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Please Quote:

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## WEDDIN SHIRE COUNCIL

All Correspondence to be addressed to:  
The General Manager  
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### MINUTES OF THE WEDDIN SHIRE COUNCIL ORDINARY MEETING HELD THURSDAY, 19 JULY 2012 COMMENCING AT 5.00 PM

12 July 2012

«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, 19 JULY 2012**, commencing at **5.00 PM** and your attendance is requested.

Yours faithfully

GLENN CARROLL  
ACTING GENERAL MANAGER

#### B U S I N E S S

1. APOLOGIES - Note: Cllr D Hughes has approved leave of absence (Res No. 439)
2. CONFIRMATION OF MINUTES - Ordinary Mtg 21 June 2012
3. QUESTIONS FROM THE PUBLIC
4. DECLARATIONS OF INTEREST
5. CORRESPONDENCE (As per Precis attached)
6. MOTIONS WITH NOTICE
7. MAYORAL MINUTE
8. REPORTS: (a) General Manager  
(b) Acting General Manager  
(c) Director Corporate Services  
(d) Director Engineering  
(e) Director Environmental Services  
(f) Delegates
9. MINUTES - Manex Ctee Mtg, 16/7/12  
- Town Works Ctee Mtg, 16/7/12
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, N W Hughes, R W Atchison, M R Crutcher, B R Hinde and G McClelland Acting General Manager (G Carroll), Director Engineering (W Twohill) and Director Environmental Services (S Wilson).

**LEAVE:** Cllr D Hughes (Res 439)

**APOLOGY:** Cllr Lobb

**001** **RESOLVED:** Cllr Atchison and Cllr Halls that the apology be accepted.

**CONFIRMATION OF MINUTES:**

**002** **RESOLVED:** Cllr N Hughes and Cllr McClelland that the Minutes of the Ordinary Meeting, held on 21 June 2012 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

**DECLARATIONS OF INTEREST**

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

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

Councillor	Item No.	Nature of Interest	Type	Left the Room
Cllr Simpson	Correspondence Item 10	Retired Member of SES	Non-Pecuniary Ordinary Member	No
	Correspondence Item 15	Member of RSL	Non-Pecuniary Ordinary Member	No

**SUMMARY OF CORRESPONDENCE TO BE PRESENTED TO THE ORDINARY MEETING OF THE WEDDIN SHIRE COUNCIL HELD, 19 JULY 2012**

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**CORRESPONDENCE**

1. Roads and Maritime Services, R2.51.15: Forwarding the Agreement for Block Grant Assistance to Council for Regional Roads 2012/2013.

Clause 6 of the Agreement requires Council to submit both its signed copies of the Agreement for 2012/13 to the RMS Regional Manager by 30 September 2012 as a condition of subsequent grant payments.

**RECOMMENDATION:** that the agreement be signed on behalf of Council and returned to the RMS as requested.

**003** **RESOLVED:** Clr N Hughes and Clr McClelland that the agreement be signed on behalf of Council and returned to the RMS as requested.

2. Clr Chris Lobb, C2.2.6: Applying for leave of absence for the July Ordinary Council Meeting.

**Note: the General Manager declares a conflict of interest with this item as a relative of the Councillor.**

**RECOMMENDATION:** that the leave of absence be approved.

**004** **RESOLVED:** Clr Halls and Clr Niven that the leave of absence be approved.

3. Canberra Airport, T3.8.1: Concerning High Speed Rail to Canberra Airport.

I am today writing to all councils in the Region to ask for you to join me in supporting high speed rail to Canberra Airport. Please express your support in writing to both Premier O'Farrell and to the Hon Anthony Albanese MP, Federal Minister for Infrastructure and Transport, for high speed rail at your local Airport.

**Copy separately forwarded to Councillors**

**RECOMMENDATION:**

For Council's Consideration

**005** **RESOLVED:** Clr McClelland and Clr N Hughes that Council support high speed rail to Canberra Airport.

4. Division of Local Government, A3.9.3: Concerning Caretaker Provisions for the Local Government elections.

**Copy forwarded to Councillors**

**Noted**

5. Division of Local Government, A3.6.54/C2.1.9: Concerning the September 2012 Local Government elections and the use of the Council resources and electoral material.

**Copy forwarded to Councillors**

**Noted**

6. Building Professionals Board, P4.10225: Concerning Mr Wilson's application for renewal of accreditation as a Council Accredited Certifier under the Building Professionals Act 2005.

I am pleased to advise that the Board is satisfied that Mr Wilson has met the requirements under the BP Act and the Building Professionals Board Accreditation Scheme (the Accreditation Scheme) to be issued with a certificate of accreditation in the following category:-

**A1 – Accredited Certifier – Building Surveying Grade 1**

Accreditation commences on 20 July 2012 and expires on 19 July 2013.

**Noted**

7. Local Government Review Panel, C2.10.9: Advising that consultations are under way for review of the NSW local Government.

What does the future hold for local government in NSW? Can councils play a stronger, more effective role to support local communities? Can they survive financially? Will they need to change their focus, structures or boundaries to meet the changing needs of their communities?

These are some of the questions the Independent Local Government Review Panel will be asking councils and community members over the next two months as the Review's first round of consultation begins.

**Copy forwarded to Councillors**

**Noted**

8. CENTROC, C2.7.3: Forwarding advice regarding a meeting with the Independent Review Panel 16 August in Orange from 10.30 am to 12.30 pm.

**Copy forwarded to Councillors**

**Note: as the RSVP date was 4 July 2012 the Mayor and General Manager have been registered to attend.**

**RECOMMENDATION:**

Confirm Action

**006 RESOLVED:** Clr N Hughes and Clr Crutcher that the action be confirmed.

9. Division of Local Government, A3.9.3: Advising all councils that the New South Wales Treasury Corporation (TCorp) will undertake a review of the financial sustainability of each council.

**Copy forwarded to Councillors**

**Noted**

10. SES, E1.5: Advising the NSW State Government has committed additional funding over the next five years to the NSW SES in the 2012/13 NSW State budget. This additional funding is part of the Strategic Disaster Readiness Package delivered to the SES in response to recommendations from the Commission of Inquiry into the Queensland Floods, and importantly, in recognition of the outstanding work the NSW SES and its volunteers have done in response to the recent devastating NSW Floods.

The two key components of this package are Fleet Management and Unit Support Funding:-

- Fleet Management: a five year project to standardise and centralise the SES operational vehicle fleet, the majority of which is currently owned and managed by local government. This will result in significant cost savings to Local Government across New South Wales.
- Unit Support Funding: a support funding package to the 228 volunteer NSW SES units to assist them in their day to day operating costs.

These two components of the Strategic Disaster Readiness Package will be of significant benefit to local government in support of the long standing partnership arrangements between local government and their volunteer NSW SES units.

Your SES Region Controller will shortly be in touch with you to arrange a meeting to discuss how the Strategic Disaster Readiness Package may affect your current partnership arrangements with your SES unit/s and to outline the changes that will occur specifically in relation to the ownership and management of the NSW SES operational vehicle fleet.

**Referred to Director Engineering**

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

**Clr Atchison declared a conflict of interest as a member of the SES and stayed in the room.**

**Noted**

11. Central Tablelands Water, U1.6.7: Concerning Constituent Delegates.

At its meeting in Molong on 13 June 2012, the Council of Central Tablelands Water resolved to write to its three constituent councils and respectfully request that delegates elected to Central Tablelands Water should be consumers of the county council.

Whilst Council acknowledges that there is no legal requirement for this request, Council is of the opinion that consumers should be represented by an elected representative who is a consumer of their respective council area.

**Noted**

12. The Henry Lawson Festival Committee of Arts, C2.6.32: The Henry Lawson Festival Committee and members would like to thank Council for helping us make the Festival this year such a resounding success. Our sponsors actually make the Festival happen, so your assistance is very much appreciated.

We have had many compliments and responses that have come from neighbouring town visitors who universally said, they wished their town could put on such a great show. We certainly hope it injected a few extra dollars into the local economy.

The benefit such a Festival has on the residents is difficult to measure. I think generally it gives us all something to look forward to. Family and friends often come home and we get the chance to say hello and share a moment even if only briefly. In the years of the drought the importance of the Festival was even greater.

Thank you again and we look forward to your support next year.

**Noted**

13. The Henry Lawson Festival Committee of Arts, C2.6.32: Writing on behalf of the Henry Lawson Festival of Arts Committee to thank Council for the support that was extended to the Festival Committee in 2012.

Could you please pass on the Committee's thanks to the Council staff who worked on the Saturday of the Festival. They were outstanding representatives of the Council and Grenfell as they went about their duties in a professional and cheerful way.

I would also like to thank Council for sponsoring the Festival Art Competition Acquisitive Section for \$1500.

We also acknowledge the work that is undertaken both before and after the Festival by Council staff in preparation for the thousands of visitors that come to Grenfell over the long weekend.

**Note: Council staff will be thanked and their efforts acknowledged as requested.**

**Noted**

14. Makcrete, P2.5.4/T5.16.2010: Regarding Lot 10 Industrial Estate.

Referring to letter dated 28 June 2012 regarding shed sale at above property.

**Copy forwarded to Councillors**

**RECOMMENDATION:** that a meeting be arranged with Council's Executive and Makcrete to discuss the matter.

**007** **RESOLVED:** Clr Crutcher and Clr Atchison that a meeting be arranged with Council's Executive and Makcrete to discuss the matter.

15. Grenfell RSL, C1.6.26: Advising at the last meeting of the Grenfell RSL Sub-Branch, the Forbes Street tree planting was discussed. Following the presentation by your consultant on designs and alternatives, the Sub-Branch has agreed to support Plan 1 ie the planting of new trees, but those still healthy and suitable enough, to remain.

**Referred to Director Engineering and Town Works Committee**

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

**Noted**

**008** **RESOLVED:** Clr Atchison and Clr Niven that the Correspondence be noted except where otherwise resolved.

**SUMMARY OF LATE CORRESPONDENCE TO BE PRESENTED TO THE  
ORDINARY MEETING OF THE WEDDIN SHIRE COUNCIL HELD 19 JULY 2012**

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**RECOMMENDATION:**

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

**009 RESOLVED:** Clr N Hughes and Clr Hinde that the late correspondence be received and dealt with because of the urgency of the matters.

16. Campervan and Motorhome Club of Australia, T4.3.12: Enclosing two copies of the Letter of Understanding for the RV Friendly Town<sup>TM</sup> Scheme to be implemented at Grenfell, NSW.

Would you please have both copies of this document signed where indicated.

Once this document is returned, I will immediately send the RV Friendly Town<sup>TM</sup> signs to your council works depot.

May I take this opportunity to congratulate your Council on participating in this scheme. I am sure that it will bring many benefits to Grenfell and I look forward to receiving reports of the ongoing success of this venture.

**RECOMMENDATION:** that the Letter of Understanding for the RV Friendly Town Scheme be signed as requested.

**010 RESOLVED:** Clr Atchison and Clr N Hughes that the Letter of Understanding for the RV Friendly Town Scheme be signed as requested.



## **NOTICE OF MOTIONS**

1. Notice is given of the following motion to the July Council Meeting:-

***“that the western side of the Railway Station be signposted as a Caravan Parking Area i.e. cnr Tyagong & Camp Street”.***

Signed:           Clr Geoff McClelland          

### **Comments by General Manager:**

- i) the property is railway land
- ii) the property is not within Council’s lease
- iii) development of this area for caravan parking will absorb funds for grounds maintenance, cleaning, garbage removal and possible additional rental
- iv) use of this area for unapproved camping may incur complaints from nearby residents
- v) adequate caravan parking area is already available in front of the railway station

**MOTION:** Clr McClelland and Clr Crutcher that the western side of the Railway Station be signposted as a Caravan Parking Area i.e. cnr Tyagong and Camp Street.

Upon being put to the meeting the motion was **LOST**.

12 July 2012

The Mayor and Councillors  
Weddin Shire Council  
GRENFELL NSW 2810

Dear Councillors

I wish to report as follows: -

### **1. Inland Rail Symposium, T3.8.4**

The Mayor and General Manager attended the Melbourne to Brisbane Inland Rail Symposium at Parkes on 22 June 2012. Speakers included the Federal Minister for Transport Anthony Albanese, the Leader of the Nationals Warren Truss, and a range of rail organisation executives.

Matters of significance commented on by the speakers were as follows:-

- rail handles 20% freight on the Melbourne – Brisbane route,
- rail handles 5% freight on the Melbourne – Sydney and Sydney – Brisbane routes,
- one train is equivalent to 150 trucks,
- the concept allows for no passengers and no intermediate stops,
- 44% of the total cost is incurred between Toowoomba and Brisbane,
- a single track line requires numerous passing loops,
- double stacking of containers on 1800m trains is required.

At this stage there are two main routes identified which have common sections over most of the length.

A general comparison of the characteristics of the two routes is given below:-

	<u>ARTC</u>	<u>GATR</u>
Commissioned by	Federal Government	Industry
Route	via Shepparton	via Jerilderie
Length	1900 km (approx)	1600 km (approx)
Cost	\$4.6B	\$6B
Train Speed	110 kph	160 kph
Trip Time	23 hours	14 hours

The symposium ended with a communique calling on the Federal Government to take steps to decide the route and preserve the corridor as early as possible.

Copies of the papers presented are to be available on the Parkes Council website.

**For Information**

**Noted**

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

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### **2. Membership of Council Committees, C2.6.1**

Council is required to conduct the Mayoral elections at its September meeting. It is usual at this meeting to also re-appoint all committees, (including community representatives) and delegates.

Council normally invites community members to nominate (or renominate) for the available positions on its committees which are:

Heritage	- 3 positions
Tourism	- 3 positions plus 1 village representative
Cinema	- 4 positions
Art Gallery	- 3 positions

#### **RECOMMENDATION:**

It is recommended that applications be invited for the positions of community members on Council committees up until 30 September 2013.

**011**     **RESOLVED:** Cllr McClelland and Cllr N Hughes that applications be invited for the positions of community members on Council committees up until 30 September 2013.

### **3. Annual Returns of Disclosure of Interest, C2.2.2**

The annual returns are required under the Act to be lodged by 30 September 2012 by all Councillors and other designated persons. Draft forms have been separately forwarded.

The completed returns will be available for inspection by the public.

**For Information**

**Noted**

### **4. Citizenship Ceremony, A3.3.1**

A citizenship ceremony for Mrs Quyen Aylen was carried out by the Mayor on 26 June. The ceremony was attended by a number of friends of the family and invoked a delighted response from the new citizen.

**For Information**

**Noted**

**T V LOBB**

**GENERAL MANAGER**

**012**     **RESOLVED:** Cllr Atchison and Cllr Niven that except where otherwise dealt with the General Manager's Report be adopted.

12 July 2012

The Mayor and Councillors  
Weddin Shire Council  
GRENFELL NSW 2810

Dear Councillors

I wish to report as follows: -

**1. Grenfell Doctors Situation, H1.1.11**

Dr Akhiwu has advised that he is currently awaiting the results from his recent interview with the Royal College. Dr Akhiwu also advised that because this is a specialist assessment it has to pass through three stages. The interview panel forward their report to the NSW branch of the College and from there it is sent to the College headquarters in Melbourne. The report is assessed and reviewed at Melbourne before it is finally sent to the Australian Medical Council (AMC) at Kingston, ACT.

The good news is that the College has finished its review and the process is in the final stages with the AMC.

Dr Akhiwu advised he will keep us informed as soon as he is further advised.

**For Information**

**Noted**

**2. Streetlight Replacement Proposal, U1.3.11**

Reference is made to the June 2012 Council Meeting whereby Council resolved to accept Essential Energy's quotation of \$55,939 (GST inc) after investigation of possible grants and audit information being obtained.

In regards to grants enquiries were made to Essential Energy and CENTROC to no avail. Advice from CENTROC was to go with the Essential Energy program and they would investigate any grant funding in due course.

While this is not a completely satisfactory situation we really were given no choice as the deadline to accept Essential Energy's proposal was the next day after CENTROC's advice was received. If we did not accept the proposal by the deadline it was thought we would incur greater costs if we tried to join the program at a later date.

On this basis Essential Energy's offer was accepted bearing in mind the proposed future savings as reported to the June 2012 Council Meeting.

**RECOMMENDATION:**

Confirm Action

**013** **RESOLVED:** Cllr Atchison and Cllr Niven that the action be confirmed.

### **3. Management Plan 2011/2012 – June 2012 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 June 2012 are as follows:

#### **Part A - Management Plan**

##### **1. Administration**

- a) Management Plan for 2011/2012 completed. No office equipment purchased. Preparation of Operational, 4 Year Delivery and 10 Year Community Strategic Plan completed.  
Meetings of Mid Lachlan Alliance attended.
- b) Annual Report and Annual Statements for 2010/2011 completed and forwarded to Division of Local Government within required timeframe.
- c) Job Assessments completed by December 2011. Ongoing training arranged by CENTROC as required. Training plan developed for administration department. Attended CENTROC OHS/Risk Management Meeting on 5 June 2012. Consultative Committee meeting held on 22 May 2012.
- d) All plant maintained in good order. Repairs carried out expeditiously, downtime minimised.
- e) Weekly staff meetings held to program engineering work. Equipment upgraded regularly.

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

- a) Attended meetings when scheduled with Rural Fire Service. Equipment maintained as requested by Rural Fire Service. Review of the Service Level Agreement completed as required.
- 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. LEMC meeting held on 4 June 2012.

##### **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 being inspected over the first six months of 2012. Complaints dealt with as received. Inspections conducted as required by the Food Act and Food Authority Partnership.
- c) Media campaign conducted prior to the swim season, with additional editorial during season.
- d) Inspections and enforcement for noxious weeds continuing as required. Noxious Weeds meeting planned for 17 July 2012.
- e) New Dental Surgery planned within proposed medical centre design. Dental equipment stored at Burrangong Street Surgery. Replacement dentist to be sought.
- f) Upgrade works being finished for Burrangong Street surgery. Application for Medical Centre resubmitted. Advice received application unsuccessful. Building works on new doctor's residence progressing well. Dwelling to be completed very shortly.

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

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

- a) No funding identified for aged housing.
- b) Free movies shown and internet courses conducted during Seniors Week.
- c) Application submitted for annual Youth Week grant for 2012.  
Youth on Line facilities continue to operate from the Grenfell 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. The 2011/12 heritage building grants have now been completed, with 2012/2013 applications now open.
- b) State of Environment report for 2010/2011 completed for lodgement in November 2011. Monitor environment concerns and take appropriate action.
- c) Efficient domestic kerbside collection services at Grenfell and Greenethorpe with trade (commercial) service in Grenfell. All waste collections occurring as per schedules. Recycling continues to be collected with all recyclables being transferred to Cowra. Implementation of the plan continues.
- d) Maintenance of cemeteries and cemetery records continuing, volunteer assistance sought.
- e) Public conveniences maintained satisfactorily.
- f) Pollution complaints attended to as received.
- g) Repairs and minor maintenance carried out at Council's residences as required.
- h) Floodplain Committee meeting held on 27 March 2012. Draft Floodplain Risk Management Study and Plan adopted by Council on 19 April 2012. Integrated Water Cycle Management Strategy Study (Stage 2) completed and awaiting Minister approval. Attended regular CENTROC water utilities and CENTROC Infrastructure Group Meetings.

### **6. Sewerage**

- a) Sewer mains breaks and blockages repaired as required. Extension of mains as required. Outflow complies with EPA requirements.
- b) Soil and water samples analysed and annual report submitted as required.
- c) All employees accredited for sewer works and mains maintenance. OH & S upgrade works continue.

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

- a) Library operating very well. New books and equipment being purchased.
- b) Art Gallery in operation with volunteer management committee. Good quality exhibitions being well received by the public.  
New conference room in use and also utilised as a cinema.  
Tourism and Internet Centre Officers assisting local committees.
- c) Grenfell and Quandialla Pools closed for 2011/2012 swim season. Off season repairs being planned. Plan and associated documents to be prepared for tender in late 2012.
- d) Parks and ovals satisfactorily maintained. Effluent irrigation working well. Inspections and required maintenance completed.
- e) O'Briens Hill upgrade – Stage 1 completed and open to the public.

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

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### **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 temporarily deferred to enable flood damage repairs to be completed on time. Road damage assessments carried out following March 2012 floods. Estimates of damage assessed by RMS. Council awaiting schedule of works from RMS.
- g) Tree planting – some trees have been replaced.
- i) Streetlighting provided and maintained by Essential Energy.

### **10. Economic Affairs**

- a) Caravan Park facilities promoted and maintained. Continuing facility improvements proposed for next two years.
- b) Council co-operating and liaising with the Weddin Development Committee (WDC). Tourist attractions such as the Weddin Mountains being promoted. The Open Day/Goldfest Festival held on 1 October 2011. Policies adopted by Council to encourage developers.
- c) Bank building residence occupied by Council staff member. Leasing of commercial area to be considered.
- d) Industrial blocks offered for sale as enquiries received. Industrial Estate master plan adopted by Council. Preliminary layout plan prepared to be carried out following Council adoption.
- e) New equipment and software purchased for the Internet Centre which is providing state-of-the-art equipment and a higher standard of service. Training continuing. Regular Internet Centre columns in local paper making people aware of services available. Photographic printing, computer repairs and sales in progress.
- f) Taxi service operating well. New operator providing services.
- g) 2012 Henry Lawson Festival held. Outstanding success.

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

- a) Rate notices determined and issued on time. Rating classifications reviewed. Property transfers attended to promptly. Properties sold by Private Treaty as part of the Sale of Land for overdue rates held 26 November 2010 finalised.
- 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. The skatepark is well patronised by young people.
- b) Cycleways – publicised in Social Plan.
- c) Taxi lease operating with a new operator. IT communications improved with broadband now available in Grenfell.
- d) Dentist equipment stored at Burrangong Street Surgery. Ongoing consultation with doctors. New doctor currently being recruited. Assistance provided to Mens Shed.
- e) Letters of welcome issued to all new landowners on arrival.

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

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- f) Shop accesses being considered for improvement. New Federal legislation only applies to new works and is not for existing buildings.
- g) Internet Centre conducting training courses and participants are then encouraged to attend TAFE 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**

**GLENN CARROLL**  
**ACTING GENERAL MANAGER**

**014**    **RESOLVED:** Clr Halls and Clr Niven that except where otherwise dealt with the Acting General Manager's Report be adopted.



## THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

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12 July 2012

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 June 2012:**

Bank Account	
Westpac	<b><u>\$378,278.25</u></b>
Investments	
Westpac	<u>7,000,000.00</u>
<b>Total Investments</b>	<b><u>\$7,000,000.00</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 June 2012.

The investments shown above are made with the Westpac Bank. 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 June follows:**

Rates Receipts	78,961.59
Accounts Receivable	82,469.77
Government Grants	3,051,607.97
Agency Collections	8,255.24
Caravan Park Fees	6,176.00
Capital Contribution – Grenfell Community Arts	17,000.00
Interest on Investments	4,395.34
Other Income	25,028.61
<b>Total</b>	<b><u>\$3,273,894.52</u></b>

**For Information**

**Noted**

## THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

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### 3. Roads and Other Expenditure 2011/2012:

Following are the up to date maintenance figures as at 30 June 2012.

ITEM	VOTE	EXPENDITURE
Rural Roads Maintenance	723,223	578,547
Grenfell Town Streets Maintenance	206,196	129,418
Village Maintenance - Caragabal	7,948	12,104
Village Maintenance - Greenethorpe	9,592	8,320
Village Maintenance - Quandialla	2,782	7,425
Garbage/Recycling Collection	102,880	112,904
Greenethorpe Collections	8,500	6,228
Commercial Waste Collection	29,000	11,993
Grenfell Waste Depot Manning/Plant Hire	105,000	123,962
Tips Working Expenses	29,000	29,675
Grenfell Cemetery Maintenance	27,000	24,605
Grenfell Lawn Cemetery Maintenance	13,500	13,450
Noxious Plants	76,000	62,965
Parks & Gardens	184,872	175,369
Library Expenditure	99,322	93,199
Baths Income	-24,500	20,568
Baths Expenditure	126,829	111,556
Caravan Park Income	-46,000	64,610
Caravan Park Expenditure	67,947	64,150

**RTA GRANT WORKS**

<b>DESCRIPTION</b>	<b>VOTE</b>	<b>EXPENDITURE</b>
2011/12 State Roads (SH 6)	990,074	990,074
2011/12 National Roads (SH 17)	672,949	672,949
2011/12 Regional Roads Block Grant	309,000	238,763
2011/2012 REPAIR Program MR237	531,816	435,710
2011/2012 REPAIR Program MR398	300,000	100,370
3 x 3 Program - MR 398	68,000	43,480

<b>2011/2012 Rural Local Roads</b>	<b>VOTE</b>	<b>EXPENDITURE</b>
Reseals	168,000	51,563
Martins Lane	110,000	99,954
Pinnacle Road	100,000	26,726
Driftway Road	87,000	8,302
Grenfell Streets Construction	77,000	39,785
Grenfell Kerb and Gutter	28,000	26,531
Grenfell Streets - Footpaving	11,000	15,303
Nowlans Road	157,000	17,367
Reconstruct Village Streets	6,000	436
Gravel Resheeting	110,000	13,626
<b>Total</b>	<b>854,000</b>	<b>299,593</b>

<b>2011/2012 Roads to Recovery</b>	<b>VOTE</b>	<b>EXPENDITURE</b>
Old Young Road	303,876	242,412
Gerrybang Road	47,000	47,000
Rural Roads Reseals	100,000	75,374
<b>Total</b>	<b>450,876</b>	<b>364,786</b>

**For Information**

**Noted**

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

Reference is made to the report to the June 2012 Council meeting advising of the status of debt recovery in regard to rates and debtors.

It was reported that the debt recovery process was in progress with ten (10) liquidated claims or summons' served with six (6) of these ten (10) having responded by paying in full or making arrangements to pay. Another ratepayer has now made arrangements to pay taking this figure to seven (7). Further legal action in the form of a writ of execution or a garnishee for the three (3) ratepayers who have not responded is in progress.

**For Information**

**Noted**

### **5. Local Government Elections, C2.1.9**

Arrangements for the Local Government Elections to be held on Saturday 8 September 2012 are continuing.

Candidate information seminars were held at Young and Cowra last week for potential candidates contemplating standing for the upcoming 2012 Local Government Elections.

Unfortunately due to changes in legislation such as candidates requiring an official agent many of the attendees were left disenchanted and disillusioned with the whole process. Unfortunately the requirements of the new legislation may discourage potential candidates from nominating which is very unfortunate. Weddin Shire will be facing big challenges in the future and we require the best possible candidates to come forward and nominate for the election.

Council's executive has however been proactive in objecting to the new legislation and have requested our local Member for Burrinjuck the Hon Katrina Hodgkinson to make urgent representation seeking to have this legislation reviewed. The objection has been referred to the Division of Local Government who have referred it to the Election Funding Authority (EFA). We are currently awaiting a response from the EFA.

In regards to the elections detailed below is a reminder of the important dates:-

30 July	- Rolls close
	- Nominations open
8 August	- Nominations close at 12 noon
27 August	- Pre-poll voting opens (closes 7 September)
3 September	- Postal voting opens (closes 7 September)
8 September	- Local Government Election Day

Formal advertising will begin in due course.

Further information will be reported to the August 2012 Council Meeting.

### **RECOMMENDATION:**

Confirm Action

**015 RESOLVED:** [Clr Crutcher and Clr N Hughes that the action be confirmed.](#)

### **6. Insurance Renewals 2012/2013 A3.11.1**

Quotations were recently received for Council's Insurance Renewals for the 2012/2013 financial year.

Insurance cover for Public Liability/Professional Indemnity, Fidelity Guarantee and Industrial Special Risks (property) classes of insurance is provided through "Statewide" Mutual Liability Scheme which is administered through Jardine Lloyd Thompson Insurance Brokers. There are no recognised Insurance Companies willing to underwrite Primary Liability Insurance for the Local Government Sector in New South Wales.

## THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

In the past the continuation of Public Liability premium increases have resulted from the continuing escalation of claims incurred by Councils, the generous attitude of the Courts in handing down favourable awards to plaintiffs and more recently insurance companies endeavouring to recoup monies from previous massive payouts. However, with the introduction of the new State Government Legislation in regard to Public Liability Insurance effective from 1 July 2002 and a refreshing change in attitude of the courts Council's premium has only slightly increased which is a very good result.

Council also qualified for the bonus under Statewides "Risk Management Bonus System" introduced in the 2004/2005 financial year which resulted in a reimbursement of \$15,102 last financial year. It is anticipated we will again qualify for the bonus in the 2012/2013 financial year. With the Public Liability/Professional Indemnity excess remaining at \$10,000 Council staff certainly need to ensure that all proper Risk Management Practices are in place.

Renewal terms offered to Council for the 2012/2013 financial year are detailed in Table 1:

**Table 1:**

Class of Insurance	Insurer	2011/2012 Premium (GST Inc)	2012/2013		
			Premium	GST	Total
Public Liability/ Professional Indemnity	Statewide Mutual	92,273.50	86,820.00	8,682.00	95,502.00
Fidelity Guarantee	Statewide Mutual	671.47	890.00	89.00	979.00
Councillors and Officers/Statutory Liability	Zurich	17,674.57	15,363.64	1,536.36	16,900.00
Members Accident	ACE Insurance Ltd	2,198.90	1,999.25	199.93	2,199.18
Industrial Special Risks (property)	Statewide Mutual	61,541.59	56,291.68	5,629.17	61,920.85
Motor Vehicles	Zurich	45,088.56	31,940.00	3,194.00	35,134.00
Workers Compensation	StateCover Mutual	67,363.46	TBA	TBA	TBA

Council's Motor Vehicle Insurance premium has decreased by \$9,954.56 due to Rural Fire Service vehicles being deleted from Council Motor Vehicle Insurance portfolio. Council's Property Insurance premium increased by \$379.26 due to a general increase. The Mutual schemes are generally working very effectively as they are returning bonuses to Council as well as keeping premiums to a reasonable level.

The Councillors and Officers Liability and Business Protection (Statutory Liability) has been previously combined into one policy with a net saving of \$774.57.

Workers Compensation is the one class of insurance where Council has in the past made significant savings with the introduction of State Cover Mutual Limited effective from July 2001.

StateCover is a mutual self insurance scheme for Workers Compensation and has been implemented by the Local Government and Shires Association of NSW (LGSA) to establish a specialised insurer for Local Government Authorities. This has the benefit of:

- The delivery of a wider range of services on an integrated and coordinated basis tailored to suit the industry's needs;
- A more responsive and consultative level of service;

## THE DIRECTOR CORPORATE SERVICES' ORDINARY REPORT

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- The provision of in-house and external loss management services, including the development of accident prevention strategies to tackle industry specific problems and the sharing of such solutions amongst all member Councils;
- The provision of in-house and external rehabilitation services, specialising in local government and the development of industry based rehabilitation strategies;
- The establishment of a local government specific workers compensation claims data base and a comprehensive Occupational Health and Safety information data base, accessible to all member councils;
- Greater "ownership" and accountability towards the costs of work related injuries by participating Councils; and
- Real and sustainable cost savings arising out of a reduction in claims frequency and severity.

With the finalisation of various claims in the last few years Council's premium has been dramatically reduced. The finalisation of these claims will see Council receive a significant rebate for the 2011/12 financial year whereby the premium was \$67,363.46. It is expected a similar premium will be incurred in the 2012/13 financial year which is an excellent result.

**RECOMMENDATION:** that Council endorse the actions of the General Manager in accepting the Insurance Premium Renewals as listed in Table 1 for the 2012/2013 financial year.

**016** **RESOLVED:** Clr Crutcher and Clr Hinde that Council endorse the actions of the General Manager in accepting the Insurance Premium Renewals as listed in Table 1 for the 2012/2013 financial year.

### **7. Goods and Services Tax (GST) – Council Compliance, A3.20.3**

The Division of Local Government requires Council to prepare a Certificate in the approved form as to its opinion on Councils administration of the GST.

The Statement which is to be signed in accordance with a resolution of Council basically states that adequate management systems and internal controls are in place, GST has been paid by Council and that no GST non-compliance events by the Council were identified or raised with the Australian Taxation Office.

Council has adequate management systems and internal controls in place, GST has been paid by Council on a monthly basis and no GST non-compliance events have been identified or raised with the Australian Taxation Office.

The signed certificate will be forwarded to the Division of Local Government who will then provide the advice to the NSW Treasury for confirmation with the Commonwealth Commissioner of Taxation.

**RECOMMENDATION:** that Council authorise the Mayor, Deputy Mayor, Acting General Manager and a responsible accounting officer to sign the certificate on Council's behalf.

**017** **RESOLVED:** Clr Hinde and Clr McClelland that Council authorise the Mayor, Deputy Mayor, Acting General Manager and a responsible accounting officer to sign the certificate on Council's behalf.

### 8. Grenfell Library, C2.8.15

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

- Regular National Year of Reading events - the weekly NYR News column in the Grenfell Record, a monthly NYR article by a local “reading ambassador”, and the unfurling of the NYR logo one “petal” per month in the Community Information window – have continued. Photography Competition and visit by Ms Jan Richards, past president of ALIA, organized as previously advised.
- A combined Library/Friends of Grenfell Library walking float took part in the Henry Lawson Festival Procession and although not a prizewinner received favourable comment. The Library also provided a convenient venue for the display of Henry Lawson realia from the Mitchell Library.
- In the recently received Public Library Statistics 2010-11 Grenfell Library received the following per capita rankings out of the 99 libraries included: library expenditure 19<sup>th</sup> (23 in 2009/10), expenditure on stock 24 (30), stock items 14 (16), acquisitions 25 (27), discards 81 (53), stock turnover 87, (86) and circulation 73 (56).
- “Knit, Natter and Nibble” will recommence on Wednesday 4<sup>th</sup> July with Brooke Daniels, the 2CR breakfast presenter, returning on 1<sup>st</sup> August for the finale and to collect all rugs and squares.
- The upgrade of the library’s automated system is complete although some minor adjustments to the system need to be made. New backup procedures have been installed and anti-virus protection updated. The catalogue system will be going live in due course.
- A wifi router has also been installed as part of the overall enhancement of library technology to allow wireless internet access. The remainder of the Revitalizing Regional Libraries funding will be spent on a six-month CD audio book standing order.

**For Information**

**Noted**

### 9. Economic Development, C2.8.13

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

- Strategies from the Economic Development Strategic Plan such as planning for future business workshops being implemented.
- Mr Bruce Buchanan from the BEC in Orange to conduct a training course commencing on 16 July titled “Certificate 4 in OHS” at the Grenfell Bowling Club.
- A retired couple from Glen Innes still showing continued interest in relocating to Grenfell however they need to sell their current home first.
- Planning to attend the next Economic Development Mangers Forum on 12 July 2012.
- Commenced planning for the Open Day to be held on Saturday 27 October 2012.
- ANZ seeds of renewal funding will be applied for to produce a business and residential prospectus for Grenfell.

**For Information**

**Noted**

### 10. Tourism/Promotions, C2.8.11

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

- Henry Lawson Festival was held on the June Long Weekend and was an outstanding success with approximately 6,500 people attending.
- Weddin Shire Branding options considered and assessed by Tourism Committee members. Round heritage logo selected by the majority of the committee members. Other projects can now be finalised.
- Product Development Funding of \$14,240 through Central NSW Tourism for O'Brien's Hill interpretive signage received. Drafting of text for signage commenced. Awaiting Gold Trail Branding and logo before signs can be produced.
- The replacement Gold and Grenfell brochure is close to printing. Also awaiting Gold Trail Branding. Part of the Product Development Funding project.
- Sending all bird groups in Australia invitations and flyers to encourage them to visit the Weddin Shire. No recent bird groups have visited Weddin Shire. Possible expansion of the South West Slopes Bird Trails to cover a third of NSW. The cost to join will be \$1,000 per Local Government Area. Tourism Officer to pursue.
- The Weddin Shire Tourism brochures have been reprinted and are being distributed to surrounding areas on an ongoing basis. Quote received and confirmed for brochure to be reviewed and updated now that branding has been determined. Advertising to be sold to cover costs.
- Further TQUAL grant funding of \$100,000 being sought to progress Gold Trail project. The group has been incorporated as a necessary step to receive funding and are now known as Gold Trails NSW Incorporated
- The application to become an RV friendly town re-submitted and informally approved. Awaiting formal confirmation.
- Currently part of a working group which is documenting and categorising by market segments the existing and potential tourism attractions, events and facilities in the Shire. This will provide invaluable information and allow more focussed strategic marketing.
- Gold Fest Festival to be held again on 27 October 2012. Sponsorship application submitted. Awaiting response.
- Iandra Castle flyer finalised and placed in Visitors Centre.
- Pursuing alternative Grenfell bumper sticker designs. As branding has been determined this can now be reactivated.
- a B & B networking session planned for 23 July. Topics to include a possible on-line booking system.
- Submitting Prime TV Regional Achievement and Community Awards funding application for "Community of the Year under 15,000" and Events and Tourism Awards (The Henry Lawson Festival) categories.
- Promotion of Bald Archy exhibition to be held in September commenced.

**For Information**

**Noted**



**11. Grenfell Internet Centre, C2.8.14**

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

- Strong sales during June. A good customer base being developed which includes businesses, farmers and local residents.
- Tech Talk articles submitted in the Grenfell Record on a regular basis with an article on the end of the financial year recently submitted. They are being well received by the public.
- Window displays addressed and constantly changing.
- A flyer mail out to households promoting the services available recently conducted. Resulting in improved daily custom and sales.
- Several commercial printing jobs being undertaken including funeral booklets.
- Developing websites for various customers.
- Visiting local businesses to discuss services available at the Internet Centre.
- The Internet Centre will be an advocate for the NBN roll out. Options are wireless or satellite.
- Investigating strategies to entice younger customers back to the centre ie computer games.

**For Information**

**Noted**

**12. Internal Audit, A1.2.2**

As previously advised Council's Internal Auditor IAB Services conducted the first internal audit on 29 – 31 May 2012.

The draft report was forwarded to Council and now we have received the final report. As expected the two main areas of concern were security of data and recovery of data. An action plan for implementation of the recommendations from the report has been developed.

An Internal Audit Committee Meeting will now be arranged with the report and action plan to be endorsed before being submitted to Council for formal adoption.

**For Information**

**Noted**

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

**018** **RESOLVED:** Cllr Hinde and Cllr McClelland that except where otherwise dealt with the Director Corporate Services' Report be adopted.

12 July 2012

The General Manager  
Weddin Shire Council  
GRENFELL NSW 2810

Dear Sir

I wish to report as follows:

**1. Works Report (8 July 2012)**

**1.1 Classified Roads Maintenance**

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

SH6           - general maintenance  
               - cleared culverts (east side)

SH17         - general maintenance

MR398       - general maintenance  
               - crushed gravel at Eppelstun's pit for widening

MR236       - general maintenance  
               - repaired edges for line-marking

MR237       - general maintenance  
               - stabilized 1.5 kms with lime to repair damaged/wet road sub base  
               - prepared 2.5 kms for sealing

MR239       - general maintenance  
               - repaired edges for line-marking

**1.2 Rural Local Roads Programme**

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

- prepared 1km of widening for sealing on Pinnacle Road
- constructed access pipes on Pinnacle Road
- preparing 1km of widening for sealing on the Old Young Road

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

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### **1.3 Rural Maintenance**

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

- general maintenance
- flood damage repairs have been carried out on Wheatleys Road, Grants Lane, Adams Lane(North), Stock Route, Claney's Road, Adelargo Road, Stumpy Lane and McDonalds Lane
- cleared culverts on Koorawatha Road, Greenethorpe-Bumbaldry Road
- repaired a culvert Greenethorpe-Bumbaldry Road
- repaired washout at Company Dam

### **1.4 Urban Maintenance/Construction**

- general maintenance
- kerb and gutter Melyra Street – preparatory works
- lifted trees in West Street and Bourke Street
- removed suckers from Street trees

**For Information**

**Noted**

## **2. Other Works**

### **2.1 Parks & Ovals Report**

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

- general maintenance

### **2.2 Cemeteries**

The following graves have been prepared from 10 June 2012 to 8 July 2012:-

Grenfell Lawn	– 2
Grenfell	– nil
Bimbi	– 1
Caragabal	– nil

The following maintenance had been carried out during the last month:-

- general mowing and whipper snipping

## THE DIRECTOR ENGINEERING'S ORDINARY REPORT

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### 2.3 Sewer Mains

Six (6) sewer chokes have been attended to during the last month.

### 2.4 Private Works

- removed stumps from a back yard for a ratepayer
- sold five loads of gravel to a ratepayer

### 2.5 Vandalism

Urban - otto bin burnt and bottles broken in Vaughn Park \$120.00.

Rural - Nil

**Progressive Cost Urban: \$120.00**

**Progressive Cost Rural: Nil**

(from 1/7/2012 to date)

### 2.6 Other

- cleaned up after Festival
- repaired cardboard compound at Grenfell tip
- fixed Jan Lehane photo to the wall in Administration Building

**For Information**

**Noted**

## 3. Future Works

### 3.1 Rural

- general maintenance
- complete and seal 5.5 kms of road works on MR237
- seal 1 km of widening on Pinnacle Road
- complete and seal 1 km of widening on Old Young Road
- continuing MR398 widening
- commence Driftway Road widening and strengthening

### 3.2 Urban

- general maintenance
- construct Melyra Street kerb and gutter

**For Information**

**Noted**

## THE DIRECTOR ENGINEERING'S ORDINARY REPORT

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

In the last month the CENTROC Weight of Loads Group detected four breaches totalling \$4,236 plus one (1) prosecution.

**For Information**

**Noted**

### 5. Plant Report

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

Plant No	Plant Item	Maintenance
	General plant	General maintenance
PI 4070	Caterpillar 613 Grid Roller	Replace wiring harness.
PI 4098	Isuzu Jetpatcher	Repair rear sprays, hopper, air leaks, rewire front hopper and modules.
PI 4053	Caterpillar 12H Grader	13,000 hour service.
PI 4099	Caterpillar 518C Tip Compactor	Major service, repair hydraulic leaks, repair broken exhaust.
PI 4082	Case Vibromax Smooth Drum	Repair radiator.
PI 4103	New Holland Tractor	1,000 hour service.
PI 3933	Garbage Truck	1,000 hour service, repair hydraulic leaks, repair jammed paddle.
PI 4095	John Deere Tractor	Change transmission and hydraulic oils and filters.
PI 4053	Massey Ferguson Tractor	Repair proline.

It is proposed to replace the following plant:-

General Manager's vehicle  
Overseer's vehicle  
Nak Perera's vehicle  
Taxi

**For Information**

**Noted**

### 6. RMS RMCC Contract, R2.54.4

Routine maintenance carried out on SH6 and SH17.

Heavy patching, reseals and rehabilitation of SH17 and SH6 are being proposed for 2012/2013.

The current Road Maintenance Council Contract with RMS concluded on 30 June 2012.

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

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RMS has advised that it will be extending the Road Maintenance Council Contract with Weddin Shire Council for 12 months commencing 1 July 2012, with no change to the contract form at this stage. RMS will be formalising the 12 month roll over with Council in the next few weeks.

RMS will conduct a review of Council's performance and are making contractual changes to reduce the administrative burden to RMS and Council.

**For Information**

**Noted**

### **7. Noxious Weed Report – June C2.8.12**

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

- Weeds sprayed –African Boxthorn, Bridal Creeper, Scotch Thistle
- Areas sprayed – Bribaree, Euroka, Weddin, Grenfell Town Area, Bimbi, Bungalong, Berrendebba, Brundah, Tyagong , Coba , Yuline and Wheoga
- 4 property re-inspections
- Biological control – transferred Bridal Creeper rust to other rust free areas
- Attended Legal Stage 2 &3 at Canberra
- Prepared for weeds information night

**For Information**

**Noted**

### **8. Flood Damage March 2012, E1.9.4**

RMS has now carried out an assessment of the flood damage claim submitted by Council after Council was declared a natural disaster following the March 2012 floods.

The RMS has recently approved the March 2012 flood damage claim as follows;-

Classified Roads	\$765,623
Local Roads	<u>\$849,853</u>
	<b><u>\$1,615,476</u></b>

Most of the classified roads repair works have been carried out.

Work is progressing onto repair works on local roads and regional roads.

**For Information**

**Noted**

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

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### **9. Interface Agreement, T3.5.6**

The Director Engineering attended the CENTROC Engineers Group Meeting at Orange on 25 June 2012.

One of the agenda items was the Interface Agreement pursuant to the Rail Safety Act 2008. Representatives from ARTC, John Holland and RMS were in attendance at the meeting.

Members noted that no Council had signed the Interface Agreement for level crossings in their shires.

Due to vagaries in the document on where Councils should maintain roads up to the rail crossing, training requirements, divisions of responsibility and risk management processes, it was agreed that a small group be established to work with LGSA, Roads Directorate, ARTC and John Holland to develop a road/rail interface agreement which will address the requirements of the various members.

It was agreed that in the interim all Councils provide a list of road/rail crossings to ARTC to which the Interface Agreement is applicable and carry out an audit on each of those crossings.

**For Information**

**Noted**

### **10. Manganese Road, R2.10.091**

Due to other work commitments, the application to remove the trees is still being prepared.

**For Information**

**Noted**

### **11. Bogolong Dam, E3.6.4**

An assessment of Bogolong Dam is still being carried out and will be finalised for the August Meeting.

**For Information**

**Noted**

### **12. 2012 Grenfell Open Day, T4.3.7**

The Open Day is planned for 27 October 2012 and will require Council approval to close Main Street from Teston Street to the roundabout in Forbes Street.

The matter will be referred to the Weddin Local Traffic Committee for comment and conditions.

**RECOMMENDATION:** that Council approve the closure of Main Street between Teston Street and the Forbes Street roundabout from 9.00 am to 3.00 pm on 27 October 2012.

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

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- 019**    **RESOLVED:** Clr Atchison and Clr Crutcher that Council approve the closure of Main Street between Teston Street and the Forbes Street roundabout from 9.00 am to 3.00 pm on 27 October 2012.

### **13.    Weddin Mountain Muster, C1.4.13**

The Weddin Mountain Muster will again be held from Monday 24 September 2012 to Friday 28 September 2012.

The matter will be referred to the Weddin Local Traffic Committee for comment and conditions.

**RECOMMENDATION:** that Council approve the use of the nominated Council roads for use by the Weddin Mountain Muster from 24 to 28 September 2012 subject to the Weddin Local Traffic Committee comments and conditions.

- 020**    **RESOLVED:** Clr Hinde and Clr N Hughes that Council approve the use of the nominated Council roads for use by the Weddin Mountain Muster from 24 to 28 September 2012 subject to the Weddin Local Traffic Committee comments and conditions.

## **W TWOHILL DIRECTOR ENGINEERING**

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



12 July 2012

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

Dear Sir

I wish to report to Council as follows:-

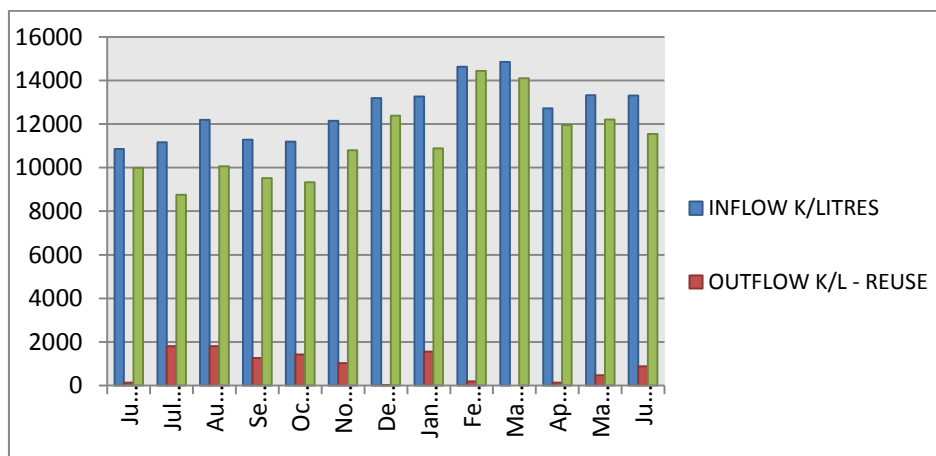
**A. Public Health and Environmental Matters**

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

Total inflow through the Works during June 2012 was 13,305 kl with the daily average of 443.5 kl. With outflow for irrigation for reuse being 881 kl and discharge to Emu Creek being 11,546 kl.

The highest daily recording of 650 kl occurred for the 24 hours ending 6.30 am on 16 June 2012 and the lowest of 360 kl for the 24 hours ending 6.30 am on 17 June 2012.

A total rainfall of 56mm was recorded for the month.



**For Council's Information**

**Noted**

## DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

### 2. Animal Control, A4.4.4

Animal control activities for June 2012 were:

#### a. **Companion Animals**

Animals Seized:	0	Animals Returned to Owners:	0
Animals Impounded:	6 (Dogs)	Animals Destroyed:	4 (2 Cats, 2 Dogs)
Animals Sold:	0	Animals Released:	4 (Dogs)
Animals Surrendered:	2 (1 Cat, 1 Dog)	Animals Rehousing Trial:	1 (Dog)

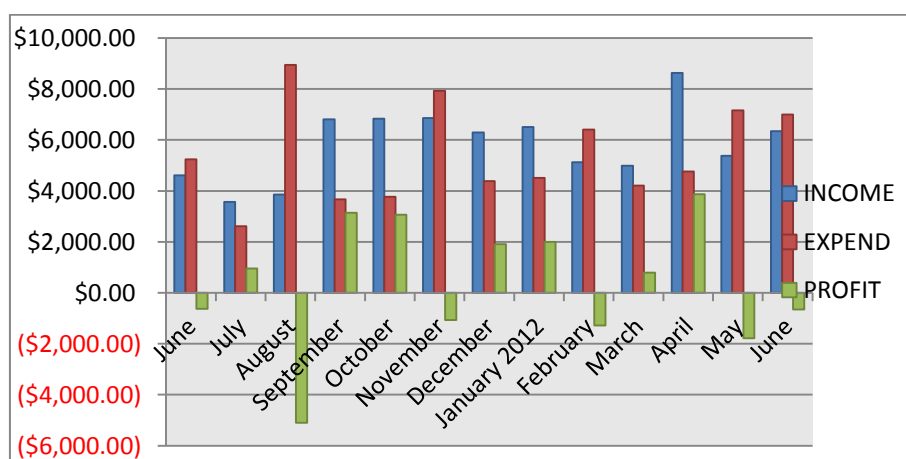
**For Council's Information**

**Noted**

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

Income for the month of June 2012 was \$6,345.00 with expenditure of \$7,000.03 resulting in an operational loss of \$655.03 for the month.

There were 287 sites occupied for the month of June 2012.



**For Council's Information**

**Noted**

### 4. Construction of "Huckel Close – Doctors Residence", CD 6/2011

Works for the construction of a Brick Veneer Dwelling at 8 Huckel Close, Grenfell are very close to practical completion, with the internal works all but completed.

External finishing works are well underway with hand over expected around midyear, after which the furnishing works will commence.

It is proposed that once completed and handed over to Council, an inspection for Councillors will be arranged.

**For Council's Information**

**Noted**

### **5. P & V Mellon – Keeping of dogs, A4.4.1**

#### **PRÉCIS**

A reported last month, as a result of a recent complaint and resulting investigation it has come to Council's attention that a total of nine (9) dogs are being kept at a residential property at

Lot 582 DP 754578, 30 Star Street, Grenfell.

As an application for a variation to the Council's Local Orders Policy "Keeping of Animals" has been received by Council, with all relevant properties being notified about the application for a period of 14 days given in which any submissions could be made. At the completion of the notification period Council had received three (3) submissions against the variation.

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

#### **THE POLICY**

The *Local Orders Policy for the Keeping of Animals* was established under the provisions of *Section 159 of the Local Government Act, 1993* and adopted by Council on *17 September 2009*.

The Orders Policy aims to:

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

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

#### **OBJECTIVES**

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

#### **PRESCRIPTIVE REQUIREMENTS**

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

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

## DIRECTOR ENVIRONMENTAL SERVICES' REPORT TO COUNCIL

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

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

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

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

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

### THE APPLICATION

Longman Hill Solicitors (Acting for P & V Mellon) have applied in writing (copy enclosed) to have the current *Local Orders Policy for the Keeping of Animals* varied from permitting a maximum of two dogs premises to allowing **9 dogs** to be permitted to remain at Lot 582 DP 754578, 30 Star Street, Grenfell.

Longman Hill Solicitors seeks the variation on the grounds:

- The dogs are well cared for.
- The dogs are healthy.
- The dogs are well housed.
- The dogs have over two acres in which to exercise within.
- The nine dogs are all small toy sized bred dogs.
- The yard is fully fenced.

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

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- The block of land is on the outskirts of town surrounded by many vacant lots and the area is extremely low density.
- The dogs do not generally bark except for when a vehicle enters the property driveway.
- The dogs serve a dual function as guard dogs to our clients' collection of classic American vehicles.

Mr Hill has also included a statement (copy separately forwarded) from an adjoining neighbour that claims that the dogs do not bark.

Mr Hill concludes by requesting that as there are no claims of mistreatment, the Council allow P & V Mellon to keep the 9 dogs on the property.

### **ASSESSMENT**

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

### **LOCATION**

The Star Street property is situated within the R1 – General residential zone. This zone allows for the subdivision of land to a minimum size of 900m<sup>2</sup>.

There are no less than nine (9) residences located within 100m of the subject site, with little to no acoustic barriers, such as vegetation or alike. Although most of the surrounding properties are larger than the minimum lot size, the potential for further subdivision or the erection of additional dwellings is possible at any time.

### **YARD SIZE**

30 Star Street, Grenfell at which the dogs are currently housed, has a total land area of 8094m<sup>2</sup> or 2 acres.

The actual suitably fenced area for the dogs is estimated at approximately 820m<sup>2</sup> and not over two (2) acres that is stated within Longman Hill's submission. The area that the dogs are housed is considered to be no larger than a standard residential allotment, as a result of the fencing that has been erected to contain the dogs.

### **CARE**

From staff inspections of the dogs and general observations, it is agreed that P & V Mellon adequately care for the dogs, with this area not being of concern to Council in this matter.

### **DESEXING**

Records indicate that only two (2) of the dogs are registered, with neither having been desexed. Three (3) have been microchipped only and the remaining four dogs are neither microchipped or registered.

Therefore at this time Council has no evidence showing that any of the dogs have been desexed, which is a clear requirement of the policy should Council consider the keeping of additional dogs.

Breeding is possible and would be very difficult to be police or control if the dogs are not physically desexed.

### **NOISE**

The barking of the dogs is the main concern and areas of previous complaint and from recent visits to the area and property, which has been identified within three of the submissions.

The open low lying nature of the area allows the barking noise to be heard many hundreds of meters away.

### **SUBMISSIONS**

As previously mentioned the application was notified to adjoining properties and advertised in the Grenfell Record for a period of 14 days given during which a total of three (3) submissions (copy separately forwarded) being voluntarily made.

The submissions were received from the local area and strongly opposed to the variation for the following reasons:

- The noise that is currently generated from the property is disruptive and intrusive, and can be heard day and night.
- The owners both work away from home and don't know how bad the barking is.

Council received one submission in support to the application; this application was from an adjoining property and submitted with the request to vary the policy, who claims that the dogs have not been a problem for them.

### **CONCLUSION**

In considering all of the matters identified above, I believe that there is sufficient evidence that the dogs create an unreasonable annoyance to neighbouring residents, which has the potential to cause a loss of private and personal amenity. These matters fail to satisfy the aims of the Policy.

Although there is no evidence that breeding is occurring, the potential remains and the number of dogs would be better suited within an approved breeding establishment. This would not be able to be approved within this zone, as the Weddin Local Environmental Plan 2011 identifies Animal boarding facilities as Prohibited with the R1 – General residential zone.

Should the Council resolve to follow the recommendation and refuse the request to vary the policy an Order to comply will be issued under Section 124 of the Local Government Act 1993. This order will allow for appeal and time for compliance.

This case is similar to others that Council has dealt with and have enforced the policy requirements; it is believed that this should be the case again in this matter.

**RECOMMENDATION:** that:

1. The application to vary Council's Local Orders Policy "Keeping of Animals" to allow nine (9) dogs at the Lot 582 DP 754578, 30 Star Street, Grenfell be REFUSED for the following reasons:
  - The noise of the barking dogs has and may continue to be offensive to surrounding properties, which may cause a loss to private amenity
  - The dogs by virtue of not being desexed and/or not registered in most cases, fails to satisfy the variation requirements of the policy,
2. Endorse the actions required in seeking compliance under the provisions of Section 124 of the Local Government Act 1993.

**022** **RESOLVED:** Cllr Niven and Cllr N Hughes that:

1. The application to vary Council's Local Orders Policy "Keeping of Animals" to allow nine (9) dogs at the Lot 582 DP 754578, 30 Star Street, Grenfell be REFUSED for the following reasons:
  - The noise of the barking dogs has and may continue to be offensive to surrounding properties, which may cause a loss to private amenity
  - The dogs by virtue of not being desexed and/or not registered in most cases, fails to satisfy the variation requirements of the policy,
2. Endorse the actions required in seeking compliance under the provisions of Section 124 of the Local Government Act 1993.

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

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### **B. Planning and Development Matters:**

#### **1. Development Applications**

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>
17/2012	J Marsh	Garage	\$2,000	Lot 1 DP 305971 6 Young Street GRENFELL NSW 2810
20/2012	M Mitton	New Dwelling & Associated Earthworks	\$347,494	Lot 1066 DP 754578 Brundah Parish GRENFELL NSW 2810

**For Information**

**Noted**

#### **2. Complying Development Applications**

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>
CD 10/2012	PC Eyles	Garage with Carport	\$11,500	Lot 2 DP 332531 26 Dagmar Street GRENFELL NSW 2810
CD 11/2012	TA Hardy	Shed	\$12,000	Lot 10 Sec 43 DP 758473 37 Warraderry Street GRENFELL NSW 2810

**For Council's Information**

**Noted**

#### **3. Primary Production Strategy & Rural Settlement Project (Rural Lands Use Study), T2.1.10**

As previously reported the submissions received on the Primary Production Strategy & Rural Settlement Project draft reports have been forwarded to Booth Associates for consideration and inclusion in the final draft reports.

It is expected at this stage that a full report will be presented to the August Council meeting.

**For Council's Information**

**Noted**



**S WILSON**  
**DIRECTOR ENVIRONMENTAL SERVICES**

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

## Delegates' Report - Central Tablelands Water

The following is a précis of the items discussed at the June 2012 meeting of Central Tablelands Water

### 2012/2013 Operational Plan

Council resolved to formally adopt the 2012/2013 Draft Operational Plan without change. The Operational Plan incorporates a capital works program of \$2.8 million, an increase in consumption charges from \$1.84 to \$1.99 per kilolitre with a continuation of the inclining tariff for all residential and rural consumers by which the consumption charge increases by 50% for all water consumed in excess of 450 kilolitres. The annual availability charge will increase from \$160.00 to \$200.00. The Operational Plan reflects an estimated surplus of \$83,151, which will be transferred to reserves to provide a balanced budget.

### Lake Rowlands Dam – Safety Upgrade Review

Council resolved as follows:

1. *That engineering consultants GHD be appointed to carry out the Lake Rowlands upgrade options study at a cost of \$38,160 (excl. GST) and to carry out a survey required for the development of Concept Design Layouts at an estimated cost of \$5,000.*
2. *That the General Manager prepare a submission on behalf of CTW to the NSW Legislative Council Standing Committee Inquiry into the Adequacy of Water Storages in NSW and that the General Manager liaise with the CENTROC Infrastructure Committee with regard to the submission.*
3. *That Mr Rob Parker, expert dam consultant, be invited to attend with the General Manager at future Public Hearings of the Standing Committee Inquiry.*
4. *That the General Manager write to Chairman of the previous Standing Committee Inquiry into Economic and Social Development in Central Western NSW seeking results of that Inquiry.*

### Operations

The Operations Manager reported on routine maintenance activities and the following:

#### ***Reservoir Levels***

All reservoir levels have been maintained at near 100% capacity.

Lake Rowlands level at 4 June was 92% of capacity.

**Cr. G McClelland**

**Cr. B Hinde**

**024** **RESOLVED:** Clr Hinde and Clr McClelland that the Delegates Report – Central Tablelands Water be noted.

**MINUTES OF THE MANEX MEETING HELD ON MONDAY, 16 JULY 2012 AT 2.00 PM  
(C2.6.10)**

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**Present:** G Carroll, W Twohill, S Wilson and Clr Simpson (observer)

**Apology:** T Lobb

**Resolved:** W Twohill and S Wilson that the apology be accepted.

**Minutes:**

**Resolved:** G Carroll and W Twohill that the minutes of 19 June 2012 be adopted as circulated.

**General Business:**

**1A Administration**

- (i) 2012/2013 Operational Plan – adopted at June 2012 Council Meeting. Capital projects to be now investigated.
- (ii) NSW Local Government Review – in progress. Independent Review Panel to meet in Orange on 16 August 2012. Council representatives to attend.
- (iii) Financial Sustainability Review – to be undertaken by NSW Treasury Corporation (TCorp). To be completed by 31 December 2012.
- (iv) Internal Audit – reported in Director Corporate Services report.
- (v) Local Government Elections – caretaker provisions commence Friday 10 August 2012 and ends on Saturday 8 September 2012. Further reported in Director Corporate Services report.
- (vi) Work Health and Safety Act – changes to be incorporated into Council's operations. Training course to commence at the Grenfell Bowling Club on Wednesday 18 July 2012.
- (vii) Private Vehicle Use – reconciliations completed.
- (viii) 2011/2012 Annual Report – to commence in near future.

**1B Human Resources**

- (i) Vacancies
  - Driver/Operator – Patching Truck – currently being advertised.
  - Ganger – currently being advertised.
  - Labourer – currently being advertised.
  - Records Officer – Alecia Hunter officially commenced duties on Monday 16 July 2012.
  - General Manager's Secretary – fixed term position. Applications closed 11 July 2012. Seven applications received. Interviews to be arranged.

**2. Public Order and Safety**  
Nil

- 3. Health**
- (i) Doctor Situation – reported in Acting General Manager's report.
  - (ii) New Doctor's Residence – final inspection Thursday 19 July 2012. Furniture to be purchased. Further reported in Director Environmental Services' report.

**4. Community Services and Education**  
Nil

5. **Housing and Community Amenities**
  - (i) Rural Land Use Study – reported in Director Environmental Services’ report.
6. **Sewerage**
  - (i) IWCM Study – awaiting final draft from consultant including possible options for sewerage of villages. Director Engineering and Director Environmental Services pursuing.
7. **Recreation and Culture**
  - (i) Art Gallery – new exhibition currently in progress. Arrangements for Bald Archy exhibition commenced.
  - (ii) Cinema – movies to be reactivated in near future.
  - (iii) O’Briens Hill Upgrade – heritage and tourism plans funding approved. To be now undertaken.
  - (iv) Bogolong Dam – reported in Director Engineering’s report.
8. **Mining Manufacture and Construction**
  - (i) Gravel Pit Leases – surveys in progress. Negotiations continuing to secure pits.
9. **Transport and Communication**
  - (i) RMS Contract – twelve months extension granted to Council under terms and conditions of current contract. Further reported in Director Engineering’s report.
  - (ii) Flood Damage – reported in Director Engineering’s report.
  - (iii) Other Programs – noted.
  - (iv) Rail Branch Lines – draft MoU being prepared.
  - (v) Streetlight Replacement – reported in Acting General Manager’s Report.
10. **Economic Affairs**
  - (i) Industrial Estate – no response from potential developer.
  - (ii) RV Friendly Town Accreditation – advice received application informally approved. Awaiting formal confirmation.
11. **General Purpose Revenues**

Nil
12. **Alliances**
  - (i) Hawkesbury City Council – no recent activities.
  - (ii) Mid Lachlan Alliance – no recent meetings.
13. **Other Matters**
  - (i) Workers Compensation Forum – Director Engineering to attend on Tuesday 17 July 2012 at Cowra.
  - (ii) Noxious Weeds Seminar – to be held Tuesday 17 July 2012 at the Council Chambers.
  - (iii) SES Meeting – to be held Thursday 26 July 2012. Mayor, Acting General Manager and Director Engineering to attend.

**14. Job List Review:**

**Noted**

**Next Meeting:** Monday, 13 August 2012 at 2.30 pm unless otherwise arranged.

**Closure:** There being no further business the meeting closed at 3.09 pm.

**025 RESOLVED:** Cllr Halls and Cllr Niven that the Minutes of the Manex Committee Meeting be noted.

**MINUTES OF THE TOWN WORKS COMMITTEE MEETING HELD ON MONDAY, 16 JULY 2012 AT 5.00 PM**

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1. **PRESENT:** Clrs Simpson, Atchison, McClelland and Hinde.  
Messrs G Carroll, W Twohill and S Wilson.

2. **APOLOGIES:** Clrs Lobb and Crutcher

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

3. **CONFIRMATION OF MINUTES:**

**Resolved:** Clr Hinde and Clr Atchison that the minutes of 16 April 2012 be adopted.

4. **MATTERS ARISING:**  
Nil

5. **CORRESPONDENCE:**

5.1 Grenfell RSL, C1.6.26 (C15):

**Noted**

6. **REPORTS**

6.1 General Manager's Report  
Nil

**Noted**

6.2 Acting General Manager's Report  
Report on Streetlight Replacement Proposal.

**Noted**

6.3 Director Corporate Services' Report  
Report on Town Costings.

**Noted**

6.4 Director Engineering's Report  
Reports on Works Report, Other Works, Future Works, Manganese Road and 2012 Grenfell Open Day.

**Noted**

6.5 Director Environmental Services' Report  
Reports on Sewerage Treatment Works, Caravan Park, Construction of Huckel Close – Doctors Residence and town DAs.

**Noted**

7. **BUSINESS WITH NOTICE:**  
Nil

8. **QUESTIONS:**  
Nil

**NEXT MEETING:** Monday, 13 August 2012 at 5.00 pm.

**CLOSURE:** There being no further business to discuss the meeting closed at 5.26 pm.

**026 RESOLVED:** Clr McClelland and Clr Atchison 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:

- |               |   |
|---------------|---|
| February 2012 | 1. <u>Noxious Weeds</u> : arrange a weeds awareness night in July (DE).<br><b>Carried Out</b>           |
| April 2012    | 2. <u>Grenfell Cemetery Maintenance</u> : further meeting to be held in May (DE).<br><b>In Progress</b> |

### 2. DEFERRED ACTIVITIES:

- |                |   |
|----------------|---|
| September 2011 | 1. <u>Lawson Oval</u> : Cricket Association proposal to be referred to other users (DE).<br><b>In Progress</b>  |
| November 2011  | 2. <u>Bogolong Dam</u> : investigate, negotiate with Central Tablelands Water (GM).<br><b>In Progress</b>   |
| February 2012  | 3. <u>Noxious Weeds Committee</u> : new Council to consider two additional external members (DE).<br><b>In Progress</b>   |
| April 2012     | 4. <u>Main Street Master Plan</u> : consider inclusion of heritage building signs (DE/DES).<br><b>In Progress</b>   |
|                | 5. <u>ARTC Interface Agreement</u> : to be further reported (DE).<br><b>In Progress</b>   |
| June 2012      | 6. <u>Streetlight Replacement</u> : accept quotation of Essential Energy after investigation of possible grants and request audit information (GM).<br><b>Carried Out</b> |
|                | 7. <u>Naming of Road</u> : implement process for “Sloane Street” (DE).<br><b>In Progress</b>  |

## **TENDERS**

### **1. Tender T4/2012 Sealing Aggregate, T1.3.5.12**

Tenders closed at 4.00 pm on Tuesday 26 June 2012 for the supply of sealing aggregate to various locations for the period 2012/2015 with a possible extension for one year.

Five information packages were sent out, but only one tender was received.

The tender prices are approximately 33% higher than the current prices. The tenderer has advised that the large price increase is due to unknown increases in electricity costs, fuel costs, Carbon Tax, volatility of Australian dollar and bitumen costs over the life of the contract. The tenderer also advised that it would be in Council's interest to call a shorter tender period as the tenderer would have more control over pricing in these changing times.

**RECOMMENDATION:** that Council not accept tender T4/2012 supply of sealing aggregate for the period 2012/2015 with a possible extension of one year.

**027      RESOLVED:** Clr Crutcher and Clr Hinde that Council not accept tender T4/2012 supply of sealing aggregate for the period 2012/2015 with a possible extension of one year.

### **4. Joint CENTROC Tender – Load Shifting Contract, T1.8.12**

CENTROC has called tenders for the regional supply of on-site load shifting training and assessment for CENTROC councils.

Four tenders were received, and were reviewed by the CENTROC panel using the APET 360 Pro system. TAFE NSW Western Institute was the preferred provider for the training.

**RECOMMENDATION:** that Council accept the tender from TAFE NSW Western Institute for the load shifting and assessment for Weddin Shire.

**028      RESOLVED:** Clr Crutcher and Clr N Hughes that Council accept the tender from TAFE NSW Western Institute for the load shifting and assessment for Weddin Shire.

### **2. Tender T5/2012 Supply and Delivery of Sealing Aggregate, T1.3.5.12**

Tenders closed at 9.00 am on Wednesday 11 July 2012 for the supply aggregate for bitumen sealing works to various stockpile sites within the Shire for the period of one year to 20 July 2013. Five information packages were sent out, but only one (1) tender was received.

**RECOMMENDATION:** that due to commercial in confidence reasons, the tender prices report will be referred to closed council.

**029      RESOLVED:** Clr Halls and Clr Niven that due to commercial in confidence reasons, the tender prices report will be referred to closed council.

### **3. Tender T6/2012 Supply of Bitumen Patching Truck, T1.6.39**

Tenders closed at 5.00 pm on Tuesday 10 July 2012 for the supply of one (1) only 12 tonne road patching truck. Two tenders were received.

**RECOMMENDATION:** that due to commercial in confidence reasons, the tender prices report will be referred to closed council.

**030** **RESOLVED:** Cllr Halls and Cllr Niven that due to commercial in confidence reasons, the tender prices report will be referred to closed council.

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



## 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.

## **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.

**031 RESOLVED:** Clr Crutcher and Clr N Hughes that Council form a Closed Council to consider the item 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 ON CLOSED COUNCIL**

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

### **DIRECTOR ENGINEERING REPORT**

#### **1. Tender T5/2012 Supply and Delivery of Sealing Aggregate, T1.3.5.12**

**RESOLUTION:** that Council accept the tender from Millers Metals for the supply of sealing aggregate to various locations within the Weddin Shire to 20 July 2013 at a tendered price of \$416,379.98 (GST inc).

#### **2. Tender T6/2012 Supply of Bitumen Patching Truck, T1.6.39**

**RESOLUTION:** that:-

- a) Council accept the tender for Ausroad Systems Pty Ltd for the purchase of a 6m<sup>3</sup> Ausroad Jetmaster unit on an Isuzu FVY 1400 Medium Auto Cab Chassis as quoted \$389,691.50 plus accessories \$37,128.10 totalling \$426,819.60 (GST inc),
- b) Council not accept the quotation from Paveline International Pty Ltd,
- c) Council not offer a trade in to either firms,
- d) Council offer Council's 2003 Jetpatcher for sale by tender to other Councils or sell via the auction,
- e) the purchase be funded from the plant fund.

**CLOSURE:** There being no further business the meeting closed at 6.50 pm.

Taken as read and confirmed as a true record this day 16 August 2012.

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