

Minutes of the Ordinary Meeting of Council

Held at the Council Chambers, 86 Market Street, Mudgee
on 18 April 2018, commencing at 6.14pm and concluding at 7.09pm.

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

IN ATTENDANCE Acting General Manager (Simon Jones), Director Development (Julie
Robertson), Director Operations (Garry Hemsworth), Chief Financial Officer
(Leonie Johnson), Manager Governance (Tim Johnston) and Executive
Assistant (Mette Sutton).

Item 1: Apologies

An apology was received for Cr Cavalier.

82/18 MOTION: Holden / Paine

That the apology received for Cr Cavalier be accepted.

The motion was carried with the Councillors voting unanimously.

Item 2: Disclosure of Interest

There were no disclosures of interest.

Item 3: Confirmation of Minutes

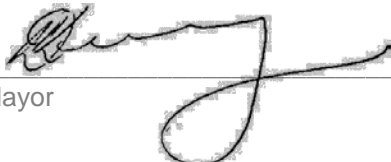
83/18 MOTION: Shelley / Paine


**That the Minutes of the Ordinary Meeting held on 21 March 2018 be
taken as read and confirmed.**

The motion was carried with the Councillors voting unanimously.

Item 4: Matters in Progress

Nil


Mayor


General Manager

Item 5: Mayoral Minute

Nil

Item 6: Notices of Motion or Rescission

6.1 MUDGEE BICENTENARY CELEBRATIONS

GOV400066, CMR200039, A0100035

MOTION: Karavas / Thompson

That Council rescind Minute No 08/18 from the Ordinary Council Meeting held 21 February 2018, as follows:

1. receive the report by the Director Community on the Mudgee Bicentenary Celebrations;
2. determine that the gazettal of Mudgee as a town in January 1838 is the best date available for historic periodic celebrations; and
3. explore the option through the budget process of providing funding to the Camping Tree for the enhancement of this area in recognition of the early pioneering days.

The motion was put and lost on the casting vote of the Mayor, with Councillors voting as follows:

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

6.2 LIGHTING FOR VICTORIA PARK GULGONG

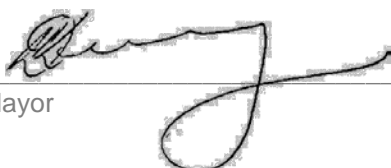
GOV400066, A0100035, F0650124

The Notice of Motion was withdrawn by Cr Thompson.


6.3 GULGONG HOLTERMANN MUSEUM LOAN

GOV400066, p0468911, A0100035

The Notice of Motion was withdrawn by Cr Thompson.



Mayor



General Manager

Item 7: Office of the General Manager7.1 DELEGATE TO MOOLARBEN COAL COMMUNITY
CONSULTATIVE COMMITTEE

GOV400066, A0420176

84/18 MOTION: Shelley / Holden

That Council:

1. receive the report by the Acting General Manager on the Delegate to Moolarben Coal Community Consultative Committee; and
2. endorse Councillor Kennedy as an additional delegate to the Moorlarben Coal Community Consultative Committee.

The motion was carried with the Councillors voting unanimously.

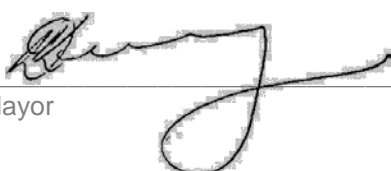

Item 8: Development8.1 DIVISION 8.2 REVIEW OF A DETERMINATION -
DEVELOPMENT APPLICATION MA0028/2018 - ATTACHED
DUAL OCCUPANCY - 416 YARRAWONGA ROAD,
YARRAWONGA

GOV400066, MA0022/2018 & MA0028/2018

85/18 MOTION: O'Neill / Thompson

That Council:

- A. receive the report by the Town Planner and Manager, Statutory Planning on the Division 8.2 Review of a Determination - Development Application MA0028/2018 - Attached Dual Occupancy - 416 Yarrowonga Road, Yarrowonga; and
- B. approve the applicant's request to vary the side setback requirements for the proposed development as per the Division 8.2 Review of a Determination - Development Application MA0028/2018 - Attached Dual Occupancy - 416 Yarrowonga Road, Yarrowonga subject to the following conditions:
 1. Development is to be carried out in accordance with the following plans endorsed with Council's Stamp as well as the documentation listed below, except as varied by the conditions herein.


Mayor
General Manager

Title/Name	Drawing No/ Document Ref	Revision/ Issue	Dated	Prepared by
Site Plan	3461-A01	C	Sept 17	Giselle Denley Drafting Services
Ground Floor Plan	3461-A02	B	May 2017	Giselle Denley Drafting Services
Elevations	3461-A03	B	May 2017	Giselle Denley Drafting Services
Typical Section	3461-A04	A	Feb 2017	Giselle Denley Drafting Services
BASIX Certificate	793616S	-	24 Feb 2017	Rohrs Refrigeration
BASIX Certificate	793629S	-	24 Feb 2017	Rohrs Refrigeration

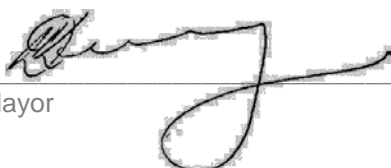
2. For clarity, this development consent provides approval for an attached dual occupancy, only.

PRIOR TO ISSUE OF THE CONSTRUCTION CERTIFICATE BUILDING

The following conditions must be complied with prior to Council or an accredited Certifier issuing a Construction Certificate for the proposed building.

3. Prior to release of the Construction Certificate, approval pursuant to Section 68 of the Local Government Act, 1993 for the installation of an On Site Sewer Management System is to be obtained from Mid-Western Regional Council.
4. The wall separating the two dwellings is to be designed and constructed so as to comply with Part 3.7.1, or the Performance Requirements set out in P2.3.1, of the Building Code of Australia. Detail shall be submitted to the Principal Certifying Authority with the application for Construction Certificate, demonstrating compliance with this requirement.
5. The building shall be designed and constructed so as to comply with the Bush Fire Attack (BAL) 12.5 requirements of 'Australian Standard 3959-2009 Construction of Buildings in Bushfire Prone Areas' and the specifications and requirements of 'Planning for Bush Fire Protection 2006'. Details shall be submitted to the Principal Certifying Authority with the application for a Construction Certificate, demonstrating compliance with this requirement and are to include the provision of gutter guarding to the lower level gutters and valleys.

Please note: Compliance with the requirements of 'Planning for Bush Fire Protection 2006' to prevail to the extent of any inconsistency with the Building Code of Australia.



Mayor



PRIOR TO THE COMMENCEMENT OF WORKS - BUILDING

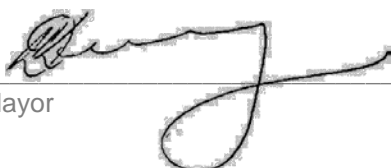
6. No work shall commence until a Construction Certificate has been issued and the applicant has notified Council of:
- the appointment of a Principal Certifying Authority and
 - the date on which work will commence.

Such notice shall include details of the Principal Certifying Authority and must be submitted to Council at least two (2) days before work commences.


7. A sign must be erected in a prominent position on any work site which involves the erection or demolition of a building:
- stating that unauthorised entry to the work site is prohibited;
 - showing the name of the person in charge of the work site and a telephone number at which that person may be contacted outside working hours;
 - the name, address and telephone number of the principal certifying authority for the work; and
 - The sign shall be removed when the erection or demolition of the building has been completed.
8. With the exception of work where there is in force an exemption under clause 187 and 188 of the Environmental Planning and Assessment Act 1979, all building work that involves residential building work for which the Home Building Act requires there to be a contract of insurance in force in accordance with Part 6 of that Act, such a contract of insurance is to be in force.
9. Prior to the commencement of works on site, the applicant shall advise Council's Operations Directorate, in writing, of any existing damage to Council property.

BUILDING CONSTRUCTION

10. All building work must be carried out in accordance with the provisions of the National Construction Code, the Environmental Planning & Assessment Act 1979 and Regulations and all relevant Australian Standards.
11. All plumbing and drainage work must be carried out by a licensed plumber and drainer and must comply with the Plumbing Code of Australia.
12. All mandatory inspections required by the Environmental Planning & Assessment Act and any other inspections deemed necessary by the Principal Certifying Authority being carried out during the relevant stage of construction.



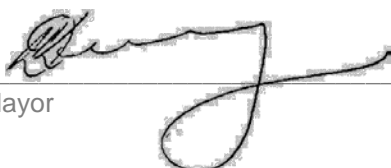
Mayor



General Manager

13. The strength of the concrete used for the reinforced concrete floor slab must be 25 Mpa.
14. The requirements of BASIX Certificate numbers 793616S and 793629S, issued on 24 February 2017 must be installed and/or completed in accordance with the commitments contained in those certificates. Any alteration to those commitments will require the submission of an amended BASIX Certificate to the Council and/or the Principal Certifying Authority, prior to the commencement of the alteration/s.
15. The site shall be provided with a waste enclosure (minimum 1800mm X 1800mm X 1200mm) that has a lid or secure covering for the duration of the construction works to ensure that all wastes are contained on the site. The receptacle is to be emptied periodically to reduce the potential for rubbish to leave the site. Council encourages the separation and recycling of suitable materials.
NOTE: ALL WASTE GENERATED FROM THE CONSTRUCTION PROCESS IS TO BE CONTAINED ON-SITE.
16. All stormwater is to discharge a minimum 3m from the building and disposed of in such a way as to not adversely affect the adjoining properties.
17. Construction work noise that is audible at other premises is to be restricted to the following times:
 - Monday to Saturday - 7.00am to 5.00pm

No construction work noise is permitted on Sundays or Public Holidays.
18. In the event of any Aboriginal archaeological material being discovered during earthmoving/construction works, all work in that area shall cease immediately and the Office of Environment and Heritage (OEH) notified of the discovery as soon as practicable. Work shall only recommence upon the authorisation of the OEH.
19. The development site is to be managed for the entirety of work in the following manner:
 - a) Erosion and sediment controls are to be implemented to prevent sediment from leaving the site. The controls are to be maintained until the development is complete and the site stabilised with permanent vegetation;
 - b) Appropriate dust control measures;
 - c) Construction equipment and materials shall be contained wholly within the site unless approval to use the road reserve has been obtained; and
 - d) Toilet facilities are to be provided on the work site at the rate of one toilet for every 20 persons or part of 20





persons employed at the site.

PRIOR TO ISSUE OF THE OCCUPATION CERTIFICATE

The following conditions are to be completed prior to occupation of the building and are provided to ensure that the development is consistent with the provisions of the Building Code of Australia and the relevant development consent.

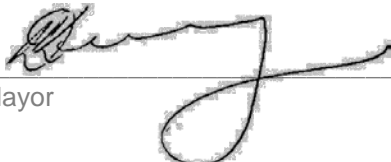
20. Prior to the occupation of a new building, or occupation or use of an altered portion of, or an extension to an existing building, an Occupation Certificate is to be obtained from the Principal Certifying Authority appointed for the erection of the building.
21. Prior to the issue of an Occupation Certificate, an on-site sewerage management system is to be completed in accordance with the relevant Section 68 approval. The system is not to be used and/or operated until a Council officer has inspected the installed system.

GENERAL/ OPERATIONAL CONDITIONS

22. The existing dwelling contained within the existing shed is to either be demolished or converted to building that is non-habitable as a single dwelling (eg shed, studio or office), within 3 months from the issue of an Occupation Certificate for the Dual Occupancy.

Note - In order to make the structure non-habitable, it may be necessary to remove any kitchen and laundry facilities from the building.

23. Prior to the issue of an Occupation Certificate, the following bushfire mitigation measures are to be completed and maintained in perpetuity:
 - (a) The property within 10m around the proposed dual occupancy, proposed office and existing farm shed must be maintained as an Inner Protection Area (IPA) of an Asset Protection Zone as outlined in section 4.1.3 and Appendix 5 of 'Planning for Bush Fire Protection 2006' and the NSW Rural Fire Service's document 'Standards for Asset Protection Zones'.
 - (b) Landscaping within the required Asset Protection Zones is to comply with the principles of Appendix 5 of 'Planning for Bush Fire Protection 2006'.
 - (c) Roofing shall be gutterless or guttering and valleys are to be screened to prevent the build-up of flammable material. Any materials used shall be non-combustible.
 - (d) Water, electricity and any gas services are to comply with


Mayor



section 4.1.3 of ‘Planning for Bush Fire Protection 2006’.

Note – To achieve compliance with this condition, the provision of 20,000 litres water supply to be provided solely for bushfire fighting purposes is required. The water supply is to be provided in accordance with the Rural Fire Service Fast Facts 3/08 “Water Supply for Fire Fighting Purposes”. If a tank is to be used for fire-fighting water supply, a 65mm storz fitting and ball or gate valve is to be installed in the tank. Heat shielding may be required for any tanks constructed of plastic. The water supply is to be made accessible for tankers with suitable hardstand area within 4m of the water supply.

- (e) Property access roads shall comply with section 4.1.3(2) of ‘Planning for Bush Fire Protection 2006’.**

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

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

8.2 MONTHLY DEVELOPMENT APPLICATIONS PROCESSING AND DETERMINED

GOV400066, A100055, A100056

86/18 MOTION: Shelley / Paine

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.

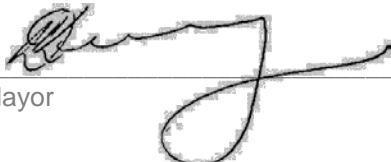
Item 9: Finance

9.1 REVISED DELIVERY PROGRAM 2018/21 AND DRAFT OPERATIONAL PLAN 2018/19


GOV400066, FIN300117

87/18 MOTION: Karavas / Holden

That Council:



 Mayor



 General Manager

1. receive the report by the Chief Financial Officer on the Revised Delivery Program 2018/21 and Draft Operational Plan 2018/19;
2. endorse the Draft Delivery Program 2018/21 and Draft Operational Plan 2018/19 to go on public exhibition for a period of 28 days commencing Friday 20 April 2018; and
3. request a further report be presented following the exhibition period including a review of any submissions made on the Draft Delivery Program 2018/21 and Draft Operational Plan 2018/19.

AMENDMENT: Martens / Thompson

That :

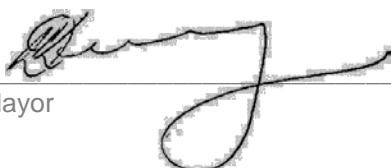
1. the Operational Plan 2018/19 be deferred; and
2. a further rating model of a zero increase to the farming rate be presented to Councillors and that the difference be taken up by the mining category.


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

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

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

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


Mayor


General Manager

9.2 COMMUNITY GRANTS PROGRAM - MARCH

GOV400066, FIN300138

88/18

MOTION: Holden / Paine**That Council:**

1. receive the report by the Manager Financial Planning on the Community Grants Program - March;
2. provide financial assistance to the following applicants in accordance with the criteria and guidelines of the Community Grants Program Policy, subject to those requirements being met;

Gulgong Chamber Commerce	\$10,000.00
Gulgong High School	\$1,600.00
Rotary Club of Mudgee Sunrise	\$2,300.00
Gulgong Golf Club	\$1,000.00

3. do not support the following requests for financial assistance, for the reasons provided in the report;

Frontline Christian Church

The motion was carried with the Councillors voting unanimously.

The following recommendations (item 9.3 to item 9.4) were adopted as a whole, being moved by Cr Shelley, seconded by Cr Karavas and carried with Councillors voting unanimously. Each recommendation is recorded with separate resolution numbers commencing at Resolution No.89/18 and concluding with Resolution No. 90/18.

9.3 MONTHLY STATEMENT OF INVESTMENT AND BANK BALANCES AS AT 31 MARCH 2018

GOV400066, FIN300053

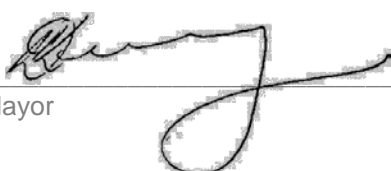
89/18

MOTION: Shelley / Karavas**That Council:**


1. receive the report by the Manager Financial Planning on the Monthly Statement of Investment and Bank Balances as at 31 March 2018; and
2. note the certification of the Responsible Accounting Officer.

The motion was carried with the Councillors voting unanimously.

9.4 MONTHLY BUDGET REVIEW - FEBRUARY 2018



Mayor



General Manager

GOV400066, FIN300117

90/18 MOTION: Shelley / Karavas**That Council:**

1. receive the report by the Manager Financial Planning on the Monthly Budget Review - February 2018; and
2. amend the 2017/18 Operational Plan in accordance with the variations as listed in the Monthly Budget Review attachment to this report.

The motion was carried with the Councillors voting unanimously.

9.5 RENAMING OF AN UNDEVELOPED DISCONTINUOUS SECTION OF BURGUNDY ROAD

GOV400066, R0790141

91/18 MOTION: Shelley / Paine**That Council:**

1. receive the report by the Property Support Officer on the Renaming of an undeveloped discontinuous section of Burgundy Road; and
2. approve Quinn Place for this street name.

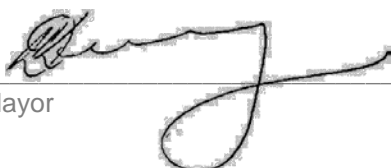
The motion was carried with the Councillors voting unanimously.


9.6 NAMING OF UNNAMED ROAD OFF SPRING RIDGE ROAD

GOV400066, R0790041

92/18 MOTION: Shelley / Holden**That Council:**

1. receive the report by the Property Support Officer on the Naming of unnamed road off Spring Ridge Road;
2. name this road Cuthel Lane; and
3. approve Mariyan, Dean, Yoyang, Yurana, Yurali, Yulan, Balganbaa, Wangarang, Murrung, Yamagan, Yarrany, Bagurra, Gungan, & Wirrang for inclusion in the Pre-Approved Names List for future use in the Council area.



Mayor

General Manager

The motion was carried with the Councillors voting unanimously.

Item 10: Operations

10.1 CHLORINE DISINFECTION IN COUNCIL'S WATER SUPPLY GOV400066, WAT500036

93/18 MOTION: Shelley / Paine

That Council:

1. receive the report by the Manager, Water & Sewer on the Chlorine Disinfection in Council's Water Supply;
2. agree to upgrade the Gulgong disinfection system at the same time as the Mudgee disinfection system is upgraded, to increase efficacy of the disinfection process and improve water quality at Gulgong; and
3. amend the Operational Plan 2017/18 to include \$110,000 for upgrade of the Gulgong disinfection system, funded from Water Reserves.

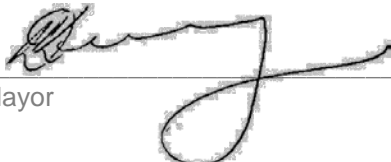
The motion was carried with the Councillors voting unanimously.

10.2 BERYL ROAD WIDENING GOV400066, R4011001

94/18 MOTION: Thompson / Shelley

That Council:

1. receive the report by the Manager Works on the Beryl Road Widening;
2. subject to the Beryl Solar Farm proceeding, accept funding of \$863,426 from First Solar (Australia) Pty Ltd for the widening of Beryl Road and the upgrade of the intersection of Beryl Road and Castlereagh Highway;
3. amend the 2017/18 Operational Plan to include the Beryl Road Widening Project in the amount of \$863,426 funded by First Solar (Australia) Pty Ltd; and
4. authorise the General Manager to negotiate final terms and sign all necessary documentation to formally accept the funds from First Solar (Australia) Pty Ltd.



Mayor



General Manager

The motion was carried with the Councillors voting unanimously.

Item 11: Community

11.1 GLEN WILLOW SPORTING COMPLEX MASTER PLAN 2018
GOV400066, F0650099

95/18 MOTION: Shelley / Paine

That Council:

1. receive the report by the Acting General Manager on the Glen Willow Sporting Complex Master Plan 2018;
2. place the Draft Glen Willow Sporting Complex Master Plan on exhibition for 28 days; and
3. endorse the changes to the Glen Willow Sporting Complex Master Plan, if no public submissions are received.

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

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

Item 12: Reports from Committees

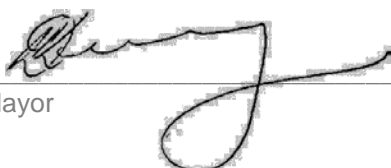
The following recommendations (item 12.1 to item 12.5) were adopted as a whole, being moved by Cr Shelley, seconded by Cr O'Neill and carried with Councillors voting unanimously. Each recommendation is recorded with separate resolution numbers commencing at Resolution No.95/18 and concluding with Resolution No. 99/18.

12.1 GULGONG SPORTS COUNCIL MEETING 12 MARCH 2018
GOV400066, A0360003


96/18 MOTION: Shelley / O'Neill

That Council:

1. receive the report by the Acting General Manager on the



Mayor



General Manager

Gulgong Sports Council Meeting 12 March 2018; and

2. **note the minutes of the Gulgong Sports Council meeting held on 12 March 2018.**

The motion was carried with the Councillors voting unanimously.

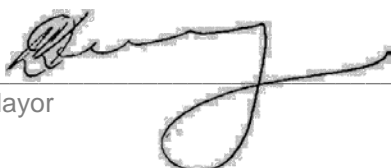
12.2 LOCAL TRAFFIC COMMITTEE MEETING - MARCH 2018

GOV400066, A0100009


97/18

MOTION: Shelley / O'Neill

1. **That Council receive the report by the Manager Development Engineering on the Local Traffic Committee Meeting - March 2018.**
2. **That Council approves the event – “Mudgee Small Farm Field Days” Friday and Saturday, 13 & 14 July 2018 – be classified as a Class 2 event under the “Guide to Traffic and Transport Management for Special Events Version 3.4” and proceeds 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;**
 - g. **the qualification of the person creating the Traffic Control Plan must be a holder of the Prepare a Work Zone Traffic Management Plan or superseded Select and Modify Certificate or the Design and Audit Certificate which has not expired;**
 - 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**
 - II. **amount of at least \$20 million. Such a policy is to list Council, RMS and NSW Police as Interested Parties;**

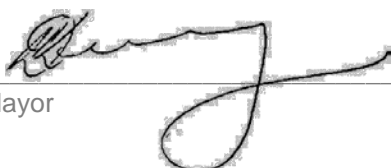


Mayor



General Manager

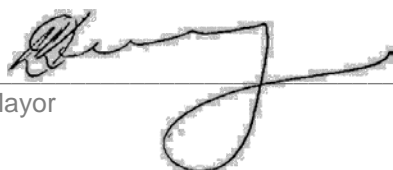
- i. The event convener is to consult with all affected businesses and residents adjacent to the proposed closure, in writing, indicating the period during which their accesses will be affected;
- j. Maintain a four-metre wide emergency vehicle lane;
- k. Advertise the proposed event in local newspapers with relevant information at least two weeks prior to the date;
- l. The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review.
 - l. And the following Special Conditions:
- m. The southbound lane of Henry Lawson Drive be closed between Putta Bucca Road and Ulan Road from 6am on Friday 13 July to 6pm Saturday 14 July 2018;
- n. The southbound lane of Church Street, between Short Street and Market Street, be closed between the hours of 12.00pm – 6.00pm on 13 & 14 July 2018.
- o. The Australian Rural Education Centre entrances on Ulan Road be monitored by appropriately trained traffic controllers between the hours of 7.30am to 10.30am and 3.30pm to 6.00pm (approximately – specific times to suit peak periods);
- p. The Ulan Road / Lue Road intersection be monitored by appropriately trained traffic controllers in the mornings;
- q. The Putta Bucca Road / Gulgong Road intersection is to be monitored by appropriately trained traffic controllers in the afternoons;
- r. The Road Closures be carried out & monitored by appropriately trained traffic controllers;
- s. A request be made to the Council to allow the following Speed Limit alterations on 13 & 14 July 2018;
 - Henry Lawson Drive, from the intersection of Eurunderee Lane to the Vineyard Motel driveway, be reduced to the speed limit of 80kph,
 - Henry Lawson Drive from the Vineyard Motel driveway to the Ulan Road intersection be reduced to the speed limit of 60kph,
 - Ulan Road from the intersection of Buckaroo Road to the cemetery entrance (600m before the AREC site) be reduced to the speed limit of 80kph,
 - Ulan Road from the cemetery entrance to the town entrance be reduced to the speed limit of 60kph,
 - Putta Bucca Road, a 60kph speed zone be imposed from the intersection of Henry Lawson Drive to Chestnut Close.
- t. All Parking is to be provided on site for the public, exhibitors and staff;
- u. The “free courtesy buses” be organised by AREC to



Mayor



- allow public and exhibitors transport to the event, as suggested by the organiser; and
- v. The “contingency plan for wet weather” affected parking areas, be implemented as required;
3. That Council install a “No Stopping” sign on the north western side of Lisbon Road and Oporto Road Intersection in accordance with the Road Rules 2014.
4. That proposed events held at Glen Willow Regional Sports Stadium from 22nd March 2018 to 21st March 2019 be classified as Class 2 events under the “Guide to Traffic and Transport Management for Special Events Version 3.4” and proceeds 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 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;
 - g. A Traffic Control Plan (TCP) certified by a person with a Prepare a Work Zone Traffic Management Plan or maintain a current Select and Modify Certificate or the Design and Audit Certificate under the old qualifications framework to 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, NSW Police Force and RMS is indemnified against any possible action as the result of the event;
 - j. The event convener is to consult with all affected businesses and residents adjacent to the proposed closure, in writing, indicating the period during which their accesses will be affected;
 - k. Maintain a four-metre wide emergency vehicle lane;
 - l. Advertise the proposed event in local newspapers with relevant information at least two weeks prior to the date;
 - m. The organiser is to have a debrief with Council and





Police with all traffic control documentation and controls tabled for review.

And the following special conditions:

- n. Pitts Lane will be closed to all traffic other than those displaying an event parking pass, disabled parking permit and shuttle buses. All other vehicles will be directed to racecourse and Parklands parking;**
- o. Traffic management personnel will be in place at the round-a-bout intersecting Pitts Lane, Lue and Ulan Roads;**
- p. Traffic management personnel will be in place along Lue Road, on approach to the round-a-bout instructing drivers to continue straight through round-a-bout if accredited to do so or turn right and proceed to racecourse and Parklands parking;**
- q. Signage to be displayed at the intersection of the Castlereagh Highway and Rocky Waterhole Road, advising alternate route to the venue;**
- r. Signage to be displayed at the intersection of the Castlereagh Highway and Putta Bucca Road, advising alternate route to the venue.**

- 5. That Council approve the ANZAC Day March road closures that are undertaken consistent with previous year's events.**

The motion was carried with the Councillors voting unanimously.

12.3 HERITAGE COMMITTEE MINUTES 22 MARCH 2018 AND
AMENDMENT TO THE TERMS OF REFERENCE

GOV400066, DEV700020

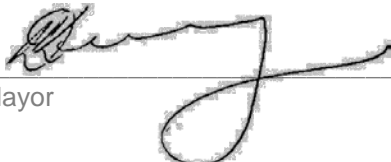
98/18

MOTION: Shelley / O'Neill

That Council:

- 1. receive the report by the Manager, Strategic Planning on the Heritage Committee Minutes 22 March 2018 and amendment to the Terms of Reference;**
- 2. note the minutes of the 22 March 2018 Heritage Committee Meeting; and**
- 3. amend the Terms of Reference for the Heritage Committee, by meeting every second month and reducing the required quorum to 4 committee members (a representative from Gulgong, Mudgee and Rylstone and one additional attendee).**

The motion was carried with the Councillors voting unanimously.


Mayor


General Manager

12.4 RYLSTONE AND KANDOS SPORTS COUNCIL MEETING 7
MARCH 2018

GOV400066, A0360030

99/18 MOTION: Shelley / O'Neill

That Council:

- 1. receive the report by the Acting General Manager on the Rylstone and Kandos Sports Council Meeting 7 March 2018; and**
- 2. note the minutes of the Rylstone and Kandos Sports Council meeting held on 7 March 2018.**

The motion was carried with the Councillors voting unanimously.

12.5 MUDGEE REGIONAL SALEYARDS COMMITTEE

GOV400066, F0720001

100/18 MOTION: Shelley / O'Neill

That Council:

- 1. receive the report by the Director Operations on the Mudgee Regional Saleyards Committee; and**
- 2. note the contents of the minutes of the Mudgee Regional Saleyards Committee Meeting held on the 22 March 2018.**

The motion was carried with the Councillors voting unanimously.

Item 13: Urgent Business Without Notice

Nil

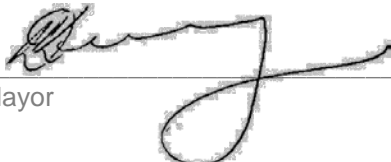
Item 14: Confidential Session


101/18 MOTION: Shelley / O'Neill

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.


Mayor


General Manager

14.1 Update on LEC Proceedings No.18/76402 - White Rock Road, Pinnacle Swamp

The reason for dealing with this report confidentially is that it relates to advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege in accordance with Section 10A(2)(g) 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 a matter subject to legal proceedings.

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 UPDATE ON LEC PROCEEDINGS NO.18/76402 - WHITE
ROCK ROAD, PINNACLE SWAMP

GOV400066, DA0642/2007 Part 3

102/18

MOTION: Paine / O'Neill

That Council:

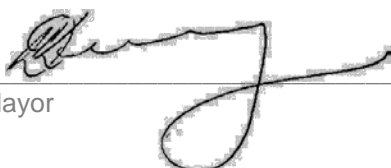
1. receive the report by the Manager, Statutory Planning on the Update on LEC Proceedings No.18/76402 - White Rock Road, Pinnacle Swamp; and
2. adopt the recommendation contained in the confidential report


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

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

Item 15: Urgent Confidential Business Without Notice

Nil


Mayor


General Manager

Item 16: Open Council

103/18 MOTION: Holden / Paine

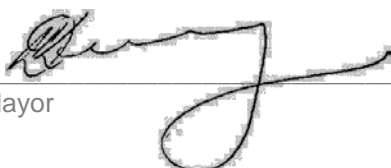
That: Council move to Open Council.

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 7.09pm.



Mayor



General Manager