meeting, held on 16 July 2009 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.

Declaration forms were submitted as follows:-

Councillor	Item No.	Nature of Interest	Type
Cllr Simpson	Correspondence Item 7	Member of Grenfell PAH & I Assoc.	Non – Pecuniary
Cllr Lobb	General Manager’s Report Item 12	Wife to General Manager	Pecuniary
	Mayoral Minute Item 1	Wife to General Manager	Pecuniary
Cllr Halls	Late Correspondence Item 9	Director of Caragabal Country Golf Club	Non - Pecuniary
Cllr Atchison	General Manager’s Report Item 11	Secretary of Lodge St Andrew	Pecuniary
Cllr McClelland	Director Environmental Services Report Item A5	Neighbour	Non – Pecuniary
	Director Environmental Services Report Item B4	Agent for Applicant	Pecuniary
	Director Environmental Services Report Item B5	Agent for Applicant	Pecuniary

SUMMARY OF CORRESPONDENCE TO BE PRESENTED TO THE ORDINARY MEETING OF THE WEDDIN SHIRE COUNCIL HELD, 20 AUGUST 2009.

CORRESPONDENCE

1. LGSA, A3.8.2: Advising Berrigan Shire Council has approached the Associations for assistance with legal costs in litigation in which it has been involved.

Copy forwarded to Councillors

RECOMMENDATION:

For Council's Consideration

048 RESOLVED: Clr N Hughes and Clr Atchison that Council provide assistance to Berrigan Shire Council as requested.

2. RTA, R2.51.13: Advising of the allocations available in 2009/2010, including grants for Regional Roads and Block Grant Traffic Facilities, at \$643,000 (2008/2009 allocation - \$634,000).

The 2009/10 Block Grant Agreement is enclosed in duplicate for Council's signature and prompt return to the Roads and Traffic Authority (RTA).

RECOMMENDATION: that the Agreement be signed on behalf of Council.

049 RESOLVED: Clr Halls and Clr Lobb that the Agreement be signed on behalf of Council.

3. CENTROC, C2.7.3: Seeking your advice as to whether your Council intends lodging an application under the Strengthening Basin Communities Program: Planning Component, due 21 August.

Councils can either be part of the CENTROC bid or lodge an application on their own individual applications are for up to \$200K and regional applications up to \$800K.

RECOMMENDATION: that Council support an application by CENTROC.

050 RESOLVED: Clr N Hughes and Clr Crutcher that Council support an application by CENTROC.

4. Central NSW Tourism, T4.1.6: Inviting you to renew your membership with the organisation for the 2009-2010 membership year at the cost of \$1,625.30 plus GST, representing a 3% increase.

RECOMMENDATION: that membership be renewed as proposed.

051 RESOLVED: Clr Crutcher and Clr Atchison that membership be renewed as proposed.

5. Carmel Tebbutt MP, Deputy Premier, E2.9.4: Concerning the floodplain risk management program for the 2009/2010 financial year.

I am pleased to advise that I am granting up to \$30,000 from the State Floodplain Management Program, subject to Council agreeing to the attached “Conditions for Financial Assistance” for the development and implementation of its floodplain risk management plans.

RECOMMENDATION: that the grant of \$30,000 be formally accepted on behalf of Council.

052 **RESOLVED:** Clr Niven and Clr Crutcher that the grant of \$30,000 be formally accepted on behalf of Council.

6. Ellmore Driving Club Inc, C1.4.5: Advising it is planning to again conduct our annual Carriage Driving Event at the Grenfell Showground on 17th and 18 October this year.

As per previous years, it is proposed to conduct the marathon phase of the Competition on Sunday 18th on tracks and streets around the Showground subject to approval of the Weddin Shire Local Traffic Committee.

Our club is affiliated with the Australian Carriage Driving Society (ACDS), a nation wide organisation of carriage driving enthusiasts, which holds a \$20 million Public Liability Insurance Policy to cover its (and affiliated clubs) activities. A copy of the Certificate of Currency for this policy is attracted for your information.

RECOMMENDATION: that Council approve the use of the nominated streets and roads, subject to the approval of the Local Traffic Committee.

053 **RESOLVED:** Clr N Hughes and Clr Atchison that Council approve the use of the nominated streets and roads, subject to the approval of the Local Traffic Committee.

7. Grenfell PAH & I Association, C1.4.6: Advising it is preparing for the competitive and enjoyable Grenfell Show to be held on Friday 4th and Saturday 5th September 2009.

There are three levels of sponsorship that we are offering:-

Gold Sponsors- \$250
Silver Sponsors- \$150
Bronze Sponsors- \$100

We would be most appreciative of your support in being a vital link in creating another successful Grenfell Show whilst working with your business.

Note: 2008 contribution was \$250.

RECOMMENDATION: that Council contribute \$250.

Clr Simpson previously submitted a written declaration of interest and stayed in the room.

054 RESOLVED: Clr Atchison and Clr Hinde that Council contribute \$250.

8. IPART, P1.6.1: Concerning the review of the revenue framework for Local Government.

IPART has recently released a draft report and is holding a number of public workshops in Sydney and Regional Centres. The details of the nearby workshops are set out below:-

Wagga – 8 September
Dubbo – 11 September

The purpose of the workshops is to provide a brief outline of IPART's proposed framework for determining revenue from rates and to seek feedback.

055 RESOLVED: Clr Atchison and Clr N Hughes that Clrs Simpson, N Hughes, Halls and Atchison be Council's representatives at the public workshop to be held in Dubbo on Friday 11 September 2009.

056 RESOLVED: Clr Atchison and Clr D Hughes that the Correspondence be noted except where otherwise resolved.

057 RESOLVED: Clr D Hughes and Clr Niven that Late Correspondence be received and dealt with.

SUMMARY OF LATE CORRESPONDENCE TO BE PRESENTED TO THE ORDINARY MEETING OF THE WEDDIN SHIRE COUNCIL HELD 20 AUGUST 2009.

9. Caragabal Country Golf Club, P6.1.1: Advising that in 2007 and 2008 it hosted the Caragabal Sheep Races in an effort to provide a fun family day and raise funds to support local community projects.

In 2009 Caragabal Sheep Races will be held on the 12 September 2009. The Caragabal Country Golf Club would like to request the use of the Weddin Shire Council cool room for the event.

Could you please let me know if it is possible to hire the cool room on these dates and any fees that may apply.

Note: daily hire fee is \$125 (single axle).

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

058 RESOLVED: Clr Hinde and Clr McClelland that the coolroom be provided free of charge.

Clr Halls returned to the room.

10. Mid Lachlan Alliance, C2.9.7: Advising that at a recent meeting of the Mid Lachlan Alliance, the delegates agreed to recommend that the member councils provide Parkes Shire Council with a letter of support for its application for the Parkes Airport under the Community Infrastructure Fund.

Your council's consideration of this recommendation would be appreciated.

059 RESOLVED: Clr Lobb and Clr Crutcher that a letter of support be provided as requested.

11. Clr D Hughes, C2.2.6: Applying for leave of absence for the 2009 September Council meeting.

Clr Crutcher verbally advised he would also like to apply for leave of absence for the September 2009 Council meeting.

060 RESOLVED: Clr Halls and Clr Niven that the leave be granted as requested.

NOTICE OF MOTIONS

Nil

MAYORAL MINUTE

Nil

13 August 2009

The Mayor and Councillors
Weddin Shire Council
GRENFELL NSW 2810

Dear Councillors

I wish to report as follows: -

1. Subscription to LGSA, A3.8.2

In correspondence Item 4 to Council's May meeting the LGSA advised of its new formula for calculating subscriptions. In Weddin's case, the overall increase was approximately 21.6% but the increase for any one year is limited to 8.0%.

In response to this letter, Council resolved:-

"that Council strongly object to the increase and request a full list of the changes" (Res No. 544)

A list of subscriptions for all councils has now been received and the following observations can be made:-

- four LGA councils increase by less than 8%,
- 20 SA councils increase by less than 8%,
- all other councils will increase by 8% for 2009/2010,
- the list does not disclose the total increase for the other councils.

It seems that the majority of councils (84%) incur an increase of over 8% and there are some decreases, even among the Shires Association councils.

Council's invoice for membership has been received in the amount of \$13,591 plus GST.

RECOMMENDATION:

It is recommended that membership be renewed and the invoice paid.

061 **RESOLVED:** Clr N Hughes and Clr Atchison that membership be renewed and the invoice paid under protest.

2. Planning and Environmental Law Conference, A3.18.1

The Mayor, General Manager and Director Environmental Services attended the Marsdens Law Group Planning and Environmental Law Conference in Casula on 17 July 2009. Speakers included the Hon Craig Knowles, Hon Frank Sartor MP, Hon Barbara Perry MP, Marcus Ray (Director, Department of Planning), Graham Gibbs (Director, Department of Local Government), Gabrielle Kibble (Administrator), Adam Seton (Legal Partner) and various Mayors, General Managers and private practitioners.

THE GENERAL MANAGER'S ORDINARY REPORT

Matters of significance were as follows:-

- criticism of the management of some DAs by both developers and councils,
- identification of the minimum lot size as the festering sore in the Central West,
- Heritage listings to be addressed on a more strategic basis,
- a discussion on bias and prejudgement,
- a panel discussion on local government reform with strong conflicting views,
- criticism of councils which build edifices not sought by the community,
- clarification that only Council developments over \$5M must be referred to JRPP (not all developments),
- the five category model is recommended for asset condition assessment.

As in the past, this conference features high profile speakers and offers broad - ranging information and a wide range of viewpoints on matters important to local government. It was once again quite a worthwhile conference.

For Information

Noted

3. Mayoral Round Table, C2.7.9

The Mayor and General Manager attended the Mayoral Round Table at West Wyalong on 23 July 2009.

After the usual delays, Planning Minister Kristina Keneally MLA arrived and addressed the group. Matters raised included:-

- her intention to establish “Australia’s best planning system”,
- the reprioritisation of the LEP conversion process,
- her belated approval of Joint Regional Planning Panels for the Central West,
- the establishment of a new “super department” to oversee transport infrastructure on a holistic basis,
- the “gateway” process for expediting minor LEPs,
- the outcome of the section 94 capping review.

The Minister is highly articulate, has a good grasp of her portfolio, and gave forthright (but not frank) answers to questions.

For Information

Noted

4. Comparative Information on Councils 2007/2008, C2.10.1

The Department of Local Government has released its annual report giving comparative information on a number of key performance indicators for all councils in NSW. The councils are separated into like groups according to the Australian Local Government Classification System, with Weddin falling into Group 9 with another 21 councils.

THE GENERAL MANAGER'S ORDINARY REPORT

A summary of this council's performance compared with the group average follows. As a general comment, Weddin performs well in most measures, but is the second lowest in the State for Community Services Expenses per capita (behind Tenterfield).

The full report is available on the Department's website at www.dlg.nsw.gov.au.

Comparative Information 2006/2007

Key Performance Indicator	Unit	Weddin	Group Average
Average rate per residential assessment	\$	318	301
Average rate per farmland assessment	\$	1011	1995
Average rate per business assessment	\$	848	563
Outstanding rates, charges and fees	%	9.6	8.5
Summary of total revenue	\$'000	8,505	11,072
Total operating revenue per capita	\$	1,988	2,517
Total operating expense per capita	\$	1,963	2,567
Current Ratio	no	5.01	3.48
Debt Service Ratio	%	0	3.82
Capital Expenditure Ratio	no	4.62	7.22
Equivalent full time staff	no	64	67
Environmental and Health Costs per capita	\$	60.61	68.44
Recreation expenses per capita	\$	93.30	125.20
Community Services Expenses per capita	\$	0.53	163.00

For Information

Noted

5. Lions Club Merry-go-Round, C1.3.7

Council resolved at its September 2002 Meeting that the annual Workcover inspection of the Lions Club Merry-go-Round be carried out by a suitably qualified staff member.

The device's registration was again due on 31 July 2009 and the necessary inspection has been carried out and the certificate completed.

For Information

Noted

6. Annual Returns of Disclosure of Interest, C2.2.2

The annual returns are required under the Act to be lodged by 30 September 2009 by all Councillors and other relevant persons. Draft forms have been separately forwarded.

To date, completed returns for 2008/2009 have been received from:-

Clrs Atchison, N Hughes and Lobb, Messrs T Lobb, W Twohill, G Carroll, S Wilson, C Slade and A Lindsay.

THE GENERAL MANAGER'S ORDINARY REPORT

The returns once received are available for inspection by the public.

For Information

Noted

7. Freight Workshop, T3.6.1

On 4 August I attended a Freight and Logistics Workshop at Orange, organised by the Freight and Logistics Council of NSW (FALCONSW). This was one of six workshops throughout NSW to obtain input on changes that are needed to boost productivity, growth and sustainability within the freight and logistics sector. FALCONSW has engaged Pricewaterhouse Coopers (PWC) to develop an action agenda for efficiency improvements, which will be passed on to both the State and Federal Governments.

The main issues identified by the workshop included the need for:-

- standardised regulation between road and rail, and between States ie a truly National scheme,
- integrated planning by government for road and rail projects,
- improved access to Sydney for road and rail,
- B-double and B-triple access over the Blue Mountains,
- improved rail infrastructure to the ports,
- urgent maintenance of deteriorating rail infrastructure.

In the light of Weddin's current rail project, the initial access requirement for Port Botany was broadened to include Port Kembla.

There was widespread support in the room for rail transport of bulk goods where delivery time was not critical, but also acceptance that road freight was generally quicker and more reliable.

FALCONSW undertook to circulate the draft report for comments prior to submission to government.

For Information

Noted

8. Regional Development Australia Committee, T4.1.13

Council has been previously advised about the cessation of the former Area Consultative Committees and their replacement by Regional Development Australia (RDA) Committees.

There are 14 RDAs across NSW. The Central West RDA commenced on 1 July 2009 and the appointees to date are:-

Chair - Sandy Morrison
Deputy Chair - Gavin Priestley

THE GENERAL MANAGER'S ORDINARY REPORT

The Central West RDA will be involved in Government programs, regional planning and economic development activities throughout the region.

For Information

Noted

9. CENTROC Visit, C2.7.3

The senior staff of CENTROC, represented by Jenny Bennett (Executive Officer), Sonia Rudd (Training Officer) and Rachael Young (Environmental Officer) visited Grenfell on 3 August for a presentation on CENTROC projects, training and achievements.

Clrs Simpson, Atchison, Lobb and Niven were in attendance together with the General Manager and all Directors.

The presentation was well received and helped explain many of the issues that CENTROC is involved in.

For Information

Noted

10. Community Building Partnership Program, G2.11.4

Council's application for funding for Rotary Park playground equipment from the \$300,000 electorate grant has been submitted as resolved at Council's July meeting.

Letters of support were also forwarded to two community organisations for work on Council property:-

- Grenfell Dramatic Society, for a new toilet block at the Rose Street rooms,
- Grenfell Soccer Clubs, for a new amenities block at top Lawson Oval.

RECOMMENDATION:

Confirm Action

062 **RESOLVED:** Clr N Hughes and Clr Lobb that the action be confirmed.

11. Options for Medical Centre, H1.1.7

As reported to Council's July meeting (in Closed Council), discussions have been held with both local doctors to identify problems and ways to address them. Apart from agreement on the need for an additional doctor for VMO work, there appears to be no easy solution.

Council was previously advised by the Division of General Practice that the availability of a medical centre may assist in attracting and retaining doctors. However the success of medical centres has varied throughout the State and even this region. As a general rule, it appears that privately operated medical centres may be more successful than council operated centres. The success of Division of General Practice centres has not been assessed.

THE GENERAL MANAGER'S ORDINARY REPORT

It is clear that great caution needs to be exercised so that a large sum of ratepayers' money is not expended for no purpose.

Assessment of Options

There is a range of options for consideration as medical centres, from greenfield sites to existing buildings. All will require an additional dwelling to accommodate a doctor, and one option requires two dwellings.

The most feasible options are compared in the following "Schedule of Options for Medical Centres". Options not included are:-

- CWA rooms – abandoned at Property and Development Committee meeting 28 February 2007,
- Old Commonwealth Bank – too small,
- Burrangong Street Surgery – too small,
- hospital grounds – land unlikely to be unavailable for purchase.

Note that the Property and Development Committee resolved on 28 February 2007:

"that a Greenfield site be investigated as the preferred option for a Medical Centre".

Observations from the schedule are as follows:-

- (i) the greenfields sites (options 1, 2 and 3) are approximately twice the cost of other options,
- (ii) the main reason for preferring Option 4 over Option 6 would be to ensure the preservation of the building,
- (iii) for all options, one house can be deferred until required,
- (iv) although Option 5 may be the cheapest, it is not necessarily the best.
- (v) Option 6 appears to be the most suitable option, taking into account cost, location, parking and available space for additional requirements.

RECOMMENDATION:

It is recommended that:-

- a) Council determine its preferred option for further investigation and detailed planning,
- b) discussions be held with the local GPs and the Division of General Practice to develop the project.

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

063 RESOLVED: Clr D Hughes and Clr Halls that Option 4 be further investigated.

064 RESOLVED: Clr Crutcher and Clr Hinde that a consultant be engaged to assist in investigating the viability of establishing a medical centre. Further, that the cost of engaging the consultant be submitted to Council prior to proceeding.

Clr Atchison returned to the room.

THE GENERAL MANAGER'S ORDINARY REPORT

12. Leave Application, P4.10041/P4.10015

Application is made for annual leave from 31 August to 4 September 2009.

RECOMMENDATION:

It is recommended that the application for leave be approved.

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

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

065 RESOLVED: Clr Crutcher and Clr N Hughes that:-

- i) the application for leave be approved,
- ii) Mr Glenn Carroll be appointed as the Acting General Manager with full delegations from Council.

Clr Lobb returned to the room.

T V LOBB

GENERAL MANAGER

066 RESOLVED: Clr D Hughes and Clr Niven that except where otherwise dealt with the General Manager's Report be adopted.

THE GENERAL MANAGER'S ORDINARY REPORT

SCHEDULE OF OPTIONS FOR MEDICAL CENTRE

Options Characteristics	1	2	3	4	5	6	CWDGP Recommendation
Name	Old Tennis Courts	Beaurepaires	Scout Hall	Masonic Temple	Community Hub	Doctors Surgery	
Owner	Anglican Church	RD Freudenstein	Scouts/Guides	Masonic Lodge	Weddin Shire Council	Weddin Shire Council	
Location	Middle Street	Short Street	Short Street	Burrangong Street	George Street	Weddin Street	Grenfell
Area (m ²)	1,680	690	2,605	978	287 (int)	270 (int)	170 plus
Pros	<ul style="list-style-type: none"> level site reasonable location street parking 	<ul style="list-style-type: none"> level site good location street parking 	<ul style="list-style-type: none"> level site good location street parking 	<ul style="list-style-type: none"> level site good location street parking would preserve significant building 	<ul style="list-style-type: none"> vacant building (underfloor) 	<ul style="list-style-type: none"> local recognition fair location street parking room for expansion 	Rooms:- <ul style="list-style-type: none"> four consulting reception waiting treatment meeting/library staff room records storage equipment storage staff toilet patient toilet cleaner plus one bedroom flat (• plus dentist)
Cons	<ul style="list-style-type: none"> lease only (50 years ?) 	<ul style="list-style-type: none"> small area on-site staff parking limited 	<ul style="list-style-type: none"> building to be demolished replacement premises required may not be available 	<ul style="list-style-type: none"> extensive renovations required may not be available 	<ul style="list-style-type: none"> concealed location, internal partitions, slab and services required street parking limited staff parking limited no flat 	<ul style="list-style-type: none"> renovations required, extension may be required, no flat, second (replacement) residence required, 	
Estimate - land	lease	\$60,000	\$150,000?	\$200,000?	Nil	Nil	
- building	\$1,200,000	\$1,200,000	\$1,200,000	\$350,000	\$220,000	\$200,000	
- dwelling(s)	<u>\$250,000</u>	<u>\$250,000</u>	<u>\$250,000</u>	<u>\$250,000</u>	<u>\$250,000</u>	<u>\$500,000</u>	
- Total	<u>\$1,450,000</u>	<u>\$1,510,000</u>	<u>\$1,600,000</u>	<u>\$800,000</u>	<u>\$470,000</u>	<u>\$700,000</u>	
Comments	Reported May 2008 Council Meeting	Considered August 2008 Council Meeting	Not discussed with owners	Pending sale rumoured	Considered Property and Development Committee June 2007	Considered Property and Development Committee June 2007.	

THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

13 August 2009

The General Manager
Weddin Shire Council
GRENFELL NSW 2810

Dear Sir

I wish to report as follows: -

1. Statement of Bank Balances as at 31 July 2009:

Bank Account	
Westpac	<u>\$151,532.82</u>
Investments	
LGIS	
Total Investments	<u>\$3,500,000.00</u>

CERTIFICATE OF RECONCILIATION

I certify that the Cashbook for each Bank Account has been reconciled with the appropriate Bank Statement as at 31 July 2009.

The investments shown above are made with the Local Government Investment 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 July follows:

Rates Receipts	21,464.56
Accounts Receivable	108,697.95
Government Grants	39,301.85
Agency Collections	26,713.67
Workers Compensation Reimbursement	2,328.00
Interest on Investments	10,257.54
Other Income	29,500.24
Total	<u>\$238,263.81</u>

For Information

Noted

THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

3. Roads and Other Expenditure 2008/2009:

Following are the up to date maintenance figures as at 31 July 2009.

ITEM	VOTE	EXPENDITURE
Rural Roads Maintenance	541,824	541,824
Grenfell Town Streets Maintenance	146,536	146,536
Village Maintenance - Caragabal	7,118	7,118
Village Maintenance - Greenethorpe	6,000	6,000
Village Maintenance - Quandialla	6,000	6,000
Garbage Collection	51,000	47,569
Greenethorpe Collections	8,500	5,523
Trade Waste Collection	23,000	10,633
Tips Working Expenses	82,000	87,621
Noxious Plants	73,000	62,463
Parks & Gardens	163,000	193,628
Library Expenditure	108,090	107,414
Baths Income	-21,000	20,053
Baths Expenditure	112,127	92,630
Caravan Park Income	-31,500	46,523
Caravan Park Expenditure	67,113	60,254

THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

RTA GRANT WORKS

DESCRIPTION	VOTE	EXPENDITURE
2008/09 State Roads (SH 6) Maintenance	199,989	199,989
2008/09 National Roads (SH 17) Maintenance	100,000	60,438
2008/09 State Road (SH6) Ordered Work	489,628	489,628
2008/09 National Road (SH17) Ordered Work	308,081	272,656
2008/09 Regional Roads Block Grant	496,393	496,393
2008/2009 REPAIR Program MR398	300,000	300,000
3 x 3 Program - MR 398	68,000	68,000

2007/2008 Rural Local Roads	VOTE	EXPENDITURE
Maintenance general	21,543	57,302
Reseals	85,000	84,969
Caragabal - Quandialla	97,000	96,996
Gambara Road	46,000	72,107
Nowlans Road	109,000	109,000
Sandy Creek Road	186,000	124,169
Bimbi - Quandialla	55,000	55,000
Pinnacle Road	29,000	29,000
Gravel Resheeting	108,000	108,000
Total	736,543	736,543

2008/2009 Rural Local Roads	VOTE	EXPENDITURE
Maintenance general	30,000	217,392
Reseals	95,000	97,167
Caragabal - Quandialla	95,000	68,299
Nowlans Road	65,000	100,465
Sandy Creek Road	180,000	192,844
Bimbi - Quandialla	35,000	19,558
Pinnacle Road	60,000	8,543
Driftway Road	42,521	26,819
Grenfell Streets Construction	66,104	64,728
Grenfell Kerb and Gutter	61,964	33,558
Grenfell Streets - Footpaving	44,000	0
Reconstruct Village Streets – Ex - Reserves	0	0
Gravel Resheeting	100,000	98,582
Total	874,589	927,955

2008/2009 Roads to Recovery	VOTE	EXPENDITURE
Grenfell Reseals	80,000	68,209
Greenethorpe – Gambara Road 4 km	72,000	75,277
Rural Roads Reseals	150,000	151,919
Gerrybang Road Causeway	100,000	106,595
Total	402,000	402,000

For Information

Noted

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

Reference is made to the report to the July 2009 Council meeting advising of the status of debt recovery in regard to rates and debtors.

As reported to the July meeting the debt recovery process is on-going and a new round of debt recovery for both debtors and rates has commenced which will follow the same debt recovery process as has previously occurred.

The sale of land for overdue rates will be conducted in 2010.

For Information

Noted

5. Reconciliation of Rate Levies, R1.4

Tabled at the meeting will be the reconciliation of rate levies for the year ended 30 June 2009 and the financial year commencing 1 July 2009.

A resolution of Council is required to formally adopt the reconciliations, to affix the common seal of Council and to authorise the signature of the Mayor, Deputy Mayor and General Manager.

RECOMMENDATION: that Council adopt the Rate Reconciliations as presented and the common seal of Council be affixed and that they be signed by the Mayor, Deputy Mayor and General Manager.

067 **RESOLVED:** Cllr McClelland and Cllr Atchison that Council adopt the Rate Reconciliations as presented and the common seal of Council be affixed and that they be signed by the Mayor, Deputy Mayor and General Manager.

6. Country Week T4.3.7

All attendees at Country Week which was held from 7th – 9th August 2009 at Rosehill Racecourse have reported that the event was very successful.

It is estimated that 8,000 people attended Country Week with 45 groups exhibiting.

Council's Economic Development Manager Ms Auburn Carr is currently pursuing attendees who included:

- Nurses
- Project Managers
- Retirees
- Plumber
- Financial Consultant's
- Carpenter
- Welder
- Draftsman

THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

Ms Carr will contact all attendees who registered their interest in Grenfell with a view to inviting them to attend our Open Day/Market Day.

For Information

Noted

7. Open Day/Market Day T4.3.7

Reference is made to my report to the March 2009 Council meeting whereby it was resolved to conduct the Open Day/Market Day on Saturday 24 October 2009. The planning process is underway with the following arrangements to be made.

- A business consultation process will be conducted by Council's Economic Development Manager in regards to the participation of local business people in the Market Day. Other feedback obtained will also be considered.
- A letter will be written to all business people explaining the Market Day concept and inviting them to participate.
- A meeting of all business people will then be convened to further explain the concept and answer any questions the business people may have.

We are still endeavouring to source grant funding from the Department of State and Regional Development (DSRD) to assist in off setting expenses associated in conducting the event.

For Information

Noted

8. Policy for Information Services Usage, (No. 1.15.1), C2.4.15

The Promoting Better Practice Review Report by the Department of Local Government recommends that Council prepare a Policy for Information Services Usage to define the user's responsibilities, rules, standards and guidelines relating to the effective use of Council's Information Services and identifies sanctions that could be applied for any improper use of these systems.

A draft policy has been prepared and a copy has been forwarded to Councillors.

RECOMMENDATION: that the Policy for Information Services Usage be adopted.

068 **RESOLVED:** Cllr Atchison and Cllr N Hughes that the Policy for Information Services Usage be adopted.

9. Policy for Email Communications with Council (No. 1.14.1), C2.4.15

The Promoting Better Practice Review Report by the Department of Local Government recommends that Council prepare a Policy for Email Communications with Council to outline what external communications are acceptable by Council. This policy applies to all external messages sent into Council via email.

A draft policy has been prepared and a copy has been forwarded to Councillors.

THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

RECOMMENDATION: that the Policy for Email Communications with Council be adopted.

069 **RESOLVED:** Clr Niven and Clr Lobb that the Policy for Email Communications with Council be adopted.

10. Policy for Credit Card Use, (No. 1.13.1), C2.4.15

The Promoting Better Practice Review Report by the Department of Local Government recommends that Council prepare a Policy for Credit Card Use to ensure that organisational transactions are carried out as efficiently as possible through the use of credit cards as appropriate and to Guard against any possible abuse of organisational credit cards.

A draft policy has been prepared and a copy has been forwarded to Councillors.

RECOMMENDATION: that the Policy for Credit Card Use be adopted.

070 **RESOLVED:** Clr Halls and Clr Lobb that the Policy for Credit Card Use be adopted.

11. Policy for Equal Employment Opportunity, (No. 14.18.1), C2.4.15

The Promoting Better Practice Review Report by the Department of Local Government recommends that Council prepare a Policy for Equal Employment Opportunity (EEO) to achieve greater equity in employment and improved efficiency.

A draft policy has been prepared and a copy has been forwarded to Councillors.

RECOMMENDATION: that the Policy for Equal Employment Opportunity be adopted.

071 **RESOLVED:** Clr Atchison and Clr Lobb that the Policy for Equal Employment Opportunity be adopted.

12. Equal Employment Management Plan, (No. 15.5.1),

The Promoting Better Practice Review Report by the Department of Local Government recommends that Council prepare an Equal Employment Opportunity (EEO) Management Plan.

A draft plan has been prepared and a copy has been forwarded to Councillors.

RECOMMENDATION: that the Equal Employment Opportunity Management Plan be adopted.

072 **RESOLVED:** Clr D Hughes and Clr Crutcher that the Equal Employment Opportunity Management Plan be adopted.

13. Policy for Resolution of Grievances (No. 14.21.1), C2.4.15

The Promoting Better Practice Review Report by the Department of Local Government recommends that Council prepare a Policy for Resolution of Grievances. Council is committed to developing and maintaining a productive work environment which amongst other things depends on harmonious and supportive work environment for all staff.

THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

Council's current policy has been reviewed and a copy has been forwarded to Councillors.

RECOMMENDATION: that the Policy for Resolution of Grievances be adopted.

073 **RESOLVED:** Cllr Atchison and Cllr Hinde that the Policy for Resolution of Grievances be adopted.

14. Grenfell Library, C2.6.29

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

- An Awards Afternoon Tea was held for the entrants in the Drug Information @ Your Library quizzes in the Community Hub on Monday, 6th July. Housebound members enjoyed an inspection of the Community Hub and morning tea on Tuesday, 7th July.
- Children's author Richard Harland will be visiting Grenfell on 7th and 8th September. He will attend the Summer Reading Club Awards Afternoon Tea on the Monday afternoon, be guest speaker at the Lions Club meeting that night, and present two workshops at The Henry Lawson High School on the Tuesday morning.
- Expressions of interest are being sought for participation in a formal programme of family history research assistance with visiting tutors. Deanna Kearney is prepared to attend from Parkes and two local people have expressed a willingness to volunteer as tutors.
- The foreshadowed weeding programme has been completed with substantial withdrawals across a number of collections. Discarded items have been sold or given to other libraries/schools.
- The annual library report for 2008/2009 was mailed to all households in the Shire. To date there has been minimal feedback, however the feedback received to date has been very positive.
- The library has subscribed to YourTutor, an online homework help service. The Librarian will be contacting all schools in the Shire with information for inclusion in school newsletters and presentations at staff meetings.
- The Friends of Grenfell Library are funding a desk for the librarian's office to match the existing work area fittings.
- Exchanges of stock were made with all three Deposit Stations during the month.

For Information

Noted

15. Economic Development, C2.6.21

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

- Updating Council's Economic Development Strategy. Review to be arranged. Funding to be sourced.
- Pursuing people interested in relocating to the Weddin Shire emanating from the Open Day Campaign.

THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

- The GBDC has been awarded \$4560 from the Small Chamber of Commerce Fund. These funds will be used to fund breakfast seminars for the next 12 months. Peter Gordon will return on August 12th for further '1 on 1' sessions with business owners. Peter will be in Grenfell on September 9th, October 14th, November 11th and December 9th. It is planned that September and December will be the breakfast meetings and the other days will be breakfast workshops with the '1 on 1' sessions held in the Business Office in the Community Hub Building.
- Country Week went very well with 35 names taken from people with serious enquiries. Attendees were more genuine and came from higher level occupations such as project management, electro-mechanical engineers (x2), nurses, teachers, government administration with less people from trades such as carpenters, electricians, plumbers etc.
People were attracted to the cost of living comparisons, the housing affordability, the low crime and safety an Australian country town offers. Because of the more affluent back ground of attendees compared to previous years there was more interest in the cultural aspect of the town such as the cinema/ library/ art gallery rather than the number of hotels and sporting teams. There was a lot of interest in the Open Day concept with people very impressed by the fact Council was putting in this follow up effort. There has already been one registration for the Open Day.
- Parkes Regional Economies Conference was held on July 27th and 28th. The key note speaker was Bernard Salt. The main message that came out of the conference was that its best to not just focus on attracting new residents, its more efficient to maintain existing residents/industries. He also advised the age bracket we should focus on for retention and attraction is 30-50 year olds as these ages will have young children for the schools, and will be active in the workforce and will spend money.
He pointed out some common attributes of towns that are growing and towns that are shrinking using the 'Commutable Zone' explanation. For example towns within an easy commute/'the kill zone' (25-60km) of regional centers are really suffering. He said these are the towns where people will commute to bigger towns for work and will therefore do their shopping out of town. He also said this is the distance that people will travel once per week to do their shopping.
Bernard finished by pointing out 'You can't solve the problem using the thinking that caused the problem in the first place' and therefore a strategic change such as a new strategic plan is become increasingly more important for the Shire.
The conference was very informative and well worth attending.
- The Communities in Transition –Community Economic Development Conference will be held in Broken Hill on the 4-6th May 2010
- "Start your Business Here" online program to be placed on Council's website.
- Preparations for the Open Day/Market Day have commenced.

For Information

Noted

THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

16. Tourism/Promotions, C2.6.2

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

- The advertisement for Wingspan Magazine has been published and enquiries are still being received requesting brochures. It is planned to attend a small bird fair at Rankin Springs on 3 October and Leeton to further promote the Weddin Bird Trails. All bird groups in Australia have been sent invitations and flyers to encourage them to visit the Weddin Shire.
- The Weddin Shire Tourism brochure is currently being distributed to local and surrounding Visitor Information Centres with excellent feedback received.
- Attended the Gold Trail meeting in Boorowa on 14 July 2009. Audit of local attractions completed. Regional funding of \$500,000 being sourced of which 10% must come from the local region. Awaiting result of funding application. Next meeting to be held in Boorowa on Thursday 20 August.
- Awaiting further information on the "Embrace the Lachlan" tourism proposal.
- Commenced the Henry Lawson Bust project.
- Submitted a funding application for the O'Brien's Hill project under the Heritage Projects (Jobs Fund). Awaiting result of funding application.
- Developed a newsletter detailing upcoming events and activities in the Weddin Shire. Newsletter sent out at the start of July and will be resent at the beginning of September. Excellent feedback being received.

For Information

Noted

17. Grenfell Internet Centre, C2.6.28

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

- Currently developing other income streams such as designing and printing funeral service booklets and various cards which are selling well. Grenfell themed calendars are being investigated.
- Tech Talk articles submitted in the Grenfell Record on a regular basis, with an article on avoiding computer scams recently published. They are being well received by the public.
- Currently investigating funding opportunities and options to upgrade the equipment at the Grenfell Internet Centre. The equipment is very old and unable to run basic functions for customers. Funding of \$20,000 will be required.
- Printing flyers and producing a short promotional DVD on the Weddin Shire for Country Week.
- Window displays addressed and constantly changing.
- A flyer mail out to households promoting the services available will be conducted.
- Visiting local businesses to discuss services available at the Internet Centre.

For Information

Noted

THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

18. Discharge of Mortgage – AW, AW and TJ Dun, Lot 8 Davies Place Grenfell, P2.5.4

A request was received from Council's solicitor to sign a discharge of mortgage to allow the title deeds for the above property to be returned to AW, AW and TJ Dun.

The discharge was signed by the Mayor and General Manager subject to the deferred debtor outstanding amount being paid to Council.

The deferred debtor amount has been subsequently paid in full to Council.

RECOMMENDATION:

Confirm Action

074 **RESOLVED:** Cllr Hinde and Cllr Atchison that action be confirmed.

19. 2008/2009 Financial Statements Audit, A1.2

Work on the 2008/2009 Financial Statements has commenced and Council's auditors have indicated they will be attending Council from 14 – 16 October 2009 to conduct the audit.

The audit will entail a comprehensive review of Council's systems and procedures as well as the Financial Statements and associated works.

For Information

Noted

GLENN CARROLL
DIRECTOR
CORPORATE SERVICES

075 **RESOLVED:** Cllr D Hughes and Cllr Atchison that except where otherwise dealt with the Director Corporate Services' Report be adopted.

13 August 2009

The General Manager
Weddin Shire Council
GRENFELL NSW 2810

Dear Sir

I wish to report as follows:

1. Works Report (9 August 2009)

1.1 Classified Roads Maintenance

Routine maintenance such as slashing and patching has continued on a majority of classified roads during the month

SH6 - general maintenance
 - sprayed roadside edges for weed control
 - covered oil spill on the Hospital hill

SH17 - general maintenance
 - repaired edges at Marsden intersection
 - sprayed roadside edges for weed control

MR398 - general maintenance
 - cleared blocked culverts
 - cleared table drains

MR236 - general maintenance

MR237 - general maintenance

MR239 - general maintenance

1.2 Rural Local Roads Programme

Routine maintenance such as slashing and patching has continued on a majority of classified roads during the month.

- sealed 1.5 kms Driftway Road widening
- final trim for seal on Pinnacle Road
- crushed Eppelstuns Pit 16,000 tonnes
- commenced Old Young Road widening

THE DIRECTOR ENGINEERING ORDINARY REPORT

1.3 Rural Maintenance

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

- general maintenance
- resheet 1 km Martins Lane and 1 km of Hamptons Lane
- graded Goodes Lane, O'Loughlins Lane, Mogongong Lane and Bobelar Lane
- graded shoulders on Driftway Road
- sprayed roadsides in Greenethorpe area for weed control
- repaired pipe culvert in Hectors Lane

1.4 Urban Maintenance

- general maintenance
- removed trees Wood Street
- started recycle pick up
- commenced Manganese Road culverts
- completed disposal area at tip

For Information

Noted

2. Future Works

2.1 Rural

- general maintenance
- seal 1.5 kms widening Pinnacle Road
- continue widening on Old Young Road
- commence Bimbi Road widening

2.2 Urban

- general maintenance
- pour Wood Street kerb and gutter and reinstate shoulders
- complete Main Street roundabout and blisters with new plants and design
- complete Taylor Park footpaths
- complete South Street and Warraderry Street footpaths
- continue to install Manganese Road culverts

For Information

Noted

THE DIRECTOR ENGINEERING ORDINARY REPORT

3. Other Works

3.1 Parks and Ovals Report

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

- general maintenance
- removed dead trees from Henry Lawson Oval
- repaired toilet and playground equipment at Quandialla Park
- removed and replaced soil from Main Street roundabout and blisters, placed pig manure as per specification. Commenced planting on 10 August 2008.

3.2 Cemeteries

The following graves have been prepared from 7 July 2009 to 9 August 2009:-

Grenfell Lawn	– 1
Grenfell	– Nil
Bimbi	– Nil
Caragabal	– Nil

3.3 Sewer Mains

Three (3) sewer chokes have been attended to during the month.

3.4 Private Works

- cleared sewer for a ratepayer
- mowed a block for a ratepayer
- buried asbestos for a builder
- sealed driveway for a ratepayer
- constructed and sealed a driveway for a ratepayer

3.5 Vandalism

Graffiti removed from SH6 rest area \$150

Damage by excavator on Sunday 26 July 2009 to various town street bitumen surfaces. Track marks left in bitumen. Damage unquantifiable at this stage but will become evident in ensuring years.

Total Cost: \$150.00

Progressive Cost: \$150.00

(from 1/7/2009 to date)

For Information

Noted

THE DIRECTOR ENGINEERING ORDINARY REPORT

4. CENTROC Weight of Loads Group, C2.7.16

In the last month the CENTROC Weight of Loads Group detected one breach totalling \$972.00.

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 3826	Old Garbage Truck	Repair electrics.
PI 4097	Toro Mower	Fit new steering frame, bolt joints, rear diff and housing bolts.
PI 3593	Inter Garbage Truck	Repairs to rear garbage compactor door.
PI 5255	MTD Mower (Caravan Park)	Service, replace blades.
PI 5084	Howard Slasher	Replace bearings, seals and weld chains.
PI 3951	Iveco Truck	Replace blown turbo, intercooler and sump gasket.
PI 1083	Ford Taxi	Replace idler pulley, front brakes, hand brake repairs, drive bolt, steering park and pinion tightened up.
PI 4099	Tip Compactor	Remove belly plate, repair hydraulic oil leak, repaired transmission hydraulic pump leak, replaced exhaust manifold gasket.
	Various Rural Fire Service Trucks	Annual service.

It is proposed to replace Director Engineering's vehicle PI 1095 and N Perera's vehicle PI 1093 which will have both travelled about 40,000 km.

For Information

Noted

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

Road asset data is continuing to be collected for inclusion in an Asset Register.

For Information

Noted

THE DIRECTOR ENGINEERING ORDINARY REPORT

7. RTA RMCC Contract, R2.54.4

Routine maintenance works on SH6 and SH17 continue.

Planning is still continuing for the resealing and heavy patching in 2009/2010.

For Information

Noted

8. Noxious Weed Report – August, C2.6.16

Noxious Weeds Officer currently on alternative duties.

A replacement Noxious Weeds Officer is currently being advertised. A temporary replacement is being sought from other Councils to carry out inspections.

For Information

Noted

9. Shire Bus Tour

The Shire bus tour has been set down for Friday 21 August 2009. The bus pick up will be outside the Council Chambers at 8.00 am and is planned to arrive back at Council at 3.30 pm.

For Information

Noted

10. Grenfell Junior Soccer Club Inc, P2.1.6

The Grenfell Junior Soccer Club Inc proposes to construct a canteen, change rooms and wet weather shelter to the east of the existing toilets at top Lawson Oval.

Council has received a request from the Club for assistance to complete:-

- Stage 1 – slab for canteen, change rooms and referees office
- Stage 2 – complete to lock up, hopefully by end of 2009

The assistance required includes:-

- backhoe hire to excavate the footings and level the site – this can be covered under Council's policy for hire to approved sporting and community groups – fuel only with approved operator outside working hours (approximately one day usage),
- provide Council staff to help lay down the footings and slabs – Council is unable to assist as this not part of Council's work expertise,
- extend sewer along Lawson Drive to the boundary – estimated cost \$16,000 which can be covered under the sewer fund and reserves. This will include the removal of the existing septic tank.

THE DIRECTOR ENGINEERING ORDINARY REPORT

RECOMMENDATION: that Council:-

- a) provide a backhoe and operator under the policy for hire to approved sporting and community groups – fuel only with approved operator outside working hours (approximately one days usage),
- b) not assist in laying down footing and slabs,
- c) extend the sewer along Lawson Drive to the boundary and remove the septic tank at an cost of \$16,000 and funded from the sewer fund and reserves.

076 **RESOLVED:** Cllr Lobb and Cllr Crutcher that Council:-

- a) provide a backhoe and operator under the policy for hire to approved sporting and community groups – fuel only with approved operator outside working hours (approximately one days usage),
- b) not assist in laying down footing and slabs,
- c) extend the sewer along Lawson Drive to the boundary and remove the septic tank at an cost of \$16,000 and funded from the sewer fund and reserves.

11. Revision of 2009/2010 Financial Assistance Grant, G2.50.1

Council has previously resolved to fund a number of projects from the Town Streets vote as follows:-

- | | |
|--|----------|
| • Taylor Park – extra funds for playground equipment | \$8,200 |
| • Manganese Road – drainage | \$24,000 |
| • Burrett/Vaughn Streets – road acquisition | \$4,200 |

These projects are proposed to be incorporated into the 2009/2010 FAG Program.

As previously advised there are also final end of year overexpenditures, including overheads as follows:-

- | | |
|---|--------------|
| • 2008/2009 Rural Roads Maintenance | \$113,832.95 |
| • 2008/2009 Grenfell Town Streets Maintenance | \$61,655.67 |
| • 2008/2009 Roads to Recovery | \$11,977.00 |

It is proposed not to carry these overexpenditures into the respective 2009/2010 votes but to fund these overexpenditures out of the 2009/2010 FAG Program. This will effectively mean that the Rural Roads Maintenance, Grenfell Town Streets Maintenance and the 2009/2010 Roads to Recovery will commence with no carryover.

The following funds were in reserves and have been placed in the 2008/2009 FAG as the funding for these works now comes from this Grant:-

- | | | |
|---------------------------------|---|-------------|
| • Grenfell Streets Construction | } | |
| • Grenfell Kerb and Gutter | } | |
| • Grenfell Streets – Footpaving | } | \$89,068.00 |

This has had the effect of increasing the 2008/2009 FAG from \$785,521 to \$874,589 leaving a total carryover from the Rural Roads Maintenance, Town Streets and Roads to Recovery Programs approximately \$53,000.

THE DIRECTOR ENGINEERING ORDINARY REPORT

Council has previously approved the following works which are either under construction, or will be constructed shortly.

• South Street Footpaving – East /Warraderry Streets	\$7,500	}	
• Warraderry Street Footpaving – Rose/Young Streets	\$15,000	}	\$30,110
• Warraderry Street Footpaving – South/Rose Streets	\$7,500	}	
• Wood Street Kerb and Gutter	\$26,000		
• Wood Street Construction	\$34,000		

Funds to cover these works have been allowed for in the 2009/2010 FAG. It is not proposed to carry out any further works in town kerb and gutter, footpaving or roadworks until 2010/2011.

It is also proposed to defer the widening of Old Young Road for twelve months under this program. It is to be noted that widening of approximately 1.8 km this road has commenced under the 2009/2010 Roads to Recovery Program.

With respect to the 2008/2009 overexpenditures, procedures have been put in place to monitor expenditures more closely so as not to overexpend in these programs in the future.

RECOMMENDATION: that Council adopt the revised 2009/2010 Works Program for the Rural Local Program (FAG) and note the proposals for 2010/2011 to 2015/2016 for future programs.

077 **RESOLVED:** Clr Atchison and Clr Crutcher that Council adopt the revised 2009/2010 Works Program for the Rural Local Roads Program.

THE DIRECTOR ENGINEERING ORDINARY REPORT

Proposals & Location	Estimate	Approved 2009/10	Recommended 2009/10
1) General Maintenance		\$10,000	\$10,000
2) Edge patching & routine patching.		\$10,000	\$10,000
3) Reseals		\$90,000	\$90,000
4) Caragabal/Quandialla Rd, widen, shoulders & seal	\$65,000/km	\$30,000 Reseal	\$30,000 Reseal
5) Old Young Rd - widen shoulders and reseal 6.5 km	\$65,000/km	\$91,000	Delete
6) Gambarra Road	\$65,000/km		
7) New Forbes Rd – reconstruct selected substandard locations	\$45,000/km		
8) Bewleys Rd - widen strengthen and reseal 12.5 km (1)	\$35,000/km		
9) Adelargo Rd - widen, shoulders	\$50,000/km	Completed	Completed
10) Gerrybang Rd - widen, shoulders and reseal 8.8 km	\$65,000/km	\$58,000	\$58,000
11) Back Piney Range Rd - widen, shoulders & reseal 13.5 km	\$65,000/km		
12) Nowlans Road - form gravel and seal - from Gannons to caves turnoff 4 km	\$65,000/km	Nil	Nil
13) Ballendene Rd - widen, shoulders and reseal 7 km (2)	\$65,000/km		
14) Sandy Creek Rd - widen, shoulders & reseal 17.1 km (2)	\$55,000/km	Completed	Completed
15) Bimbi-Quandialla - widen, shape and reseal 6 km	\$50,000/km	Completed	Completed
16) Lynchs Road	\$60,000/km		
17) Tyagong Hall Road - widen, shoulders and reseal 5 km	\$60,000/km		
18) Pinnacle Rd from MR No 236 widen, shoulders and reseal	\$60,000/km	\$60,000	\$60,000
19) Gravel resheeting on shire needs basis.		\$100,000	\$100,000
20) Driftway Road	\$65,000/km	\$82,000	\$82,000
21) Grenfell Streets construction*		\$65,000	\$34,000
22) Grenfell kerb and gutter*		\$20,000	\$26,000
23) Grenfell Streets – footpaving		\$8,000	\$30,110
24) Village Streets - reconstruction		\$5,000	\$5,000
25) Warraderry Street – drainage	\$100,000	\$100,000	\$100,000
26) Weddin/Camp/Church Street - replace footpath			
27) Taylor Park – playground equipment			\$8,200
28) Manganese Road Drainage			\$24,000
29) Burrett/Vaughn Streets			\$4,200
30) Overexpenditures 2008/09			\$53,000
Sub Total		\$728,000	\$724,510
Overheads	8.5%	\$62,000	\$72,450
Totals		\$790,000	\$796,960

12. Plant Purchases, P2.10.4

Quotations were called for the replacement of PI 4093 Shibaura Mower CM 274 which was purchased on 17 September 1999.

Quotations were obtained for five zero turn diesel mowers which were also assessed in the field:-

	Price	Trade – In	Nett Changeover
Wilders Motorcycles and Power Equipment			
*Bad Boy 60” zero turn	\$27,400	\$4,000	\$23,400
Bad Boy 72” zero turn	\$28,100	\$4,000	\$24,100
Intech Industrial Technicians			
Toro Groundmaster 72” zero turn	\$31,588.81	\$4,500	\$27,088.81
Hutcheon and Pearce			
John Deere 9972 Trak Mower	\$26,567.20	No trade in offered	\$26,567.20

* denotes purchase

THE DIRECTOR ENGINEERING ORDINARY REPORT

Quotations were also obtained for the replacement of PI 1096 Toyota Aurion (Overseers vehicle) which has travelled 47,000 km.

The following quotations were received.

	Price	Trade – In	Nett Changeover
Jeffery Toyota *Toyota Aurion	\$29,152.88	\$19,652.88	\$9,500
Watson Toyota Toyota Aurion	\$29,205	\$19,500	\$9,705
Orange Toyota Toyota Aurion	\$28,991.27	\$18,500	\$10,491.27
Oliver Toyota Toyota Aurion	\$28,826.92	\$18,000	\$10,826.92
Frank Spice Holden Omega	\$31,368	\$18,000	\$13,367

* denotes trade in

For Information

Noted

13. Main Street Closure, R2.4.19

Council proposes to close Main Street between the roundabout at Forbes Street and Teston Street on 24 October 2009 as part of the Grenfell Open Day.

RECOMMENDATION: that Council offer no objection to the closure of Main Street between the roundabout at Forbes Street and Teston Street on Saturday 24 October 2009 from 9.00 am to 3.00 pm.

- 078** **RESOLVED:** Clr Crutcher and Clr Atchison that Council approve the closure of Main Street between the roundabout at Forbes Street and Teston Street on Saturday 24 October 2009 from 9.00 am to 3.00 pm.

W TWOHILL **DIRECTOR ENGINEERING**

- 079** **RESOLVED:** Clr N Hughes and Clr Lobb that except where otherwise dealt with the Director Engineering's Report be adopted.

13 August 2009

The General Manager
Weddin Shire Council
PO Box 125
GRENFELL NSW 2810

Dear Sir

I wish to report to Council as follows:-

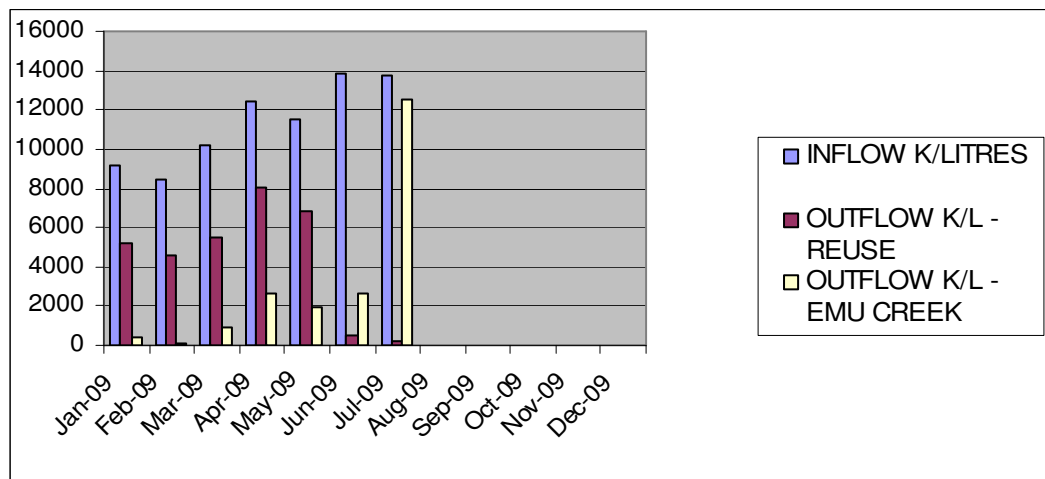
A. Public Health and Environmental Matters.

1. Sewerage Treatment Works, S1.1.1

Total inflow through the Works during July 2009 was 13751 k/litres with the daily average of 443.58 k/litres. With outflow for irrigation for reuse being 221 k/litres and discharge to Emu Creek being 12581 k/litres.

The highest daily recording of 528 k/litres occurred for the 24 hours ending 6.30 am on 4 July 2009 and the lowest of 395 k/litres for the 24 hours ending 6.30 am on 13 July 2009.

A total rainfall of 50.5mm was recorded for the month.



For Council's Information

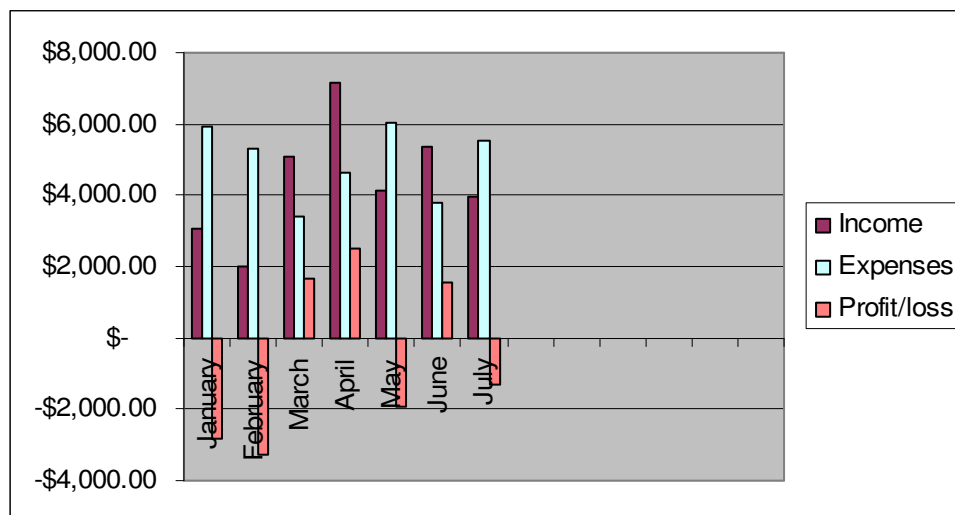
Noted

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

2. Caravan Park Operations, P2.3.3

Income for the month of July 2009 was \$3,945.00 with expenditure of \$5,230.68 resulting in an operational loss of \$1,285.68 for the month.

There were 119 sites occupied for the month of July 2009.



For Council's Information

Noted

3. Animal Control, A4.4.4

Animal control activities for July 2009 were:

a. Companion Animals

Animals Impounded:	4 (3 Dogs, 1 Stock)
Animals Sold:	0
Animals Surrendered:	0
Animals Destroyed:	0
Animals Released:	3 (2 Dogs, 1 Stock)

For Council's Information

Noted

4. DWE – NSW Performance Report 2007/2008, C2.10.1

The Department Water and Energy has released its annual report giving comparative information on a number of key performance indicators for all local water utilities NSW. The local water utilities are separated into like groups based upon the number of properties, with Weddin falling into Group 4 with another 30 local water utilities.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

Before considering the figures as shown it is important to understand what the performance marks against. Best Practice involves a triple bottom line (TBL) approach that includes, the social, environmental and economic factors which form together to create the Best-Practice Management module used by the department to assess the performance of water and sewer operations.

The key performance indicators of the TBL are as follows:

- Utility Characteristics – number of connections, business planning etc,
- Social (charges/bills) – best practice pricing on all sewer services,
- Social (Health) – population connected to sewer,
- Social (level of service) – complaints,
- Environmental – water usage and reuse,
- Environmental – effluent management,
- Economic (financial) – return on asset,
- Economic (efficiency) – operational and management costs.

Weddin Shire Council has a compliance of 44% with all requirements of Best Practice.

As a general comment, Weddin performs well in the operational compliance, but is behind on the general compliance for Best-Practice Management, with the majority of similar sized Councils also failing to meet the requirements.

A summary of this Council's performance compared with the Group Average and State median follows, with the full report available on the Department's website at www.dwe.nsw.gov.au

COMPARATIVE INFORMATION 2007/2008

Key Performance Indicator	Unit	Weddin	Group Average	State Median
Rate per residential assessment	\$	205	360	440
Rate per non-residential assessment	c/kl	0	46	90
Complaints odour – per 1000 properties	no	0	1.41 (1 no report)	0.4
Compliance with licence	%	100	90 (6 no report)	71
Operating cost per property	\$	133	270	320
Recycled Water – % of effluent recycled	%	18	17.7 (15 no reuse)	72
Best Practice Management compliance (charging, cost recovery etc)	%	34	43	75

For Council's Information

Noted

5. Berrys Road Dogs, A3.22.6

PRÉCIS

As advised at the last Council meeting the Class 4, Land & Environment Court action has been set down for a hearing on 22 September 2009, this was to allow adequate time for Council to determine the application to vary the policy.

An application for a variation to Council's Local Orders Policy "Keeping of Animals" was received by Council the day before the court listing of 26 June 2009.

The policy states that "the Council may approve requests to keep additional dogs where adequate yard size relative to the size and number of dogs, proper care and desexing can be demonstrated".

The application to vary the current requirements is recommended for refusal.

THE POLICY

The *Local Orders Policy for the Keeping of Animals* was established under the provisions of *Section 159 of the Local Government Act, 1993* and adopted by Council on *19 August 2004*.

The Orders Policy aims to:

- a) Minimise the incidence of nuisance being caused to persons
- b) Protect the welfare of companion, farm and other animals
- c) Protect the welfare and habitat of wildlife; and
- d) Minimise the disturbance of or damage to protected vegetation.
- e) Safeguard the environment

It is well documented that the keeping of companion animals and/or pet animals is usually most beneficial to the well-being of people. Nevertheless, on occasions, complaints are made to Council where animals of an inappropriate kind or number are being kept or where the animals and their accommodation is not being looked after properly.

OBJECTIVES

1. To inform the community of the main statutory restrictions and acceptable limits which apply to the keeping of certain animals for domestic purposes.
2. To give guidance and advice to persons as to the keeping of animals for domestic purposes.
3. To establish local standards, acceptable to the community, for the keeping of animals.
4. To publicly notify the circumstances that the Council will consider in determining whether to serve an Order under Section 124 of the Local Government Act, 1993 to prohibit, restrict or in some other way, require things to be done regarding the keeping of animals.

PRESCRIPTIVE REQUIREMENTS

The number of animals that may be kept at a premise should not exceed the number shown as appropriate to the specified kind of animal listed in the included table.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

The kind of animal that is suitable to be kept at any premises will be determined having regard for the size of the available yard area and the distance to the nearest dwelling or other prescribed building.

Animals should be kept in a manner, which does not:

- Create unclean or unhealthy conditions for people or for the animals.
- Attract or provide a harbourage for vermin.
- Create offensive noise or odours.
- Cause a drainage nuisance or dust nuisance.
- Create waste disposal problems or pollution problems.
- Create an unreasonable annoyance to neighbouring residents.
- Cause nuisance due to proliferation of flies, lice, fleas or other pests and parasites.
- Cause neighbouring residents to fear for safety.

Suitable shelter(s) should be provided for all animals. Generally other animals are to be securely enclosed with adequate fencing to prevent escape.

Design guidelines for the size, layout and construction of animal shelters are produced by the various animal welfare organisations and the Department of Agriculture. These may be adopted from time to time as supplements to this policy.

ANIMAL	MAXIMUM NUMBER (excludes offspring to 3 months of age)	MINIMUM DISTANCE (from certain buildings - See Note A)	APPLICABLE REGULATIONS AND OTHER ADVISORY MATTERS
Dogs	2	Generally 6m Kennels & yards to be 1m from the boundary.	The Companion Animals Act 1998, requires lifetime identification and registration and effective control of dogs at all times. Adequate fencing is essential. The Council may approve requests to keep additional dogs where adequate yard size relative to the size and number of dogs, proper care and desexing can be demonstrated. Noise reduction must be considered when building kennels.

THE APPLICATION

Mr Dennis Marsh has applied in writing (copy attached) to have the current *Local Orders Policy for the Keeping of Animals* varied from permitting a maximum of two dogs premises to allowing **14 dogs** to be permitted to remain at Lot 320 DP 754578, 1 Berrys Road, Grenfell.

Mr Marsh seeks the variation on the grounds:

- The dogs are a small breed – Fox Terrier and are all registered and micro chipped,
- The property that they are housed is approximately 4.95 acres,
- He has experience with animals and has the knowledge and ability to care for them,

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

- The yards are fully fenced and the nearest residence is approximately 150 metres away from the boundary,
- The dogs are housed in sheds at night and have house paddock to use during the day,
- The dogs are well cared for and are VET checked on a regular basis,
- There have been no complaints about the dogs since the neighbours moved out.

Mr Marsh concludes by requesting that the Council allow him to keep the 14 dogs on the property and will accept a condition that no additional dogs shall be kept or the current dogs replaced upon their passing.

ASSESSMENT

The below assessment is generally considered against the matters that council must consider prior to the keeping of additional dogs being approved and the aims and objectives of the policy.

LOCATION

The Berrys Road property is situated within the 1(c)(1) – Rural residential zone which is geographically at one of the lowest parts of Grenfell with a gentle sloping valley.

The majority of the surrounding area is vacant land, however all of that land within the surrounding rural residential area has the potential for the erection of a dwelling at any time. The current zoning of the land within the 1(c)(1) – Rural residential zone can be subdivided to an area of 4000m² thus intensifying the possible disturbance to adjoining properties in the future.

There are dwellings located within 50 meters of Mr Marsh's boundary and not 150 meters as stated by Mr Marsh within his application.

YARD SIZE

Lot 320 DP 754578, 1 Berrys Road, Grenfell at which the dogs are currently housed, has a total land area of 8094m² or 2 acres. The actual fenced area for the dogs is estimated at approximately 1085m² and not the 2.5 acres that is stated within Mr Marsh's submission. The area that the dogs are housed is considered to be no larger than a standard residential allotment, as a result of the fencing that has been erected to contain the dogs. The main compound area that the dogs appear to be feed and exercise are considered to be small have a total area of approximately 120m² and consists of bare earth that would become very muddy and unusable in the wetter months.

The property in its whole form may be adequate for dogs of this size and number, however as the property has been physically broken down into smaller yards for the purpose of containing the dogs, I believe that it is unacceptable or suitable for this many dogs.

CARE

From staff inspections of the dogs and general observations, it is agreed that Mr Marsh cares for the dogs. It is known that the dogs spend periods of times inside the dwelling located on the property with Mr Marsh. The internal condition of the dwelling is unknown, however the feed area as mentioned is bare earth and would be expected to create problems in wet periods.

DESEXING

Records indicate that no dogs on the property have been desexed, which is a clear requirement of the policy should Council consider the keeping of additional dogs.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

Mr Marsh claims that he has not and does not intend on breeding the dogs, however the animal registration records indicate that all of the dogs are registered as breeding and therefore not one is desexed. Further breeding is possible and would be very difficult to be police or control if the dogs are not physically desexed.

NOISE

The barking of the dogs is one of the main concerns and areas of previous complaint and from recent visits to the area and property; I would have to agree that it is annoying. I was visiting an adjoining property for an unrelated matter when a dog barked to meet me, this single bark started the dogs at Mr Marsh's with all dogs continuing to barks for around ten minutes.

The open low lying nature of the area allows the barking noise to be heard many hundreds of meters away, with the prevailing winds taking the noise to the east towards the residential area.

SUBMISSIONS

As previously mentioned the application was notified to adjoining properties and advertised in the Grenfell Record for a period of 14 days given during which a total of six submissions were made.

Five of the submissions were strongly opposed to the variation for the following reasons:

- A variation to the policy would create a precedents that would allow further variations to occur,
- Too many dogs within a confined area and is inappropriate within a residential property,
- The noise that is currently generated from the property is disruptive and intrusive, and can be heard day and night.

Council received one submission in support to the application, this application was from a tenant of the adjoining property who claims that the dogs have not been a problem for them, and some people have very little to do with their time if they complain about Mr Marsh's dogs.

CONCLUSION

The Weddin Local Environmental Plan 2002, identifies Animal establishments (kennels) as Prohibited with the 1(c)(1) – Rural residential zone. Although Mr Marsh states that he is not breeding the dogs the potential remains and the number of dogs would be better suited within an approved breeding establishment, which would not be able to be approved within this zone.

RECOMMENDATION: that Council resolve that:

1. The application to vary Council's Local Orders Policy "Keeping of Animals" to allow fourteen (14) dogs at the Lot 320 DP 754578, 1 Berrys Road, Grenfell be REFUSED for the following reasons and,
 - The used area of the property that is adequately fenced for the dogs is only the size of a residential property and not considered adequate for the number or type of animals,
 - The dogs by virtue of not being desexed and the fact that they are registered as breeding dogs, fails to satisfy the variation requirements of the policy,
 - The noise of the barking dogs has and may continue to be offensive to surrounding properties.
2. The Class 4, Land & Environment Court action continue to reduce the dog numbers to a maximum of two.

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

080 RESOLVED: Clr Crutcher and Clr N Hughes that Council resolve that:

1. The application to vary Council's Local Orders Policy "Keeping of Animals" to allow fourteen (14) dogs at the Lot 320 DP 754578, 1 Berrys Road, Grenfell be REFUSED for the following reasons and,
 - The used area of the property that is adequately fenced for the dogs is only the size of a residential property and not considered adequate for the number or type of animals,
 - The dogs by virtue of not being desexed and the fact that they are registered as breeding dogs, fails to satisfy the variation requirements of the policy,
 - The noise of the barking dogs has and may continue to be offensive to surrounding properties.
2. The Class 4, Land & Environment Court action continue to reduce the dog numbers to a maximum of two.

Clr McClelland returned to the room.

6. Septic Inspections, S1.4.2.2

Concerns have been raised as to why Council is undertaking inspections on the on-site sewage management systems (septic tanks) and a charge is being imposed upon the property owners.

In 1998 new legislation (under the *Local Government Act, 1993, Section 68*) was introduced that made it mandatory for local councils to monitor and approve the operation of all on-site sewage management systems and ensure that those systems complied with environmental and public health performance standards.

All Councils who have un-sewered areas must implement an inspection regime and issue an approval to install and operate all on-site sewage management systems. A State Government survey of sewage management systems in NSW showed that up to 70% of systems were experiencing some type of failure in most in local government areas.

It is estimated that there are approximately 1000 on-site sewage management systems within our local government area. All of these on-site systems are required under legislation to be inspected.

Council's Management Plan 2009/2010 states in section 4.3 "ongoing registration and inspection of on-site sewerage management systems" will be a principal activity with the Health area this year.

Under the provisions of the Local Government Act 1993, Council may charge a fee for any inspection. This fee has been adopted by Council within the Management Plan Fees and Charges and is set at \$82.50. The majority of systems within the Weddin Shire are considered to be of medium to low risk system which sees them on a 3 to 5 years inspection regime, therefore the average property is being charged an equivalent of around \$20.62 per year.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

Other Councils may make a conscious decision not to inspect the systems within their local government areas this does not however mean that Weddin Shire should stop our inspection program. Weddin Shire has completed inspections of the village areas of Greenethorpe, Caragabal and started inspections of Quandialla, with Grenfell and the more rural allotments to be inspected in the near future.

For Council's Information

Noted

7. Natural Resource Management, E3.9.2

On the 29th July I attended an Integrating Natural Resource Management into Local Government operations workshop at Cowra. The workshop was designed to introduce Councils to the new NRM guidelines that have been developed by the LGSA for the integrated planning requirements that are to be shortly introduced.

The workshop was broken into two main areas, being:

Corporate Planning & Reporting (Vol 1)	Land Use Planning (Vol 2)
Community Strategic Plan (or equivalent)	Strategic Land Use Plan
3 year Management Plan	LEP
Annual Operational Plan	DCP (NRM related)
State of the Environment Report	Any other related document
An understanding of the current tools used to resource NRM at your Council	

A copy of the guidelines are available for viewing by request to the Director Environmental Services.

For Council's Information

Noted

8. Grenfell Waste Depot Upgrade, E3.3.2

As previously resolved the contract for the operations has been awarded with the manning to commence on Tuesday 15 September 2009.

The physical upgrade works at the Grenfell Waste Depot are continuing with the following being completed or underway:

- Transfer bin retaining wall has been completed, with railings to be shortly installed,
- The area fencing is ordered and expected to be completed late August,
- All sewer and water plumbing has been completed,
- The main electrical cabling has been installed, with the solar power system to be installed in late August.
- New signage is ordered and will be installed prior to the manning,
- The household hazardous waste area is to soon be concreted and cover installed.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

Subject to the weather it is expected that most of the major works will be completed by the start of September 2009.

For Council's Information

Noted

081 RESOLVED: Cllr Crutcher and Cllr Atchison that Council adjourn for supper.

Council adjourned for supper: 6.54 pm

Council resumed at: 7.21 pm

082 RESOLVED: Cllr Niven and Cllr Atchison that Council resume.

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):**

Nil applications determined by General Manager's delegation

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 14/2009	TI HAZELL	Demolition of existing Dwelling	\$1,000	Lot: 1 in DP: 1113505 2 Lawson Drive GRENFELL NSW 2810

For Council's Information

Noted

3. **Development Applications for the Consideration of Council, DA 23/2009 Subdivision (2 lots) (Boundary Adjustment)**

Applicant:	Sharon Eppelstun
Owner:	Sharon Eppelstun
Site:	Lots 531& 532, DP 754578 39 Gooloogong Road, Grenfell
Zone:	2(t) - Township
Site Area:	8094m ² per lot
Proposed Development:	Subdivision - Boundary Adjustment

PRECIS

Council is in receipt of an application to subdivide – boundary adjustment of two existing lots. Proposed Lot 1 being 8074m² (which consists of the existing dwelling) and proposed Lot 2 consisting of the 8131m², both lots are within the 2(t) zoning. The purpose of the boundary adjustment is to provide road frontage to the existing lot 532 which fronts the unmade road of Bourks Street.

Council has previously approved (DA 91/2005) the erection of a dwelling on the existing lot 532, which was conditional to an access lane being constructed along Bourks Street and a domestic pump station to be installed to discharge the sewerage to the Council reticulated main system.

The application is referred for Council consideration, as it is deemed to require infrastructure works at a cost to the applicant.

Approval of the application is recommended.

DESCRIPTION OF THE PROPOSAL

The application involves the existing boundary of the two lots that runs north to south, being turned to east to west, thus providing Gooloogong Road frontage to both lots. The land currently consists of a dwelling located within the proposed Lot 1 with Lot 2 being vacant grassland.

The proposal would involve the creation of kerb and gutter and associated road shoulder sealing along the entire frontage of both lots at full cost to the applicant.

Refer to attachment B3 for a copy of the proposed subdivision layout.

DESCRIPTION OF THE SITE

The subject site is located on the eastern side of Gooloogong Road and is well inside the 2(t) – Township Zone. The land is predominantly cleared grassland with an open drainage system that travels through existing Lot 532. The surrounding land is predominantly standard style residential allotments.

PLANNING ASSESSMENT

The proposal has been assessed in accordance with the matters for consideration under section 79C of the Environmental Planning and Assessment Act 1979.

WEDDIN LEP 2002 ASSESSMENT

The proposed subdivision has been assessed in accordance with development standards and requirements of the Weddin LEP 2002 and specifically clause 21.

Each proposed lot has a suitable area for the construction of a dwelling and associated structures.

Servicing of the subdivision is achievable with electricity, telephone and water supply networks already located within the area and already servicing proposed Lot 1. The sewer is currently available to proposed Lot 1, with an extension required to service proposed Lot 2.

The Grenfell Sewer Contribution Plan does not apply to this development as there are no additional lots being created as a part of this proposal.

The proposed subdivision is considered to be consistent with the 2(t) zone objective, with a more suitable access being available to the entire property.

INFRASTRUCTURE WORKS

The subdivision requires some infrastructure type works to be undertaken by and at the full cost of the applicant, these include:

- Construction of kerb and gutter along the entire frontage of both proposed lots.
- Sealing of the road shoulder adjacent to the new kerb.
- Construction of sealed accesses into each of the proposed lots.
- Extension to the sewer mains to service proposed Lot 2.

Council's Director of Engineering is satisfied with the proposal subject to conditions contained in the draft consent.

CONCLUSION

The proposed subdivision complies with the intent of the LEP and based on the information provided with the application and having consideration for all relevant matters of consideration pursuant to section 79c of the EPA Act 1979, approval of the subdivision is recommended, subject to standard and specific conditions of the consent.

RECOMMENDATION: that Development Application 23/2009 for the Subdivision – Boundary Adjustment of Lots 531 & 532, DP 754578 Gooloogong Road, Grenfell, be APPROVED, subject to the draft Development Consent conditions presented to the 20 August 2009 Council meeting, as follows:-

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

1. SUBDIVISIONS

- (1) The development shall be carried out in accordance with the plans submitted with the Development Application and any supportive documentation, as stamped and approved by Council, except as otherwise provided by conditions of this consent

Reason: to ensure the development is carried out in accordance with the submitted application as assessed by Council

- (2) A plan of survey and five (5) copies by a registered surveyor substantially in accordance with the application are to be lodged with Council (or an accredited certifier) prior to the issue of the subdivision certificate

Reason: to provide the required copies of plans for certification and lodgment with the Land Tittles Office as required under the regulations of the Environmental Planning & Assessment Act 1979

- (3) A Subdivision Certificate is to be and issued prior to the release of the survey plan

Reason: to authorize the registration of the plan of subdivision under Division 3 or Part 23 of the Conveyancing Act 1919

- (4) Power is to be available to each allotment by payment of the standard fee to Country Energy. A certificate from the authority stating that acceptable arrangements have been made is to be submitted to Council prior to the release of the survey plan.

Connection to telephone mains is to be available to each allotment by payment of the standard fee to the supply authority. A certificate from the authority stating that acceptable arrangements have been made is to be submitted to Council prior to the release of the survey plan.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

Connection to town water is to be available to each allotment by payment of the standard fee to the supply authority. A certificate from the authority stating that acceptable arrangements have been made is to be submitted to Council prior to the release of the survey plan.

Reasons: to ensure services are available to each allotment of land.

- (5) The applicant is to submit written confirmation to Council that Telstra and Country Energy have been advised of the approved subdivision.

Reason: to reflect the relevant considerations required under the provisions of Section 79C(1) of the Environmental Planning & Assessment Act 1979 and associated Guidelines and to ensure the health and safety of persons accessing the site and persons using the public roads.

2. OTHER

- (1) Each entrance is to be constructed and sealed from the kerb line or future kerb line to the edge of the road seal.

Reason: To ensure safe all weather access to and from property.

3. SPECIAL CONDITIONS

- (1) Road Opening Permit -
Prior to any works being undertaken in the road reserve, a road opening permit is to be obtained from Council.

Reason: To ensure compliance with the Roads Act which requires the road authority to give permission for an activity within the road reserve.

- (2) Road Construction -
Prior to the release of the subdivision certificate, kerb, gutter and sealing of the shoulder of the existing road in front of proposed Lots 1 and 2 is to be provided in accordance with the standards of Council, with all costs to be paid by applicant. The applicant is to liaise with Council's Engineering staff, to determine the design standard and levels prior to the works commencing.

Reason: To ensure that the road is constructed in accordance with Council's specifications.

- (3) Provide Vehicle Access -
Sealed vehicular access must be provided to lots 1 and 2 from the road to the property boundary in accordance with Council's requirements and AS2890.

Reason: To ensure sole vehicle access to and from the property.

- (4) Sewer -
The sewer is to be provided to proposed lot 2 prior to the release of the subdivision certificate, in accordance with Council's Policy for Sewer extensions and Connections.

Reason: To ensure adequate infrastructure and facilities are provided to each allotment.

- 083** **RESOLVED:** Clr Crutcher and Clr Atchison that Development Application 23/2009 for the Subdivision – Boundary Adjustment of Lots 531 & 532, DP 754578 Gooloogong Road, Grenfell, be approved, subject to the above conditions.

DIVISION REQUIRED:

Councillors For: Clrs Simpson, Halls, Niven, D Hughes, N Hughes, Atchison, Lobb, Crutcher, Hinde and McClelland.

Councillors Against: Nil

4. Development Applications for the Consideration of Council, DA 25/2009
Subdivision to Create 2 Lots

Applicant:	Mrs CE Drady
Owner:	Estate AM Drady & Mrs CE Drady
Site:	Lot 951, DP 754578 52 Melyra Street, Grenfell
Zone:	2(t) - Township
Site Area:	3.02 ha
Proposed Development:	Subdivision to create 2 allotments

PRECIS

Council is in receipt of an application to subdivide approximately 3.02 ha into two lots. Proposed Lot 1 being 3820m² (which consists of the existing dwelling) and proposed Lot 2 consisting of the residue of approximately 2.64 ha, both lots are within the 2(t) zoning.

The application is referred for Council consideration, as it is deemed to require infrastructure works at a cost to the applicant.

Approval of the application is recommended.

DESCRIPTION OF THE PROPOSAL

The application involves the subdivision of a large area of land at the eastern edge of the Township zone, which has an area of 3.02 ha. The land currently consists of a dwelling located within the proposed lot 1 area and the remaining land has a stormwater drainage system upon it. It is proposed to subdivide the dwelling are off and allow a purchaser to further development proposed lot 2 that will have an area of approximately 2.64 ha.

The proposal would involve the creation of kerb and gutter and associated road shoulder sealing, plus the creation of easements over the drainage area of proposed lot 2 that would be in favour of Council.

Refer to attachment B4 for a copy of the proposed subdivision layout.

DESCRIPTION OF THE SITE

The subject site is located on the eastern end of the town boundary and fronts Melyra Street, Fitches Lane and North Street. The land is predominantly cleared grassland. There is a scattering of vegetation along the Melyra Street frontage. The surrounding land is predominantly larger residential allotments.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

PLANNING ASSESSMENT

The proposal has been assessed in accordance with the matters for consideration under section 79C of the Environmental Planning and Assessment Act 1979.

WEDDIN LEP 2002 ASSESSMENT

The proposed subdivision has been assessed in accordance with development standards and requirements of the Weddin LEP 2002 and specifically clause. 21.

Each proposed lot has a suitable area for the construction of a dwelling and associated structures.

Servicing of the subdivision is achievable with electricity, telephone and water supply networks already located within the area and already servicing proposed lot 1. The sewer appears to currently run through the property.

This is the first application to have the \$2800 per lot, contribution requirements of the Grenfell Sewer Contribution Plan applied. This applies to all new lots and dwellings within the Grenfell 2(t) zone.

The proposed subdivision is considered to be consistent with the 2(t) zone objective, with a good opportunity for further development of proposed lot 2 in the future.

INFRASTRUCTURE WORKS

The subdivision requires some infrastructure type works to be undertaken by and at the full cost of the applicant, these include:

- Construction of kerb and gutter around the frontage of proposed lot1.
- Sealing of the road shoulder adjacent to the new kerb.
- Construction of sealed accesses into each of the proposed lots.

Council's Director of Engineering is satisfied with the proposal subject to conditions contained in the draft consent.

CONCLUSION

The proposed subdivision complies with the intent of the LEP and based on the information provided with the application and having consideration for all relevant matters of consideration pursuant to section 79c of the EPA Act 1979, approval of the subdivision is recommended, subject to standard and specific conditions of the consent.

RECOMMENDATION: that Development Application 25/2009 for the subdivision of Lot 951, DP 754578 52 Melyra Street, Grenfell, to create 2 lots, be approved, subject to the draft Development Consent conditions presented to the 20 August 2009 Council meeting, as follows:-

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

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

1. BUILDING

- (1) Payment to Council pursuant to Section 306 of the Water Management Act 2000 and the Council's "Grenfell Sewer Contributions Plan" for sewer contribution charges. The current contribution rates for the current financial year for this development are as follows:

Sewer - contribution\$2800.00

The sewer charges are those that apply at the date of issue of this consent. Rates are adjusted annually on 1 July. Contributions will only be accepted at the rate applying at the date of payment. Council's Environmental Services should be contacted prior to payment to confirm the contribution amount.

The Council's "Grenfell Sewer Contributions Plan" can be inspected at Council's Offices, Corner Camp and Weddin Streets, Grenfell.

Contributions are required to be paid as follows:

- Development Applications involving subdivision – prior to the release of the plan of subdivision (i.e. issue of Subdivision Certificate)
- Development Applications involving building work – prior to the time of building approval (i.e. issue of Construction Certificate)
- Development Applications where no building approval is required – prior to the issue of an Occupation Certificate.

Reason: This development results in a new or increased demand on existing infrastructure.

2. SUBDIVISIONS

- (1) The development shall be carried out in accordance with the plans submitted with the Development Application and any supportive documentation, as stamped and approved by Council, except as otherwise provided by conditions of this consent

Reason: to ensure the development is carried out in accordance with the submitted application as assessed by Council

- (2) A plan of survey and five (5) copies by a registered surveyor substantially in accordance with the application are to be lodged with Council (or an accredited certifier) prior to the issue of the subdivision certificate

Reason: to provide the required copies of plans for certification and lodgment with the Land Tittles Office as required under the regulations of the Environmental Planning & Assessment Act 1979

- (3) A Subdivision Certificate is to be and issued prior to the release of the survey plan

Reason: to authorize the registration of the plan of subdivision under Division 3 or Part 23 of the Conveyancing Act 1919

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

- (4) Power is to be available to each allotment by payment of the standard fee to Country Energy. A certificate from the authority stating that acceptable arrangements have been made is to be submitted to Council prior to the release of the survey plan.

Connection to telephone mains is to be available to each allotment by payment of the standard fee to the supply authority. A certificate from the authority stating that acceptable arrangements have been made is to be submitted to Council prior to the release of the survey plan.

Connection to town water is to be available to each allotment by payment of the standard fee to the supply authority. A certificate from the authority stating that acceptable arrangements have been made is to be submitted to Council prior to the release of the survey plan.

Reasons: to ensure services are available to each allotment of land.

- (5) The applicant is to submit written confirmation to Council that Telstra and Country Energy have been advised of the approved subdivision.

Reason: to reflect the relevant considerations required under the provisions of Section 79C(1) of the Environmental Planning & Assessment Act 1979 and associated Guidelines and to ensure the health and safety of persons accessing the site and persons using the public roads.

3. OTHER

- (1) Each entrance is to be constructed and sealed from the kerb line or future kerb line to the edge of the road seal.

Reason: To ensure safe all weather access to and from property.

4. SPECIAL CONDITIONS

- (1) Road Opening Permit -
Prior to any works being undertaken in the road reserve, a road opening permit is to be obtained from Council.

Reason: To ensure compliance with the Roads Act which requires the road authority to give permission for an activity within the road reserve.

- (2) Road Construction -
Prior to the release of the subdivision certificate, kerb, gutter and sealing of the shoulder of the existing road in front of proposed Lot 1 and is to be provided in accordance with the standards of Council, with all costs to be paid by applicant. The applicant is to liaise with Council's Engineering staff, to determine the design standard and levels prior to the works commencing.

Reason: To ensure that the road is constructed in accordance with Council's specifications.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

(3) Provide Vehicle Access -

Sealed vehicular access must be provided to lot 1 and 2 from the road to the property boundary in accordance with Council's requirements and AS2890.

Reason: To ensure sole vehicle access to and from the property.

(4) Stormwater Easement -

Prior to the release of the subdivision certificate the applicant is required to create stormwater drainage easements in favour of Council over proposed Lot Two (2), these are to be where required and/or as directed by Council free of all costs to Council.

Reason: To ensure adequate access to, and protection of, services will be ensured with the creation of easements over existing and proposed services.

(5) Sewer -

The sewer is to be provided to each lot prior to the release of the subdivision certificate, in accordance with Council's Policy for Sewer extensions and Connections.

Reason: To ensure adequate infrastructure and facilities are provided to each allotment.

(6) Easement Creation -

An easement with a minimum width of 3 metres is to be created in favour of the Council over all sewer mains. Details are to be submitted prior to the release of the subdivision certificate.

Reason: To protect Council assets and to ensure access to Council assets.

Clr McClelland previously submitted written declarations of interest for Items B4 and B5 and left the room.

084 RESOLVED: Clr Hinde and Clr Lobb that Development Application 25/2009 for the subdivision of Lot 951, DP 754578 52 Melyra Street, Grenfell, to create 2 lots, be approved, subject to the above conditions.

DIVISION REQUIRED:

Councillors For: Clrs Simpson, Halls Niven, D Hughes, N Hughes, Atchison, Lobb, Crutcher and Hinde.

Councillors Against: Nil

5. Development Applications for the Consideration of Council, DA 24/2009
Proposed Staged development – 12 lot Strata Subdivision and Construction of 12 dwellings units

Applicant:	Mr P Mawhinney
Owner:	S A Mawhinney
Site:	Lots: 1&3 Sec. 47 DP: 758473 Lot: 1 DP: 194119 Tyagong Street, Grenfell
Zone:	2(T) - Township

PRECIS

On the 1st July 2009 Council received a development application for a Staged development – 12 lot Strata Subdivision and Construction of 12 dwellings units.

The development was notified to adjoining and adjacent land owners for a period of 21 days and advertised in the Grenfell Record as per Council policy, with only one submission being received at the completion of the required period.

The application is referred for Council consideration, as it is deemed to require infrastructure works at a cost to the applicant.

Approval of the application is recommended.

DESCRIPTION OF THE PROPOSAL

The staged development of 12 lot strata Subdivision and construction of 12 dwellings units. The development is to be a strata subdivision which is serviced by a single private road that is security gated. The entire site is to be fenced and landscaped to provide privacy.

The proposal would involve the creation of kerb and gutter and associated road shoulder sealing along the entire frontage of Melyra Street at full cost to the applicant.
Refer to attachment B5 for a copy of the proposed site layout.

DESCRIPTION OF THE SITE

The site currently consists of three separate lots with a total combined area of 6069m². The lots are bound by three streets being Melyra, Grafton and Tyagong Streets, there is also a gravel laneway located along the eastern boundary of the property. The site has a fall from north to south of approximately 1m, with a large open drainage channel located along the Tyagong Street frontage. The site is covered by native grasses and weeds with some small shrubs located in the middle.

The surrounding land is predominantly standard style residential allotments.

The proposed development site is located with the 2(t) – town zone and is identified as flood liable.

PLANNING ASSESSMENT

The proposal has been assessed in accordance with the matters for consideration under section 79C of the Environmental Planning and Assessment Act 1979. The full assessment is available by request of the Director Environmental Services.

WEDDIN LEP 2002

The proposed subdivision has been assessed in accordance with development standards and requirements of the Weddin LEP 2002.

PERMISSIBILITY

The proposed development is permissible under Weddin Local Environmental Plan 2002 subject to development consent from the Council. The establishment of such a development is considered to meet the objectives of the zone and is consistent with existing developments in the location.

DCP'S OR POLICIES

Building and Development Policy: the proposed development complies with the specific requirements of the policy, with the exception of the setback of the buildings located upon lot 6 & 7, which are proposed to be 5m from the Grafton Street boundary. The policy requires that no structures be erected nearer than 6m from the front street boundary. This requirement is generally imposed to take into account for vehicular movement from that frontage and streetscape. As there is no vehicular access from Grafton Street and it is only the corner of the building that will breach the requirement, a variation to only 5m would be considered to be suitable.

Grenfell and Environs Policy: the proposal meeting the minimum standards of this policy.

Notification of Development Policy: the proposed development was advertised and notified in accordance with the policy.

Grenfell Sewer Contribution plan: this development is required to pay contributions as detailed within the policy, with relevant conditions to be placed upon the consent which details the monetary contribution required to be paid and when it is required.

NATURAL HAZARDS

The development site is identified as flood liable with a 1 in 100 flood level of 378.34m AHD, therefore the minimum FFL of the habitable part of the dwellings must be 378.64m AHD. This allows for a 300mm freeboard above the predicted 1 in 100 year flood event.

PUBLIC PARTICIPATION

Notification was conducted for this development in accordance with Council's Notification policy for an initial period of 21 days and a subsequent period of 21 days as a result of a possible property being excluded in the original notification.

PUBLIC SUBMISSIONS:

At the completion of the notification period 1 written submission was received.

The submission was not to object about the proposed development, but was more a general concern about the road condition at the Melyra & Tyagong Street intersection. It was requested that Council move forward the proposed road upgrade works in this area to coincide with this development.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

The concerns raised during the notification period are considered to be valid concern. However, is not a matter to be handled during the assessment and subsequent determination of this application, as the proposed development does not require the entire upgrading on the road system in the local area.

INFRASTRUCTURE WORKS

The proposed development requires some infrastructure works to be undertaken by and at the full cost of the applicant, these include:

- Construction of kerb and gutter along the entire Melyra Street frontage.
- Sealing of the road shoulder adjacent to the new kerb.
- Construction of a concrete foot path across the entire Melyra Street frontage.
- Levels and possible drainage of the existing laneway, to ensure adequate drainage is maintained.
- Head & wing walls at stormwater discharge point with the existing open drain on Tyagong Street.

Council's Director of Engineering is satisfied with the proposal subject to conditions contained in the draft consent.

CONCLUSION

The proposed subdivision complies with the intent of the LEP and based on the information provided with the application and having consideration for all relevant matters of consideration pursuant to section 79c of the EPA Act 1979, approval of the subdivision is recommended, subject to standard and specific conditions of the consent.

RECOMMENDATION: that Development Application 24/2009 for the Staged development – 12 lot strata Subdivision and construction of 12 dwellings units at Lots 1 – 3 Sec. 47, DP 754578 Tyagong Street, Grenfell, be APPROVED, subject to the draft Development Consent conditions presented to the 20 August 2009 Council meeting, as follows:-

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

1. GENERAL

(1) Staged Development -

Development may be undertaken in stages with the final stage completed within 5 years of enactment of this consent. Prior to occupancy of each stage the following works are to be completed to Council's satisfaction, dwelling construction, associated infrastructure and landscaping within the strata lot boundaries of that stage.

Reason: To allow flexibility with regard to the carrying out of development while ensuring an adequate standard of development at each stage

(2) Construction Certificate (staged development)

A Construction Certificate is to be obtained for each stage of the development where building works and/or infrastructure construction is required.

Reason: To ensure compliance with the Environmental Planning and Assessment Act and associated legislation.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

- (3) The development shall be carried out in accordance with the plans as submitted with the Development Application and any supporting documentation, as stamped and approved by Council, except as otherwise provided by conditions of this consent.

Reason: to ensure the development is carried out in accordance with the submitted application as assessed by Council.

- (4) (Basix)
The development is to comply with the Basix Certificate provided. All commitments specified on Certificate numbers 231062S, 231310S, 231317S, 231311S, 2313185S, 231312S, 234106S, 234119S, 234212S, 234204S, 234222S, 234225S shall be confirmed upon the final inspection.

Reason: The development meets the NSW Governments requirements for sustainability and to comply with the Basix Certificate.

- (5) Payment to Council pursuant to Section 306 of the Water Management Act 2000 and the Council's "Grenfell Sewer Contributions Plan" for sewer contribution charges. The current contribution rates for the current financial year for this development are as follows:

Sewer - contribution \$33,600 (12 x \$2800)

The sewer charges are those that apply at the date of issue of this consent. Rates are adjusted annually on 1 July. Contributions will only be accepted at the rate applying at the date of payment. Council's Environmental Services should be contacted prior to payment to confirm the contribution amount.

The Council's "Grenfell Sewer Contributions Plan" can be inspected at Council's Offices, Corner Camp and Weddin Streets, Grenfell.

Contributions are required to be paid as follows:

- Development Applications involving subdivision – prior to the release of the plan of subdivision (i.e. issue of Subdivision Certificate)
- Development Applications involving building work – prior to the time of building approval (i.e. issue of Construction Certificate)
- Development Applications where no building approval is required – prior to the issue of an Occupation Certificate.

Reason: This development results in a new or increased demand on existing infrastructure.

- (6) All building work must be carried out in accordance with the provisions of the Environmental Planning and Assessment Act 1979 and the Building Code of Australia.

Reason: to ensure compliance with the legislation and standards.

(7) Flood Level Requirement -

The minimum floor level of any habitable part of the building shall be at or above RL 378.64 m AHD.

Reason: To minimise the effects of flooding.

(8) Road Opening Permit -

Prior to any works being undertaken in the road reserve, a road opening permit is to be obtained from Council.

Reason: To ensure compliance with the Roads Act which requires the road authority to give permission for an activity within the road reserve.

2. PRIOR TO ISSUE OF CONSTRUCTION CERTIFICATE

(1) Prior to commencement of work, the person having the benefit of the Development Consent and a Construction Certificate shall:

- a) appoint a **Principal Certifying Authority** and notify Council of the appointment (if Council is not appointed), and
- b) notify Council of their intention to commence the erection of the building (at least 2 days notice is required).

The Principal Certifying Authority shall determine when **inspections and compliance certificates** are required.

Reason: to ensure compliance with the Environmental Planning and Assessment Act 1979

(2) Prior to commencement of work, a copy of Home Owners Warranty certificate of insurance (or where applicable an Owner/Builder permit issued by the NSW Department of Fair Trading) is to be submitted to Council.

Reason: to comply with the Home Building Act 1989.

(3) Before commencement of any work, a sign is required to be erected in a prominent, visible position:

- stating that unauthorised entry to the work site is not permitted,
- showing the name of the person in charge of the work site and a telephone number at which that person can be contacted outside working hours, and
- the house and lot number of the property.

This sign must be removed when the building work has been completed.

Reason: to ensure compliance with the Environmental Planning and Assessment Act 1979.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

(4) Section 68 Approval required -

Prior to the issue of the construction certificate an application for approval pursuant to Section 68 of the Local Government Act, 1993 to carry out water supply, stormwater and sewerage works is to be lodged with Council. The approval under Section 68 of the Local Government Act, 1993 is to be obtained prior to any works commencing on site.

Reason: To ensure compliance with the Local Government Act 1993

3. DURING CONSTRUCTION

(1) The building works are to be inspected during construction by the Council or by an "Accredited Certifier" (as applicable) and documentary evidence of compliance with the relevant terms of the approval/standards of construction detailed in the Building Code of Australia and Council's established development standards (as listed under Advisory Conditions which form part of this consent), is to be obtained prior to proceeding to the subsequent stages of construction, encompassing not less than the following key stages:-

- (i) *Footings and Concrete Slabs: When the footings have been excavated and all steel reinforcement has been placed in position.*
- (ii) *Sub floor bearers and joists: Prior to the laying of the floor and when ant caps are in place.*
- (iii) *Structural framework: When complete, all external walls and roof cladding must be in place prior to inspection. Internal plumbing should be in place and under pressure.*
- (iv) *Roof frame: Prior to the installation of the ceiling lining and eaves soffit lining.*
- (v) *Internal House Drainage: When all internal drainage work is installed and prior to concealment. Drainage should be under water test.*
- (vi) *External House Drainage: When all external drainage work is installed and prior to concealment.*
- (vii) *Wet area waterproofing: prior to lining or laying tiles.*
- (viii) *Stormwater Drainage: When the stormwater and roofwater drainage system has been completed.*
- (ix) *Completion: Upon compliance with all conditions of approval and prior to occupation.*

Note: 48 Hours notice is required prior for all inspections

Reason: To comply with the Environmental Planning & Assessment Amendment (Quality of Construction) Act 2003.

(2) Protection of Public Places -

- If the work involved in the erection or demolition of a building is likely to cause pedestrian or vehicular traffic in a public place to be obstructed or rendered inconvenient, or building involves the enclosure of a public place, a hoarding or fence must be erected between the work site and the public place.
- If necessary, an awning is to be erected, sufficient to prevent any substance from, or in connection with, the work falling into the public place.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

- The work site must be kept lit between sunset and sunrise if it is likely to be hazardous to persons in the public place.
- Any such hoarding, fence or awning is to be removed when the work has been completed.

Reason: to ensure that public safety is maintained during the construction period.

(3) Any proposed filling on the site shall not:

- a) encroach onto the adjoining properties and
- b) adversely affect the adjoining properties with surface run-off.

Reason: to minimise nuisance to adjoining properties.

(4) Work shall be confined to normal working hours, namely 7.00 am to 5.00 pm Monday to Friday, and 7.00 am to 1.00 pm Saturdays. (No work is permitted on Sundays or public holidays).

Reason: to minimise nuisance to adjoining neighbours.

(5) Prior to commencing work, erosion and sedimentation control measures are to be put in place to prevent soil movement from the site into natural or constructed drains or watercourses. Measures may include the installation of geofabric fencing, staked straw bale walls located on the contour down-slope of the construction, sediment detention basins, earthen contour banks and the like. Control measures must be maintained until revegetation or landscaping is completed.

Note: Failure to implement soil erosion protection may result in the issue of on the spot fines for offences under the Protection of the Environment Operations Act, 1998.

Reason: to ensure that any possible soil erosion and runoff is contained on the site to prevent pollution of drainage lines.

(6) The applicant must provide an adequate receptacle to store all waste generated by the development pending disposal. The receptacle must be regularly emptied and waste must not be allowed to lie or accumulate on the property other than in the receptacle. Consideration should be given to the source separation of recyclable and reusable materials.

Reason: to ensure that any possible soil erosion and runoff is contained on the site to prevent pollution of drainage lines.

Advice to applicant:

Failure to provide and maintain sediment control measures can result in water pollution. Council officers are authorised to issue on-the-spot fines for offences under the Protection of the Environment Operations Act, 1998.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

(7) Site Protection

Prior to the commencement of works, the principal contractor is to ensure that the site has been appropriately protected and secured in accordance with WorkCover requirements.

Reason: To protect the safety of persons on adjoining land.

4. SUBDIVISION

- (1) The development shall be carried out in accordance with the plans submitted with the Development Application and any supportive documentation, as stamped and approved by Council, except as otherwise provided by conditions of this consent

Reason: to ensure the development is carried out in accordance with the submitted application as assessed by Council

- (2) A plan of survey and five (5) copies by a registered surveyor substantially in accordance with the application are to be lodged with Council (or an accredited certifier) prior to the issue of the subdivision certificate.

Reason: to provide the required copies of plans for certification and lodgment with the Land Titles Office as required under the regulations of the Environmental Planning & Assessment Act 1979

- (3) A Subdivision Certificate is to be and issued prior to the release of the survey plan

Reason: to authorize the registration of the plan of subdivision under Division 3 or Part 23 of the Conveyancing Act 1919

- (4) Power is to be available to each allotment by payment of the standard fee to Country Energy. A certificate from the authority stating that acceptable arrangements have been made is to be submitted to Council prior to the release of the survey plan.

Connection to telephone mains is to be available to each allotment by payment of the standard fee to the supply authority. A certificate from the authority stating that acceptable arrangements have been made is to be submitted to Council prior to the release of the survey plan.

Connection to town water is to be available to each allotment by payment of the standard fee to the supply authority. A certificate from the authority stating that acceptable arrangements have been made is to be submitted to Council prior to the release of the survey plan.

Reasons: to ensure services are available to each allotment of land.

- (5) The applicant is to submit written confirmation to Council that Telstra and Country Energy have been advised of the approved subdivision.

Reason: to reflect the relevant considerations required under the provisions of Section 79C(1) of the Environmental Planning & Assessment Act 1979 and associated Guidelines and to ensure the health and safety of persons accessing the site and persons using the public roads.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

(6) Footpath Construction -

Footpath construction 1.2m wide at the frontage of the development (Melyra Street) is to be completed at the developers cost to Councils standard. The applicant is to liaise with Council's Engineering staff, to determine the design standard and levels prior to the works commencing. Prior to occupation of the development footpath construction is to be inspected by Council and deemed satisfactory.

Reason: To provide a durable low maintenance safe footpath surface for pedestrian traffic.

(8) Road Construction -

Prior to the release of the subdivision certificate for stage 1, kerb, gutter and sealing of the shoulder of the existing road along the frontage Melyra Street, to be provided in accordance with the standards of Council, with all costs to be paid by applicant. The applicant is to liaise with Council's Engineering staff, to determine the design standard and levels prior to the works commencing.

Reason: To ensure that the road is constructed in accordance with Council's specifications.

(9) Drainage -

Levels of the existing laneway are to be taken, to ensure that adequate provision are made for surface water disposal across the proposed development should levels and drainage pattern deem it necessary.

Reason: To ensure that adequate surface drainage is achieved to reduce any effects to occupants.

5. PRIOR TO OCCUPATION CERTIFICATE

(1) A final **Occupation Certificate** must be issued by the Principal Certifying Authority prior to occupation or use of the development. In issuing an occupation certificate, the Principle Certifying

Authority must be satisfied that that the requirements of section 109H of the Environmental Planning and Assessment Act 1997 have been satisfied.

Reason: to ensure compliance with the Environmental Planning and Assessment Act 1979

(2) Damage to K&G -

Prior to the issue of a Final Occupation Certificate any damage to kerb and gutter, road surfaces, infrastructure or landscaping outside of the property boundary must be reinstated at total cost to the developer and to the satisfaction of Weddin Shire Council.

Reason: To ensure that all assets located outside the property boundaries are maintained.

(3) The site is to be **landscaped** as indicated on the plans submitted. The landscaping is to be established within 6 months of the date of this consent. The landscaping is to be maintained to ensure their growth and protected from damage. Dead trees are to be replaced within 3 months of dying.

DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

Reason – to ensure that the rural landscape and scenic quality of the area is not detrimentally affected and to assist in the reduction of odour drift as a consideration required under the provisions of Section 79C of the Environmental Planning and Assessment Act and the associated Guidelines.

- 085** **RESOLVED:** Clr Hinde and Clr Crutcher that Development Application 24/2009 for the Staged development – 12 lot strata Subdivision and construction of 12 dwellings units at Lots 1 – 3 Sec. 47, DP 754578 Tyagong Street, Grenfell, be approved subject to the above conditions.

DIVISION REQUIRED:

Councillors For: Clrs Simpson, Halls Niven, D Hughes, N Hughes, Atchison, Lobb, Crutcher and Hinde.

Councillors Against: Nil

Clr McClelland returned to the room.



S WILSON
DIRECTOR ENVIRONMENTAL SERVICES

- 086** **RESOLVED:** Clr Atchison and Clr Niven that that except where otherwise dealt with the Director Environmental Services' Report be adopted.

REPORT ON THE GRENFELL INTERAGENCY MEETING HELD ON 17 JUNE 2009 AT THE GRENFELL COURT HOUSE (C1.3.9)

Matters from the meeting are summarised as follows:-

- Grenfell Interagency to now meet quarterly,
- guest speakers to be sought for each meeting,
- guest speaker, Chris Maybin from South West Tenants Advice Service provided an excellent information session
 - the service has 44,000 tenants, and is funded by interest from bonds,
 - it has a role in contributing to tenancy law,
 - it has no role for boarders, lodgers or people living in tents.
- Heart Moves Weekly Exercise Group – Wednesday, 9.00 am at Grenfell Bowling Club,
- Tai Chi – Tuesday, 9.30 am at Grenfell Bowling Club.
- Physiotherapy services finished in July.
- a new service from Mission Australia is available, offering support for people with mental health problems.

The next meeting is scheduled for 19 August 2009.

CLR CM LOBB
DELEGATE

087 **RESOLVED:** Clr N Hughes and Clr Lobb that the report on the Grenfell Interagency Meeting be noted.

REPORT ON THE ARTS OUTWEST BOARD MEETING HELD ON 11 AUGUST 2009 AT THE BATHURST COUNCIL CHAMBERS COMMENCING AT 5.00 PM (C1.3.16)

All Councils involved with Arts Out West were represented except for apologies from Lachlan and Oberon. Two new members, including myself, were welcomed and introduced.

A copy of Minutes of previous meeting were posted to all Board Members. My copy is available to any Councillor who wishes to read through it. This also includes the Arts Out West Financial Report.

Business arising included: the Constitution, which needs to be revised.

An induction Plan for new Board Members, which will be held in Bathurst on Tuesday 11th November at 1 pm.

Executive Officer, Tracy Callinan presented her report.

A funding application has been applied for through Arts NSW, Arts Out West's largest contributor. Arts NSW have instigated a more rigorous approach to gaining this funding. A business plan and three year budget has been submitted, showing particular interest in Creative Industries work and Arts and Health.

The State Government announced in the budget that they have allocated increased funding to the Regional Arts Board. An increase from \$85K to \$100K, giving Arts Out West the opportunity to increase the salary budget and continue on with the Project Coordinator positions.

A number of partnerships have developed over the last quarter including:

- Working with TAFE to prepare a program for professional development in keeping with the Creative Industries strategy
- Working with Regional Arts NSW to develop a program of workshops addressing a range of skills.
- The plans for Bloomfield to develop an Arts and Health program have moved forward, and Arts Out West are contributing to that development.

The Art Start Program, an initiative funded by TAFE is being well received around the region. These community projects are offering creative and artistic opportunity for local youth while providing an interactive and supportive environment.

The first week of the July holidays saw Chris Tamm, a Sydney based artist visit Grenfell to run a two day workshop on street inspired art. This was held in the Scout Hall. Participants were able to display their artistic flair in both design and stencil art production and a huge variety of exciting works were produced.

An Arts Funding Workshop was held in the Conference Room at Grenfell in July, which saw people from all over the region attend. It proved so popular that another one is being planned for the near future

Arts Out West will also be holding an Arts Forum and information evening at the Conference Centre, Grenfell on Tuesday 25 August, 7 pm.

The Forum has been designed so that the Council and community can learn how to make the most out of being part of the regional arts program, and to give Arts Out West an opportunity to speak to groups and organisations. Arts and Culture is an important part of the whole community, and an invitation will be extended to all people who are interested in how the Arts can intersect with health, aged care, technology, tourism, industry, education and community services.

Meeting closed at 8.05 pm

CLR CM LOBB
DELEGATE

088 **RESOLVED:** Clr Hinde and Clr Niven that the report on the Arts OutWest Board Meeting be noted.

Report of PACT Meeting Held at Gundagai Services Club 19th August 2009

Meeting Chaired by Superintendent Maria Rustja

The Mayor was unable to attend this meeting and I attended in his place.

Agricultural Equipment Escorts and Permits: on the Burley Griffin Way only at this stage any wide loads over 5.6 metres will require a Police escort. In the future a review will be conducted on all Highways and major roads. As a result of this the Police are working on the way that this can be cost effective for all parties concerned. One option is that 48 hours notice may be required.

Grants have been obtained for youth work in this region and Senior Constable Dave Browne from Goulburn has been appointed to carry out the job of going into High Schools to speak on Internet, Mobile Phone crims and Safe Sexting – No Such Thing.

Senior Constable Mick Wood from Campbelltown has taken up the position of Licensing Officer and will start on the 20th September.

In the last three months there has been one fatal accident bring the total up to seven for the year.

Rural Crime phone in was conducted over a three day period with only six calls been recorded but will be held again in the future.

Staffing in the area is now at 98% with a total of 91 staff.

Biss Safe is being trialled at Cootamundra.

Quandialla Police Station and living quarters have fallen into disrepair and will not be renovated and as a result the Officer will be moved into Grenfell.

Grenfell will have four Officers, with one at Greenethorpe and one at Caragabal, the total being six.

Next Meeting 16th November at Tumut Council Chambers at 11.00 am

CLR D HUGHES

089 RESOLVED: Clr N Hughes and Clr Niven that the report be adopted and Council forward a letter objecting to the proposed closure of the Quandialla Police Station.

MINUTES OF THE CINEMA COMMITTEE MEETING HELD ON THURSDAY 16 JULY 2009 AT 1.00 PM AT THE COUNCIL CHAMBERS (C2.6.36)

1. **PRESENT:**M Moffitt, J Mitton, W McSpadden and G Carroll.

2. **APOLOGIES:**Nil

3. **MATTERS ARISING**
Nil

4. **GENERAL BUSINESS**

4.1 **Press Release**

Press release printed in the Grenfell Record on Friday 10 July 2009.

4.2 **Proposed Community Survey**

Community survey distributed on Friday 10 July 2009. To be returned to Grenfell Pharmacy by Friday 31 July 2009. J Mitton to collate surveys.

4.3 **Advertisement for Volunteers**

Advertisement for volunteers placed in Grenfell Record. Training to be organised. G Carroll to pursue. The following names to be added to the list – L Pye, S Eppelstun and K McCue.

4.4 **Copyright/Licencing Requirements**

Copyright/licencing investigated and licensing fee is included in movie fee.

4.5 **Film Nights**

Opening night to be held on Friday 14 August 2009. Advertising and a press release to be issued. Tickets to be printed. G Carroll to pursue. Films to be obtained. W McSpadden to pursue. List of food and drink items tabled. M Moffitt to arrange purchases.

5. **OTHER MATTERS**

- Fire escape requirements to be investigated.
- Councillors and Mr Alan Bernard to be invited to the Official Opening.
- Advertising local businesses on the screen before the movie to be considered.
- Press release promoting opening night and other sessions on that weekend to be inserted in school newsletters.

6. **NEXT MEETING:** Thursday 30 July 2009 at 1.00 pm.

7. **CLOSURE:** There being no further business the meeting closed at 2.01 pm.

090 RESOLVED: Cllr Niven and Cllr McClelland that the Minutes of the Cinema Committee Meeting be noted.

**Minutes of the Monthly Meeting of the Grenfell Henry Lawson Festival of Arts held
Tuesday 21 July, 2009**

Welcome: President Jenny welcomed everyone to the meeting

Present: C. Brown, R. Munck, E. Needham, Merle Simpson, R. Cawthorne, Maurice Simpson, C. Lobb, T. Matthews, J. Graham, T. Silvester, A. Carr, J. Hetherington, R. Gardner, G. Lander, T. Wood, T. Lobb, G. Rolls, J. Milton, J. Smith, G. Carroll and J. Black.

Apologies: were received from C. Gardner, G. England, K. Smith and K. Brus. **Moved** Merle Simpson / J. Graham. Carried

Minutes of the previous meeting: were confirmed. Moved C. Lobb / C. Brown. Carried.

Business arising: Nil.

Treasurer's Report: As per attached sheets. **Moved** G. Carroll / Maurice Simpson. Carried. **Moved** G. Carroll / C. Brown that 85% be paid to the Queen / King entrants. Carried. Glenn advised that a draft budget will be available next meeting.

Correspondence: As per list. Discussion on suggestions by RTA that new festival signs be located at the Rest Area and O'Brien's Hill. Costing and size to be discussed with Auburn Carr. **Moved** Maurice Simpson / G. Carroll that a letter be forwarded to Council. Letter received from Rotary Club offering Mesh and Hessian for various displays. **Moved** C. Brown / T. Wood offer be accepted with thanks. Carried. Letter received from Roger Walter Coonabarabran regarding "Songs of Henry Lawson" Show. G. Lander suggested the sender be invited and the web site viewed. C. Brown to email for more information. Letter re resignation from the committee were received from Gaynor England and Jenn Graham. **Moved** Maurice Simpson / C. Brown that the resignations be accepted. Carried. **Moved** C. Lobb / C. Brown that letters of appreciation be forwarded. Carried. **Moved** R. Cawthorne / Merle Simpson that the inwards correspondence be received as read and the outwards correspondence be endorsed. Carried.

Co-ordinator's Reports:

Photography: Tim reported the exhibition was good. Suggested that next year's exhibition be in premises in the Main Street and a review be made of sponsorship level.

Car Club: Ron advised that Forbes Street was not closed off as planned, everything worked out well as it did on Sunday. Helicopter rides was very well supported and wants to come back next year.

Children's Competition: Jenny reported that everything went very smoothly and that next year's theme be Art.

Programme: Mission completed. Auburn Carr had nil to report.

Street Activities: Tania reported that she had no complaints and was well under budget. Will look at getting more acts without agencies fee.

Poetry on the Boards: C. Brown reported that all had a really good time and that she had contacted various organisations and sent reviews.

Award's Dinner: Tristen reported that 157 attended, 11 pulled out. Special Guest failed to attend and Katrina Hodgkinson was unable to attend. Only one Statuette winner attended.

Thanks to Trevor and Chris Lobb, Mick Veitch (Local MP) for all their help. Tristen suggested that sponsorship and entertainment be looked at for next year.

Art: Chris reported that Official Opening was large. Entries numbers were up on previous year. Statuette Winner was John Sharman with his entry "Western Slopes". Venue was amazing with Art Door monies totalling \$2135.90. Total commission on sales of Art and Porcelain was \$1400. Chris

expressed her views that that there needs to be liaison with coordinators as the festival programme had incorrect times. Recommendations are to be presented at the AGM for next year's executive and committee to decide and there is a need for a publicity officer to write up articles for the paper.

Raffles: Bill Rudd advised that ticket sales were record this year and is looking for a stand in for next year.

Window Dressing: Elaine advised that new themes for window dressing competition next year and suggested that the junior section be abandoned.

Official Luncheon: Merle advised that all went well and the food was very nice, the venue was good and the Official Guest turned up.

Procession: Gordon advised there was a downturn in float numbers. Bob Reynold's building will be available next year. Communications with trucks in the procession needs to be reviewed. Car Club still not happy.

Safety: Ray suggested that there be one co-ordinator for the Procession and /or all street activities. Safety committee may need to be considered. Maurice said Power Cords in Main Street are a concern. There should be a revision of the running of street activities. He also suggested that Art Out West be contacted regarding "How to build Floats".

Concert: Jenny reported that she believed she had the right mix of local and imported entertainment with Keith Potger. Phillip Diprose was house manager and Andrew Hooper compere and the evening went well. The King / Queen entrants were in attendance and interviewed by the compere. The concert made a small profit, recommended that adult tickets be \$15.00 next year.

President Report: Jenny thanked everyone for their input and advised of her attendance at various functions and the presence of John Allen, who has been engaged to review the festival. Jenny tabled Mr. Allen's survey analyses and advised that she has invited him to attend our August meeting. Jenny advised that she had telephoned various committee members and had received a number of comments.

Buskers: Robyn advised a very successful day with 12 buskers. Prize money and trophies went to Millthorpe, Sydney and Cowra

Street Stalls: Gaynor reported that Main Street was packed with Street Stalls with only one comment. Irrespective of the 8 or so completed survey forms voting this years festival being not as good as last years all 8 or so revealed they took more money this year that last year. In excess of \$3000 was collected from the stalls.

King /Queen: Cate reported that in excess of \$14000 was raised by the entrants and their sponsors and offered congratulations to all concerned. Cate offered her thanks to Coral and Judy Milton for their guidance. Cate raised two points. The first was the pressure to source a major sponsorship and prize for Festival and Charity Queens, and second was the seeking of candidates in both matters. Cate suggested an earlier start to proceedings.

General Business:

Arts Out West: Carly Brown went to the workshop, Jenny Smith to contact Marianne Jaques. Constitution: Maurice Simpson will send suggestions for the committee and will put them in writing and forward them to the Secretary.

John Allen: Jenny suggested a public meeting at the Bowling Club Saturday 19 September all day. Check to be made with Bowling Club if not available try the Country Club.

Moved G. Carroll / C.Lobb that there be a break in meetings for August and September. Carried by show of hands.

Email Minutes: Jenny will email minutes to members.

Special Workshop Meeting: To be held at 7.30 pm Tuesday 18 August at the Council Chambers to hear from John Allen in regards to his festival survey results

There being no further business the meeting closed at 9.20 pm

Next meeting Annual General Meeting to be held on Tuesday 20th October at 7.30 pm

091 RESOLVED: Clr Crutcher and Clr D Hughes that that the Minutes from the Henry Lawson Festival Committee Meeting be noted.

MINUTES OF THE CINEMA COMMITTEE MEETING HELD ON THURSDAY 30 JULY 2009 AT 1.00 PM AT THE WEDDIN SHIRE COUNCIL (C2.6.36)

1. **PRESENT:**M Moffitt, J Mitton, W McSpadden and G Carroll.

2. **APOLOGIES:**Nil

3. **MINUTES**

Resolved: W McSpadden and M Moffitt that the minutes of the meeting held 16 July 2009 be adopted as read.

4. **MATTERS ARISING**
Nil

5. **GENERAL BUSINESS**

5.1 **Press Release**

Press release for opening night to be arranged. G Carroll to pursue.

5.2 **Proposed Community Survey**

Community survey distributed on Friday 10 July 2009. Very good response to date. To be returned to Grenfell Pharmacy by Friday 31 July 2009. J Mitton collating surveys.

5.3 **Advertisement for Volunteers**

Advertisement for volunteers placed in Grenfell Record. Very good response to date. Training to be organised. G Carroll to pursue.

5.4 **Copyright/Licencing Requirements**

Copyright/licencing investigated and licensing fee is included in movie fee.

5.5 **Film Nights**

Opening night to be held on Thursday 13 August 2009. Advertising and a press release to be issued. Tickets to be printed. G Carroll to pursue. Films to be obtained. W McSpadden to pursue. List of food and drink items tabled. M Moffitt to arrange purchases.

6. **OTHER MATTERS**

- Fire escape requirements to be investigated. G Carroll to investigate.
- Councillors and Mr Alan Bernard to be invited to the Official Opening.
- Advertising local businesses on the screen before the movie to be considered.
- Press release promoting opening night and other sessions on that weekend to be inserted in school newsletters.
- Other initiatives to be investigated in due course.

7. **NEXT MEETING:** Friday 7 August 2009 at 1.00 pm at the Grenfell Cinema.

8. **CLOSURE:** There being no further business the meeting closed at 2.01 pm.

092 **RESOLVED:** Clr Hinde and Clr Niven that the Minutes of the Cinema Committee Meeting be noted.

**MINUTES OF THE MEETING OF THE WEDDIN LOCAL TRAFFIC COMMITTEE
MEETING HELD IN THE COUNCIL CHAMBERS AT 10.00 AM ON FRIDAY, 7 AUGUST
2009 (C2.6.3)**

1. **PRESENT:** W Twohill, David Vant (RTA), Doug Freudenstein (Local Member's Representative), Patrick Smith (NSW Police) and M Simpson (observer)

2. **APOLOGIES:** Nil

3. **MINUTES:**

Resolved: D Freudenstein and D Vant that the minutes of the meeting held 5 June 2009 be adopted as read.

4. **MATTERS ARISING**

4.1 **Warraderry Street School Crossing**
Council to contact Sharon Grierson (RTA).

Noted

4.2 **MR 239 - Classifier**

Traffic counts passed onto RTA. The committee considered the results and found that most vehicles complied with the 80 km/h speed limit. The committee felt that it was not prepared to vary the speed limit as it was not warranted. Extending the 50 km/h speed limit to near Walshs Lane was also not warranted due to the small number of entrances within the distance.

Noted

4.3 **Rest Area**

The RTA advised that there were no funds available at this stage to improve the rest area.

Noted

4.4 **Proposed B – Double Routes**

The following routes were gazetted this week:-

- South Street, from MR 398 (Mary Gilmore Way) to West Street, Grenfell
- West Street, from South Street to Camp Street, Grenfell
- Camp Street (MR 398), from SHG (Mid Western Highway) to Brundah Street, Grenfell
- Caragabal – Quandialla Road, from SHG (Mid Western Highway) Caragabal to Bland Road, Quandialla.

Noted

4.5 **Henry Lawson Festival**

Traffic arrangements went well.

Noted

4.6 RTA Road Safety Program

Proposals for traffic islands in Grenfell were submitted to RTA. Council to provide costing and priority to RTA. Traffic islands are proposed at:-

- intersection of Forbes and Melyra Streets
- intersection of East, Melyra and Short Streets
- intersection of Forbes and Weddin Streets
- intersection of Wood Street and Mid Western Highway
- intersection of Middle and Weddin Streets
- intersection of Burrangong, East Streets and Mid Western Highway
- intersection of Warraderry and South Streets

Noted

5. CORRESPONDENCE

5.1 Open Day

No objection to the closure of Main Street between Teston and roundabout subject to the submission of Special Event form (class 3) and approval from the Police.

Noted

5.2 Weddin Mountain Muster

The Special Event template to be filled in. Value of insurance to be provided.

The committee offered no objection to the Muster subject to Police and RTA conditions.

Noted

5.3 Ellmore Driving Club Inc

The committee noted that the proposed routes have not been finalised. To be a Class 3 event. A traffic control plan and a Special Event Transport Management Plan template required. The committee offered no objection in principle to the proposal subject to Police and RTA conditions.

Noted

6. GENERAL BUSINESS

Nil

7. NEXT MEETING: Friday, 2 October 2009 at 10.00 am

CLOSURE: there being no further business to discuss the meeting closed 11.00 am.

093 RESOLVED: Clr Crutcher and Clr Atchison that the Minutes of the Weddin Local Traffic Committee Meeting be adopted including the recommendations therein except where otherwise resolved.

MINUTES OF THE CINEMA COMMITTEE MEETING HELD ON THURSDAY 7 AUGUST 2009 AT 1.00 PM AT THE GRENFELL CINEMA (C2.6.36)

1. PRESENT: M Moffitt, J Mitton, W McSpadden and G Carroll.

2. APOLOGIES: Nil

3. MINUTES

Resolved: M Moffitt and W McSpadden that the minutes of the meeting held 30 July 2009 be adopted as read.

4. MATTERS ARISING
Nil

5. GENERAL BUSINESS

5.1 Press Release

Press release for opening night arranged.

5.2 Proposed Community Survey

Community survey's returned and collated. Excellent response and very good feedback received.

5.3 Advertisement for Volunteers

Very good response to date. Training to be organised. G Carroll to pursue.

5.4 Film Nights

Opening night to be held on Thursday 13 August 2009. Screenings to be also held on Saturday 15th and Sunday afternoon 16th August 2009. Advertising and a press release issued. Tickets printed. Films to be obtained. W McSpadden to pursue. List of food and drink items tabled. M Moffitt to arrange purchases.

6. OTHER MATTERS

- Fire escape requirements investigated.
- Councillors and Mr Alan Bernard invited to the Official Opening.
- Advertising local businesses on the screen before the movie to be considered.
- Press release promoting opening night and other sessions on that weekend to be inserted in school newsletters.
- Other initiatives to be investigated in due course ie package deal with local businesses such as the Loaded Dog.

7. NEXT MEETING: Friday 21 August 2009 at 1.00 pm at the Grenfell Cinema.

8. CLOSURE: There being no further business the meeting closed at 2.04 pm.

094 RESOLVED: Clr Crutcher and Clr Lobb that the Minutes of the Cinema Committee Meeting be noted.

**MINUTES OF CONSULTATIVE COMMITTEE MEETING HELD ON TUESDAY,
11 AUGUST 2009 IN THE COMMITTEE ROOM AT THE 3.00 PM (C2.6.12)**

1. PRESENT: W Twohill, G Carroll, S Wilson, W Schneider and Clr Atchison (observer).
2. APOLOGIES: Nil
3. MINUTES:

Resolved: S Wilson and W Schneider that the minutes of the meeting held on 12 May 2009 be adopted as read.

4. MATTERS ARISING:

- 4.1 Induction Manual – in progress. **Noted**
- 4.2 Job Re-evaluation
Director Corporate Services awaiting response from employee. **Noted**
- 4.3. Salary System
Wycomp now working. **Noted**
- 4.4 Constitution

Resolved: G Carroll and W Schneider that the amended constitution be adopted.

- 4.5 Review of Caravan Park
Review ongoing. **Noted**

M Martens entered the meeting at this point being 3.14 pm.

- 4.6 Grenfell Tip
Contract awarded to Mitton Bros. **Noted**

5. CORRESPONDENCE:
Nil

6. OTHER BUSINESS:

- 6.1 Proposed Draft Policy for CCTV
Tabled for comment. Referred to next meeting for adoption. **Noted**
- 6.2 Sewerage Treatment Plant
Second person to be reassessed. **Noted**
- 6.3 New Jobs
Advertised internally and externally. **Noted**

NEXT MEETING: Tuesday, 11 November 2009 at 3.00 pm.

CLOSURE: There being no further business the meeting closed at 3.31 pm.

095 RESOLVED: Clr McClelland and Clr Atchison that the Minutes of the Consultative Committee Meeting be noted.

OCCUPATIONAL HEALTH AND SAFETY COMMITTEE MEETING HELD IN THE COMMITTEE ROOM ON TUESDAY, 11 AUGUST 2009 COMMENCING AT 3.35 PM (C2.6.14)

1 PRESENT: Messrs W Twohill (chair), G Carroll, S Wilson, M Horne, W Schneider, N Baker and M Martens (observer).

2 APOLOGIES: Nil

3 MINUTES:

Resolved: W Schneider and G Carroll that the minutes of the meeting held on 5 May 2009.

4 MATTERS ARISING

4.1 Gas Leaks

Odours are the liquid added to the gas. Converted to 45 kg bottles. No leaks

Noted

4.2 Evacuation plans

New Depot and Commonwealth Bank to be completed.

Noted

4.3 Business Continuity Plan

In progress.

Noted

4.4 Volunteers – training, SWMs

Volunteer policy to be drawn up.

Noted

4.5 SWM 39

Now reviewed.

Noted

4.6 CENTROC OH & S Working Party Peer Group Audit – Weddin Shire

Asbestos policy to be finalized.

Noted

4.7 Major Inspections of Playground Equipment Annually

Inspections to be completed annually. Schedules have been diarised.

Noted

4.9 Charter

OH & S Committee election carried out on 16 June 2009. M Horne and W Schneider elected for two years.

Noted

4.10 Inspection – Community Hub

Non slip coating completed.

Noted

4.11 Future Inspection
Tip – after July 2009.

5. INJURY FORMS

5.1 S Howell – back (prior injury).

Noted

5.2 PI 1095 – Director Engineering vehicle hit kangaroo – broke headlight.

Noted

5.3 PI 1093 – N Perera vehicle – hit kangaroo – form to be filled in.

Noted

6. FUTURE INSPECTIONS

Schedule of future inspections to be formulated.

7. GENERAL BUSINESS

7.1 Workshop Heating

Advise employee that it is not practical to heat workshop.

Noted

7.2 Dust Suppression

SWMs to be developed when cutting concrete if not available.

Noted

8. NEXT MEETING: Tuesday, 11 November 2009 at 3.30 pm.

9. CLOSURE: There being no further business the meeting closed at 4.00 pm.

096 RESOLVED: Clr Atchison and Clr Lobb that the Minutes of the Occupational Health and Safety Committee be noted.

**MINUTES OF THE WEDDIN SHIRE TOURISM COMMITTEE MEETING HELD ON
TUESDAY 11 AUGUST 2009 AT 4 pm AT THE COUNCIL CHAMBERS.**

Present: Clr J Niven, Clr N Hughes, S. Mearns, Lisa Eastaway, A Carr, G Carroll.

1. Apologies: Clr C Lobb, C. White

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

2. Adoption of Minutes:

Resolved: L Eastaway / Clr J Niven that the minutes of the 9 June 2009 meeting be adopted.

3. Business Arising: - Nil

Clr G. McClelland entered the meeting at this point, 4.03 pm.

4. Correspondence:

In G. Jones - Gold Trail Project.

Resolved: L. Eastaway/Clr J. Niven that Mr Jones be advised of the current status of the project and Councils intended course of action.

Out Nil

5. Projects:

- **Grenfell brochure** - new brochure being distributed to visitors and surrounding Visitor Information Centres. Excellent feedback being received. New brochure printing to be investigated. Quotes to be obtained and decision made. To be ratified at next meeting. Auburn to pursue.

J. Hetherington entered the meeting at this point, 4.14 pm.

- **Weddin Mountains Tours** - tours to be arranged by contacting National Parks. Tour guide is no longer available. However, Pam Livingstone is available as a tour guide to select areas.

Auburn advised that the new ranger has been appointed but not yet commenced. This person is also able to conduct occasional tours however they would prefer a local tour guide to also be available.
- **O'Brien's Hill funding application** - funding application submitted under the Heritage projects (Job Fund). Awaiting outcome.
- **Sound for Henry Lawson's Bust** - project commenced with three poems selected. Ancillary works to be undertaken after the equipment is installed.
- **Bird Routes** - bird watching groups being invited to the Weddin Shire. Consideration being given to attending the Bird Fairs at Rankin Springs and Leeton in October 2009.

Clr McClelland advised that a bird watching group from the Central Coast will be visiting the Weddin Shire next month.

- **Railway Station Development** - funding for works to seal access and carpark formally approved in the 2009/2010 budget. Tourism signage directing tourists to Tourism attractions and facilities audited and submitted to the meeting. Results to be submitted as a service request.

Resolved: Clr G McClelland/Clr N. Hughes that the tourism signage audit results as tabled be submitted to Council as a service request.

- **Gold Trail Project** - Auburn and Lisa attended a meeting in Boorowa on 14 July 2009. Regional grant funding application for \$500,000 submitted. Awaiting outcome.

Forbes Shire Council have also invited Council to be involved in a Ben Hall Trail together with Cabonne Shire. To be considered in due course.

- **Embrace the Lachlan Project** - Awaiting further information.
- **Website** - attractions and events to be promoted utilising the www.grenfell.org.au site.

6. Prioritising Events:

7. Upcoming Events: Noted.

- Grenfell Show - 4-5 September 2009
- Quandialla Car Rally - September 2009
- Caragabal Sheep Races - 12 September 2009
- Grenfell Jockey Club races - 26 September 2009
- Quandialla Team Yarding - October 2009
- Weddin Mountain Muster - October 2009
- Grenfell Garden Club Stall - 18 October 2009
- Open Day/Market Day - 24 October 2009

8. General business:

- L. Eastaway advised that an ABC Journalist visited Grenfell to do a story on Dennis Rowan - a left handed shearer who lived in Grenfell in the sixties.
- The flyer has been developed for the Grenfell Art Gallery and was tabled at the meeting.
- CWA have advised that their tourism information needs reviewing. Tenterfield tourism information was tabled as an example. Auburn to pursue.

Next Meeting: 6 October 2009

Meeting Closed: 5.06 pm

097 RESOLVED: Clr McClelland and Clr Atchison that the Minutes of the Tourism Committee Meeting be adopted including the recommendations therein except where otherwise resolved.

MINUTES OF HERITAGE COMMITTEE MEETING HELD ON TUESDAY 11 AUGUST 2009 AT 5.00 PM AT THE COUNCIL CHAMBERS (C2.6.22).

1. PRESENT: Ctrs N Hughes, J Niven, G McClelland, M Simpson

Mr S Wilson (DES)(Chair), Mr I Pitt, Mr J Hetherington and Mrs S Jackson-Stepowski (HA)

Observers: Mr TV Lobb & Mrs I Holmes

2. APOLOGIES: Mrs P Livingstone, Ctr C Lobb

Resolved: Ctr N Hughes and Ctr J Niven that the apologies be accepted.

3. CONFIRMATION OF MINUTES: Tuesday, 16 June 2009.

Resolved: Ctr N Hughes and Ctr J Niven that the minutes of 16 June 2009 be adopted.

4. MATTERS ARISING:

4.1 Grenfell Heritage Study

To be discussed in General Business

4.2 Brick Maintenance & Re-Pointing Course

Still waiting pending on grant application. Mrs S Jackson-Stepowski to follow up.

4.3 Hawkesbury's Heritage Sites Visit

Mr S Wilson advised that the visit was worthwhile with members/staff getting different views on how to deal with Heritage sympathetically.

4.4 Plastic Otto Bins, Main Street

Overall plan for Main Street bins to be developed. (By Engineers)

4.5 Ben Hall Sites

Mr S Wilson reported verbal advice from the Heritage Office that claims have not been substantiated for Ben Hall's Cave, Homestead and Yards.

4.6 2009/10 Heritage Grants

To be discussed in General Business

5. CORRESPONDENCE:

5.1 HA Memo – 15 July 2009

Noted

5.2 HA Follow up Visit Memo– Crypt on “Pinnacle”

Resolved: Clr N Hughes and Mr J Hetherington that a letter of appreciation be forwarded to Mr and Mrs Walsh, for the work undertaken.

5.3 HA Referral Memo – “Old Wentworth” Homestead **Noted**

Referral will be a working document, Clr J Niven to make some changes.

6. GENERAL BUSINESS

6.1 Expansion of the Grenfell Heritage Conservation Area.

Resolved: Clr N Hughes and Clr J Niven that the following 4 items be adopted.

- 1) The heritage conservation area be extended from Camp to the laneway between Middle Street and Young Street between Weddin and Woods Street, (as shown on the attached map)
- 2) All very high and high heritage significant building and properties in Grenfell and Villages be approached to be listed in the Weddin LEP upon its review.
- 3) A development control plan be developed to provide clear guidance to all in relation to work on or near a heritage significant items.
- 4) A general education program be devised to ensure the relevant information is available in relation to heritage and its benefits.

6.2 2009/10 Heritage Grants

Resolved: Clr N Hughes and Clr G McClelland that grants monies are allocated to the following applicants.

E Pereira – Grenfell Uniting Church Property Committee	\$2,000
D MacGillcuddy – Anglican Parish of Grenfell	\$3,000
G & M Amery – “Birangan” 149 Bradfords Lane	\$3,000
M Kemp & L Nowlan-Kemp “Wentworth”	\$3,500
J & K Hancock – 4 Weddin Street	<u>\$2,500</u>
	<u>\$14,000</u>

6.3 Central West Heritage Network Seminar, Bathurst

Mrs Sue Jackson-Jackson advised that she is unable to attend and suggested a committee member to attend in her place. Clr M Simpson and Clr G McClelland expressed an interest in attending seminar on 17 September 2009.

7. QUESTIONS

- Clr G McClelland commented on the rusted roofs in the laneway between Main and Camp Streets.
- Clr M Simpson commented on grass in the gutters at the Commonwealth Bank.
- Mr I Pitt commented on the Heritage Advisor’s mapping of the significant area in Grenfell.

8. NEXT MEETING: 6 October 2009

9. CLOSURE: There being no further business the meeting closed at 6.05 pm.

6.1 Expansion of the Grenfell Heritage Conservation Area.

Resolved: Cllr N Hughes and Cllr J Niven that the following 4 items be adopted subject to public consultation:-

- 1) The heritage conservation area's proposed extension from Camp to the laneway between Middle Street and Young Street between Weddin and Woods Street, (as shown on the attached map)
- 2) All very high and high heritage significant building and properties in Grenfell and Villages be approached to be listed in the Weddin LEP upon its review.
- 3) A development control plan be developed to provide clear guidance to all in relation to work on or near a heritage significant items.
- 4) A general education program be devised to ensure the relevant information is available in relation to heritage and its benefits.

098 RESOLVED: Cllr Atchison and Cllr Lobb that the Minutes of the Heritage Committee Meeting be adopted including the recommendations therein except where otherwise resolved.

MINUTES OF MANEX MEETING HELD ON TUESDAY, 18 AUGUST 2009 AT 9.00 AM (C2.6.10).

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

Apologies: Nil

Minutes:

Resolved: G Carroll and W Twohill that the minutes of 13 July 2009 be adopted as circulated.

General Business:

1A Administration

- (i) Telephone Audit – nineteen telephone numbers cancelled. Significant savings on rental charges. Excellent result.
- (ii) Promoting Better Practice Review – action ongoing. General Manager and Directors pursuing.
- (iii) Records Storage – options to be considered.
- (iv) Integrated Planning – submissions now closed. Guidelines and manuals to be released in due course. Planning and public consultation process to then commence. General Manager and Directors to pursue.
- (v) Asset Management – required Asset Management System to be determined. Department of Local Government has issued timeframe for roads revaluation which will be incorporated into Council's Asset Management System. General Manager and Directors to pursue.

1B Human Resources

- (i) Vacancies - Caragabal Tip Position – advertised.
 - Quandialla Tip Position – to be reviewed.
 - Various Engineering Positions – currently being advertised.
- (ii) Job Evaluations • Administration – in progress.
 - Engineering – in progress.
- (iii) Annual Assessments for Directors – completed.
- (iv) Code of Conduct – staff training to be organised in due course.
- (v) National Local Government Award – foreshadowed. General Manager and Directors to be aware and monitor.
- (vi) Workers Compensation Claim – settlement proposed. Entitlements and termination process to be investigated together with the effect on Council premiums. Director Engineering to pursue.
- (vii) Prostate Cancer Presentation – held Monday 17 August 2009. Good attendance.
- (viii) Job Comparison Report – comparison of jobs with similar sized councils being considered in conjunction with LGMA.

2. Public Order and Safety

- (i) Berrys Lane (Dogs) – reported in Director Environmental Services report.

3. Health

- (i) Medical Centre – reported in General Manager's report.

4. Community Services and Education

Nil

5. Housing and Community Amenities

- (i) Recycling Collection – residential collections working well. Business collections to be monitored by Director Environmental Services.
- (ii) Grenfell Tip Management – contracts to be executed Thursday 20 August 2009. To commence 15 September 2009. Further reported in Director Environmental Services report.
- (iii) Weddin Street Shed DA 14/2008 – continuing to liaise with insurer.

6. **Sewerage**
 - (i) Mains Investigation – rehabilitation report received. Sewerage Strategic Business Plan to be reviewed. Director Engineering and Director Environmental Services to pursue.
 - (ii) Water and Sewerage Inquiry – no further action to date. General Manager to monitor.
7. **Recreation and Culture**
 - (i) Art Gallery – exhibition from Bathurst Regional Art Gallery (BRAG) currently on display. Collection added to Council's insurance portfolio.
 - (ii) Cinema – opening night conducted 13 August 2009. Subsequent films shown Saturday 15th and Sunday 16th. Excellent start.
 - (iii) Railway Station Development - opening ceremony to be considered. Director Engineering to pursue.
8. **Mining Manufacture and Construction**

Nil
9. **Transport and Communication**
 - (i) RTA Contract – reported in Director Engineering's report.
 - (ii) Other Programs – noted.
 - (iii) Rail Branch Lines – consultant commissioned to complete report. Consultant to visit the region in early September.
10. **Economic Affairs**
 - (i) Industrial Estate – special sale conditions being formulated. New subdivision plan currently being developed in conjunction with Council's surveyor. Fresh approach made to General Manager by a potential developer.
11. **General Purpose Revenues**
 - (i) Broula King Rates – re-categorisation process currently in progress. To be then rated as mining.
12. **Alliances**
 - (i) Hawkesbury City Council – visit to Grenfell proposed on the Open Day weekend but currently being re-considered.
 - (ii) Mid Lachlan Alliance – next meeting scheduled for 30 October 2009 at Grenfell. Environmental Services meeting to be held on Friday 21 August 2009 at Parkes.
13. **Other Matters**
 - (i) Community Broadband Development Fund – no advice to date.
 - (ii) Infrastructure Program - \$100,000 programme in progress. To be completed by September 2009. Director Engineering and Director Environmental Services pursuing.
14. **Review of Job List**

Noted

Next Meeting: Monday, 14 September 2009 at 2.30 pm

Closure: There being no further business to discuss the meeting closed at 10.51 am.

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

**MINUTES OF THE TOWN WORKS COMMITTEE MEETING HELD ON MONDAY,
17 AUGUST 2009 AT 5.00 PM (C2.6.8).**

1. **PRESENT:** Clrs Simpson (Chair), McClelland, Atchison, Lobb, Crutcher and Hinde.
Messrs T Lobb, W Twohill and S Wilson.

2. **APOLOGY:** Nil

3. **CONFIRMATION OF MINUTES:**

Resolved: Clr Atchison and Clr Lobb that the minutes of 13 July 2009 be adopted.

4. **MATTERS ARISING:**

4.1 Burrett Street Lane – the Director Engineering advised that the property survey had been commissioned.

5. **CORRESPONDENCE:**

5.1 Carmel Tebbutt MP, Deputy Premier, E2.9.4 (C5):

Noted

5.2 Ellmore Driving Club Inc, C1.4.5 (C6):

Noted

6. **REPORTS**

6.1 **General Manager's Report**
Nil

Noted

6.2 **Director Corporate Services' Report**
Report on Town Costings.

Noted

6.3 **Director Engineering's Report**
Reports on Works Report, Future Works, Other Works, Grenfell Junior Soccer Club, 2009/2010 FAG Programme and Main Street Closure.

Noted

6.4 **Director Environmental Services' Report**
Reports on Sewerage Treatment Works, Caravan Park, Animal Control, Berrys Road Dogs, Grenfell Waste Depot Upgrade, Complying DAs, DA 23/2009 (subdivision) , DA 25/2009 (subdivision), DA 24/2009 (dwelling units).

Noted

7. **BUSINESS WITH NOTICE:**
Nil

8. QUESTIONS:

- | | | |
|----------------|---|--|
| Clr McClelland | - | queried conflict of interest in relation to certain developments.
→ The General Manager advised that receiving a notification did not constitute having an interest. |
| Clr Hinde | - | queried the qualifications for inspectors of Envirocycle systems.
→ Director Environmental Services advised inspectors required accreditation which usually necessitated being licensed plumbers. |
| | - | enquired about non-inspections.
→ Director Environmental Services advised this voids the warranty and Council could issue a notice. |
| Clr Atchison | - | enquired about a culvert at the corner of Manganese and Bimbi Roads.
→ Director Engineering advised it is listed for attention. |
| | - | enquired about an irrigation system for the Main Street roundabout.
→ Director Engineering advised it will installed. |
| Clr Simpson | - | enquired whether sullage pits need to be installed by plumbers.
→ Director Environmental Services advised yes. |

NEXT MEETING: Monday, 14 September 2009 at 5.00 pm.

CLOSURE: There being no further business to discuss the meeting closed at 5.55 pm.

100 RESOLVED: Clr Hinde and Clr Niven that the Minutes of the Town Works Committee Meeting be adopted including the recommendations therein except where otherwise resolved.

MINUTES OF THE CINEMA COMMITTEE MEETING HELD ON TUESDAY 18 AUGUST 2009 AT 1.00 PM AT THE WEDDIN SHIRE COUNCIL (C2.6.36)

1. PRESENT:M Moffitt, J Mitton, W McSpadden and G Carroll.

2. APOLOGIES:Nil

3. MINUTES

Resolved: M Moffitt and J Mitton that the minutes of the meeting held 7 August 2009 be adopted.

4. MATTERS ARISING
Nil

5. GENERAL BUSINESS

5.1 Opening Night
Excellent night. Very successful. Press release to be issued.

5.2 Volunteers Training
Very good response to date. Letter to be sent to volunteers. Training to be organised. M Moffitt and G Carroll to pursue.

5.3 Film Nights

- W McSpadden and M Moffitt to attend the next Probus meeting to arrange a movie afternoon.
- More up to date movies to be sourced. Road Show Co to be contacted. W McSpadden to pursue.
- Advertising to be more prominent in the Main Street.
- Local schools to be contacted to assist in the promotion of relevant films.

6. OTHER MATTERS
Nil

7. NEXT MEETING: Tuesday 25 August 2009 at 1.00 pm

8. CLOSURE: There being no further business the meeting closed at 1.57 pm.

101 RESOLVED: Clr McClelland and Clr N Hughes that the Minutes of the Cinema Committee Meeting be noted.

LIST OF INSPECTIONS, MEETINGS AND DEFERRED ACTIVITIES.

1. INSPECTIONS AND MEETINGS:

October 2007 1. Payne's Gravel Pit: Ward Councillors and Director Engineering to meet with new landowner (DE).

In Progress

May 2009 2. RLR Programme: arrange inspection of priority works and projects (DE).

In Progress

2. DEFERRED ACTIVITIES:

April 2008 1. Keeping of Dogs – Dagmar Street: reconsider after current legal action has been resolved (DES).

In Progress

November 2008 2. Village Heritage Study: arrange public exhibition before adoption (DES).

In Progress

July 2009 3. Code of Conduct Training: defer until New Year (GM).

In Progress

QUESTIONS

Questions maybe 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.

- | | |
|----------------|--|
| Clr Hinde | - enquired if Council intends to object to the Federal Government's proposed electoral boundary changes for Weddin Shire.
→ General Manager explained it may be difficult to substantiate a reason for Council to remain in the current electorate. |
| Clr McClelland | - enquired in regards to the status of the George Street plan.
→ Director Engineering advised that the base plan has commenced and needs to be completed before further action can be undertaken. |

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.

102 RESOLVED: Cllr Crutcher and Cllr Atchison that 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.

REPORT FROM CLOSED COUNCIL

The Mayor read out the following resolutions from the Closed Council:

DIRECTOR ENVIRONMENTAL SERVICES REPORT

1. DA 14/2008 – Shed in Weddin Street. T5.14.2008

RESOLVED: that the Director Environmental Services report be noted.

MAYORAL MINUTE

1. General Manager – Review of Performance Agreement

RESOLVED: that the General Manager's salary package be set at \$140,000.

GENERAL MANAGER'S REPORT

1. Performance Review – Director Corporate Services, P4.10015/2

Noted

2. Performance Review – Director Engineering, P4.10059/2

Noted

3. Performance Review – Director Environmental Services, P4.10225

Noted

RESOLVED: that the General Manager's report be noted.

CLOSURE: There being no further business the meeting closed at 8.57 pm

Taken as read and confirmed as a true record this day 17 September 2009.

.....General Manager.....Mayor