



## WEDDIN SHIRE COUNCIL

To Avoid Delay when  
Replying or Telephoning

Please Quote:

Your Ref:

All Correspondence to be addressed to:  
The General Manager  
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GRENFELL NSW 2810

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A.B.N. 73 819 323 291

### MINUTES OF THE WEDDIN SHIRE COUNCIL ORDINARY MEETING HELD THURSDAY, 15 OCTOBER 2009 COMMENCING AT 5.00 PM.

8 October 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, 15 OCTOBER 2009**, commencing at **5.00 PM\*** and your attendance is requested.

\* **Note:** the Council photograph is scheduled for 4.30 pm.

Yours faithfully

T V LOBB  
GENERAL MANAGER

#### BUSINESS

1. APOLOGIES
2. CONFIRMATION OF MINUTES- Ordinary Mtg 17 September 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, 24/09/09
  - Local Traffic Ctee Mtg, 2/10/09
  - Tourism Ctee Mtg, 6/10/09
  - Heritage Ctee Mtg, 6/10/09
  - Manex Ctee Mtg, 12/10/09
  - Noxious Weeds Ctee Mtg, 12/10/09
  - Town Works Ctee Mtg, 12/10/09
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:**

**191** **RESOLVED:** Cllr Atchison and Cllr N Hughes that the Minutes of the Ordinary Meeting, held on 17 September 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.

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The following requests have been received:-

Nil

**ADDRESS BY COUNTRY ENERGY**

Mr Chas McPhail from Country Energy addressed Council in regard to Country Energy’s future major capital works expenditure.

The Mayor thanked Mr McPhail for his informative presentation.

**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:-

<b>Councillor</b>	<b>Item No.</b>	<b>Nature of Interest</b>	<b>Type</b>
Clr Simpson	Correspondence Item 8	Member of Grenfell Rotary Club	Pecuniary
Clr Atchison	General Manager's Report Item 3	Secretary of Lodge St Andrew	Pecuniary
Clr D Hughes	Correspondence Item 2	Member of Greenethorpe Hall Committee	Non – Pecuniary
	Director Environmental Services Report Item B2	Applicant of DA 18/2009	Pecuniary
Clr N Hughes	Correspondence Item 8	Member of Grenfell Rotary Club.	Non – Pecuniary
Clr Halls	Correspondence Item 3	Wife is Treasurer of Grenfell Geranium and Garden Club	Pecuniary
Clr Lobb	Correspondence Item 8	Board Member of Grenfell Rotary Club	Pecuniary
Clr McClelland	Notice of Motion Item 1	Real Estate Agent	Pecuniary

**SUMMARY OF CORRESPONDENCE TO BE PRESENTED TO THE ORDINARY MEETING OF THE WEDDIN SHIRE COUNCIL HELD, 15 OCTOBER 2009.**

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**CORRESPONDENCE**

1. Lifeline, C1.7.8: Advising a short time ago I took up the position as Chief Executive Officer of Lifeline Central West.

I would believe the work performed by Lifeline is well known to you. Unfortunately, suicide prevention and the areas of financial and gambling counselling have a very negative stigma in all communities. However the occurrence and complexity in all segments are increasing.

Lifeline Central West maintains telephone and general counselling offices in Bathurst, Orange and Dubbo.

I am very much aware of the pressures on Council budgets. However, if your Council could vote Lifeline Central West some extra support to cover operational costs, it would be much appreciated.

**Note: previously donated \$150**

**RECOMMENDATION:**

For Council's Consideration

**192 RESOLVED:** Clr N Hughes and Clr Lobb that Council donate \$150 towards Lifeline's operational costs.

2. Greenethorpe Hall Committee, P2.13.2: Concerning Greenethorpe Hall insurance costs.

**Copy forwarded to Councillors**

**RECOMMENDATION:** that Council's insurer be requested to advise of any possible options.

**Clr D Hughes previously submitted a written declaration of interest and stayed in the room.**

**193 RESOLVED:** Clr Atchison and Clr Crutcher that Council's insurer be requested to advise of any possible options.

3. Grenfell Geranium and Garden Club Inc, C1.3.28: Advising it will be holding its Open Gardens on Sunday 18 October and invitations will be sent to surrounding towns.

The Club respectfully requests Council to consider the printing of 120 programs for this day.

**Note: Council agreed to a similar request in 2007.**

**RECOMMENDATION:** that the request be approved.

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

**Clr Lobb declared a non – pecuniary interest as a member of the Grenfell Geranium and Garden Club and stayed in the room.**

**194 RESOLVED:** Clr N Hughes and Clr Atchison that the request be approved.

**Clr Halls returned to the room.**

4. Mitton Bros Earthmoving, T1.6.31/P2.12.15: Concerning the Grenfell Waste Depot contract.

**Copy forwarded to Councillors**

**Noted**

5. Can - Assist Grenfell Sub Branch, C1.1.3: Writing to request some assistance by either donating money or products that could be used to help our organisation with our major fundraising event for 2009.

Can – Assist Grenfell’s next fund raising event will be held on Melbourne Cup – Yellow Day Tuesday 3<sup>rd</sup> November 2009 at the Albion Hotel commencing at 11 am.

**195 RESOLVED:** Clr McClelland and Clr Atchison that the letter be noted.

6. Peter Mawhinney, T5.24.2009: Concerning development consent 24/2009 submitting a challenge of conditions.

**Copy forwarded to Councillors**

**Referred to Director Environmental Services for report to the November meeting**

**196 RESOLVED:** Clr D Hughes and Clr Atchison that a report regarding the matter be submitted to the November 2009 Council Meeting.

7. Department of Local Government, A3.9.3: Forwarding Circular No. 09-36 concerning the Release of Revised Councillor Expenses and Facilities Guidelines.

The revised Guidelines are based on the findings of a review of council policies on councillor expenses and facilities conducted in 2007 as well as feedback from councils.

Councils are required to submit their expenses and facilities policies to the Division of Local Government, Department of Premier and Cabinet by 30 November each year.

Councils that have already publicly exhibited a draft 2009/10 policy and/or adopted their 2009/10 policy based on the previous version of the Guidelines are not required to reconsider their 2009/2010 policies in light of the revised Guidelines.

**Copy of Circular and Guidelines forwarded to Councillors**

**Noted**

8. Grenfell Rotary Club Inc, T3.4.6: Concerning the Club's project to erect a roadside signage board, with the logos of Service Clubs and other organisations on it, to indicate to travellers that these groups can be found in Grenfell.

The Club has received a quote from the Director of Engineering for the installation by Council staff of the one sign so far approved at \$809.60.

The Rotary Board has asked me to suggest, therefore, that the Council might consider waiving the fee as (1) this is a community project – eight other voluntary organisations are involved – and (2) the signage is intended to inform, not to advertise.

Hoping that the Council will give this plea favourable consideration.

**Note: the General Manager declares a conflict of interest in this matter as an office bearer of Rotary.**

**Clrs Simpson, N Hughes and Lobb previously submitted written declarations of interest and left the room.**

**197 RESOLVED:** Clr Halls and Clr Niven that Clr McClelland act as the Chair.

**198 RESOLVED:** Clr Crutcher and Clr Halls that the charge of \$809.60 to erect a roadside signage board be waived.

**Clrs Simpson, N Hughes and Lobb returned to the room with Clr Simpson resuming the Chair.**

**199 RESOLVED:** Clr Hinde and Clr N Hughes that the Correspondence be noted except where otherwise resolved.

**SUMMARY OF LATE CORRESPONDENCE TO BE PRESENTED TO THE ORDINARY MEETING OF THE WEDDIN SHIRE COUNCIL HELD 15 OCTOBER 2009.**

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**RECOMMENDATION:**

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

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

9. ERM Power, U1.5.1: Forwarding a media release about a feasibility study for a gas pipeline between Young and Wellington.

**RECOMMENDATION:** that Council request consideration of a route to service Grenfell.

**201 RESOLVED:** Clr Atchison and Clr N Hughes that Council request consideration of a route to service Grenfell.

10. NSW Planning, T2.3.14: Advising that the Western Region Joint Planning Panel was formally established on 1 September 2009.

The following key documents will guide the operation of the Regional Panels:

- A Planning Circular
- The Procedures for the Operation of Joint Regional Planning Panels
- The Joint Regional Planning Panel Code of Conduct

### **Membership**

The State members appointed to the Western Region Joint Planning Panel are:

Gabrielle Kibble (Chair)

Gordon Kirkby

Ruth Fagan

Mark Grayson (alternate)

These members will join the two members nominated by your Council.

### **Remuneration**

The Department of Planning will meet the remuneration of State members of the Regional Panels. Council are free to determine the fees paid to their appointed members but the following should be considered:-

- Council staff members: No fees should be paid,
- Elected Councillors: An additional per meeting fee of no more than \$600 appears reasonable,
- Community members: A meeting fee not exceeding \$1400 should be considered as a guide.

### **Ongoing Support and Communication**

The Department will hold orientation sessions for panellists at Dubbo on 5 November and Griffith on 10 November.

**RECOMMENDATION:** that the matter of remuneration be considered at the November meeting.

**202** **RESOLVED:** Cllr Atchison and Cllr Lobb that the matter of remuneration be considered at the November meeting.

11. Mitton Bros, P2.12.15/T1.6.31: Concerning the agreement for management of Grenfell Waste Facility and forwarding a letter from my solicitor.

**Copy of solicitor's letter forwarded to Councillors**

**Noted**

12. The Hon Anthony Albanese MP, Minister for Infrastructure, Transport, Regional Development and Local Government, G2.18.1: Formally advising that Weddin Shire Council is eligible to receive \$30,000 under Round Two of the Regional and Local Community Infrastructure Program (RLCIP).

To claim your allocation, you are required to provide details of your proposed projects for Round Two of the RLCIP via an online application form.

A copy of the new Guidelines for Round Two of the RLCIP can be downloaded from my Department's website.

**Referred to Director Engineering for report to the November meeting**

**Noted**

13. Department of Infrastructure, Transport, Regional Development and Local Government, G2.18.1: Concerning the new Regional and Local Community Infrastructure Program (RLCIP) Funding.

Round Two of the RLCIP – Strategic Projects (\$120 million) opens to local government on 2 November 2009, closing 15 January 2010.

Guidelines to assist local government in preparing their RLCIP-SP applications are available on the Department's website. Successful projects will be announced in the first half of 2010.

**203 RESOLVED:** Clr N Hughes and Clr Atchison that the funding application for the Grenfell Pool be resubmitted.

14. Country Energy, U1.3.9: Concerning load surveys in Grenfell.

**Copy forwarded to Councillors**

**Noted**

15. Gordon Garling Moffitt, P2.6.1: Concerning your sale to McCann in Dalton Street, Grenfell.

We have now prepared draft Contract for Sale, Transfer and Mortgage for approval and signature by the Mayor and yourself.

**RECOMMENDATION:** that the sale documents be executed under seal.

**Clr McClelland declared a pecuniary interest as the Real Estate Agent acting for the purchaser and left the room.**

**204 RESOLVED:** Clr Atchison and Clr N Hughes that the sale documents be executed under seal.

**Clr McClelland returned to the room.**

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



## **NOTICE OF MOTIONS**

### **1. Grenfell Hospital/MPS, C2.8.1**

Notice is hereby given of the following motion:

“that Council staff be empowered to investigate the legal requirements from the Department of Local Government to a possibility of borrowing funds, if required, from a commercial source to purchase or construct up to two houses for medical doctors who will guarantee to provide medical services to the residents of the Weddin Shire and to provide VMO services to the Grenfell Hospital while required.”

Signed: CLR MA SIMPSON

#### **Comments by Clr M Simpson:**

The worsening situation with the Hospital and doctors in Grenfell needs to have a proactive attitude adopted to respond almost immediately to a developing crisis.

The worst case scenario would be the loss of one or both doctors. This result will be devastating to the local population in the short term with long term damage to the future of the Shire.

The threat of closure of the Grenfell Hospital is always there and if this dreadful action was to take place we would still require doctors in the Shire of Weddin.

Council may prefer to use its own funds to service its needs, however, if funds are not forthcoming or available from internal sources then I move the motion above.

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

**206 RESOLVED:** Clr Simpson and Clr Atchison that Council staff be empowered to investigate the legal requirements from the Department of Local Government to a possibility of borrowing funds, if required, from a commercial source to purchase or construct up to two houses for medical doctors who will guarantee to provide medical services to the residents of the Weddin Shire and to provide VMO services to the Grenfell Hospital while required.

**Clr McClelland returned to the room.**

## **MAYORAL MINUTE**

Nil

8 October 2009

The Mayor and Councillors  
Weddin Shire Council  
GRENFELL NSW 2810

Dear Councillors

I wish to report as follows: -

### **1. Disposal of Closed Rail Lines, T3.8.1**

The State Government is currently enacting legislation which will enable the sale of railway reserves on closed sections of line. This will result in the permanent loss of the infrastructure and a future government which may support rail will be unable to re-introduce the service without resuming the land and restoring the lines. It is not difficult to see that the Koorawatha – Greenethorpe line and the Greenethorpe – Grenfell line could be considered for this action.

It is understood that resistance to the legislation is building up, even within the government. In these circumstances it may be timely for Council to act now to oppose it.

### **RECOMMENDATION:**

It is recommended that Council object to the Minister about the new legislation, with copies to Katrina Hodgkinson, MLA and Mick Veitch MLC.

**207** **RESOLVED:** Clr Crutcher and Clr Lobb that Council object to the Minister about the new legislation, with copies to Katrina Hodgkinson, MLA, Mick Veitch MLC and John Cobb MP.

### **2. Grenfell Hospital/MPS, H1.1.10**

My report to Council's August Meeting (Closed) refers.

I subsequently met with the Acting Health Service Manager to express Council's concerns and was assured that GWAHS was taking steps to meet with the doctor to resolve the problem. There has also been ongoing liaison with the Chair of the Weddin Health Council.

At a meeting of the Executive on 25 September 2009 it was decided to call on a senior representative of GWAHS to intervene and expedite the resolution of the matter. However at the time of writing the situation seems to have worsened, with Dr Albadran reportedly submitting his resignation as a VMO.

Following discussions with the Mayor and Deputy Mayor an urgent meeting with GWAHS has been requested. Should the outcome of this meeting be unsatisfactory, it is proposed to seek an urgent meeting with the Minister for Health.

For Information

**208** **RESOLVED:** Clr Hinde and Clr D Hughes that a meeting with the CEO of Greater Western Area Health Service be arranged and if the outcome of this meeting is unsatisfactory Council seek an urgent meeting with the Minister for Health.

## **THE GENERAL MANAGER'S ORDINARY REPORT**

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### **3. Options for Medical Centre, H1.1.7**

My report to Council's August Meeting refers.

The Division of General Practice has offered to review its recommendations for suitable accommodation, and this is currently in progress. The Division has also offered its services to advise on the feasibility of the proposed premises. Whilst this is not an architectural service, the Division has been involved in a number of medical centres, some of which it operates, and it is considered to be a useful resource in helping decide on the best option.

Both local doctors have also been requested to comment on requirements for a medical centre, but at this stage no responses have been received.

A site inspection of the Masonic Temple was carried out by most Councillors prior to the September meeting. Original design plans have also been located, which will assist with the assessment of suitability of this property.

It would be helpful if Council would confirm whether investigations of this site should continue.

#### **RECOMMENDATION:**

For Council's Consideration

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

**209 RESOLVED:** Clr Crutcher and Clr Hinde that investigations into the Masonic Temple cease and investigations into the Weddin Street option commence with the representatives of the Masonic Temple advised accordingly.

**Clr Atchison returned to the room.**

### **4. Presentation by Country Energy, U1.3.9**

The Regional General Manager of Country Energy Mr Chas McPhail, addressed Council's February Meeting and undertook to carry out an audit of energy consumption in the business area of Grenfell.

At a meeting with the Mayor and General Manager on 7 October, Mr McPhail reported on the findings and how they may affect particular businesses. Most transformers were found to have sufficient capacity for a reasonable level of growth. Mr McPhail also discussed the sale of the retail arm, streetlighting, greenpower and the industrial estate.

Mr McPhail accepted an invitation to give a short presentation to the October Meeting.

For Information

**Noted**

## **THE GENERAL MANAGER'S ORDINARY REPORT**

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### **5. Annual Return of Disclosure of Interest, C2.2.2**

Earlier reports refer.

Further completed returns for 2008/2009 have been received from Cllrs Simpson and Crutcher. Returns have now been submitted by all Councillors and designated staff members.

The returns are available for inspection by the public.

For Information

**Noted**

### **6. Australia Day Awards, C1.5.2**

Council traditionally presents a number of awards at the annual Australia Day ceremony.

Nominations are normally invited during November, and reported to the December Meeting.

The current awards are for:-

Citizen of the Year  
Senior Citizen of the Year  
Community Service  
Emergency Services  
Community Event/Organisation of the Year

Selection of the winners can be by the usual committee of Mayor, Deputy Mayor and General Manager, unless otherwise decided.

Following consultation with the various school Principals last year, the Youth Awards for Junior Citizen of the Year, Academic Achievement, Citizenship and Creative/Performing Arts were dispensed with and replaced with a general Achievement Award for each primary and secondary school in the shire. These awards may be for citizenship, community involvement, attitude or general achievement in any field. The Academic Award for best HSC pass for a local student was retained.

### **RECOMMENDATION:**

It is recommended that:-

- i) nominations be invited for the annual senior awards,
- ii) nominations be invited for the Achievement Award for each primary and secondary school in the shire,
- iii) winners be selected by the usual committee of the Mayor, Deputy Mayor and General Manager.

### **210 RESOLVED: Cllr Crutcher and Cllr McClelland that:-**

- i) nominations be invited for the annual senior awards,
- ii) nominations be invited for the Achievement Award for each primary and secondary school in the shire,
- iii) winners be selected by the usual committee of the Mayor, Deputy Mayor and General Manager.

## **THE GENERAL MANAGER'S ORDINARY REPORT**

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### **7. Australia Day Ceremonies – Villages, C1.4.2**

In recent years Council has donated \$250 to each of the Greenethorpe, Quandialla and Caragabal Hall committees as a contribution towards Australia Day celebrations in the three villages. No contribution has been made in Grenfell.

It is anticipated that a local organisation in each village may again organise a ceremony.

#### **RECOMMENDATION:**

It is recommended that:-

- i) Council offer a donation of \$250 towards the 2010 Australia Day ceremonies in Caragabal, Greenethorpe and Quandialla,
- ii) the organising committees be appointed as a section 355 committees of council for this purpose.

### **211 RESOLVED: Clr McClelland and Clr N Hughes that:-**

- i) Council offer a donation of \$250 towards the 2010 Australia Day ceremonies in Caragabal, Greenethorpe and Quandialla,
- ii) the organising committees be appointed as a section 355 committees of council for this purpose.

### **8. Council Photograph, C2.2.1**

Council resolved at its May 2009 meeting for a second photograph to be taken. As it appears that all Councillors and senior staff will be present for the October meeting, arrangements have been made for the photographer to be present immediately prior to the meeting, from 4.30 pm.

For Information

**Noted**

### **9. Christmas Arrangements, P1.5.1**

- a) The Christmas Function for Councillors, staff and partners in recent years has usually been held on a Thursday in late November to precede a general RDO for staff.

The corresponding date this year would be 19 November 2009. This is considered too early for a Christmas celebration and it appears preferable to defer it for a fortnight, until 3 December 2009.

Last year's function was held at the Bowling Club so this year's will be at the Country Club by rotation.

#### **RECOMMENDATION:**

It is recommended that a combined Christmas Function be held on 3 December 2009 at the Grenfell Country Club.

### **212 RESOLVED: Clr Hinde and Clr Atchison that a combined Christmas Function be held on 3 December 2009 at the Grenfell Country Club.**

## **THE GENERAL MANAGER'S ORDINARY REPORT**

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- b) Council's offices are normally closed over the Christmas-New Year Period, with office staff granted leave-in-lieu for overtime worked during the year. These days would be 29, 30 and 31 December 2009.

### **RECOMMENDATION:**

It is recommended that the Council offices be closed from 25 December 2009 to 1 January 2010 (inclusive) and office staff be granted 3 days special leave in lieu of overtime worked.

- 213** **RESOLVED:** Clr Hinde and Clr Atchison that the Council offices be closed from 25 December 2009 to 1 January 2010 (inclusive) and office staff be granted 3 days special leave in lieu of overtime worked.

### **10. Christmas Lights Competition – Grenfell, T4.3.1**

Prizes of \$100, \$50 and \$25 have been awarded for the three best Christmas light displays in Grenfell over the last few years and Loaders Coaches has donated one or two coaches for the Christmas Lights tour prior to Christmas.

The competition has been keenly contested and adds to the season's festivities.

### **RECOMMENDATION:**

It is recommended that:-

- i) Council offer prizemoney of \$100, \$50 and \$25 from the town maintenance vote for the three best Christmas light displays in Grenfell,
- ii) prizes be presented at the Australia Day ceremony.

- 214** **RESOLVED:** Clr McClelland and Clr Lobb that:-

- i) Council offer prizemoney of \$100, \$50 and \$25 from the town maintenance vote for the three best Christmas light displays in Grenfell,
- ii) prizes be presented at the Australia Day ceremony.

### **11. Christmas Competitions – Villages, T4.3.1**

In recent years Council has donated \$100 prizemoney from ward votes for Christmas competitions to be held in the four villages.

The prize for Quandialla was subsequently included within a competition already organised by the Quandialla Post Office, rather than have a second competition.

### **RECOMMENDATION:**

It is recommended that:-

- i) Council offer \$100 prizemoney from the village maintenance votes for a Christmas competition in each of the four villages,
- ii) the organising committees be appointed as Section 355 committees of council for this purpose if appropriate,
- iii) the competitions be judged by ward councillors or their delegates,
- iv) prizes be presented at the Australia Day or other local ceremony.

**215 RESOLVED:** Cllr Niven and Cllr Halls that:-

- i) Council offer \$100 prizemoney from the village maintenance votes for a Christmas competition in each of the four villages,
- ii) the organising committees be appointed as Section 355 committees of council for this purpose if appropriate,
- iii) the competitions be judged by ward councillors or their delegates,
- iv) prizes be presented at the Australia Day or other local ceremony.

**12. Alliance with Hawkesbury City Council, C2.7.26**

Hawkesbury City Council has now confirmed that a delegation will be visiting Grenfell on 31 October and 1 November, with representatives of council, the eisteddfod committee and local service clubs.

Final arrangements are yet to be confirmed but it is anticipated that a joint dinner may be held on the Saturday night and the names of interested attendees would be appreciated. There may also be other functions or inspections.

The delegation will be preceded by a return visit by their Environmental Services staff.

For Information

**Noted**

**13. Management Plan 2009/2010 – September 2009 Quarterly Report, A3.4**

In accordance with Section 407 of the Local Government Act a review of the annual Management Plan is to be presented each quarter.

Comments on significant matters relating to the principal activities as at 30 September 2009 are as follows:

**Part A - Management Plan**

1. **Administration**
  - a) Management Plan including three year programme budget for 2009/2010 in progress. No office equipment purchased to date.  
Electrical and plumbing repairs undertaken with painting yet to occur. Quotations obtained and assessment being undertaken.
  - b) Annual Statements for 2008/2009 in progress.
  - c) Ongoing training arranged by CENTROC as required. Consultative Committee meeting held on 11 August 2009.
  - d) All plant maintained in good order.
  - e) Weekly staff meetings held to program engineering work. Equipment maintained regularly.
  - f) New depot – operating well. Beautification ongoing.  
Old depot advertised for sale, one block disposed of to date. Old fuel tanks removed and site rehabilitated. Certificate to be obtained from Workcover.

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### **2. Public Order and Safety**

- a) Attend meetings when scheduled with Rural Fire Service. Slashing and grading works being carried out prior to bushfire season 1 October 2009.
- b) Animal Control Officer actively policing Companion Animals Act and carrying out public education in accordance with Council's Animal Management Plan. Complaints dealt with as received.
- c) Provide assistance to SES as required. One LEMC meeting held on 7 September 2009.

### **3. Health**

- a) Public nuisances attended to as required. Complaints dealt with as received. Inspections being undertaken as required to ensure continuing compliance.
- b) Food premises have been inspected and follow up action is continuing. Complaints dealt with as received. Inspections conducted as required by the Food Act.
- c) Pool regulations and editorials have been publicised in local media. Press release to be published in coming weeks.
- d) Inspections and enforcement for noxious weeds continuing. Replacement Noxious Weeds Officer appointed.
- e) Dental equipment relocated to Burrangong Street Surgery, replacement dentist to be sought.
- f) Doctors surgeries maintained as required. Maintenance review to be conducted and works prioritised. Preliminary investigation for possible Medical Centre commenced.

### **4. Community Services and Education**

- a) No funding identified for aged housing.
- b) Funding application for internet course submitted for Seniors Week.
- c) Youth on Line facilities continue to operate from the Internet Centre, now reinstated to Community Hub.
- d) Social Plan elements reported in Part B.

### **5. Housing and Community Amenities**

- a) Development applications processed as received and continuing in accordance with legislative requirements. Heritage Advisory service continuing with bi-monthly meetings of committee, twelve month strategy adopted. Village heritage studies on public exhibition. 2009/2010 heritage grants awarded.
- b) State of Environment Regional report being prepared for 2008/2009.
- c) Efficient domestic kerbside collection services at Grenfell and Greenethorpe with trade (commercial) service in Grenfell. Grenfell Waste Depot upgrade nearing completion. Manning of the facility to commence in November 2009. Kerbside recycling services commenced in Grenfell in July 2009.
- d) Maintenance of cemeteries continuing. All graves excluding the general cemetery have been verified in the field. Funeral Director to check new Catholic and new Anglican sections with Council staff.
- e) Public conveniences maintained satisfactorily.
- f) Pollution complaints attended to as received.
- g) Repairs and minor maintenance carried out at Council's residences.
- h) State Government and Council funding available to commence the Floodplain Risk Management Study. Warraderry Street drainage to be constructed in 2009/2010 under the FAG Program.



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### **6. Sewerage**

- a) Sewer mains breaks and blockages repaired as required. Some sewer mains have been inspected by camera.
- b) Soil and water samples analysed and annual report submitted.
- c) All employees accredited for sewer works and mains maintenance. OH & S upgrade works continue with new amenities now onsite.

### **7. Recreation and Culture**

- a) New Library operating very well after refurbishment. New books and equipment being purchased.  
New Art Gallery in operation with volunteer management committee. Good quality exhibitions being well received by the public.  
New conference room in use, utilisation as cinema in progress with volunteer management committee.
- b) Museum Advisor working well with local committee. Tourism and Internet Centre Officers assisting local committees.
- c) Grenfell and Quandialla Pools preparing to open for 2009/2010 swim season. Maintenance work nearly completed at Grenfell and planned for Quandialla. Both pools will be ready for opening when water temperature is adequate. New pool cleaner and associated equipment purchased and in operation at Grenfell. Structural investigation of amenities building been referred to structural engineer.
- d) Parks and ovals satisfactorily maintained. Upgrade of Taylor Park playground equipment completed. Inspections and required maintenance completed.
- e) Grant funding application again submitted for O'Brien Hill upgrade, not successful. Application for funding is currently being submitted to the Heritage Projects (jobs fund) Program. No grants received to date, with further grants to be applied for as they arise.

### **8. Mining, Manufacturing and Construction**

- a) Construction Certificates processed. Staged inspections as per requirement of Act. All critical stage inspections are being conducted as per legislative requirements. All applications assessed to ensure compliance with all legislative requirements. General building advice given as requested. All critical stage inspections being conducted on all building works.

### **9. Transport and Communications**

- a-i) All programmes in progress, Rural Local Roads program to continue.
- g) Tree planting - minimal trees planted due to continuing drought.
- i) Streetlighting provided and maintained by Country Energy.

### **10. Economic Affairs**

- a) Caravan Park facilities promoted and maintained. Current operations under review with a facility upgrade proposed for next four years. Upgrades being planned with the fire safety works now completed.
- b) Breakfast meetings of Grenfell Business Development Committee (GBDC) attended by Councillors, Senior Staff and Development Officer. Tourist attractions such as the Weddin Mountains being promoted. Installation of sound system of Henry Lawson Bust commenced Open Day/Market Day to be held on 24 October 2009. Policies adopted by Council to encourage developers.
- c) Bank building residence occupied by Council staff member. Leasing of commercial area to be considered.

## **THE GENERAL MANAGER'S ORDINARY REPORT**

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- d) Industrial blocks offered for sale as enquiries received. Industrial Estate master plan being prepared.
- e) Investigation and testing of old gasworks site completed, report received. Final report submitted to DECC, remediation action plan pending.
- f) New equipment and software being considered at the Internet Centre to provide state-of-the-art equipment and a higher standard of service. Training to continue in new building. Regular Internet Centre columns in local paper making people aware of service available. Photographic printing, computer repairs and sales in progress.
- g) Taxi service operating well. Lease extended for a further twelve months.
- h) Henry Lawson Festival plaque for 2008 guest installed. Arrangements progressing for the plaque to be installed for the 2009 Festival guest. Arrangement for 2010 Festival in progress.

### **11. General Purpose Revenues**

- a) Rate notices determined and issued on time. Rating classifications reviewed. Property transfers attended to promptly.
- b) Grant funding constantly being sought. Surplus funds invested to maximise return and preserve capital.

### **Part B - Social Plan**

- a) Suitable range of children's books purchased for the new Library. Maintenance of skatepark ongoing.
- b) Cycleways – publicised in Social Plan.
- c) Taxi lease renewed. IT communications improved with broadband now available in Grenfell.
- d) Dentist equipment relocated to Burrangong Street Surgery. Ongoing consultation with doctors. Assistance provided to Mens Shed.
- e) Letters of welcome issued to all new landowners on arrival.
- f) Shop accesses being considered for improvement. Disabled toilets in Main Street upgraded and publicised.
- g) Internet Centre has obtained new software for training courses. People from culturally and linguistically diverse backgrounds welcome. Operating well.
- h) Vandalism reported as required. Vandalism cost recorded. Ongoing reporting to Police. Community service workers given meaningful work beneficial to ratepayers when with the Weddin Shire.

For Information

**Noted**

**T V LOBB**  
**GENERAL MANAGER**

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

## THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

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8 October 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 30 September 2009:**

Bank Account	
Westpac	<b><u>\$234,626.60</u></b>
Investments	
LGIS	
<b>Total Investments</b>	<b><u>\$3,500,000.00</u></b>

**CERTIFICATE OF RECONCILIATION**

I certify that the Cashbook for each Bank Account has been reconciled with the appropriate Bank Statement as at 30 September 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 September follows:**

Rates Receipts	152,468.65
Accounts Receivable	23,746.13
Government Grants	390,913.00
Agency Collections	4,830.20
Workers Compensation Reimbursement	7,787.99
Interest on Investments	11,506.85
Other Income	15,420.88
<b>Total</b>	<b><u>\$606,673.70</u></b>

For Information

**Noted**

## THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

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### 3. Roads and Other Expenditure 2009/2010:

Following are the up to date maintenance figures as at 30 September 2009.

ITEM	VOTE	EXPENDITURE
Rural Roads Maintenance	541,565	147,162
Grenfell Town Streets Maintenance	161,993	26,823
Village Maintenance - Caragabal	6,000	2,406
Village Maintenance - Greenethorpe	6,000	798
Village Maintenance - Quandialla	6,000	2,969
Garbage/Recycling Collection	92,400	15,637
Greenethorpe Collections	8,500	1,382
Trade Waste Collection	23,000	3,056
Grenfell Waste Depot Manning/Plant Hire	84,000	18,000
Tips Working Expenses	29,000	12,437
Noxious Plants	74,000	5,640
Parks & Gardens	178,028	58,683
Library Expenditure	110,755	33,102
Baths Income	-22,000	0
Baths Expenditure	106,514	14,798
Caravan Park Income	-32,000	11,959
Caravan Park Expenditure	64,691	17,155

## THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

### RTA GRANT WORKS

DESCRIPTION	VOTE	EXPENDITURE
2009/10 State Roads (SH 6) Maintenance	200,000	44,627
2009/10 National Roads (SH 17) Maintenance	200,000	16,961
2009/10 State Road (SH6) Ordered Work	210,000	14,212
2009/10 National Road (SH17) Ordered Work	210,000	6,480
2009/10 Regional Roads Block Grant	425,000	71,741
2009/2010 REPAIR Program MR398	300,000	30,560
3 x 3 Program - MR 398	68,000	0

2009/2010 Rural Local Roads	VOTE	EXPENDITURE
Maintenance general	22,000	3,550
Reseals	99,000	0
Caragabal - Quandialla	33,000	0
Gerrybang Road	64,000	0
Pinnacle Road	67,000	94,023
Driftway Road	90,000	105,971
Grenfell Streets Construction	39,000	30,003
Grenfell Kerb and Gutter	29,000	7,117
Grenfell Streets - Footpaving	33,000	105
Warraderry Street Drainage	111,000	0
Reconstruct Village Streets	5,864	0
Taylor Park Playground Equipment	9,000	0
Manganese Road Drainage	27,000	18,776
Burrett/Vaughn Streets	5,000	0
Gravel Resheeting	110,000	1,823
Overexpenditure 2008/2009	53,096	53,096
<b>Total</b>	<b>796,960</b>	<b>314,464</b>

2009/2010 Roads to Recovery	VOTE	EXPENDITURE
Grenfell Reseals	80,000	0
Gerrybang Road	122,000	0
Rural Roads Reseals	120,000	0
Old Young Road	128,876	98,170
<b>Total</b>	<b>450,876</b>	<b>98,170</b>

For Information

**Noted**

## **THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT**

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

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

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

The outstanding rates percentage as at 30<sup>th</sup> June 2009 may be known by the Council meeting.

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

For Information

**Noted**

### **5. Open Day/Market Day, T4.3.7**

As Councillors are aware the Weddin Shire Open Day/Market Day has been scheduled for Saturday 24 October 2009 and arrangements are well underway.

The proposed changes to the day as reported to and approved by Council are currently being implemented. The customer service promotion and the voucher draw are creating a lot of interest and will hopefully give the day a tremendous boost.

Council's Economic Development Manager, Ms Auburn Carr is currently contacting local organisations and Councillors seeking assistance on the day.

For Information

**Noted**

### **6. Grenfell Library, C2.6.29**

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

- Facilitated children's author Richard Harland's visit to Grenfell on 7<sup>th</sup> and 8<sup>th</sup> September which was a huge success with many positive comments received. The library has subscribed to YourTutor, an online homework help service. Letters have been sent to all Shire schools with further details of the YourTutor service, including an offer to visit and demonstrate the system or to facilitate a remote demonstration by the service provider. To date only one school has replied and they plan an inhouse introduction for interested students. The usage report for September shows two accesses.
- The Caragabal Library Deposit Station has been relocated back to its original site in the Royal Hotel. The librarian visited on 30<sup>th</sup> September to discuss management issues with the new Manageress and is hopeful that the relocation will lead to greater use. The relocation has been advertised in the local school newsletter and by word-of-mouth.

## **THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT**

- Contact has been made with the Family History Service of the State Library who advised they are prepared to present material at a locally-organised Family History Research Seminar. Date to be arranged.
- The 2008/2009 Public Libraries Statistical Return was completed and submitted to the State Library. Main performance indicators were 21,779 items circulated (22,033 in 2007/2008), 10,765 books held (10,723), 2,165 non-book items held (2,060), 8,677 visits (7,559), 1,003 items acquired (1,144) and 780 items discarded (1,999).
- Mandy Reid from Centacare in Forbes is planning to present a toddler StoryTime on a fortnightly basis beginning 28<sup>th</sup> October. The launch will co-incide with National Family Week.

For Information

**Noted**

### **7. 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. Quotes obtained. Funding application submitted. Awaiting response.
- Pursuing people interested in relocating to the Weddin Shire emanating from Country Week. Attendees at Country Week have received their second follow up letter and invitation to the Open Day to be held on Saturday 24 October 2009. Ten (10) families have registered for the Open Day to date. Arrangements are continuing as reported to the September 2009 Council meeting.
- Mr Peter Gordon from the BEC will conduct an evening session on October 14<sup>th</sup> regarding 'cost versus price' and business growth. This session will be particularly focused on younger business owners in the region particularly those in agri- service industries. Mr Gordon will also be in Grenfell for one on one sessions on November 18<sup>th</sup> and for the next breakfast session on December 9<sup>th</sup>.

For Information

**Noted**

### **8. Tourism/Promotions, C2.6.2**

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

- Attended a small bird fair at Rankin Springs on 3 October and planning to attend the Leeton Bird Fair in mid November to further promote the Weddin Bird Trails. A bird group from the South Coast visited Grenfell to follow the Weddin Bird Trails for three (3) days which commenced on 21 September 2009. 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. Arrangements for the reprinting of the brochure currently in progress. Advertising to be sold to cover print costs.

## **THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT**

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- Attended the Gold Trail meeting in Grenfell on 22 September 2009. Audit of local attractions completed and forwarded. 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 Forbes on 20 October.
- Awaiting further information on the "Embrace the Lachlan" tourism proposal.
- The Henry Lawson Bust project is in progress.
- Funding application for the O'Brien's Hill project under the Heritage Projects (Jobs Fund) not submitted as funding criteria unable to be met. Other funding opportunities to be considered.
- Attended Sydney to participate in a segment on the Kerri - Anne Kennelly Show promoting the Guinea Pig Races held on 4 October 2009. Very successful.
- Assisted in organising a BBQ lunch for a group of bird watchers on 25 September 2009.
- Developed a newsletter detailing upcoming events and activities in the Weddin Shire. Newsletter sent out at the start of July and the beginning of September. Forwarded to Councillors for information. Excellent feedback still being received.

For Information

**Noted**

### **9. 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. Recently completed the printing of wedding invitations for a customer. Very good result but very time consuming.
- Tech Talk articles submitted in the Grenfell Record on a regular basis with an article on social networking sites recently published. They are being well received by the public.
- Window displays addressed and constantly changing.
- A flyer mail out to households promoting the services available conducted. Resulted in improved daily custom.
- Visiting local businesses to discuss services available at the Internet Centre.

For Information

**Noted**

### **10. Grenfell Internet Centre Equipment, P2.3.16**

Reference is made to the August 2009 Council meeting whereby Council requested an investigation into the cost and options to upgrade the equipment at the Grenfell Internet Centre.

The computer hardware equipment required is detailed below together with the indicative cost. The current software is able to be utilised however a grant funding application will be submitted to upgrade the software in due course.



## THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

HARDWARE	DESCRIPTION	COST
Café Computer Equipment	- CPU, motherboard, ram, graphics card, burner, hard drive, case	\$13,033.80
Main Computer	- CPU, motherboard, ram, graphics card, burner, hard drive, case	\$1,727.55
OKI C9500 Printer	- Fuser unit, transfer unit, drums, toners	\$3,079.50
A3 Scanner		\$3,400.00
Other Attachments	- Monitors, keyboard/mouse, headphones, photos printer	\$3,838.09
<b>TOTAL</b>		<b>\$25,078.94</b>

The options to obtain the equipment are detailed below:-

	<b>Purchase</b> \$	<b>Lease</b> \$
<b>Computer Equipment</b>	25,078.94 (GST Exc)	8,362.98/yr (GST Exc) Purchase after three years for 30% of cost

From the table it can be seen that for up to three (3) years there is no real difference in costs. However, if the lease option was taken up the equipment could be purchased for 30% of the cost after three (3) years which would cost approximately \$7,523.68. The longer the equipment is kept the more financially beneficial it is to Council. However, the disadvantage is that we are denied access to the more up to date equipment. The above points were verified in a previous report submitted to Council in regard to purchasing versus leasing which also outlined the advantages and disadvantages.

Historically, Weddin Shire has kept IT equipment for long periods of time with the current computers purchased approximately nine (9) years ago. If this option was taken up funding could be sourced from Council's office equipment reserve and repaid over a five year period. As at the 30<sup>th</sup> June 2009 there was \$106,307.00 in the reserve with \$66,000 planned to be expended in 2009/2010.

**RECOMMENDATION:** that Council authorise the purchase of the IT equipment with the funding to be sourced from the office equipment reserve and repaid over a five year period.

**217 RESOLVED:** Clr Lobb and Clr Atchison that Council authorise the purchase of the IT equipment with the funding to be sourced from the office equipment reserve and repaid over a five year period.

### **11. 2008/2009 Financial Statements, A1.6**

The 2008/2009 Financial Statements are in the process of being completed and it is anticipated they will be audited by Council's Auditors Alan Morse and Co of Orange mid October 2009.

As reported last meeting following receipt of the auditors report a date has to be fixed for the presentation of the audited financial statements together with the auditor's report to the public.

## **THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT**

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Public notice of this date must be given and the date fixed for the meeting must be at least seven days after advertising but not more than five weeks after the auditors reports are submitted to Council.

It is anticipated that a formal presentation of the accounts will be made by Council's auditors at the November 2008 Council meeting. Council's auditor Mr John O'Malley also conducts presentations on the same day at Forbes and Orange Councils. To allow Mr O'Malley to attend all three (3) Councils on the one day Council has in the past commenced the November Meeting at 9.00 am. Council may consider doing the same this year to allow all the presentations to take place.

Mr O'Malley had morning tea with Council previously before attending Forbes Shire to conduct their presentation in the afternoon. He then went back to Orange to conduct their presentation during the evening.

**RECOMMENDATION:** that the ordinary November 2009 Council meeting commence at 9.00 am to allow a formal presentation of the Financial Statements to be made by Council's auditor.

- 218**     **RESOLVED:** Clr N Hughes and Clr Crutcher that the ordinary November 2009 Council meeting commence at 8.00 am to allow a formal presentation of the Financial Statements to be made by Council's auditor.

**GLENN CARROLL**  
**DIRECTOR**  
**CORPORATE SERVICES**

- 219**     **RESOLVED:** Clr McClelland and Clr Halls that except where otherwise dealt with the Director Corporate Services' Report be adopted.

8 October 2009

The General Manager  
Weddin Shire Council  
GRENFELL NSW 2810

Dear Sir

I wish to report as follows:

**1. Works Report (4 October 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  
- started setup for heavy patching

SH17 - general maintenance  
- started setup for heavy patching

MR398 - general maintenance  
- sealed 2 kms of Widening

MR236 - general maintenance  
- sealed 2 km on Old Young Road  
- started next 5 kms Old Young Road

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 2 km on Old Young Road
- started next 5 km Old Young Road

**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
- cleared blocked culverts on Gap Road, Hancock – Flynn's Road, Boundary Road, Goodes Lane, McDonalds Lane and Adelargo Road
- removed fallen trees on Nealons Lane and Adelargo Road

## THE DIRECTOR ENGINEERING'S ORDINARY REPORT

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- repair boundary fence at the Tip
- complete safety fence at new waste deposit point

### 1.4 Urban Maintenance/Construction

- general maintenance
- emulsion sealed shoulder in Wood Street
- repainted old play equipment Taylor park
- complete installation new play equipment Taylor Park
- repaired effluent line in Taylor park
- checked pool drainage lines with sewer camera
- removed contaminated soil from old depot
- completed footpaths in South and Warraderry Streets

For Information

**Noted**

## 2. Other Works

### 2.1 Parks and Ovals Report

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

- general maintenance
- sprayed Emu Creek for exotic trees and suckers
- removed tree stump from Warraderry Street
- cleaned up Iris Garden
- removed old mulch and re-mulched rose gardens in Taylor Park

### 2.2 Cemeteries

The following graves have been prepared from 8 September 2009 to 4 October 2009:-

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

### 2.3 Sewer Mains

Eleven (11) sewer chokes have been attended to during the month.

### 2.4 Private Works

- cleared sewer block for ratepayer
- built gravel pad for ratepayer
- delivered 2 loads of top soil for a ratepayer
- removed seat damaged by car accident in Main Street

## THE DIRECTOR ENGINEERING'S ORDINARY REPORT

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### 2.5 Vandalism

Bollards damaged RTA Rest Area \$100.00

Toilet rolls burnt in Vaughan Park toilets cleanup \$150.00

**Total Cost: \$250.00**

**Progressive Cost: \$770.00**

(from 1/7/2009 to date)

For Information

**Noted**

### 3. Future Works

#### 3.1 Rural

- general maintenance
- complete highway heavy patching SH6 and SH17
- complete next 0.5 km of Old Young Road
- start next section of MR 398 widening

#### 3.2 Urban

- general maintenance
- complete Manganese Road drainage
- fill holes at old depot
- complete Taylor Park footpaths
- commence planning of Warraderry Street drainage, including ordering pipes etc

For Information

**Noted**

### 4. CENTROC Weight of Loads Group, C2.7.16

In the last month the CENTROC Weight of Loads Group detected one (1) breach totalling \$1,013.

Council resolved at its January 2009 Council meeting to continue its membership of the CENTROC Weight of Loads Group for four years from 1 July 2009.

Council's seal is required to be affixed to the Deed of Agreement.

**RECOMMENDATION:** that Council affix the seal to the CENTROC Weight of Loads Group Deed of Agreement.

**220** **RESOLVED:** Clr N Hughes and Clr Atchison that Council affix the seal to the CENTROC Weight of Loads Group Deed of Agreement.

## THE DIRECTOR ENGINEERING'S ORDINARY REPORT

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### 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 3249	Toyota Dyna	Remove and replace clutch and service.
PI 4097	Toro Mower	Replace deck bearings, belts, wheel bearing.
PI 4053	Cat 12M Grader	Major service.
PI 3954	Green Semi Tipper	Replace rocker box, bushes and pins.
PI 3826	Old Garbage Truck	Service rams.

It has proposed to replace PI 1088 Holden Commodore Omega and PI 1094 Toyota Aurion (General Manager).

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**

### 7. RTA RMCC Contract, R2.54.4

Routine maintenance works on SH6 and SH17 continue.

The heavy patching program on SH6 and SH17 has been approved by the RTA and will commence on Monday 12 October 2009.

RTA is still to provide a Work Order for the resealing works.

For Information

**Noted**

### 8. Noxious Weed Report – September, C2.6.16

- Sprayed tree suckers in Emu Creek
- Attended Performance Management Course at Cowra on new grant application system
- Sprayed town parks for broadleaf weeds
- Sprayed Sloane's Cottage with knockdown herbicide
- Spraying for Scotch Thistle – O'Briens Hill
- Spraying back lanes and culverts in Grenfell town area

## THE DIRECTOR ENGINEERING'S ORDINARY REPORT

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- Sucker and culvert spraying on rural roads – Gap Road, Major West Road and Bimbi Road
- Jason Corcoran (Southern Slopes Noxious Plants Authority) carried out Scotch Thistle inspections. These will continue and the new Noxious Weeds Office will accompany him on some future inspections.

For Information

**Noted**

**221 RESOLVED:** Cllr Atchison and Cllr D Hughes that Council adjourn for supper.

**Council adjourned for supper: 6.49 pm**  
**Council resumed at: 7.23 pm**

**222 RESOLVED:** Cllr Atchison and Cllr N Hughes that Council resume.

### **9. Taylor Park Playground Equipment, G2.18.1/P2.1.3**

The new playground equipment was completed in Taylor Park, including repainting of the jungle gym, and was ready for use on 28 September 2009.

The tables and chairs adjacent to the equipment were stripped and stained for the occasion.

The new facility is very popular with the young and young at heart.

The project has been completed within budget.

For Information

**Noted**

### **10. Request to Sell Land, P2.11.2234**

A request has been received from GD & L Sinclair to purchase some land in lot 1200 in DP 754578 at the rear of their property at 93 Camp Street.

Council considered a previous request from Mr and Mrs Sinclair in October 1996 and resolved at that time not to sell this land but to retain it, presumably so as to extend the O'Briens Hill project. There may also be some underground structures on this land which could in time be added to the O'Briens Hill project.

The owner has submitted a development application for another shed on the eastern side of the existing large shed which cannot be approved without legal access. The purchase of this land would allow that access to occur.

It would be undesirable for a semi industrial area to be developed adjacent to O'Briens Hill as the area is zoned residential.

It may be better for Mr and Mrs Sinclair to relocate the business to a more appropriate area such as the industrial area.

## **THE DIRECTOR ENGINEERING'S ORDINARY REPORT**

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**RECOMMENDATION:** that Council uphold its previous resolution not to sell portion of lot 1200 in DP 754578.

**223** **RESOLVED:** Clr McClelland and Clr Atchison that Council uphold its previous resolution not to sell portion of lot 1200 in DP 754578 and notify Mr Sinclair that Council has land available at the industrial area and terms are available to purchase the land.

### **11. Rural Fire Service Senior Management Team Committee, E1.3.22**

The Director Engineering attended the Rural Fire Service Senior Management Team Committee meeting/workshop at the Weddin Fire Control Centre at 7.30 am on 11 September 2009.

The following matters were discussed:-

- hay shed fires – likely this season,
- Quandialla tip perimeter to be sprayed,
- low groundwater supplies south of Weddin Mountain, Caragabal and Ooma Creek,
- Group Captains need to consider succession planning,
- bushfire danger period commences 1 October 2009,
- next exercise August 2010,
- Andrew Dylan – regional trainer,
- cheque for \$817.77 from concert given to Grenfell Auxiliary,
- Warwick Simpson to be chairperson at next meeting.

Next meeting March 2010, meeting closed at 10.10 am.

For Information

**Noted**

### **12. Review of Vehicle Replacement Policy, P6.1.5.1**

Council will be aware that the cost to change over Council's base model passenger vehicles is steadily rising and is now up to \$10,000 - \$12,000.

Discussions with the Alliance Councils have indicated that they are experiencing similar change overs, particularly on the base models.

The Alliance Councils have each tried a number of ways to reduce the changeover costs by assessing the market in conjunction with the dealers and purchasing varying makes of cars and also higher model cars, with varying rates of success.

Recent discussions with Central Tablelands Water have indicated that they have achieved a changeover price of between zero to \$2,000 by buying higher model vehicles which would appeal to used car buyers. In this case if the dealer was not prepared to offer Central Tablelands Water pre-determined price, then the decision would be made to send the vehicle to the auctions. The Alliance Councils have tried this method with some success, depending on the market.



## THE DIRECTOR ENGINEERING'S ORDINARY REPORT

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This Council's policy is to purchase base model vehicles and to trade them at 30,000 – 40,000 km. The policy has worked well with changeover costs being relatively small up until the last few years when the changeover cost now equals about 1/3 of cost of a new vehicle.

The fleet discounts on the base model Toyota and the Commodore is about \$7,000.

There are a number of options to consider which could address the problems:-

- a) retain status quo – Council will continue to experience higher changeover costs,
- b) changeover the vehicles at 15,000 – 20,000 km – could be advantageous to Council if dealers had a buyer for that vehicle,
- c) changeover the vehicle at larger kilometres, say 100,000 km – vehicles would have lower resale value due to being out of warranty period. Also some extra maintenance could be required such as replacement of brakes, muffler, belts etc,
- d) purchase vehicles of an higher grade than the base models – could be more advantageous to Council but could have implications on the cost of leasing to staff,
- e) novated lease – could be considered. However the obligation to meet the repayments under the financial lease is with the employer. The employee would also have to obtain advice on whether a novated lease would have personal financial implications.

The current policy allows for vehicles to be sold at the best possible advantage to Council, eg private sale, trade – in, auction.

**RECOMMENDATION:** that Council vary its policy on the replacement of vehicles from base vehicles to mid range vehicles and report the results to Council at the next change over.

**224** **RESOLVED:** Cllr Hinde and Cllr Atchison that Council vary its policy on the replacement of vehicles from base vehicles to mid range vehicles and report the results to Council at the next change over.

### **13. Grenfell Cemetery Operations, P2.2.1**

September Council Director Engineering Report Item 2.2 refers.

An assessment of providing a full time person at the Grenfell Cemetery has been carried out.

This person would be responsible for the routine maintenance at the Cemetery.

The estimate cost is as follows:-

1 person for 12 months	\$55,000
1 ute, mower, slasher etc	<u>\$10,000</u>
	<u>\$65,000</u>

The maintenance votes for 2009/2010 are as follows:-

Cemetery M & R	\$15,000
Lawn Cemetery	<u>\$13,000</u>
	<u>\$28,000</u>

## **THE DIRECTOR ENGINEERING'S ORDINARY REPORT**

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Council would need to fund an extra \$37,000 to employ a full time person at the Grenfell Cemetery.

For Information

**Noted**

### **W TWOHILL** **DIRECTOR ENGINEERING**

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

8 October 2009

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

Dear Sir

I wish to report to Council as follows:-

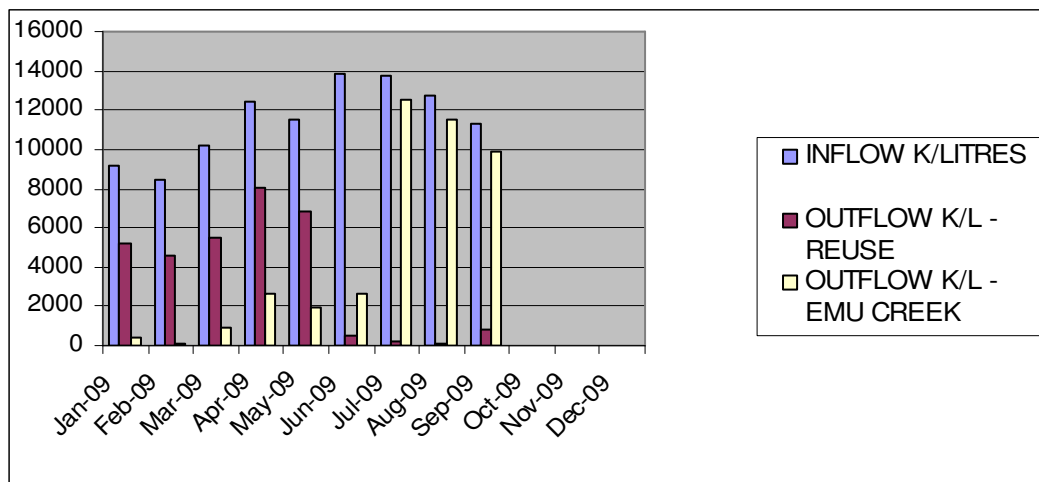
**A. Public Health and Environmental Matters.**

**1. Sewerage Treatment Works, S1.1.1**

Total inflow through the Works during September 2009 was 11319 k/litres with the daily average of 377.3 k/litres. With outflow for irrigation for reuse being 798 k/litres and discharge to Emu Creek being 9841 k/litres.

The highest daily recording of 518 k/litres occurred for the 24 hours ending 6.30 am on 8 September 2009 and the lowest of 310 k/litres for the 24 hours ending 6.30 am on 17 September 2009.

A total rainfall of 24.5mm was recorded for the month.



For Council's Information

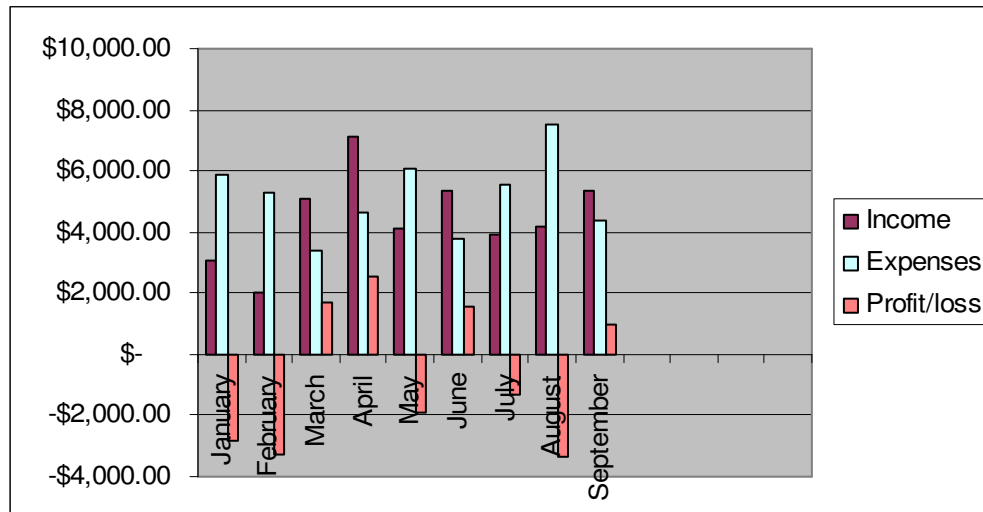
**Noted**

## DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

### 2. Caravan Park Operations, P2.3.3

Income for the month of September 2009 was \$5,354.00 with expenditure of \$4,387.52 resulting in an operational profit of \$966.48 for the month.

There were 200 sites occupied for the month of September 2009.



For Council's Information

Noted

### 3. Animal Control, A4.4.4

Animal control activities for September 2009 were:

#### a. Companion Animals

Animals Impounded:	1 (Dog)	Animals Destroyed:	1
Animals Sold:	1	Animals Released:	1
		(Dog)	
Animals Surrendered:	0		

For Council's Information

Noted

### 4. Grenfell Swimming Pool, P2.3.1

Preparation is underway for the upcoming swimming 09/10 season with the following works being completed:

- Purchase and delivery of the new pool cleaner,
- Delivery of new pool covers,
- Painting of the amenities floor,
- Repairs to seating and furniture,
- Construction of a new storage shed,

## **DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL**

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- Addition and repairs to security fencing,
- Caring out routine maintenance works.

The opening of the Grenfell Swimming Pool will be mid October, with some ongoing investigations to be conducted during the early part of the season.

For Council's Information

**The Director Environmental Services requested this report be withdrawn as it is an inadvertent duplication.**

### **5. Grenfell Swimming Pool, P2.3.1**

Preparations for the upcoming swimming 09/10 season are nearly complete, with most works now complete and the new equipment working well.

Investigations have found water leaking into the drainage lines on both sides of the pool, the exact location of the leaks have not been determined. It is expected that most of the water will be leaking from the 300mm A/C return water line which has some 25 junctions coming off it. A decision has been made not to cut concrete away and guess where the problems are at this time, therefore it is expected that additional water usage charges may be incurred this season. With a further report to be submitted on the possible major capital works in the coming months.

The opening of the Grenfell Swimming Pool will be around mid October, depending on water temperatures.

For Council's Information

**Noted**

### **6. Keeping of Animals 26 Dagmar Street, A4.4.1**

In April 2008 a report was presented to council requesting consent to keep four dogs at Lot 2 in DP 332531 being 26 Dagmar Street Grenfell, owned by Mr and Mrs Eyles.

An inspection of the property has revealed that there are now only two dogs being kept. The dogs are:

- Dachshund - Ruby 3 years
- Dachshund - Errol Flynn age 4 years

Mr and Mrs Eyles are therefore complying with the Keeping of Animals policy, that permits two and no action is required.

For Council's Information

**Noted**

### **7. Enforcement Actions, B1.7**

In the past month I have issued a number of Notice of Intentions to Serve an Order and Orders for works or actions to be undertaken, these are detailed below:

- 33-35 Margaret Street, Quandialla – Emergency Order for immediate demolition due to fire damage and potential of collapse or alike.

Note: Council has engaged a contractor to make the property safe from collapse, with all charges to be placed against the property.

- 9 Glasson Street, Quandialla – Notice of Intention to Issue Order for repair to fire damaged house.
- Talbot Street, Quandialla - Notice of Intention to Issue Order for demolition of back shed due to fire damage and potential of collapse and repairs to old house.

Council will be kept informed about these as to the progress.

For Council's Information

**Noted**

### **8. Grenfell Waste Depot Contract/Operations, T1.6.31**

#### **Operations**

As reported last month, the revised hours changed on the 15<sup>th</sup> September 2009, with general acceptance by the users.

#### **The Contract**

As Council has been previously advised, Mitton Bros Earthmoving advised on the 24<sup>th</sup> September 2009 that they would not be executing the contract for the operations of the Grenfell Waste Depot. The reason given for their decision was due to a recommendation of a Contracts Lawyer, who reviewed and reported the findings advised that "proposed liabilities to the contractor and indemnities to the Council make the risks untenable".

A letter requesting details of the concerns identified and details of the Contracts Lawyer, was sent to Mitton Bros on the 24<sup>th</sup> September 2009, only a reply email stating that the information will be forwarded has been received at the time of this report.

It is hard to believe that 19 weeks after the tender process started, that the contractor can decide that the risks are untenable, for the following reasons:

- All tender documentation was provided in full at time of tendering,
- Previous legal and insurance advice received from Council, other tenders and Mitton Bros own insurance broker stated that the contract as drafted was acceptable,
- No concerns were raised at the site meeting by any of the tenders,
- The tender documentation clearly advised all tenders that they must "Contractor to inform themselves"; this is meant to be done prior to lodging a tender and emphasizes the importance of getting the information correct.

## **DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL**

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In contract law it is often taken that the letter of offer, that awards the contract forms the acceptance and the subsequent signing of the contract is considered an associated document.

### **The Future**

Quotations have been called for a period of six months, which will allow a review of the operating hours and alike prior a further contract for a longer period.

The previously unsuccessful tenders and four new parties have been invited to provide a quote, which is based on the previous tender documents, with no concerns having been raised about the risk or alike.

The quotations must be received by 4pm Monday 12<sup>th</sup> October 2009 and will be awarded under delegated authority once assessed.

Council will be advised of the successful contractor once selected.

For Council's Information

**Noted**

### **9. Smoke-Free Outdoor Areas, C2.4.15**

Council resolved at the September meeting (Resolution #172) that a report be prepared for Council on the banning of smoking in the parks of Grenfell.

#### **Background**

In the interests of providing a smoke-free environment, Council requires a policy that gives clear direction on the intent and requirements of the No Smoking Policy - Public Places and Council Owned Land.

#### **Comment**

The NSW Cancer Council and NSW Health has, for some time recommended that all public areas which children frequent, such as parks, sports fields and alike be declared Smoke-Free Zones. There are currently 58 Councils throughout the state that have some form of Smoke-Free policy, with none of our surrounding Councils yet to get involved, thus allowing Weddin Shire Council to be the local leaders in this area. This will show our continued commitment to the battle against cancer and associated health problems caused by smoking.

There are many areas that can be targeted as smoke free areas, these are listed below:

- Playgrounds
- Parks
- Within 10m of council buildings
- Sporting fields
- Recreational areas
- Alfresco dining
- Outdoor swimming pools

I have prepared a draft Policy (attachment A9) that I believe would best suit Grenfell and the Weddin Shire Community at this time, without impinging on people's rights to use the areas.

The implementation of Smoke-Free Outdoor Policy requires that areas are clearly signposted and a public notice to be placed in the local papers, which advises of the new Local Laws. The implementation of such a policy comes at a cost, with GWAHS and the Cancer Council NSW offering grants of \$2000 to assist in the implementation of Smoke-Free Outdoor Area policies.

## **DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL**

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The implementation of this policy will see signage needing to be placed so as to advise persons entering the area that it has been declared a smoke-free area and it is an offence to smoke within the prescribed area. Examples of the type of signage are attached A9.1

It is estimated that some 12 playground and 5 sports field signs will be required to be installed and maintained to ensure due notice is given and thus enforceable under Section 632 of the Local Government Act 1993.

Consultation and work will be conducted with the local clubs and community groups to try and encourage a more proactive stance on smoking during club and community activities.

### **RECOMMENDATION:** that Council:-

1. adopt the draft No Smoking Policy - Public Places and Council Owned Land for the entire Weddin Shire Local Government area and conduct advertising and public consultation,
2. apply for the GWAHS and the Cancer Council NSW grant funding to assist in the implementation of the policy.

### **226      RESOLVED:** Cllr N Hughes and Cllr Lobb that Council:-

1. adopt the draft No Smoking Policy - Public Places and Council Owned Land for the entire Weddin Shire Local Government area and conduct advertising and public consultation, and the word operational be included before the word buildings in 6.2 (3),
2. apply for the GWAHS and the Cancer Council NSW grant funding to assist in the implementation of the policy.

### **10.      Berrys Road Dogs, A3.22.6**

As reported last meeting a mutually agreed "consent order" was prepared which would be provided to the court. This occurred and the agreed consent order drafted.

On the 21 September 2009 the matter come before Mr Justice Sheahan of the Land & Environment Court, who made the Orders as set in the Consent Orders. Therefore Mr Marsh must adhere to the following:

1. Three dogs are to be removed from the property each month until only two remain on or by the 1 November 2010.
2. No additional dogs to be brought onto the property.
3. No breeding of dogs on the property.
4. Reasonable access to the property is to be provided to council staff.
5. Failure to comply will be deemed to be a breach of the Court order and any enforcement costs to be paid to Council.
6. Payment of Council's legal cost of \$13,000 to be paid.

The desired outcome of this matter has been achieved and this should send a clear message to any parties that failing to comply with Council policy can be a very expensive and compliance is the best option.

For Council's Information

**Noted**



**11. Local Community Infrastructure Program, G2.18.1**

The Local Community Infrastructure Program projects have now all been completed, with the final reports having been completed for the Department of Infrastructure.

- Taylor Park Playground
- Vaughn Park - Shade Cover
- Grenfell Swimming Pool – Pool blankets
- Blamey Park, Quandialla – Shade cover
- Edward Square, Greenethorpe
- Sportsground, Caragabal

All projects were completed on budget and by the due date of 30 September 2009.

An official opening is required to be conducted as part of the funding arrangements, with an event invitation having been sent to the Department of Infrastructure, Transport, Regional Development and Local Government. This invitation was required to set three possible dates; a single opening for all projects has been requested as detailed below.

Where: Taylor Park, Grenfell

Time: 10am

When: either

Monday 30 November 2009, Thursday 3 December 2009

or Tuesday 15 December 2009

Further advice will be distributed once the date is confirmed by the department.

For Council's Information

**Noted**

## DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

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### **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):**

<b>DA NO.</b>	<b>Applicant</b>	<b>Construction</b>	<b>Value (\$)</b>	<b>Address</b>
35/2009	Mr IR Ryder	Shed	\$10,000	Lot: 4 in DP: 807970 Manganese Road GRENFELL NSW 2810
36/2009	Mr G Gault	Shed	\$11,800	Lot: 22 in DP: 1036896 46 West Street GRENFELL NSW 2810
37/2009	Mr P Tognetti	Shed	\$11,827	Lot: 211 in DP: 752939 “Myee” Piney Range Road GRENFELL NSW 2810

For Council's Information

**Noted**

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

<b>CDC NO.</b>	<b>Applicant</b>	<b>Construction</b>	<b>Value (\$)</b>	<b>Address</b>
17/2009	TA & JA Skinner	Swimming Pool and Retaining Wall	\$950	Lot: 1 in DP: 965493 14 South Street GRENFELL NSW 2810
18/2009	D & J Hughes	Carport/Awning	\$4,970	Lot: 523 in DP: 754578 30 North Street (13 Star St) GRENFELL NSW 2810

For Council's Information

**Clr D Hughes previously submitted a written declaration and left the room.**

**Noted**

**Clr D Hughes returned to the room.**

### **3. Development Applications for the Consideration of Council, DA 38/2009** **Proposed placement of Joint Water Supply**

<b>Applicant:</b>	Ooma Water Inc
<b>Owner:</b>	Various
<b>Site:</b>	Primary: Lot 50 DP 752952 Henry Lawson Way, Grenfell
<b>Zone:</b>	1(a) – Rural agricultural
<b>Proposed Development:</b>	Proposed Placement joint water supply lines

#### **PRECIS**

Council is in receipt of an application to place approximately 26.8km of private water supply lines within private and road reserve land. This project crosses over Forbes and Weddin Shire boundaries, with the main bore site located within the Forbes Shire.

Conditional development consent (DA 2010/0037) has been issued for the main section of the scheme (approx 80%) by Forbes Shire Council, with similar conditions to be imposed by Weddin Shire Council, should consent be granted for the remaining part of the scheme in our area.

The design of the entire water supply system has been prepared by the Department of Water and Energy for Ooma Water Inc.

#### **DESCRIPTION OF THE PROPOSAL**

Placement of approximately 10km of polythene water piping along road reserve and private land:

- Henry Lawson Way – 15.4km
- Haynes Road – 3.4km
- Matchetts Road – 2.5km
- Pinnacle Road - 5.5km

#### **DESCRIPTION OF THE SITE**

It is proposed to keep the water supply lines within private land wherever possible, with parts to be placed on the road reserve. Some of the areas are heavily vegetated which is likely to require some removal of vegetation.

#### **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 assessment paid particular attention to the flora and fauna of the local area.

#### **WEDDIN LEP 2002**

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 desire outcome for rural areas.

### **Flora and fauna**

The proposal states that only minor disturbance to the natural environment will occur during the laying of the pipes due to the small scale excavation that is required, thus a seven part test is not required for this project. The removal of any substantial native vegetation will require consent from Lachlan Catchment Management Authority prior to the works being carried out.

### **Erosion and Sediment Control**

All appropriate precautions and prevention measures are to be used throughout the installation and revegetation phase of the project, with Lachlan Catchment Management Authority to provide advice and recommendations due the project.

### **INFRASTRUCTURE WORKS**

Generally all infrastructure related to this project will be contained subsurface at a depth of 600mm minimum and any road crossings will be under bored. Creek crossings must be done to the DWE requirements and appropriately protected.

Any works on the Road Reserve must be accurately recorded and copies of the plans provided to Council.

### **CONCLUSION**

It is considered that the proposal meets the Weddin LEP 2002 requirements from both a prescriptive and objectives, and the 79(c) assessment requirements; it is believed that the proposed development is suitable for the proposed location.

**RECOMMENDATION:** that Development Application 38/2009 for the Proposed Placement of a Private Water Scheme as detailed in the application be, APPROVED, subject to the draft Development Consent conditions presented to the 15 October 2009 Council meeting.

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

### **1. BUILDING**

- (1) 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.*

### **2. PRINCIPAL CERTIFYING AUTHORITY**

- (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).

## **DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL**

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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) A **Construction Certificate** must be obtained from Council or an Accredited Certifier prior to work commencing. A construction certificate certifies that the provisions of Clauses 79A-79H of the Environmental Planning and Assessment Amendment Regulations, 1998 have been satisfied, including compliance with the Building Code of Australia and conditions of Development Consent.

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

### **3. OTHER**

- (1) The route for the water mains shall be within the private properties for most part except at road crossings.

*Reason: application has been considered in accordance with the application submitted (Section 79 (C)).*

- (2) A detailed drawing shall be submitted to Council showing location, sizes and depths of all pipes with the road reserves. Plans shall be to a scale of 1:500, with an electronic copy provided in addition to hard copies.

*Reason: application has been considered in accordance with the application submitted (section 79 (c)).*

- (3) All road crossings are to be under-bored and the pipe sleeved to allow the future repair and replacement.

*Reason: application has been considered in accordance with the application submitted (Section 79 (C)).*

- (4) The top of the pipe shall be a minimum of 600mm below natural surface and 750mm below the road surface level. All trenches within the road reserves shall be backfilled and compacted back to natural surface levels and natural densities.

*Reason: application has been considered in accordance with the application submitted (Section 79 (C)).*

- (5) The contractor, or the Ooma Water Incorporated “the applicant” shall obtain road opening permits for all excavations within the road reserve. The road opening permits require the applicant to hold a \$20,000,000 Public Liability Insurance Policy for the duration of the works, to ensure the protection of the public, and to ensure that work is completed in an acceptable manner.

*Reason: application has been considered in accordance with the application submitted (Section 79 (C)).*

## **DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL**

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- (6) The contractor shall ensure that all underground services are located and protected. Any damage will be the sole responsibility of the contractor.

*Reason: application has been considered in accordance with the application submitted (Section 79 (C)).*

- (7) The contractor shall provide Council a minimum 24hrs advance notice of all road crossing works.

*Reason: application has been considered in accordance with the application submitted (Section 79 (C)).*

- (8) All workers on site shall hold a General Induction Certificate and any other certificates that may be required by workcover.

*Reason: application has been considered in accordance with the application submitted (Section 79 (C)).*

- (9) The pipeline location shall be appropriately marked at all road crossings.

*Reason: application has been considered in accordance with the application submitted (Section 79 (C)).*

- (10) The maintenance and repairs to the pipeline shall be the responsibility of the applicant at no cost to Council.

*Reason: application has been considered in accordance with the application submitted (Section 79 (C)).*

- (11) Council, although taking due care, will not be responsible for any damage to the pipeline in the course of any roadworks.

*Reason: application has been considered in accordance with the application submitted (Section 79 (C)).*

- (12) The applicant obtains approval from the Lachlan Livestock Health & Pest Authority where the pipeline passes through TSR's.

*Reason: application has been considered in accordance with the application submitted (Section 79 (C)).*

- (13) The applicant obtains approval for the Department of Lands and State Rail for the laying of the pipeline through any crown roads.

*Reason: application has been considered in accordance with the application submitted (Section 79 (C)).*

- (14) If the water supplied is to be used for potable water purposes, i.e. either drinking or showering, then the applicant shall develop, a Water Supply Management Plan in line with the "NSW Health Private Water Supply Guidelines". The plan shall address the three Key areas:

## **DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL**

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- Understanding your system.
- Protecting the supply, treating the water and providing warnings, and
- Monitoring.

*Reason: application has been considered in accordance with the application submitted (Section 79 (C)).*

(15) All watercourse crossings shall be carried out in accordance with DWE Guidelines for Controlled Activities - Watercourse Crossings.

*Reason: application has been considered in accordance with the application submitted (Section 79 (C)).*

**227** **RESOLVED:** Clr Atchison and Clr D Hughes that Development Application 38/2009 for the Proposed Placement of a Private Water Scheme as detailed in the application 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 40/2009**

<b>Applicant:</b>	Warren Dees
<b>Owner:</b>	C M Dees
<b>Site:</b>	Lot 32 in DP 805293 Parish Brundah, County Montegale 45 Gooloogong Road, Grenfell
<b>Zone:</b>	2(t) – Township
<b>Proposed Development:</b>	Change of use from residential shed to commercial premises being an Automotive Spare Parts business.

### **PRECIS**

It came to Councils attention that a new business had been created at this property, and after investigation it was found that no consent had been issued for such operations. The operator was advised to cease works and formalised an approval prior to further operating, hence this Development Application was lodged.

The application refers to the change of use of premises from private to commercial being an Automotive Spare Parts business at lot 32 in DP 805293, 54 Gooloogong Road (cnr Palmer Street), Grenfell. This business was previously located within the Main Street, but recently closed.

This application is recommended for refusal as it fails to satisfy the objectives of the zone.

### **DESCRIPTION OF THE PROPOSAL**

The applicant wishes to operate a small Automotive Spare parts business (filters, brake pads, oils, glues, paints, spark plugs and alike) from the shedding located in the rear yard of the property. There is no mechanical type repairs proposed to be undertaken.

The proposed hours of operation are Monday - Friday 9:00 - 5:30 and Saturday 9:00 – 12:00. All customer traffic is to access the property from the Palmer Street entrance and park onsite, there is adequate space for three cars at any one time.

### **DESCRIPTION OF THE SITE**

The property is located on the corner of Gooloogong Road and Palmer Street, with the proposed access to the site being from Palmer Street. The existing dwelling on the site is located on the Gooloogong Road frontage with residents parking available on this side.

The property directly adjoins residential lots that have existing dwellings placed upon them. There is vacant residential land across the road on both Palmer Street and Gooloogong Road, which is well within the township zone.

### **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 assessment paid particular attention to the impact on the local area, by such a business being conducted on the site.

### **WEDDIN LEP 2002**

The proposed development is permissible under Weddin Local Environmental Plan 2002 subject to development consent from the Council.

The objectives of the zone require that:

- Any form of development should be compatible with the adjoining land uses with the zone, and
- Other developments which provide services to residents or has association with, is compatible with or is unlikely to adversely affect residential amenity.

The establishment of such a development is considered not to meet these objectives of the zone, as this type of shop does not provide direct service to the residents, is not compatible to the adjoining properties and may affect the amenity of local residents in the future.

It is difficult to justify the commercial shops being approved in established residential areas, when there are ample properties available in the existing Main Street area. It would seem that the only benefit is for the proprietor as they will have reduced overheads by reduced rents or alike.

It is also notable that the buildings that are proposed to be used for the shop, will require substantial fire separation improvements due to the change of building class.

### **Notification**

Adjoining properties that were considered to be possibly affected by the development were notified. At the time of writing this report one submission had been received, it advised that they had no objection to the operation of the business. However the notification period does not closed until the day before the Council meeting.



## **DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL**

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### **CONCLUSION**

It is considered that the proposal fails to meet the objectives of the zone as prescribed in the Weddin LEP 2002 and the 79(c) Assessment; it is believed that the proposed development is not suitable for the proposed location.

**RECOMMENDATION:** that Development Application 40/2009 for the Change of use from residential shed to commercial premises being an Automotive Spare Parts business at Lot 32 in DP 805293 being 45 Gooloogong Road, Grenfell, REFUSED for the following reason:

1. The establishment of such a development is considered not to meet these objectives of the zone, as this type of shop does not provide direct service to the residents, is not compatible to the adjoining properties and may affect the amenity of local residents in the future.

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

**228**     **RESOLVED:** Clr Hinde and Clr McClelland that Development Application 40/2009 for the Change of use from residential shed to commercial premises being an Automotive Spare Parts business at Lot 32 in DP 805293 being 45 Gooloogong Road, Grenfell, be refused for the following reason:

1. The establishment of such a development is considered not to meet these objectives of the zone, as this type of shop does not provide direct service to the residents, is not compatible to the adjoining properties and may affect the amenity of local residents in the future.

### **DIVISION REQUIRED:**

**Councillors For:** Clrs N Hughes, Niven, Atchison, Lobb, Crutcher, Hinde and McClelland.

**Councillors Against:** Clrs D Hughes, Simpson and Halls.

**S WILSON**

**DIRECTOR ENVIRONMENTAL SERVICES**

**229**     **RESOLVED:** Clr Atchison and Clr N Hughes that except where otherwise dealt with the Director Environmental Services' Report be adopted.

## **REPORT ON THE REGIONAL HERITAGE ADVISORS MEETING HELD AT BATHURST ON 8 SEPTEMBER 2009**

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Clr McClelland and I travelled to Bathurst to take part in the heritage meeting concerned with the restoration of historic grave sites.

The first session was in the Bathurst City Council complex and we gained some insight into what is required to be done to restore grave sites.

1. No heavy machinery to be used.
2. Chemicals to be used sparingly or not at all.
3. A study to be done to find out what we really have worthwhile to be restored.
4. Restoration is designed to preserve not to renew.
5. A volunteer committee should be able to be formed, provided with training who would undertake the necessary work.
6. The Engineering Dept of Council would need to work with the volunteer committee to ensure that damage is not done to the historic fabric of the site.
7. The plants in the grounds to be carefully examined to define what is valuable and original to the landscape. Many introduced species may have to go.

The next part of the trip was out to Arkell cemetery which is near Hobby's Yards out from Blayney where we were able to observe the efforts of a volunteer committee.

The work is difficult and very exacting but the volunteers seemed to relish the task.

More training will be necessary to be able to find out how the various studies can be best done and to see if any grants are available for such work.

From early enquiries that I have made it appears possible to form a volunteer group of dedicated people who will turn the cemetery into a tourist site for persons seeking information on ancestors and in the process save council considerable money.

I move that council further investigate the whole proposal by expressing interest in attending further training sessions for Councillors and volunteers to be better placed to decide what path to follow in the preservation of the cemeteries in the Weddin Shire.

Clr Simpson

Clr McClelland

**230**     **RESOLVED:**   Clr N Hughes and Clr McClelland that the Report on the Regional Heritage Advisors Meeting be adopted including the recommendation therein.

## REPORT ON PUBLIC MEETING CONCERNING POLICING AT QUANDIALLA ON 14 OCTOBER 2009

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The meeting of about 60 residents was chaired by Mr Bill Deery, President of the Quandialla Progress Association.

The meeting was attended by:-

- Superintendant Maria Rustja Cootamundra LAC
- Acting Inspector Dave Cockram
- Senior Constable Mark Hayson (Young)
- Constable Mitch Andrews, Caragabal
- Clrs Maurice Simpson, Nevin Hughes, John Niven and the General Manager

Superintendant Rustja addressed the meeting as follows:-

- the previous Policeman at Quandialla had largely been utilised in Young but had now resigned,
- the residence had been declared unfit and repairs weren't justified,
- the initial proposal was to close the station,
- the amended proposal is to remove the residence but retain the station as a shop front, with the rostering of the Caragabal Policeman for one day per week for the first six weeks, then one day per fortnight thereafter,
- the recent spate of break and enters had ceased since the arrest of some people in Young,
- the recent house fires were not considered suspicious,
- the Weddin LGA ranked very low in state-wide crime statistics,
- it was her job to place her staff in the areas of higher crime,
- notwithstanding this, Quandialla would not be overlooked.

Community members asked a range of questions which were answered by the Police. There was broad agreement that communication channels between the community and the Police were essential for good policing. The Mayor also invited information from residents which could be taken to the quarterly PACT meetings with the Police.

The Quandialla residents were not pleased with the news but seemed to accept the amended proposal as the best option available.

For Information

**231**     **RESOLVED:** Clr Atchison and Clr Niven that the Report on Public Meeting Concerning Policing at Quandialla be noted.

**MINUTES OF THE CINEMA COMMITTEE MEETING HELD ON THURSDAY 24 SEPTEMBER 2009 AT 1.00 PM AT THE WEDDIN SHIRE COUNCIL (C2.6.36)**

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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 1 September 2009 be adopted.

4. **MATTERS ARISING**  
Nil

5. **GENERAL BUSINESS**

**5.1 Film Nights**

Next films to be:-

- |                                   |                                       |
|-----------------------------------|---------------------------------------|
| "The Boat that Rocked"            | - Friday 25 September 2009 at 7.30 pm |
| "Bride Wars"                      | - Sunday 27 September 2009 at 2.00 pm |
| "Seven Brides for Seven Brothers" | - Thursday 15 October 2009 at 2.00 pm |
| "High School Musical 3"           | - Friday 16 October 2009 at 2.00 pm   |

Advertising and tickets arranged. G Carroll pursuing. Catering to be organised. M Moffitt pursuing.

- Rating of film to be placed on advertising.

**5.2 Volunteers Training**

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

**6. OTHER MATTERS**

- W McSpadden and M Moffitt attended a Probus meeting to discuss proposed movies and obtain feedback.
- Advertising to be more prominent in the Main Street. W McSpadden pursuing.
- Local schools to be contacted to assist in the promotion of relevant films. M Moffitt pursuing.
- 17 April and 1 May 2010 an ANZAC Exhibition will be held. Appropriate movie to be shown.
- Film festival to be investigated. W McSpadden to pursue.

7. **NEXT MEETING:** To be advised.

8. **CLOSURE:** There being no further business the meeting closed at 1.59 pm.

**232 RESOLVED:** Clr Crutcher and Clr Lobb 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, 2  
OCTOBER 2009 (C2.6.3)**

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1. **PRESENT:** W Twohill, David Vant (RTA), Doug Freudenstein (Local Member's Representative), David Brigg (NSW Police).

2. **APOLOGIES:** Clr M Simpson (observer)

**Noted**

3. **MINUTES:**

**Resolved:** D Freudenstein and D Vant that the minutes of the meeting held 7 August 2009 be adopted as read.

4. **MATTERS ARISING**

4.1 **Warraderry Street School Crossing**

RTA and Council to meet to finalise signs.

**Noted**

4.2 **Rest Area**

No RTA funds available as yet.

**Noted**

4.3 **Open Day**

Approval received from Police and Council.

**Noted**

4.4 **Weddin Mountain Muster**

Approval given by Police, Council and RTA.

**Noted**

4.5 **Ellmore Driving Club Inc**

Cancelled this year.

**Noted**

4.6 **RTA Road Safety Program**

RTA to possibly fund some intersection improvement works.

**Noted**

5. **CORRESPONDENCE**

5.1 **Extension to Bus Service**

The committee felt that the extra turning of the bus from Adelargo Road onto SH6 and Derribong Lane would add extra conflict points for the school bus which is not necessary.

Ample room is available to drop off and pick up at the Adelargo stockpile site which is a large safe spot for the school children to be picked up and dropped off.

**Resolved:** D Vant and D Brigg that the request to extend the school bus route from Adelargo Road to Derribong Lane be denied on safety grounds.

**6. GENERAL BUSINESS**

**6.1 Jacqui Anderson – 40 km/h high pedestrian program**

The committee felt that consideration could be given to a 40 km/h speed zone in Main Street from SH6 to Rygate Square including a review of the parking arrangements.

**Resolved:** D Vant and D Freudenstien that the Main Street from SH6 to Rygate Square be considered for a high pedestrian area (40 km/h) including a review of parking arrangements.

**7. NEXT MEETING:** Friday, 27 November 2009 at 10.00 am

**CLOSURE:** there being no further business to discuss the meeting closed 11.14 am.

**The Minutes of the Weddin Local Traffic Committee were considered and discussed, but were not adopted.**

**MINUTES OF THE WEDDIN SHIRE TOURISM COMMITTEE MEETING  
HELD ON TUESDAY 6 OCTOBER 2009 AT 4pm AT THE COUNCIL  
CHAMBERS.**

**Present:** Clr J Niven, Clr N Hughes, Clr C Lobb, T Silvester, L Eastaway, A Carr, G Carroll.

**1. Apologies:** Clr G McClelland, D Allen

**Resolved:** Clr J Niven / Clr C Lobb that the apologies be accepted.

**2. Adoption of Minutes:**

**Resolved:** L Eastaway / Clr J Niven that the minutes of the 11 August 2009 meeting be adopted.

At this point Glenn welcomed Tanya to her first meeting, congratulated her on her appointment and wished her all the very best in her endeavours.

**3. Business Arising:** - Nil

**4. Correspondence:**

In Nil

Out Nil

**5. Projects:**

- **Grenfell brochure** - new brochure being distributed to visitors and surrounding Visitor Information Centres. Excellent feedback being received. New brochure printing currently being arranged. Advertising to be sold to fund cost of the brochure. As stocks are low printing may have to proceed before all advertising is sold. To be funded from Advertising Advantages of the area vote. Auburn to pursue.
- **Weddin Mountains Tours** - tours to be arranged by contacting National Parks. Pam Livingstone is available as a tour guide to select areas. The new ranger is 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 not submitted under the Heritage projects (Job Fund) as we did not meet the criteria of jobs development. Pursuing other funding options.
- **Sound for Henry Lawson's Bust** - project commenced with three poems selected. Accepted quote for supply and installation of equipment. Awaiting Company to commence works. Ancillary works to be undertaken after the equipment is installed.
- **Bird Routes** - bird watching groups being invited to the Weddin Shire. Auburn attended the Bird Fair at Rankin Springs on Saturday 3 October 2009 and plans to attend the Leeton Bird Fair in October 2009.

Auburn advised that the bird watching group from the South Coast enjoyed their recent visit to the Weddin Shire and appreciated the hospitality.

- **Railway Station Development** - funding for works to seal access and carpark formally approved in the 2009/2010 budget. Works to commence in near future.
- **Gold Trail Project** - Auburn, Lisa and Glenn attended a meeting in Grenfell on 22 September 2009. Regional grant funding application for \$500,000 submitted. Awaiting outcome.
- **Embrace the Lachlan Project** - Awaiting further information.
- **Website** - attractions and events to be promoted utilising the [www.grenfell.org.au](http://www.grenfell.org.au) site.

#### **6. Prioritising Events:**

#### **7. Upcoming Events: Noted.**

- Weddin Mountain Muster - 5/9 October 2009
- Grenfell Garden Club Open Gardens - 18 October 2009
- Open Day/Market Day - 24 October 2009

#### **8. General business:**

- Clr N Hughes enquired in regard to the status of the Tourism Signage upgrade - Glenn advised that a funding application has been submitted for the project and it may have to be referred to the 2010/2011 estimates process for consideration if the funding application is unsuccessful.
- Clr C Lobb advised that signage on buildings in the main street depicting their history would be a tourist attraction.
- Lisa advised that Murray's Store has been sold and this may affect the CWA Tourist Information Centre.

Next Meeting: 8 December 2009

Meeting Closed: 4.57 pm

**233 RESOLVED:** Clr D Hughes and Clr Lobb that the Minutes of the Weddin Shire Tourism Committee Meeting be adopted including the recommendations therein except where otherwise resolved.



**MINUTES OF HERITAGE COMMITTEE MEETING HELD ON  
TUESDAY 6 October 2009 at 5.00 PM at the COUNCIL CHAMBERS (C2.6.22).**

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- 1. PRESENT:** Clrs N Hughes, J Niven, M Simpson, C Lobb

Mr S Wilson (DES)(Chair), Mr I Pitt, Mr A Hodgson  
Observers: Mr TV Lobb & Mrs I Holmes

- 2. APOLOGIES:** Mrs P Livingstone, Mrs S Jackson-Stepowski (HA) and Clr G McClelland

**Resolved:** Mr I Pitt and Clr M Simpson that the apologies be accepted.

- 3. CONFIRMATION OF MINUTES:** Tuesday, 11 August 2009.

**Resolved:** Clr N Hughes and Clr J Niven that the minutes of 11 August 2009 be adopted.

- 4. MATTERS ARISING:**

- 4.1 Grenfell Heritage Study/Expansion of the Grenfell Heritage Conservation Area

Expansion of the Conservation Area was adopted by Heritage Committee on 11 August 2009. Advertising will be done at a later date.

- 4.2 Brick Maintenance & Re-Pointing Course

Still waiting outcome of grant application. Mrs S Jackson-Stepowski to follow up.

- 4.3 Letter of Appreciation – Mr R & Mrs V Walsh

Mr S Wilson advised that a letter was forward to Mr and Mrs Walsh.

- 4.4 2009/10 Heritage Grants

Grant funding offers were forwarded to approved applicants.

- 4.5 Central West Heritage Network Seminar, Bathurst

Clrs M Simpson and G McClelland attended the seminar on 17 September 2009. Clr M Simpson gave a verbal report on matters raised at seminar and advised further courses will be held at a later date. Clr M Simpson also advised that grant funding is available from National Trust.

- 4.6 Otto Bins

Mr S Wilson (DES) advised that this matter had been referred to the Engineering Department.

- 5. CORRESPONDENCE**

- 5.1 HA Referral Memo – 62 East Street (12/8/09) **Noted**

- 5.2 HA Referral Memo – Old Bimbi Post Office (15/6/09 – Revised) **Noted**

5.3 HA Referral Memo – Old Bimbi Post Office (11/8/09) **Noted**

**Resolved:** Clr J Niven and M Simpson that staff look at the condition and location of the four (4) ironbark trees located on road reserve and advise what action should be taken.

5.4 Acceptance of Grant – Historic Cowra Road Church **Noted**

5.5 Acceptance of Grant – Holy Trinity Anglican Church Hall **Noted**

5.6 Acceptance of Grant – M Kemp & L Nowlan-Kemp **Noted**

5.7 Acceptance of Grant – J & K Hancock **Noted**

5.8 National Trust – Heritage Festival 9-24 April 2010

After some discussion Mr A Hodgson offered to hold a Greenethorpe Historic walk. Mr S Wilson (DES) to approach Mrs P Livingstone and Clr G McClelland about holding a local historic walk. Mr S Wilson (DES) suggested holding an art and photographic competition for Sloane's Cottage.

**Resolved:** Clr C Lobb and Mr I Pitt that an art and photographic competition featuring Sloane's Cottage be held with the prize money and event not exceeding \$1000.

## **6. GENERAL BUSINESS**

6.1 Village Studies

Mr S Wilson (DES) advised that studies are currently being advertised and will finish on 21 October 2009.

6.2 Sloane's Cottage

Mr S Wilson (DES) advised that a gravel path is being placed around the cottage and entry into the property and a general clean up undertaken.

6.3 Ben Hall's Cave and Sites

Mr S Wilson (DES) advised of correspondence received from Andrew Stackpool.  
Mr S Wilson (DES) to approach Forbes Shire Council about sourcing any local information.

## **7. QUESTIONS**

- Clr C Lobb asked about the possibility of historic signs being placed around town.

**Resolved:** Clr C Lobb and N Hughes that signs for a possible Heritage walk be investigated.

8. **NEXT MEETING:** 8 December 2009

9. **CLOSURE:** There being no further business the meeting closed at 6.00 pm.

**234 RESOLVED:** Clr N Hughes and Clr Niven that the Minutes of the Heritage Committee Meeting be adopted including the recommendations therein except where otherwise resolved.

**MINUTES OF MANEX MEETING HELD ON MONDAY, 12 OCTOBER 2009 AT 2.00 PM (C2.6.10).**

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**Present:** Messrs T Lobb, G Carroll, S Wilson and Clr M Simpson (observer).

**Apologies:** Nil

**Minutes:**

**Resolved:** S Wilson and G Carroll that the minutes of 14 September 2009 be adopted as circulated.

**General Business:**

**1A Administration**

- (i) Promoting Better Practice Review – action ongoing. Status report to be submitted to the Department by 30 November 2009. General Manager and Directors pursuing.
- (ii) Integrated Planning – guidelines and manuals not yet released.

**Director Engineering entered the meeting at this point 2.05 pm.**

- (iii) GIPA Act – changes will repeal the Freedom of Information Act 1989. Workshop to be held on Friday 20 November 2009. Director Corporate Services to attend.
- (iv) Annual Report – to be completed and submitted to the Department by 30 November 2009 together with State of Environment Report. Annual Financial Statements in progress. Reported in Director Corporate Services report.
- (v) Social Plan – to be submitted to the Department by 30 November 2009.
- (vi) Vehicle Replacement Program – reported in Director Engineering's report.
- (vii) Plant Insurances – advice from Insurer received in regard to Contractors Environmental Pollution liability. Contractors certificates of currency need to include indemnity clause provided by Insurer.

**1B Human Resources**

- (i) Vacancies • Engineering – Project Engineer interviews to be held.
  - Administration – applications for Payroll/Customer Service Officer and Cashier/Customer Service Officer close on 16 October 2009.
  - Environmental – Quandialla Tip position to be reviewed.
- (ii) Job Evaluations • Administration – in progress.
  - Engineering – in progress.
- (iii) Workers Compensation Claim – termination process to be verified. Director Engineering to investigate.
- (iv) StateCover Skin Cancer Program – grant funding available to fund skin cancer checkups for outdoor staff. Director Engineering pursuing.

**2. Public Order and Safety**

- (i) Berrys Lane (Dogs) – reported in Director Environmental Services report.
- (ii) Dagmar Street 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 – situation with Cowra Shire Council to be ascertained. Director Environmental Services to pursue.
- (ii) Grenfell Tip Management – reported in Director Environmental Services report. General Manager expressed concern in regard to the statements being made in regard to the administration of the contract.

6. **Sewerage**  
(i) Mains Investigation – rehabilitation report received. Director Engineering to peruse and submit report to Council.
7. **Recreation and Culture**  
(i) Art Gallery – new exhibition on display.  
(ii) Cinema – next films to be conducted on Thursday 15 and Friday 16 October 2009.  
(iii) Railway Park – Director Engineering to continue to liaise with Lions Club re toilet block.  
(iv) O’Briens Hill – Council has allocated \$70,000 in current financial year. Currently pursuing other funding sources. Planning process to commence in near future to facilitate commencement of works. Director Corporate Services and Director Environmental Services 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 – reported in General Manager’s report.
10. **Economic Affairs**  
(i) Industrial Estate – new subdivision plan adopted by Council “in principle” at the September Council meeting. Quotations required for utilities, roads and stormwater infrastructure. General Manager pursuing.  
(ii) Open Day – reported in Director Corporate Services report.
11. **General Purpose Revenues**  
(i) Broula King Rates – re-categorisation process finalised. To be rated as mining from 1 January 2010.
12. **Alliances**  
(i) Hawkesbury City Council – staff to visit Weddin Shire on 29 – 30 October 2009, other representatives to arrive on the ensuing weekend. Further arrangements to be made.  
(ii) Mid Lachlan Alliance – next meeting scheduled for 30 October 2009 at Grenfell.  
(iii) CENTROC – next meeting to be held on 26 November 2009 at Boorowa. Special water meeting to be held on 29 October 2009 at Orange.
13. **Other Matters**  
(i) Community Infrastructure Program (Round 1) – completed. Reported in Director Engineering and Director Environmental Services reports.  
(ii) Community Infrastructure Program (Round 2) - \$30,000 funding allocated by Council. Director Engineering to pursue.  
(iii) Quandialla Property – Director Environmental Services advised that the Police are investigating a structure on a property in Quandialla.
14. **Review of Job List**

**Noted**

**Next Meeting:** Monday, 16 November 2009 at 2.30 pm

**Closure:** There being no further business to discuss the meeting closed at 3.14 pm.

**MINUTES FOR THE NOXIOUS WEEDS COMMITTEE MEETING HELD AT  
4.00 PM ON MONDAY, 12 OCTOBER 2009 (C2.6.13)**

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**1. PRESENT:** Clrs Simpson, Atchison, Crutcher, D Hughes and Halls.  
Messrs W Twohill, J O'Loughlin and M Martens.

**2. APOLOGIES:** K Starr and Clr Hinde.

**Resolved:** Clr Simpson and Clr Atchison that the apologies be accepted.

**3. MINUTES:** 17 February 2009

**Resolved:** Clr Halls and Clr Simpson that the minutes be adopted.

**4. MATTERS ARISING**

4.1 Weedmap  
Mapping of weeds – Tablet and Asset Map used.

**Noted**

4.2 Meeting Dates  
February  
May  
August  
September  
October

**Noted**

**5. CORRESPONDENCE**

5.1 NSW Noxious Weeds Grant Program for 2009/2010

**Noted**

**6. NOXIOUS WEEDS REPORT**

Reports for the following months include:-

May  
June  
July  
August  
September

The Committee was conscious of the cost of the Southern Slopes Noxious Plants Authority inspections.

**Noted**

**7. GENERAL BUSINESS**

7.1 Chilean Needle Grass – none in Weddin Shire at this stage.

**Noted**

**NEXT MEETING:** Monday, 16 February 2010 at 4.00 pm

**CLOSURE:** There being no further business to discuss the meeting closed at 4.25 pm.

**236 RESOLVED:** Clr D Hughes and Clr Halls that the Minutes of the Noxious Weeds Committee Meeting be adopted including the recommendations therein except where otherwise resolved.

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

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

2. **APOLOGY:** Clr Hinde

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

3. **CONFIRMATION OF MINUTES:**

**Resolved:** Clr Lobb and Clr McClelland that the minutes of 14 September 2009 be adopted.

4. **MATTERS ARISING:**  
Nil

5. **CORRESPONDENCE:**

5.1 Mitton Bros Earthmoving, T1.6.31/P2.12.15 (C4):

**Noted**

5.2 Grenfell Rotary Club Inc, T3.4.6 (C8):

**The General Manager declared a conflict of interest as an officer bearer of the Grenfell Rotary Club.**

**Clrs Simpson and Lobb declared a conflict of interest as members of the Grenfell Rotary Club however the matter was not discussed as a quorum could not be achieved if they left the room.**

**Noted**

6. **REPORTS**

6.1 **General Manager's Report**  
Report on Grenfell Hospital/MPS.

**Noted**

**Director Environmental Services entered the meeting at 5.10 pm.**

6.2 **Director Corporate Services' Report**  
Reports on Town Costings and Open Day/Market Day.

**Noted**

6.3 **Director Engineering's Report**  
Reports on Works Report, Other Works, Future Works, Noxious Weeds Report, Taylor Park Playground Equipment, Request to Sell Land and Grenfell Cemetery Operations.

**Noted**

#### **6.4 Director Environmental Services' Report**

Reports on Sewerage Treatment Works, Caravan Park, Animal Control, Grenfell Swimming Pool, Keeping of Animals 26 Dagmar Street, Grenfell Waste Depot Contract/Operations, Smoke-Free Outdoor Areas, Berrys Road Dogs and Town DAs,

**Noted**

#### **7. BUSINESS WITH NOTICE:**

Nil

#### **8. QUESTIONS:**

- |                |   |  |
|----------------|---|--|
| Clr Crutcher   | - | enquired if the DVD "Ghost Towns" could be shown at this weeks Council meeting.<br>→ General Manager advised it could be played after the meeting.   |
| Clr Atchison   | - | enquired if letters have been sent to landowners regarding slashing of blocks.<br>→ General Manager advised the letters have been sent.  |
|                | - | advised the back of Memory Street requires slashing.<br>→ Director Engineering to investigate.   |
| Clr Lobb       | - | advised the gardens in the roundabouts need weeding.<br>→ Director Engineering to investigate.   |
|                | - | advised the approaches to Grenfell require attention.<br>→ Director Engineering to investigate.  |
|                | - | advised the garbage bins and footpaths/gutters in the Main Street require attention.<br>→ Director Engineering to investigate.   |
| Clr McClelland | - | enquired if the vacant position in the Parks and Gardens section will be filled.<br>→ Director Engineering advised the position is a labourers position and will be replaced however not necessarily in the Parks and Gardens section. |
|                | - | advised the dead trees on Brickfield Road require attention.<br>→ Director Engineering to investigate.   |

**NEXT MEETING:** Monday, 16 November 2009 at 5.00 pm.

**CLOSURE:** There being no further business to discuss the meeting closed at 5.39 pm.

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

## LIST OF INSPECTIONS, MEETINGS AND DEFERRED ACTIVITIES.

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### 1. INSPECTIONS AND MEETINGS:

- |              |  |
|--------------|--|
| October 2007 | 1. <u>Payne's Gravel Pit:</u> Ward Councillors and Director Engineering to meet with new landowner (DE). |
|--------------|--|

**In Progress**

### 2. DEFERRED ACTIVITIES:

- |            |   |
|------------|---|
| April 2008 | 1. <u>Keeping of Dogs – Dagmar Street:</u> reconsider after current legal action has been resolved (DES). |
|------------|---|

**Carried Out**

- |               |  |
|---------------|--|
| November 2008 | 2. <u>Village Heritage Study:</u> arrange public exhibition before adoption (DES). |
|---------------|--|

**In Progress**

- |           |  |
|-----------|--|
| July 2009 | 3. <u>Code of Conduct Training:</u> defer until New Year (GM). |
|-----------|--|

**In Progress**



## **TENDERS**

### **1. NetWaste Tender 145/534/989/3 – Tender for NetWaste Regional Household Chemical Collection, T1.9.1**

NetWaste recently undertook a selective tender process on behalf of the NetWaste Councils for the upcoming NetWaste Regional Household Chemical Collection campaign.

There are currently limited services available to residents in the NetWaste region for the correct disposal of items such as paints, smoke detectors, gas bottles, solvents and household cleaners, which are collectively known as household hazardous chemicals. In previous years, annual collection campaigns have been held throughout the region, with the last one held in 2006. Given the time since the last collection and the limited availability of disposal options, it is considered beneficial for Councils to participate in a regional collection undertaken by a single contractor.

17 of the 28 NetWaste Councils registered interest in participating in a regional campaign. Weddin Shire Council expressed an interest in being involved in this Contract and was therefore included in the tender process.

The purpose of this report is to seek Council's endorsement to engage a contractor to collect, transport and dispose/recycle household hazardous chemicals collected from the nominated Collection Centres throughout the region.

#### **COMMENTARY**

A selective tender process was undertaken to engage a Contractor for the NetWaste Regional Household Chemical Collection, with five (5) companies invited to tender based on known experience, licensing and expertise in this specialist field. Tenders closed on Wednesday 2 September 2009, with submissions received from Chemsal Pty Ltd and Transpacific Industries Group Ltd.

Tender submissions were evaluated by a sub-committee, with the report considered and endorsed by the NetWaste Steering Committee. Each submission was evaluated based on common criteria, including:

- Tender Price/s
- Experience in relating to and working with multiple Councils individually and through a regional waste group such as NetWaste
- Past experience in carrying out the specific or similar Works, including the experience of specific individuals nominated by the Contractor to carry out the Works, and;
- Ability to undertake the Works within a required timeframe.

It is the recommendation of the NetWaste Steering Committee that the Contract be awarded to Chemsal Pty Ltd for the following reasons:

- The tendered price by Chemsal Pty Ltd provided the best value for money for both the Establishment at Collection Centres (either half day or full day), and based on the collection scenario from 2006. For the information of the Council, the tendered rates are included in Appendix 1 to this report;
- Chemsal Pty Ltd have a strong history of working with groupings of Councils and known experience in providing the required services;
- Chemsal Pty Ltd will provide each Council with site plans for the Works before the nominated Collection day, and shall supply all equipment and packaging necessary;
- Chemsal Pty Ltd will collect information on waste categories and amounts at each site and also propose collection of information from residents such as age bracket, how they heard about the service etc. This would be extremely useful information for NetWaste to allow planning and promotion of future events, and;

- Chemsal Pty Ltd has proposed a servicing schedule over a three (3) week period, commencing 28 October 2009. This is sooner than preferred by NetWaste; however Chemsal have stated that they can be flexible with the dates to suit our requirements. It is preferred by NetWaste to run the collections over a compact period to allow efficient promotion of the service to residents.

It is recommended that if Council confirm participation in the NetWaste contract, notification be given to Council insurers about the upcoming service due to the hazardous nature of the material collected and responsibilities under the Protection of the Environment Operations Act 1997 (POEO Act).

If a Contract is awarded and Council resolves to participate in this, a brief description of the project is as follows:

- A milk-run collection will be held throughout the NetWaste region in November/December 2009, with a half day collection to be held on a set date in each participating Council area (to be advised following awarding of the Contract);
- Residents will be able to deliver their material to the nominated Collection Centre/s for Weddin Shire Council, which is the Grenfell Waste Depot.
- Specific responsibilities of the Council under the Contract include:
  - Paying 50% of the resulting costs, which shall be calculated based on Contractors time on site (paid regardless of volume collected) and the volume of material collected on site based on per kg rates as tendered. The Department of Environment, Climate Change and Water (DECCW) will cover the remaining 50% of the costs;
  - The proposed service is for domestic quantities of material only, with residents able to deliver up to 20 kg/litres free of charge. Quantities above this delivered by an individual will be charged at the per kg/litre tendered rate, and shall be the responsibility of the Council to administer;
  - A nominated Council Officer is required to be on site for the duration of collection in each Council area, and;
  - Promotion of the collection date and time once confirmed to the local community.

NetWaste is contributing a significant amount of funding to coordinate a regional advertising campaign through both radio and television to ensure a strong response from the community.

Each participating Council to the resultant Contract will enter into a separate Contract in accordance with the General Conditions of Contract.

### **Financial Implications**

Engagement of Chemsal Pty Ltd will result in Weddin Shire Council paying the Contractor 50% of the final costs for the required services. This includes a definite cost based on Contractor time on site, plus a volume rate per kg/litre of material collected. Final costs to Council will not be known until the collection campaign is held.

### **Legal Implications**

A contract will result from the appointment of the successful tenderer for the period for the collection, removal, storage and disposal of chemicals collected from the nominated Collection Centres.

### **RECOMMENDATION:** that Council:

1. awarded the NetWaste Tender 145/534/989/2 – Tender for NetWaste Regional Household Chemical Collection Contract to Chemsal Pty Ltd,
2. confirm its involvement in the Contract and execute the Contract documents as appropriate.

### **238 RESOLVED:** Cllr Hinde and Cllr Crutcher that Council:

1. award the NetWaste Tender 145/534/989/2 – Tender for NetWaste Regional Household Chemical Collection Contract to Chemsal Pty Ltd,
2. confirm its involvement in the Contract and execute the Contract documents as appropriate.

## 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 N Hughes   | - enquired if the Railway Station will be cleaned up before the Open Day.<br>→ Director Engineering advised it will be.   |
| Clr Hinde      | - enquired why we hired the Young street sweeper and not Cowra's as we usually do.<br>→ Director Engineering advised that the Cowra street sweeper is broken down and Young's was available but only at a certain time and the streets had to be swept before the Open Day.   |
| Clr McClelland | - enquired if the recycling area in George Street will be relocated.<br>→ Director Environmental Services advised it will be.<br>- enquired if an extra – ordinary meeting could be held if the GWAHS does not resolve the doctor situation.<br>→ The Mayor advised it will be considered.<br>- enquired in regard to the status of the RTA Inspection site in Grenfell.<br>→ Director Engineering advised a letter has been sent to the Minister for Roads via Katrina Hodgkinson and we are awaiting a reply. |

## 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.

**239** **RESOLVED:** Cllr Atchison and Cllr Hinde 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**

**RESOLUTION:** to remain confidential.

#### **MAYORAL MINUTE**

1. **General Manager – Request for Reappointment**

**RESOLUTION:** to remain confidential.

**CLOSURE:** There being no further business the meeting closed at 9.16 pm

Taken as read and confirmed as a true record this day 19 November 2009.

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