

# Minutes of the Ordinary Meeting of Council

Held at the Council Chambers, 86 Market Street, Mudgee  
on 19 October 2016, commencing at 5.58pm and concluding at 7.25pm.

PRESENT Cr P Shelley, Cr D Kennedy, Cr E Martens, Cr JP Thompson, Cr P Cavalier,  
Cr S Paine, Cr A Karavas, Cr J O'Neill, Cr R Holden.

IN ATTENDANCE General Manager (Brad Cam), Director Operations (Daryl Colwell), Director  
Community (Simon Jones), Director Development (Julie Robertson),  
Governance Co-ordinator (Tim Johnston) and Executive Assistant (Mette  
Sutton).

## Item 1: Apologies

There were no apologies.

## Item 2: Disclosure of Interest

There were no disclosures of interest.

## Item 3: Confirmation of Minutes

264/16 MOTION: Shelley / Cavalier

**That the Minutes of the Ordinary Meeting held on 28 September 2016  
be taken as read and confirmed.**

*The motion was carried with the Councillors voting unanimously.*

## Item 4: Matters in Progress

### Rylstone Kandos Preschool

265/16 MOTION: Cavalier / Holden

**The Minute no. 138/16 be noted as completed.**

*The motion was carried with the Councillors voting unanimously.*

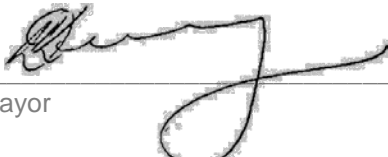
## Item 5: Mayoral Minute


Nil

## Item 6: Notices of Motion or Rescission

6.1 ESTABLISHMENT OF A YOUTH FORUM

GOV400054, GOV400054

  
Mayor

  
General Manager

266/16

**MOTION: Holden / Cavalier****Council convene a regional Youth Forum with an independent facilitator with an aim of producing a Youth Strategy.***The motion was carried with the Councillors voting unanimously.*

## 6.2 PAINTBALL FACILITY

GOV400054

**MOTION: Karavas / Thompson**

That Council support the construction of a Paintball Facility in an appropriate place in the Mid-Western region.

**AMENDMENT: Cavalier/Holden**

That Council provide in principle support to any private enterprise wishing to establish a paintball facility in the Mid-Western region within the guidelines of economic development Policy.

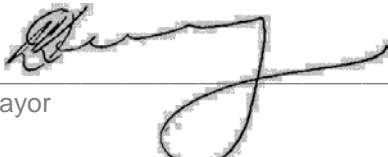
*The amendment was put and lost with Councillors voting as follows:*

Councillors	Ayes	Nayes
Cr Shelley		✓
Cr Kennedy		✓
Cr Martens		✓
Cr Thompson		✓
Cr Cavalier	✓	
Cr Paine	✓	
Cr Karavas	✓	
Cr O'Neill		✓
Cr Holden	✓	


*The motion was put and lost with Councillors voting as follows:*

Councillors	Ayes	Nayes
Cr Shelley		✓
Cr Kennedy		✓
Cr Martens	✓	
Cr Thompson	✓	
Cr Cavalier		✓
Cr Paine		✓
Cr Karavas	✓	
Cr O'Neill		✓
Cr Holden		✓

## 6.3 RE-ESTABLISHMENT OF FITNESS CLASSES FOR RYLSTONE/KANDOS UNDER THE HEALTHY COMMUNITIES PROGRAM 2016/2017



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Mayor



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General Manager

GOV400054, COS300021

MOTION: Shelley / O'Neill

That Council:

1. re-establish fitness classes for Rylstone and Kandos under the Healthy Communities Program 2016/17;
2. increase funding by \$12,000 to re-establish this initiative; and
3. fund the initiative from unrestricted cash and amend the 2016/17 Operational Plan.

*The motion was put and lost with Councillors voting as follows:*

Councillors	Ayes	Nayes
Cr Shelley	✓	
Cr Kennedy	✓	
Cr Martens		✓
Cr Thompson		✓
Cr Cavalier		✓
Cr Paine		✓
Cr Karavas		✓
Cr O'Neill	✓	
Cr Holden		✓

## Item 7: Office of the General Manager

7.1 MRTI QUARTERLY REPORT APRIL TO JUNE 2016

GOV400054, F0770077

267/16

MOTION: Cavalier / Martens

**That Council receive the report by the General Manager on the MRTI Quarterly Report April to June 2016.**

*The motion was carried with the Councillors voting unanimously.*

7.2 DELEGATION OF AUTHORITY FOR THE GENERAL MANAGER

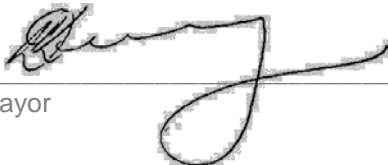
GOV400054, GOV400054

268/16


MOTION: Holden / Cavalier

That Council:

1. receive and note the report by the Governance Coordinator on the Delegation of Authority for the General Manager; and
2. amend the delegation for determination of development



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Mayor



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General Manager

**applications to a building value of \$2,000,000.**

*The motion was carried with the Councillors voting unanimously.*

**Item 8: Development****8.1 TEMPORARY SUSPENSION OF ALCOHOL FREE ZONES FOR SECTIONS OF CUDGEGONG AND LOUEE STREETS, RYLSTONE**

GOV400054, GOV400043, A0100009

**269/16 MOTION: Paine / Cavalier****That Council:**

- 1. receive the report by the Manager, Health and Building on the Temporary Suspension of Alcohol Free Zones for Sections of Cudgegong and Louee Streets, Rylstone; and**
- 2. suspend the alcohol free zones located in Cudgegong and Louee Streets, Rylstone between the hours of 10am to 5pm on Saturday 5 November for the purposes of Rylstone StreetFeast 2016.**

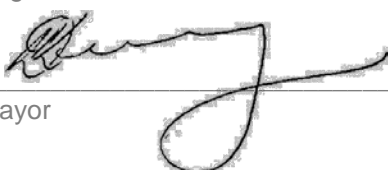

*The motion was carried with the Councillors voting unanimously.*

**8.2 LOCAL HERITAGE GRANTS 2016 - 17 ALLOCATION**

GOV400054, GRA600030

**270/16 MOTION: Cavalier / Shelley****That Council:**

- 1. receive the report by the Manager, Strategic Planning on the Local Heritage Grants 2016 - 17 Allocation; and**
- 2. provide a Local Heritage Grant to the following projects:**
  - a) \$5,000 grant for a new galvanised roof and guttering at 99 Market Street, Mudgee;**
  - b) \$3,000 grant for the removal of unsympathetic items and painting at 70-80 Church Street, Mudgee;**
  - c) \$3,500 grant for an awning replacement at 131-133 Mayne Street, Gulgong;**
  - d) \$2,250 grant for painting at 42-44 Market Street, Mudgee;**
  - e) \$2,250 grant for painting and balustrade work, at**

  
\_\_\_\_\_  
Mayor  
\_\_\_\_\_  
General Manager

63-65 Market Street, Mudgee;

- f) \$3,000 grant for repair of original features and painting, at 83-85 Herbert Street, Gulgong;
- g) \$1,500 grant for a front fence, at 4 McFarlane Lane, Mudgee;
- h) \$1,500 grant for painting, at 32 Market Street, Mudgee;
- i) \$2,000 grant for the purchase of timber to repair water damage, at 103-105 Mortimer Street, Mudgee; and
- j) \$1,500 grant for the restoration of timber entry doors and windows, at 28 Mudgee Street, Rylstone.

*The motion was carried with the Councillors voting unanimously.*

8.3 PROPOSED BOUNDARIES FOR JOINT ORGANISATIONS  
GOV400054, A0170031

271/16 MOTION: Cavalier / Thompson

**That Council:**

1. receive the report by the Director Development on the Proposed Boundaries for Joint Organisations; and
2. make a submission to the NSW Government stating support for Mid-Western Regional Council being part of the Orana Joint Organisation.

*The motion was carried with the Councillors voting unanimously.*

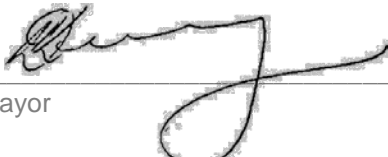
8.4 RYLSTONE STREET FEAST 2016 EVENTS ASSISTANCE  
GOV400054, A0820020


272/16 MOTION: Holden / Paine

**That Council:**

1. receive the report by the Director Development on the Rylstone Street Feast 2016 Events Assistance; and
2. provide \$1,342 as additional events assistance to the Rylstone Street Feast 2016.

*The motion was carried with the Councillors voting unanimously.*

  
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Mayor

  
\_\_\_\_\_  
General Manager

8.5 MONTHLY DEVELOPMENT APPLICATIONS PROCESSING  
AND DETERMINED

GOV400054, GOV400043, A100055, A100056

**273/16 MOTION: Cavalier / Martens**

**That Council receive the report by the Director Development on the Monthly Development Applications Processing and Determined.**

*The motion was carried with the Councillors voting unanimously.*

8.6 HERITAGE COMMITTEE SEPTEMBER 2016

GOV400054, DEV700020

**274/16 MOTION: Shelley / Cavalier**

**That Council:**

1. receive the report by the Manager, Strategic Planning on the Heritage Committee September 2016; and
2. note the minutes of the September 2016 Heritage Committee Meeting.

*The motion was carried with the Councillors voting unanimously.*

8.7 EVENTS ASSISTANCE FOR JANUARY TO JUNE 2017  
EVENTS

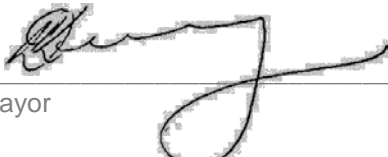
GOV400054, ECO800009, FIN300052


**275/16 MOTION: Karavas / Paine**

**That Council:**

1. receive the report by the Events Officer on the Events Assistance for January to June 2017 Events;
2. provides Events Assistance to (includes cash and in-kind):

Unearthed 2017	\$ 776
Mudgee Bike Muster	\$2,500
Gulgong Prince of Wales Eisteddfod	\$1,500
Mudgee Farm Gate Trail	\$ 500
Cementa17	\$2,500
Mudgee Mixed Weekend Golf Tournament	\$ 500
Eurunderee School Open Day	\$ 500
Windeyer Mouse Races	\$1,000
NSW Branch Dairy Goat Society Autumn Show	\$ 300
National Trust Mudgee Open Houses Weekend	\$1,000
95 <sup>th</sup> Annual Open Prize Meeting	\$ 500
Mudgee Swap Meet	\$1,500

  
Mayor

  
General Manager

<b>Rylstone Kandos Street Machine</b>	<b>\$2,500</b>
<b>Gulgong Folk Festival</b>	<b>\$2,000</b>
<b>Mudgee Rugby Sub-Junior Gala Day</b>	<b>\$ 534</b>
<b>Mudgee Ray Gooley Endurance Ride</b>	<b>\$1,000</b>
<b>Henry Lawson Festival</b>	<b>\$2,500</b>

3. will not collect a facility hire bond from the following applicants:

**UnEarthed 2017**  
**Cementa17**  
**NSW Branch Dairy Goat Society Autumn Show**  
**Mudgee Swap Meet**  
**Rylstone Kandos Street Machine**  
**Mudgee Rugby Sub-Junior Gala Day**

AMENDMENT: Shelley / Cavalier

That Council:

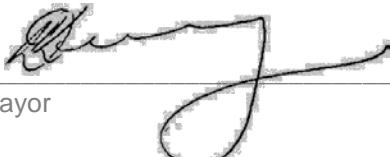
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95 <sup>th</sup> Annual Open Prize Meeting	\$ 500
Mudgee Swap Meet	\$1,500
Rylstone Kandos Street Machine	\$2,500
Gulgong Folk Festival	\$2,000
Mudgee Rugby Sub-Junior Gala Day	\$ 534
Mudgee Ray Gooley Endurance Ride	\$1,000
Henry Lawson Festival	\$2,500

3. will not collect a facility hire bond from the following applicants:

**UnEarthed 2017**  
**Cementa17**  
**NSW Branch Dairy Goat Society Autumn Show**  
**Mudgee Swap Meet**  
**Rylstone Kandos Street Machine**  
**Mudgee Rugby Sub-Junior Gala Day**

*The amendment was put and lost with Councillors voting as follows:*

  
 Mayor

  
 General Manager

Councillors	Ayes	Nayes
Cr Shelley	✓	
Cr Kennedy	✓	
Cr Martens		✓
Cr Thompson		✓
Cr Cavalier		✓
Cr Paine		✓
Cr Karavas		✓
Cr O'Neill		✓
Cr Holden		✓

*The motion was put and carried with the Councillors voting unanimously*

## Item 9: Finance

### 9.1 TRANSFER OF LAND FOR RAZORBACK QUARRY GOV400054, P022150

**276/16 MOTION: Martens / Thompson**

**That Council:**

1. receive the report by the Property Officer on the Transfer of Land for Razorback Quarry;
2. authorise the General Manager and Mayor to sign all documentation necessary in relation to the transfer of Lot 6 DP 1015845 to Council ownership;
3. authorise the Common Seal of Council to be affixed to all documentation necessary in relation to the transfer of Lot 6 DP 1015845 to Council ownership; and
4. notify the public of its intention to classify Lot 6 DP 1015845 as Operational land by exhibiting the proposal for 28 days and should there be no submissions from the public the land be so classified as Operational.

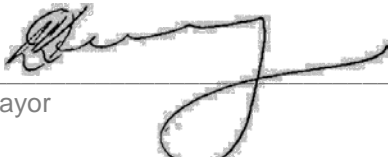
*The motion was carried with the Councillors voting unanimously.*


### 9.2 CLASSIFICATION OF LAND - DRAINAGE RESERVES AT 31 KNOX CRESCENT CAERLEON & 1 HONE CREEK DRIVE CAERLEON GOV400054, P2402211, P2404811

**277/16 MOTION: Thompson / Cavalier**

**That Council:**

1. receive the report by the Revenue and Property Manager

  
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Mayor

  
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General Manager



on the Classification of Land - Drainage Reserves at 31 Knox Crescent Caerleon & 1 Hone Creek Drive Caerleon; and

2. classify allotment 156 DP 1219918, being 31 Knox Crescent Caerleon and allotment 158 DP 1219918, being 1 Hone Creek Drive Caerleon as Operational lands in accordance with Section 31 of the Local Government Act 1993.

*The motion was carried with the Councillors voting unanimously.*

9.3 CLASSIFICATION OF LAND AS OPERATIONAL -  
ALLOTMENTS 7-12 DP 705353 937 CRUDINE ROAD,  
CRUDINE

GOV400054, P2099411

278/16

**MOTION:** Martens / Karavas

**That Council:**

1. receive the report by the Revenue and Property Manager on the Classification of Land as Operational - Allotments 7-12 DP 705353 937 Crudine Road, Crudine; and
2. classify allotments 7-12 DP 705353, being 937 Crudine Road, Crudine as Operational lands in accordance with Section 31 of the Local Government Act 1993.

*The motion was carried with the Councillors voting unanimously.*

9.4 RENAMING GOREE LANE TO GOOREE LANE

GOV400054, R0790041 R0098001

279/16

**MOTION:** Paine / Karavas

**That Council:**

1. receive the report by the Property Support Officer on the Renaming Goree Lane to Gooree Lane; and
2. approve the renaming of Goree Lane to Gooree Lane

*The motion was carried with the Councillors voting unanimously.*

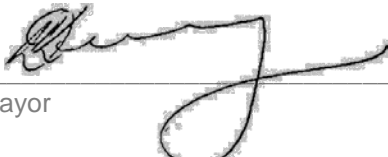
9.5 CRALLEN PTY LTD REQUEST TO CO-LOCATE AN ANTENNA  
AT MT MISERY


GOV400054, P2042211

280/16

**MOTION:** Cavalier / Karavas

**That Council:**

  
\_\_\_\_\_  
Mayor

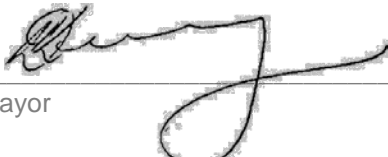
  
\_\_\_\_\_  
General Manager

1. receive the report by the Revenue and Property Manager on the CRALLEN Pty Ltd Request to Co-locate an Antenna at Mt Misery;
2. enter into a Licence agreement with CRALLEN Pty Ltd to allow CRALLEN Pty Ltd to co-locate an antenna on Council's communications tower facility at Mt Misery, Mudgee as specified in Attachment 2 of this Report;
3. approve an annual Licence fee of \$1,250 (plus GST), which is to be increased annually by the Consumer Price Index, for the placement of the equipment on Council's communications tower facility at Mt Misery, Mudgee;
4. approve a Licence term of 5 years for the placement of the equipment on Council's communications tower facility at Mt Misery, Mudgee;
5. authorise the General Manager to negotiate all other terms of the Licence agreement;
6. requires all costs associated with the installation and maintenance of CRALLEN Pty Ltd's equipment and connection to Council's equipment and Council's reasonable legal costs incurred in preparing the Licence agreement be borne by CRALLEN Pty Ltd;
7. authorise the General Manager and Mayor to sign necessary documentation in relation to the Licence agreement; and
8. authorise the Common Seal of Council to be affixed to all documentation necessary in relation to the Licence agreement.

*The motion was put and carried with Councillors voting as follows:*

Councillors	Ayes	Nayes
Cr Shelley	✓	
Cr Kennedy	✓	
Cr Martens		✓
Cr Thompson	✓	
Cr Cavalier	✓	
Cr Paine	✓	
Cr Karavas	✓	
Cr O'Neill	✓	
Cr Holden	✓	

9.6 NAMING OF A NEW STREET OFF HONE CREEK DRIVE  
 GOV400054, R0790141, R0790041, P2353611

  
 Mayor

  
 General Manager

**281/16 MOTION: Holden / O'Neill**

**That Council:**

1. receive the report by the Property Support Officer on the Naming of a new street off Hone Creek Drive; and
2. formally approve the name of Meramie Street for the new street off Hone Creek Drive.

*The motion was carried with the Councillors voting unanimously.*

9.7 NEW AND AMENDED 2016-17 FEES AND CHARGES

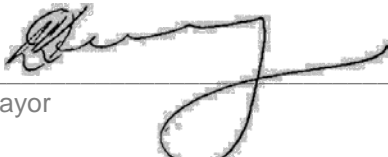
GOV400054, FIN300065


**282/16 MOTION: Paine / O'Neill**

**That Council:**

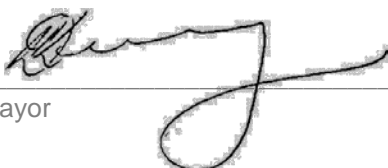
1. receive the report by the Financial Accountant on the New and Amended 2016-17 Fees and Charges;
2. add the following new fees and charges, as written, and place on public exhibition for 28 days;

Fee/Charge Area	New Fee	New Fee Amount
<b>COMMUNITY SERVICES – Meals on Wheels</b>	Frozen Meals – Egg Bake	\$2.20
<b>PARKS – ACTIVE &amp; PASSIVE – Mudgee Showground – Hire Fees - Facility</b>	Main Pavilion – Kitchen area only – per day	\$308.00
<b>PARKS – ACTIVE &amp; PASSIVE – Mudgee Showground – Horse Accommodation</b>	Yards only – per day	\$10.60
<b>PLANNING &amp; DEVELOPMENT – Planning Enquiries &amp; Documents - Enquiries</b>	Dwelling Entitlement Research/Investigation Fee	\$284.00
<b>SERVICES – OTHER – Ironed Out - Ironing</b>	Clothing – per item	\$2.50
	Clothing – Basket – per item (greater than 4 items)	\$1.70
	Suits	\$10.00
	Dresses	POA
	Linen – Sheets - Single	\$6.00
	Linen – Sheets - Double	\$8.00
	Linen – Sheets - Queen	\$10.00
	Linen – Sheets - King	\$15.00
	Linen – Pillow Slips	\$1.10
	Linen - Serviettes	\$0.50
	Doona Covers - Single	\$8.00


  
Mayor

  
General Manager

	Doona Covers - Double	\$10.00
	Doona Covers - Queen	\$12.00
	Doona Covers - King	\$15.00
	Table Cloths - Small	\$3.00
	Table Cloths - Medium	\$4.00
	Table Cloths - Large	\$6.00
<b>SERVICES – OTHER – Ironed Out – Dry Cleaning - Clothing</b>	Trousers	\$10.00
	Trousers – Press Only	\$5.00
	Cardigan/Jumper	\$10.00
	Cardigan/Jumper – Press Only	\$5.00
	Suit	\$24.00
	3 Piece Suit	\$30.00
	Suit Coat/Short Coat	\$14.00
	¾ Coat	\$16.00
	Over Coat	\$18.00
	Dress - Plain	\$18.00
	Skirt	\$9.00
	Silk or Linen Shirt	\$12.00
	Silk or Linen Shirt – Press Only	\$3.00
	Skirt Plain	\$12.00
	Skirt Plain – Press Only	\$5.00
	Skirt Pleated	\$12.00
	Skirt Pleated – Press Only	\$6.50
	Vest	\$10.00
	Tie/Scarf	\$7.00
	Evening Dress	Price on Application – Price Range \$25.00 - \$50.00
<b>SERVICES – OTHER – Ironed Out – Dry Cleaning - Bedding</b>	Blankets - Single	\$20.00
	Blankets - Double	\$25.00
	Blankets - Queen	\$25.00
	Blankets - Mink	\$25.00
	Doona - Single	\$25.00
	Doona - Double	\$28.00
	Doona - Queen	\$30.00
	Doona - King	\$32.00
	Underlay - Single	\$28.00
	Underlay - Double	\$32.00
	Underlay - Queen	\$32.00
	Underlay - King	\$32.00
	Cushion Covers	\$20.00
	Spa Bed Covers	\$25.00
	Sofa Covers	\$25.00
	Chair Covers	\$20.00



Mayor

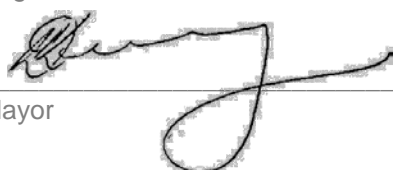


General Manager


	Curtains per metre	\$15.00
	Table Runner per metre	\$10.00
<b>SERVICES – OTHER – Ironed Out – Dry Cleaning - Repair</b>	New Zip – Trousers, Skirt	\$20.00
	New Zip - Jacket	\$25.00
	Take Up/Let Down – Trousers, Skirts, Dresses	\$20.00
<b>SERVICES – OTHER – Ironed Out – Dry Cleaning – Police Uniforms</b>	Trousers, Jumper, Vest	\$8.00
	Shirt	\$5.00
	Tie	\$4.00
	Jacket	\$12.00
<b>SERVICES – OTHER – Ironed Out – Costume Hire</b>	Costume Hire - Deposit	\$20.00
	Costume Hire – Friday to Monday	Price Range \$25.00 - \$65.00 Per Outfit – Price on Application
<b>SERVICES – OTHER – Labour Intensive Administrative Services</b>	Various	POA
<b>TOURISM &amp; ECONOMIC DEVELOPMENT – Events – Flavours of Mudgee</b>	Stallholder Fee	\$110.00
	Token Package for Tastings	\$10.00
<b>WASTE MANAGEMENT – Recycled Products Available for Sale – Second Hand Items</b>	Various	
<b>WATER SUPPLY – Water Availability &amp; Usage – Non-Potable Water Usage – Residential and Non Residential</b>	Water Usage – Standpipes – Per Kilo Litre	\$1.00
<b>WATER SUPPLY – Water Availability &amp; Usage – Avdata Bulk Water Access</b>	Access Key - Deposit	\$20.00
	Access Key - Payment	\$10.00

3. **amend the following fees and charges which have changed in accordance with the regulations that determine the fees;**

<b>Fee/Charge Area</b>	<b>Amended Fee</b>	<b>New Fee Amount</b>	<b>GST</b>
<b>ANIMAL &amp; STOCK CONTROL – Companion Animals – Lifetime Registrations</b>	Dog or Cat - Desexed	\$53.00	No
	Dog or Cat – Desexed – Pensioner Concession	\$22.00	No



Mayor

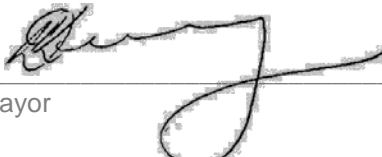



General Manager

	Dog or Cat – Desexed – Rehomed from Pound/Shelter	\$26.50	No
	Dog or Cat – Not Desexed	\$195.00	No
	Dog or Cat – Not Desexed – Registered Breeder	\$53.00	No
<b>CEMETERIES – Monumental Cemeteries and Rural Cemeteries – Interment – All Lawn &amp; Monumental Sections</b>	Infant (under 6 months)	\$263.00	Yes
	Child (6 months – 17 years old)	\$533.00	Yes
	Adult (over 18 years old)	\$827.00	Yes
<b>CEMETERIES – Monumental Cemeteries and Rural Cemeteries – Interment – Memorial Tree Beds Mudgee</b>	Interment Fee – Single Bed	\$74.00	Yes
	Interment Fee - Family	\$543.00	Yes
<b>CEMETERIES – Monumental Cemeteries and Rural Cemeteries - Plaques</b>	Purchase of Plaque	At Cost	Yes
<b>FINANCIAL SERVICES – Debt Recovery – Process Filing &amp; Issue Fees</b>	Filing Fee – Statement Liquidated Claim - \$0.01 to \$10,000 - Corp	\$194.00	No
	Filing Fee – Statement Liquidated Claim - \$10,000.01 to \$100,000 - Corp	\$478.00	No
	Filing Fee – Examination Order - \$0.01 to \$100,000	\$168.00	No
	Filing Fee – Write Off Execution - \$0.01 to \$100,000	\$82.00	No
	Filing Fee – Warrant of Apprehension	\$82.00	No
	Service of Documents Fee – Per Defendant	\$65.00	No
<b>FINANCIAL SERVICES – Debt Recovery – professional Costs – Enforcement after Judgement – Amount of Claim \$0.01 to \$100,00</b>	Application to Set Aside Default Judgement	\$165.00	No

4. amend the following fee and charge descriptions, as written;

Fee/Charge Area	New Description
<b>BUILDING APPROVALS &amp; CERTIFICATES – Other Building Approvals &amp; Certificates –</b>	Drainage Diagram

  
 \_\_\_\_\_  
 Mayor

  
 \_\_\_\_\_  
 General Manager

<b>Drainage Diagrams</b>	Original Drainage Diagram Amendment	
	Drainage Diagram Copy – Council Sewer Mains	Drainage Diagram Copy – Council Sewer Mains
<b>WATER SUPPLY – Water Availability &amp; Usage</b>		Split into Potable and Not-Potable Water Usage

**5. endorse the new fees and charges following the 28 day public exhibition period if no submissions are received.**

*The motion was carried with the Councillors voting unanimously.*

9.8 MONTHLY BUDGET REVIEW AUGUST 2016

GOV400054, FIN300065

283/16

**MOTION: Shelley / Holden**

**That Council receive the report by the Manager, Financial Planning on the Monthly Budget Review August 2016.**

*The motion was carried with the Councillors voting unanimously.*

9.9 COMMUNITY GRANTS PROGRAM APPLICATIONS -  
QUARTER 2

GOV400054, FIN300122

**MOTION: Holden / O'Neill**

That Council defer consideration of this item.

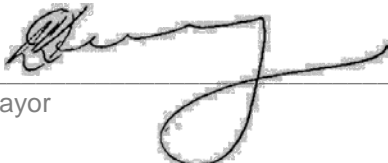
284/16


**AMENDMENT: Thompson / Shelley**

**That Council consider each request for financial assistance individually.**

*The amendment was put and carried with Councillors voting as follows:*

Councillors	Ayes	Nayes
Cr Shelley	✓	
Cr Kennedy	✓	
Cr Martens	✓	
Cr Thompson	✓	
Cr Cavalier	✓	
Cr Paine	✓	

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
General Manager

Cr Karavas	✓	
Cr O'Neill	✓	
Cr Holden		✓

The amendment on becoming the motion, was put and carried with the Councillors voting unanimously.

MOTION: Karavas/

The Council provide \$8,000 in financial assistance to the Mudgee Chamber of Commerce.

The motion lapsed for want of a seconder.

MOTION: Shelley / Martens

The Council provide \$2,000 in financial assistance to the Mudgee Chamber of Commerce.

285/16

**AMENDMENT: Kennedy / Thompson**

**That Council provide \$5,000 financial assistance to the Mudgee Chamber of Commerce.**

The amendment was put and carried with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Shelley		✓
Cr Kennedy	✓	
Cr Martens		✓
Cr Thompson	✓	
Cr Cavalier	✓	
Cr Paine	✓	
Cr Karavas		✓
Cr O'Neill	✓	
Cr Holden		✓

The amendment on becoming the motion was put and carried with the Councillors voting unanimously.

286/16

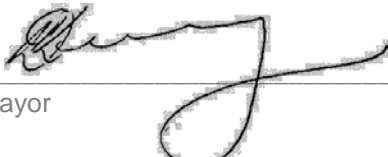
**MOTION: Shelley / Martens**


**That Council provide \$5,075 in financial assistance to the 1<sup>st</sup> Mudgee Scout Group.**

The motion was carried with the Councillors voting unanimously.

MOTION: Holden / Shelley

That Council do not provide financial assistance to the Mudgee Baptist Church.

  
 \_\_\_\_\_  
 Mayor

  
 \_\_\_\_\_  
 General Manager



AMENDMENT: Thompson/

That Council provide \$4,000 in financial assistance to the Mudgee Baptist Church.

*The amendment lapsed for want of a seconder.*

*The motion was put and lost with Councillors voting as follows:*

Councillors	Ayes	Nayes
Cr Shelley	✓	
Cr Kennedy	✓	
Cr Martens	✓	
Cr Thompson		✓
Cr Cavalier		✓
Cr Paine		✓
Cr Karavas		✓
Cr O'Neill	✓	
Cr Holden	✓	

287/16

**MOTION: Holden / O'Neill**

**That Council do not provide financial assistance to the Cudgegong Valley Pioneer Vehicle Club.**

*The motion was put and carried with Councillors voting as follows:*

Councillors	Ayes	Nayes
Cr Shelley	✓	
Cr Kennedy	✓	
Cr Martens		✓
Cr Thompson		✓
Cr Cavalier	✓	
Cr Paine	✓	
Cr Karavas		✓
Cr O'Neill	✓	
Cr Holden	✓	

288/16

**MOTION: Thompson / Martens**

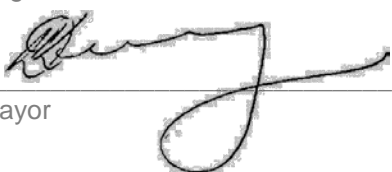
**That Council provide \$5,000 in financial assistance to the Gulgong Show Society.**


AMENDMENT: Shelley / Holden

That Council provide \$3,000 in financial assistance to the Gulgong Show Society.

*The amendment was put and lost with Councillors voting as follows:*

Councillors	Ayes	Nayes
-------------	------	-------

  
Mayor

  
General Manager

Cr Shelley	✓	
Cr Kennedy		✓
Cr Martens		✓
Cr Thompson		✓
Cr Cavalier		✓
Cr Paine	✓	
Cr Karavas		✓
Cr O'Neill	✓	
Cr Holden	✓	

*The motion on being put was carried with the Councillors voting unanimously.*

MOTION: Shelley

The Council do not provide financial assistance to the Gulgong High School – Survivor Life Skills.

*The motion was lost for want of a seconder.*

**289/16**

**MOTION: Holden / O'Neill**

**That Council provide \$1,000 in financial assistance to the Gulgong High School – Survivor Life Skills.**

AMENDMENT: Thompson / Martens

That Council provide \$2,000 in financial assistance to the Gulgong High School – Survivor Life Skills.

*The amendment was put and lost with Councillors voting as follows:*

Councillors	Ayes	Nayes
Cr Shelley		✓
Cr Kennedy		✓
Cr Martens	✓	
Cr Thompson	✓	
Cr Cavalier	✓	
Cr Paine	✓	
Cr Karavas		✓
Cr O'Neill		✓
Cr Holden		✓

*The motion on being put was carried with the Councillors voting unanimously.*

**290/16**

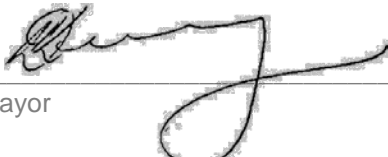
**MOTION: Shelley / O'Neill**


**That Council provide \$2,000 in financial assistance to the Wildlife Carers Network Central West Inc.**

*The motion was carried with the Councillors voting unanimously.*

**291/16**

**MOTION: Holden / Cavalier**

  
Mayor

  
General Manager

**That Council provide \$1,000 in financial assistance to the Henry Lawson Society of NSW Inc.**

AMENDMENT: Thompson / Martens

That Council provide \$2,000 in financial assistance to the Henry Lawson Society of NSW Inc.

The amendment was put and lost with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Shelley		✓
Cr Kennedy		✓
Cr Martens	✓	
Cr Thompson	✓	
Cr Cavalier	✓	
Cr Paine		✓
Cr Karavas		✓
Cr O'Neill		✓
Cr Holden		✓

*The motion on being put was carried with the Councillors voting unanimously.*

**292/16 MOTION: Shelley / Karavas**

**That Council provide \$2,000 in financial assistance to the Mudgee PCYC.**

*The motion was carried with the Councillors voting unanimously.*

**293/16 MOTION: Shelley / O'Neill**

**That Council provide \$2,000 in financial assistance to the Mudgee Triathlon Club.**

*The motion was carried with the Councillors voting unanimously.*

**294/16 MOTION: Holden / Karavas**

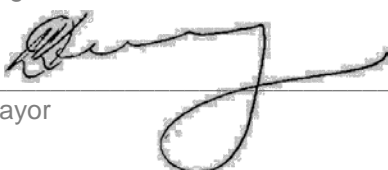
**That Council provide \$1,232 in financial assistance to the Sport and Recreation.**


*The motion was carried with the Councillors voting unanimously.*

#### 9.10 MONTHLY STATEMENT OF INVESTMENT AND BANK BALANCES AS AT 31 AUGUST 2016

GOV400054, FIN300053

**295/16 MOTION: Holden / Cavalier**

  
Mayor

  
General Manager

**That Council:**

1. receive the report by the Manager, Financial Planning on the Monthly Statement of Investment and Bank Balances as at 31 August 2016; and
2. note the certification of the Responsible Accounting Officer.

*The motion was carried with the Councillors voting unanimously.*

The following recommendations were adopted as a whole, being moved by Cr Shelley, seconded by Cr Cavalier and carried with Councillors voting unanimously. Each recommendation is recorded with a separate resolution number commencing at Resolution No. 296/16 and concluding with Resolution No. 301/16.

9.11 MONTHLY STATEMENT OF INVESTMENT AND BANK BALANCES AS AT 30 SEPTEMBER 2016

GOV400054, FIN300053

296/16

**MOTION: Shelley / Cavalier**

**That Council:**

1. receive the report by the Manager, Financial Planning on the Monthly Statement of Investment and Bank Balances as at 30 September 2016;
2. note the certification of the Responsible Accounting Officer.

**AMENDMENT: Holden/O'Neill**

**That Council consider reports 9.11 through to 9.16 as individual items.**

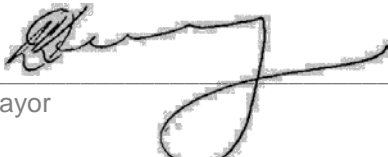
*The amendment was put and lost with Councillors voting as follows:*


Councillors	Ayes	Nayes
Cr Shelley		✓
Cr Kennedy		✓
Cr Martens	✓	
Cr Thompson	✓	
Cr Cavalier		✓
Cr Paine		✓
Cr Karavas		✓
Cr O'Neill	✓	
Cr Holden	✓	

*The motion was carried with the Councillors voting unanimously.*

9.12 REVISED LOCAL PREFERENCE POLICY

GOV400054, A0140326

  
 \_\_\_\_\_  
 Mayor

  
 \_\_\_\_\_  
 General Manager

**297/16**                    **MOTION:**     **Shelley / Cavalier**

**That Council:**

1.            **receive the report by the Procurement Manager on the Revised Local Preference Policy; and**
2.            **adopt the revised Local Preference Policy.**

*The motion was carried with the Councillors voting unanimously.*

9.13    REVISED PROCUREMENT POLICY

GOV400054, A0100021

**298/16**                    **MOTION:**     **Shelley / Cavalier**

**That Council:**

1.            **receive the report by the Procurement Manager on the Revised Procurement Policy; and**
2.            **adopt the revised Procurement Policy.**

*The motion was carried with the Councillors voting unanimously.*

9.14    T191617HUN SUPPLY AND DELIVERY OF MOBILE  
GARBAGE BINS (MGBS) AND PARTS

GOV400054, COR400065

**299/16**                    **MOTION:**     **Shelley / Cavalier**

**That Council:**

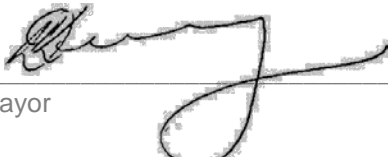
1.            **receive the report by the Procurement Manager on the T191617HUN Supply and Delivery of Mobile Garbage Bins (MGBs) and Parts;**
2.            **accept the tender of Sulo MGB Ltd as the single source supplier of MGB garbage bins and associated parts for the period 19 October 2016 to 30 September 2018; and**
3.            **allow provision for a 12 month extension based on satisfactory supplier performance which may take this through to 30 September 2019.**


*The motion was carried with the Councillors voting unanimously.*

9.15    SUPPLY AND DELIVERY OF BULK FUEL

GOV400054, COR400065

**300/16**                    **MOTION:**     **Shelley / Cavalier**

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
General Manager

**That Council:**

1. receive the report by the Procurement Manager on the Supply and Delivery of Bulk Fuel; and
2. accept the following providers for the Supply and Delivery of Bulk Fuel for the purpose of entering a Contract:
  - Ocwen Energy t/a Lowes Petroleum
  - Oilsplus Holdings Australia

*The motion was carried with the Councillors voting unanimously.*

9.16 TENDER REGPRO041617 - HYGIENIC SERVICES  
GOV400054, COR400065

**301/16 MOTION: Shelley / Cavalier**

**That Council:**

1. receive the report by the Procurement Manager on the Tender REGPRO041617 - Hygienic Services;
2. accept Flick Aniticimex as the single source supplier for hygienic services for the period of 20 October 2016 to 30 June 2018; and
3. allow provision for a 12 month extension based on satisfactory supplier performance which may take this through to 30 June 2019.

*The motion was carried with the Councillors voting unanimously.*

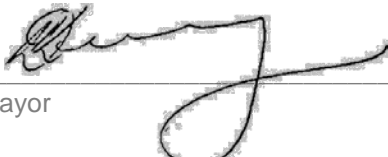
**Item 10: Operations**


10.1 RFT 2016/16 WIDENING OF FITZPATRICK BRIDGE, WOLLAR VILLAGE  
GOV400054, COR400132

**302/16 MOTION: Thompson / Karavas**

**That Council:**

1. receive the report by the Director, Operations on the RFT 2016/16 Widening of Fitzpatrick Bridge;
2. accepts the tender submitted by Bridging Australia Pty Ltd for the widening of Fitzpatrick Bridge in accordance with clause 178 of the Local Government (General) Regulation 2005 at a tendered price of \$318,430 excluding GST;
3. authorise the General Manager to finalise and execute the

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
General Manager

contract on behalf of Council with Bridging Australia Pty Ltd for the widening of Fitzpatrick Bridge RFT 2016/16;

4. grant delegation to the General Manager to approve variations to the contract up to a cumulative total of 10% of the original contract sum; and
5. notify unsuccessful tenderers that their tenders were unsuccessful.

*The motion was carried with the Councillors voting unanimously.*

#### 10.2 SPRING FLAT SOUTH LANE EXTENSION

GOV400054, R0134001

**303/16 MOTION: Holden / Thompson**

**That Council:**

1. receive the report by the Senior Works Engineer on the Spring Flat South Lane Extension; and
2. not undertake work on the unmaintained section of Spring Flat South Lane, Spring Flat

*The motion was carried with the Councillors voting unanimously.*

#### 10.3 WASTE FACILITY CLOSURE DAYS

GOV400054, FO570008

**304/16 MOTION: Holden / Paine**

**That Council:**

1. receive the report by the Manager Environmental Services on the Public Holiday Closures for Council Landfill Sites;
2. close the Waste Facilities on the Easter Sunday annually and opens the sites on each Easter Monday; and
3. close the Waste Facilities on Anzac Day annually and opens the site on the Queen's Birthday public holiday.

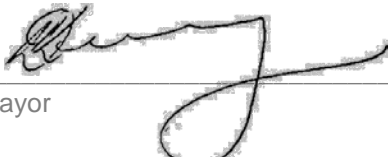
*The motion was carried with the Councillors voting unanimously.*


### **Item 11: Community**

#### 11.1 PROPOSED WOOL MONUMENT

GOV400054, COS800020

**305/16 MOTION: Thompson / Shelley**

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
General Manager

**That Council:**

1. receive the report by the Manager, Community Services on the Proposed Wool Monument; and
2. note the proposal received from the Australian Wool Growers Association, Mudgee Region and consider as a Community Plan Proposal as part of the 2017/18 Operational Plan budget process.

*The motion was carried with the Councillors voting unanimously.*

## 11.2 MID-WESTERN DISABILITY INCLUSION ACTION PLAN

GOV400054, A0060008

306/16

**MOTION: Holden / Cavalier****That Council:**

1. receive the report by the Manager, Community Services on the Mid-Western Disability Inclusion Action Plan;
2. place the draft Mid-Western Disability Inclusion Action Plan on public exhibition for 28 days to seek any additional public comment; and
3. endorse the Mid-Western Disability Inclusion Action Plan if no further submissions are received through the public exhibition process.

*The motion was carried with the Councillors voting unanimously.*

## 11.3 SAFE HAVEN ENTERPRISE VISA SCHEME

GOV400054, A0110036

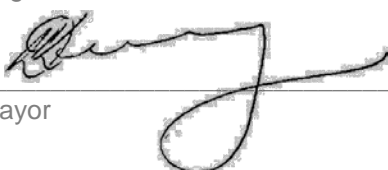

307/16

**MOTION: Shelley / Holden****That Council:**

1. receive the report by the Director, Community on the Safe Haven Enterprise Visa Scheme; and
2. seek feedback from the community on potential support for what programs or employment opportunities the Mid-Western region could provide through the Safe Haven Enterprise Visa Scheme.

*The motion was carried with the Councillors voting unanimously.*

## 11.4 KANDOS RYLSTONE PRESCHOOL - EXTENSION

  
\_\_\_\_\_  
Mayor  
\_\_\_\_\_  
General Manager



## PROPOSAL

GOV400054, P1577611

MOTION: Shelley /

1. receive the report by the Director, Community on the Kandos Rylstone Preschool - Extension Proposal;
2. fund \$200,000 from unrestricted cash for extensions to the Kandos Rylstone Preschool; and
3. continue discussions with the Kandos Rylstone Preschool on funding and grant opportunities.

*The motion lapsed for want of a seconder.*

MOTION: Holden / Cavalier

That Council:

1. receive the report by the Director, Community on the Kandos Rylstone Preschool - Extension Proposal
2. consider funding of extensions to the Preschool as a Community Plan Proposal to be discussed as part of the 2017/18 Operational Plan budget process;
3. continue discussions with the Kandos Rylstone Preschool on funding and grant opportunities; and
4. enter into negotiations with the Kandos Rylstone Preschool on a commercial lease arrangement.

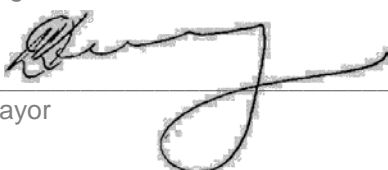
308/16

**AMENDMENT: Martens / Thompson****That Council:**


- 1. receive the report by the Director, Community on the Kandos Rylstone Preschool - Extension Proposal;**
- 2. include funding of \$200,000 for extensions to the Kandos Rylstone Preschool in the 2017/18 budget process; and**
- 3. continue discussions with the Kandos Rylstone Preschool on funding and grant opportunities.**

*The amendment was put and carried with Councillors voting as follows:*

Councillors	Ayes	Nayes
Cr Shelley	✓	
Cr Kennedy	✓	
Cr Martens	✓	



\_\_\_\_\_  
Mayor



\_\_\_\_\_  
General Manager

Cr Thompson	✓	
Cr Cavalier		✓
Cr Paine	✓	
Cr Karavas	✓	
Cr O'Neill	✓	
Cr Holden		✓

The amendment now became the motion.

AMENDMENT: Cavalier / Holden

That Council:

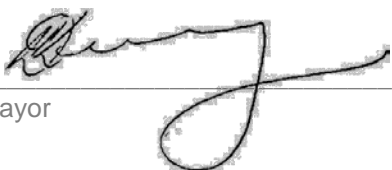
1. receive the report by the Director, Community on the Kandos Rylstone Preschool - Extension Proposal
2. consider funding of extensions of the Preschool as a Community Plan Proposal to be discussed as part of the 2017/18 Operational Plan budget process; and
3. continue discussions with the Kandos Rylstone Preschool on funding and grant opportunities.


*This amendment was put and lost with Councillors voting as follows:*

Councillors	Ayes	Nayes
Cr Shelley		✓
Cr Kennedy		✓
Cr Martens		✓
Cr Thompson		✓
Cr Cavalier	✓	
Cr Paine		✓
Cr Karavas		✓
Cr O'Neill		✓
Cr Holden	✓	

*The new motion on being put as the motion was carried with Councillors voting as follows:*

Councillors	Ayes	Nayes
Cr Shelley	✓	
Cr Kennedy	✓	
Cr Martens	✓	
Cr Thompson	✓	
Cr Cavalier		✓
Cr Paine	✓	
Cr Karavas	✓	
Cr O'Neill	✓	
Cr Holden		✓

  
 Mayor

  
 General Manager

## Item 12: Reports from Committees

The following recommendations were adopted as a whole, being moved by Cr Shelley, seconded by Cr Cavalier and carried with Councillors voting unanimously. Each recommendation is recorded with a separate resolution number commencing at Resolution No. 309/16 and concluding with Resolution No. 312/16.

### 12.1 AUGUST LOCAL TRAFFIC COMMITTEE MINUTES

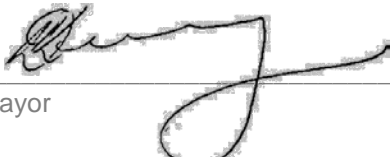
GOV400054, A0100009


309/16

**MOTION: Holden / Karavas**

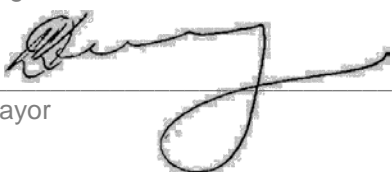
**That Council:**

1. receive the report by the Director, Operations on the Local Traffic Committee meeting held 19 August 2016;
2. note the minutes of the Local Traffic Committee meeting held 19 August 2016;
3. adopt parking changes at St Matthews School per recommendation 5 of minute 34/16 Council meeting;
4. install additional 'No Stopping' and 'Children (symbolic)' and 'School' signage in the All Hallows Catholic Primary School Zone on Medley Street and Bayly Street, Gulgong;
5. extend the existing bus zone east on Belmore Street, Gulgong from 77m to 112m. The existing yellow hold line on the concrete verge is to be remarked to a white hold line;
6. install a 30m morning drop off zone to the west of the existing bus zone on Belmore Street, Gulgong;
7. install a 40m morning drop off zone on Nandoura Street, Gulgong;
8. replace non-compliant signage and install new signage on Belmore Street and Nandoura Street, Gulgong;
9. install new signage at the intersections of Nandoura Street and Belmore Street, Stott and Belmore Street, Bowman and Belmore Street, Gulgong;
10. install a Keep Clear Zone to one lane on Gladstone Street adjacent to the Mudgee Ambulance Station driveway;
11. approve the installation of a Temporary Works Zone adjacent Mudgee High School on Douro Street with the following conditions:
  - a. A Traffic Management Plan (TMP) is to be completed by


  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
General Manager

- a 'Certified Person' for implementation during works is to be submitted to Mid-Western Regional Council prior to any work commencing. The TMP must include all relevant Traffic Control Plans (TCPs) and Pedestrian Management Plans (PMPs);
- b. The temporary work zone will operate from August 2016 till 30<sup>th</sup> November 2016, Monday to Saturday from 7:00am to 5:00pm only, excluding Sundays and Public Holidays;
- b. Reimburse Council for the cost of damage repairs;
- c. Comply with Council's Law Enforcement Officers' reasonable directives;
- d. Maintain areas in a clean and tidy condition. No obstructions are to be left on the roadways or footpaths;
- e. Any person directing traffic on a public road is required to possess an appropriate traffic controller's certificate;
- f. Council must be provided with a current copy of a public liability insurance policy in the amount of at least \$20 million. Such a policy is to note that Council, the Roads and Maritime Service and NSW Police Force are indemnified against any possible action;
12. approve the event 'Shoulder to Shoulder' in accordance with the following conditions;
- a. The Special Events Transport Management Plan (TMP),
- b. In accordance with the requirements of the NSW Police Force conditions for the event;
- c. Controlling noise as required by the Protection of The Environment Operations (Noise Control) Regulation 2000;
- d. Reimburse Council for the cost of damage repairs;
- e. Comply with Council's Law Enforcement Officers' reasonable directives;
- f. Maintain areas in a clean and tidy condition. No obstructions are to be left on the roadways or footpaths;
- g. Any person directing traffic on a public road is required to possess an appropriate traffic controller's certificate;
- h. The event convener is to notify all affected businesses and residents adjacent to the proposed closure indicating the period during which their accesses will be



Mayor



General Manager

affected. Such notification is to be in writing;

- i. Maintain a four-metre wide emergency vehicle lane;
- j. Advertise the proposed event in local newspapers with relevant information at least 2 weeks prior to the date;
- k. The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review; and
- l. Council must be provided with a current copy of a public liability insurance policy in the amount of at least \$20 million. Such the policy should note Council, the Roads and Maritime Service and NSW Police Force are as Interested Parties;

13. note general business and correspondence items.

*The motion was carried with the Councillors voting unanimously.*

## 12.2 SEPTEMBER LOCAL TRAFFIC COMMITTEE MINUTES

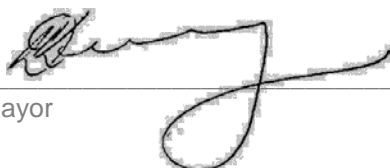
GOV400054, A0100009

310/16

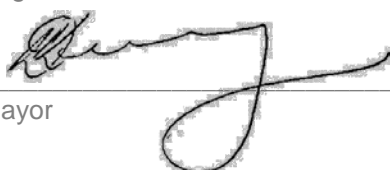
**MOTION: Holden / Karavas**

**That Council:**

1. receive the report by the Director, Operations on the Local Traffic Committee meeting held 16 September 2016;
2. note the minutes of the Local Traffic Committee meeting held 16 September 2016;
3. Classify 'A Day on the Green' at Robert Oatley Vineyard, 22 October 2016, as a Class 2 Event under the "Guide to Traffic and Transport Management for Special Events Version 3.4" and approve with the following conditions:
  - a. Special Events Transport Management Plan (TMP), is to be prepared in accordance with the Guide to Traffic and Transport Management for Special Events Version 3.4 and submitted to and approved by Council prior to the event;
  - b. Events are to be undertaken in accordance with the requirements of the NSW Police Force with their approval documentation forwarded to Council for notation;
  - c. Controlling noise as required by the Protection of The Environment Operations (Noise Control) Regulation 2000;
  - d. Reimbursing Council for the cost of damage repairs;
  - e. Complying with Council's Law Enforcement Officers' reasonable directives;
  - f. Maintain areas in a clean and tidy condition. No obstructions are to be left on the roadways or footpaths;




- g. A Traffic Control Plan (TCP), certified by a person with a "Worksite Traffic Control Certificate" be included in the TMP;
          - h. Any person directing traffic on a public road is required to possess an appropriate traffic controller's certificate;
          - i. Council must be provided with a current copy of a public liability insurance policy in the amount of at least \$20 million. Such a policy is to note that Mid-Western Regional Council, RMS and the NSW Police are indemnified against any possible action as the result of the event;
          - j. The event convener is to notify all affected businesses and residents adjacent to the proposed closure indicating the period during which their accesses will be affected. Such notification is to be in writing;
          - k. Maintain a four-metre wide emergency vehicle lane;
          - l. Advertise the proposed event in local newspapers with relevant information at least 2 weeks prior to the date;
          - m. The event organiser apply to the RMS for a direction to restrict the speed limit as proposed;
          - n. The organiser is to notify NSW Fire and Rescue and the NSW Ambulance Service of the event; and
          - o. The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review.
4. Remove the three existing 'Give Way' signs and transverse lines on Fairydale Lane, at the Gladstone Street Intersection;
5. Install one new 'Give Way' sign or 'Stop' sign and transverse line on Gladstone Street at the Fairydale Lane T-Intersection.
6. Classify 'Gulgong Chinese Gold Festival Street Parade,' 1 October 2016, as a Class 2 Event under the "Guide to Traffic and Transport Management for Special Events Version 3.4" and approve with the following conditions:
  - a. A Special Events Transport Management Plan (TMP), is to be prepared in accordance with the Guide to Traffic and Transport Management for Special Events Version 3.4 and submitted to and approved by council prior to the event;
  - b. Events are to be undertaken in accordance with the requirements of the NSW Police Force with their approval documentation forwarded to Council for notation;
  - c. Controlling noise as required by the Protection of The Environment Operations (Noise Control) Regulation 2000;
  - d. Reimbursing Council for the cost of damage repairs;
  - e. Complying with any of Council's Law Enforcement Officers' reasonable directives;
  - f. Maintain areas in a clean and tidy condition. No obstructions are to be left on the roadways or footpaths;

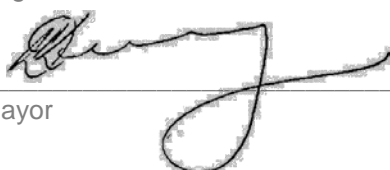


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- g. A Traffic Control Plan (TCP) certified by a person with a 'Select & Modify' or a 'Design and Audit' Certificate be included in the TMP;
  - h. Any person directing traffic on a public road is required to possess an appropriate traffic controller's certificate;
  - i. Council must be provided with a current copy of a public liability insurance policy in the amount of at least \$20 million. Such a policy is to note that Council, RMS and NSW Police Force is indemnified against any possible action as the result of the event;
  - j. The event convener is to notify all affected businesses and residents adjacent to the proposed closure indicating the period during which their accesses will be affected. Such notification is to be in writing;
  - k. Maintain a four-metre wide emergency vehicle lane;
  - l. Advertise the proposed event in local newspapers with relevant information at least 2 weeks prior to the date; and
  - m. The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review.
7. Install kerb extensions at the north eastern and north western corners of the intersection of Jacques Street and Dangar Street, Kandos in accordance with relevant standards.
8. Classify Rylstone Street Feast, 5 November 2016 as a Class 2 Event under the Guide to Traffic and Transport Management for Special Events Version 3.4 and approve with the following conditions:
- a. A Special Events Transport Management Plan (TMP), is to be prepared in accordance with the Guide to Traffic and Transport Management for Special Events Version 3.4 and submitted to and approved by Council prior to the event;
  - b. Events are to be undertaken in accordance with the requirements of the NSW Police Force with their approval documentation forwarded to Council for notation;
  - c. Controlling noise as required by the Protection of The Environment Operations (Noise Control) Regulation 2000;
  - d. Reimbursing Council for the cost of damage repairs;
  - e. Complying with Council's Law Enforcement Officers' reasonable directives;
  - f. Maintain areas in a clean and tidy condition. No obstructions are to be left on the roadways or footpaths;
  - g. Any person directing traffic on a public road is required to possess an appropriate traffic controller's certificate;
  - h. The event convener is to notify all affected businesses and residents adjacent to the proposed closure indicating the period during which their accesses will be affected. Such notification is to be in writing;
  - i. Maintain a four-metre wide emergency vehicle lane;
  - j. Advertise the proposed event in local newspapers with

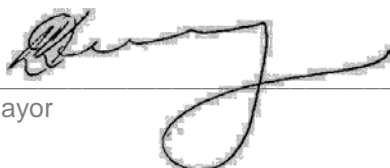


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- relevant information at least 2 weeks prior to the date;
- k. The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review; and
  - l. The organiser is to notify NSW Fire and Rescue and the NSW Ambulance Service of the event;
  - m. Council must be provided with a current copy of a Public Liability Insurance policy in the amount of at least \$20 million. Such a policy is to note Council, RMS and NSW Police Force as interested parties on the policy;
9. Classify Mudgee Triathlon Race Season 2016-17", as a Class 2 Event under the "Guide to Traffic and Transport Management for Special Events Version 3.4" and approve with the following conditions:
- a. Events are to be undertaken in accordance with the "Guidelines for Bicycle Road Races";
  - b. A Special Events Transport Management Plan (TMP), is to be prepared in accordance with the Guide to Traffic and Transport Management for Special Events Version 3.4 and submitted to and approved by council prior to the event;
  - c. Events are to be undertaken in accordance with the requirements of the NSW Police Force with their approval documentation forwarded to Council for notation;
  - d. Controlling noise as required by the Protection of The Environment Operations (Noise Control) Regulation 2000;
  - e. Reimbursing Council for the cost of damage repairs;
  - f. Complying with any of Council's Law Enforcement Officers' reasonable directives;
  - g. Maintain areas in a clean and tidy condition. No obstructions are to be left on the roadways or footpaths;
  - h. A Traffic Control Plan (TCP) certified by a person with a 'Select & Modify' or a 'Design and Audit' Certificate be included in the TMP;
  - i. Any person directing traffic on a public road is required to possess an appropriate traffic controller's certificate;
  - j. Council must be provided with a current copy of a public liability insurance policy in the amount of at least \$20 million. Such a policy is to note that Council, RMS and NSW Police Force is indemnified against any possible action as the result of the event;
  - k. The event convener is to notify all affected businesses and residents adjacent to the proposed closure indicating the period during which their accesses will be affected. Such notification is to be in writing;
  - l. Maintain a four-metre wide emergency vehicle lane;
  - m. Advertise the proposed event in local newspapers with relevant information at least 2 weeks prior to the date;
  - n. The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review; and
  - o. A copy of the TMP including the TCP is to be forwarded to






**the Traffic Operations Manager at the Regional RMS Office in Parkes for information.**

- 10. Approve the conversion of Smith Street from Cox Street to Denison Street to one-way**
- 11. Note correspondence and general business items.**

*The motion was carried with the Councillors voting unanimously.*

**12.3 MUDGEESPORTS COUNCIL MEETING MINUTES - 2 AUGUST AND 30 AUGUST 2016**

GOV400054, A0360013

**311/16 MOTION: Holden / Karavas**

**That Council:**

- 1. receive the report by the Director, Community on the Mudgee Sports Council Meeting Minutes - 2 August and 30 August 2016;**
- 2. note the minutes for the Mudgee Sports Council Meeting held on 2 August and the 30 August, 2016;**
- 3. place on public exhibition for 28 days seeking comment from the community on the proposal to amend the 2016/17 fees and charges to waive all fees and charges for disability sports bookings from NSW Sport & Recreation at Council sportsgrounds and parks; and**
- 4. endorse this waiving of fees for disability sports bookings from NSW Sport & Recreation at Council sportsgrounds and parks if no submissions are received through the public exhibition process.**

*The motion was carried with the Councillors voting unanimously.*

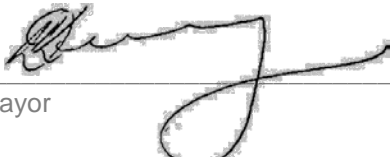
**12.4 GULGONG SPORTS COUNCIL MEETING MINUTES - 11 JULY AND 8 AUGUST 2016**


GOV400054, A0360003

**312/16 MOTION: Holden / Karavas**

**That Council:**

- 1. receive the report by the Director, Community on the Gulgong Sports Council Meeting Minutes 11 July and 8 August 2016; and**
- 2. note the minutes of the Gulgong Sports Council Meetings**

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
General Manager

held on 11 July and 8 August, 2016.

*The motion was carried with the Councillors voting unanimously.*

**Item 13: Urgent Business Without Notice**

Nil

**Item 14: Confidential Session**

313/16 MOTION: Holden / Karavas

**That pursuant to the provisions of Section 10 of the Local Government Act, 1993, the meeting be closed to the public.**

*The motion was carried with the Councillors voting unanimously.*

Following the motion to close the meeting being moved and seconded, the General Manager announced that the following matters would be considered in confidential session and the reason why it was being dealt with in this way.

**14.1 Triamble Road Land Acquisition**

***The reason for dealing with this report confidentially is that it relates to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business in accordance with Section 10A(2)(c) of the Local Government Act, 1993.***

***Discussion of this matter in an open meeting would be, on balance, contrary to the public interest as it involves discussion of agreed monetary compensation amount that differ considerably between each affected property owner.***

**14.2 Offer of Roads Maintenance Contribution by Kepco for the Bylong Coal Mine VPA**

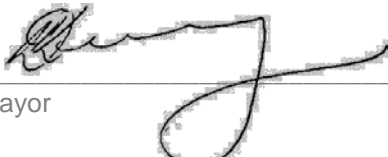
***The reason for dealing with this report confidentially is that it relates to commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it in accordance with Section 10A(2)(d)(i) of the Local Government Act, 1993.***


***Discussion of this matter in an open meeting would be, on balance, contrary to the public interest as it involves discussion of Commercial-in-confidence information.***

**14.3 Acquisition of land known as Currens Cutting for Wollar Road Project**

***The reason for dealing with this report confidentially is that it relates to commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it in accordance with Section 10A(2)(d)(i) of the Local Government Act, 1993.***

***Discussion of this matter in an open meeting would be, on balance, contrary to the public interest as it involves discussion of Commercial in confidence.***

  
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Mayor

  
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General Manager

#### 14.4 Major Events at Glen Willow in 2017

*The reason for dealing with this report confidentially is that it relates to information that would, if disclosed, confer a commercial advantage on a competitor of the council in accordance with Section 10A(2)(d)(ii) of the Local Government Act, 1993.*

*Discussion of this matter in an open meeting would be, on balance, contrary to the public interest as it involves discussion of Confidential..*

Following an enquiry from the Mayor, the General Manager advised that there were no written representations in respect of this matter and that no person in the gallery wished to make verbal representations.

#### 14.1 TRIAMBLE ROAD LAND ACQUISITION

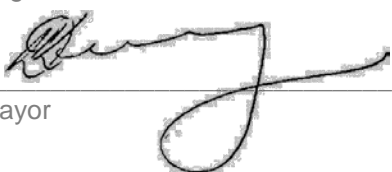
GOV400054, R4008001


314/16

**MOTION: Holden / Cavalier**

**That Council:**

1. receive the report by the Property Officer on the Triamble Road Land Acquisition;
2. resolve to compulsorily acquire Lot 30 DP1224001 and Lot 31 DP1224001 (the Properties) by agreement with the land owner's for the purpose of a public road;
3. make application to the Minister and the Governor for approval to acquire the Properties by compulsory process (by agreement) under the Land Acquisition (Just Terms Compensation) Act 1991;
4. seek the Governor's consent to publish acquisition notices for each of the Properties in the Government Gazette;
5. authorise the General Manager to complete and execute all documentation necessary to finalise and bring into force the Council's acquisition of the Properties and dedication as a public road;
6. authorise the affixing of the Common Seal of Council to all documents necessary to finalise and bring into force the Council's acquisition of the Properties and dedication as a public road;
7. confirms that upon acquisition, the Properties are intended to be classified as Operational land and dedicated as public road; and
8. endorse each Section 30 Acquisition Agreement and identified compensation recommendations to the owners of each of the Properties.

  
Mayor

  
General Manager

*The motion was carried with the Councillors voting unanimously.*

14.2 OFFER OF ROADS MAINTENANCE CONTRIBUTION BY  
KEPCO FOR THE BYLONG COAL MINE VPA

GOV400054, A0420219

**315/16 MOTION: Holden / Martens**

**That Council:**

1. receive the report by the Director, Operations on the offer of roads maintenance contribution by Kepco for the Bylong Coal Mine VPA;
2. Council decline the road maintenance contribution offered by Kepco Bylong Australia Pty Ltd for the Bylong Coal Mine VPA.
3. authorise the Mayor to finalise and execute the VPA with Kepco without a roads maintenance contribution and that the General Manager continue to negotiate this amount separately.

*The motion was carried with the Councillors voting unanimously.*

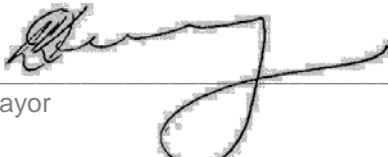
14.3 ACQUISITION OF LAND KNOWN AS CURRENS CUTTING  
FOR WOLLAR ROAD PROJECT


GOV400054, 56456

**316/16 MOTION: Shelley / Martens**

**That Council:**

1. receive the report by the Director, Operations on the acquisition of land known as Currens Cutting for Wollar Road Project;
2. resolve to acquire by agreement 2.77ha of Lot 232 DP 257572 (the property) by agreement with the land owner for the purpose of a public road;
3. make application to the Minister and the Governor for approval to acquire the property by compulsory process (by agreement) under the Land Acquisition (Just Terms Compensation) Act 1991;
4. seek the Governor's consent to publish an acquisition notice for the above Property in the Government Gazette;
5. authorise the General Manager to complete and execute all documentation necessary to finalise and bring into force the Council's acquisition of the property and dedication as

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
General Manager

**a public road; and**

- 6. seek the Governor's consent to publish an acquisition notice for the above property in the Government Gazette.**

*The motion was carried with the Councillors voting unanimously.*

14.4 MAJOR EVENTS AT GLEN WILLOW IN 2017

GOV400054, ECO800024

**317/16**

**MOTION: Holden / O'Neill**

**That Council:**

- 1. receive the report by the Director Development on the Major Events at Glen Willow in 2017;**
- 2. confirm its commitment to hosting two major sporting events at the Glen Willow Regional Sports Complex in 2017; and**
- 3. amend the 2016/17 Operational Plan to increase the existing budget from \$60,000 to \$120,000 to be funded from unrestricted cash.**

*The motion was carried with the Councillors voting unanimously.*

**Item 15: Urgent Confidential Business Without Notice**

Nil

**Item 16: Open Council**

**318/16**

**MOTION: Shelley / Holden**

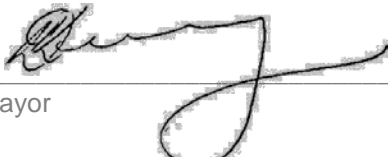
**That: Council move to Open Council.**


*The motion was carried with the Councillors voting unanimously.*

The General Manager announced the decisions taken in Confidential Session.

**Item 17: Closure**

There being no further business the meeting concluded at 7:25pm.

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
General Manager