

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

25 October 2017, commencing at 5.30 PM

Held in the Hilltops Council, Boorowa Chamber, 6-8 Market Street, Boorowa

ATTENDANCE

Mayor Cr Brian Ingram

COUNCILLORS

Gregory Armstrong
Tony Flanery
John Horton
Christopher Manchester
Rita O'Connor
Margaret Roles
Matthew Stadtmiller
Wendy Tuckerman
John Walker
Anthony Wallace

STAFF

A McMahon	General Manager
L Furness	Executive Director Corporate and Community
J Jordan	Chief Financial Officer
D Wymer	Director Infrastructure Services
S Langman	Director Sustainable Growth

PUBLIC FORUM

- Item: 17/206 – Forsythe Avenue, Young Residential Subdivision
John Pattinson
- 17/205 – Coppabella Wind Farm Modification Application
Annette Hume

APOLOGIES

Nil

SYMPATHY EXPRESSIONS

17/274 RESOLVED:

That Council staff and members of the public be upstanding for a minute silence to express our sympathy on the passing of:

**Ross Flanery; Noel Carroll; Lorna Owen; Julius Phillips; Mason Campbell;
John Cavanagh; David Morgan; Robert Smith; Gwenda Bowyer; Noel Batinich;
David King.**

Moved: Mayor Ingram

General Manager

Mayor

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CONFIRMATION OF MINUTES

17/275 RESOLVED:

That the minutes of the Ordinary Meeting of Council held on 27 September 2017, be confirmed as a true and accurate record.

Councillors: Walker/Flanery

BUSINESS ARISING – MINUTES

Nil

DECLARATIONS OF INTEREST - CONFLICT OF INTEREST

Cr Horton - non-pecuniary, Item 17/210 - Contract for the Provision of Services at Kruger Medical Centre

Not vote or discuss matter

Cr O'Connor - non-pecuniary, Item 17/201 - Development Application Statistics for September 2017

Not vote or discuss matter

Cr Flanery - pecuniary - Item 17/204 - Hilltops Local Heritage Fund 2017-18

Left meeting and did not vote

Cr Flanery, non-pecuniary, Item 17/206 – Forsythe Avenue, Young Residential Subdivision

That the declaration is noted

Cr Manchester, non-pecuniary, Item 17/204 - Hilltops Local Heritage Fund 2017-18

Not vote or discuss matter

NOTICE OF MOTION

17/276 RESOLVED:

That further information to be bought back to a future meeting of Council regarding Men's Sheds, rates.

Motion: Mayor Ingram

NOTICE OF RECISSION MOTION

17/277 RESOLVED:

That the motion is invalid by Clause 283 Local Government Act – Unlawful

Motion: Mayor Ingram

General Manager

Mayor

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GENERAL MANAGER'S REPORT

17/184 – GOLDENFIELDS WATER COUNTY COUNCIL

17/278 RESOLVED:

Four nominations received for the Goldenfields Water County Council Board:
Armstrong/Manchester/Stadtmiller/Tuckerman

Cr Armstrong and Cr Stadtmiller - were elected to the Goldenfields Water County Council Board.

17/185 - HILLTOPS COUNCIL EXTERNAL COMMITTEE AND INTERNAL ADVISORY COMMITTEE REVIEW

17/279 RESOLVED: That Council;

1. *Endorse the recommendations and interested representatives for each committee and group as outlined in the report; and*
2. *Call for nominations on all committees that are yet to be formed for a period of 28 days.*

Local Emergency Management

Categorisation	Council led External Operational/Statutory Committee – SES Act
Role	<i>To coordinate management and planning of local emergencies. To prepare plans in relation to the prevention of, preparation for, response to and recovery from emergencies in the Hilltops Council LGA</i>
Membership Requirement	<i>Chair is the General Manager, no role for Councillors</i>
Recommendation	<i>General Manager</i>

Local Traffic Committee

Categorisation	External (Statutory / Technical)
Role	<i>The detailed arrangements relating to the local traffic committee are available at: http://www.rms.nsw.gov.au/business-industry/partners-suppliers/documents/technicalmanuals/ltcguidev13_i.pdf This committee is a statutory committee that has clear defined functions, delegations and roles. It is proposed that Council have a separate Section 355 Traffic and Access Committee that would refer certain matters to the Local Traffic Committee for technical assessment.</i>
Membership Requirement	<i>Council representative, recommended that this be Councils Director of Infrastructure or his delegate</i>
Recommendation	<i>Director of Infrastructure</i>

General Manager

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Floodplain Risk Management Committee – external statutory

<i>Categorisation</i>	<i>External</i>
<i>Role</i>	<i>To assist Council in the development and implementation of the floodplain risk management plans for the area under its jurisdiction</i>
<i>Membership Requirement</i>	<i>2 Councillor nominations required</i>
<i>Interested Representatives</i>	<i>Mayor Ingram & Councillor Roles</i>

Hilltops Fruit Fly Initiatives – external advisory

<i>Categorisation</i>	<i>External</i>
<i>Role</i>	<i>This committee was originally formed to understand how fruit fly could be better monitored and managed across the area.</i>
<i>Membership Requirement</i>	<i>Councillor nominations required</i>
<i>Interested Representatives</i>	<i>Mayor Ingram & Councillor Manchester</i>

Lachlan Regional Transport

<i>Categorisation</i>	<i>External</i>
<i>Role</i>	<i>To establish the most efficient and fair transport system covering all means of transport for freight and people in the State of New South Wales. LRTC has many times raised the concerns of regional people about the need to make optimum use of transport infrastructure and maintain standards of transport services.</i>
<i>Membership Requirement</i>	<i>Councillor nomination required</i>
<i>Interested Representatives</i>	<i>Councillor Horton & Councillor Flanery</i>

Southwest Regional Waste Management Group

<i>Categorisation</i>	<i>External</i>
<i>Role</i>	<i>To oversee the provision of regional waste management services, specifically in relation to contractual, operational and licensing arrangements at the Bald Hill Regional Waste Facility. The Group has representatives from Yass Valley, Snowy Valleys, Cootamundra Gundagai and Hilltops Councils.</i>
<i>Membership Requirement</i>	<i>Traditionally one Councillor and one staff representative</i>
<i>Interested Representatives</i>	<i>Councillor O'Connor & Manager of Environment and Health</i>

General Manager

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Southern Slopes Bushfire Management & Liaison Committees

<i>Categorisation</i>	<i>External</i>
<i>Role</i>	<i>To assist the Rural Fire Service in the planning and performance of its functions</i>
<i>Membership Requirement</i>	<i>Councillor Nomination and General Manager</i>
<i>Recommendation</i>	<i>Mayor Ingram & General Manager</i>

Police Advisory Command Team

<i>Categorisation</i>	<i>External</i>
<i>Role</i>	<i>To provide a conduit for community based issues to be raised with police for addressing. It should be noted that the functions of these committees are being reviewed.</i>
<i>Membership Requirement</i>	<i>Mayor</i>
<i>Recommendation</i>	<i>Mayor Ingram</i>

Southern Tablelands Regional Arts Inc (STARTS)

<i>Categorisation</i>	<i>External</i>
<i>Role</i>	<i>To provide strategic direction for sustainable arts and cultural development in the region</i>
<i>Membership Requirement</i>	<i>Board has recently been elected. Will nominate representative to attend meetings.</i>

Young Showground Trust

<i>Categorisation</i>	<i>External Crown Trust</i>
<i>Role</i>	<i>To take care of, control, plan for and manage the Young Showground</i>
<i>Membership Requirement</i>	<i>Council representative</i>
<i>Recommendation</i>	<i>Mayor Ingram</i>

Canberra Region Joint Organisation (CBRJO)

<i>Categorisation</i>	<i>External (Joint Organisation of Councils)</i>
<i>Role</i>	<i>To promote regional cooperation of Councils (and the ACT Government) within the Canberra region with a particular focus on regional advocacy, regional strategic planning and service efficiencies where demonstrated benefit. Includes Bega Valley, Eurobodalla, Snowy Monaro, Queanbeyan Palerang, Upper Lachlan, Goulbourn Mulwaree, Yass Valley and Hilltops Councils as well as the ACT Government. Refer http://www.canberraregion.org.au/</i>
<i>Membership Requirement</i>	<i>Mayor & General Manager</i>
<i>Recommendation</i>	<i>Mayor Ingram & General Manager</i>

General Manager

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Central West Regional Organisation of Councils (CENTROC)

<i>Categorisation</i>	<i>External (Regional Organisation of Councils)</i>
<i>Role</i>	<i>To promote regional cooperation of Councils within the Central West region with a particular focus on regional advocacy, regional strategic planning and service efficiencies where demonstrated benefit. Refer http://www.centroc.com.au/ for further information</i>
<i>Membership Requirement</i>	<i>Mayor & General Manager</i>
<i>Recommendation</i>	<i>Mayor & General Manager</i>

Country Mayors Association

<i>Categorisation</i>	<i>External</i>
<i>Role</i>	<i>A forum for regional and rural Councils to collectively advocate on issues that are relevant to its members and to have direct access to key Government stakeholders.</i>
<i>Membership Requirement</i>	<i>Mayor & General Manager (as observer)</i>
<i>Recommendation</i>	<i>Mayor & General Manager</i>

Blayney / Demondrille Rail Line

<i>Categorisation</i>	<i>Working Group</i>
<i>Role</i>	<i>To work collectively with partner Councils of Weddin, Cowra and Blayney to advocate and secure funding for the reopening of the Blayney to Demondrille Rail Line</i>
<i>Membership Requirement</i>	<i>Mayor & General Manager</i>
<i>Recommendation</i>	<i>Mayor & General Manager</i>

Aboriginal Advisory Committee

<i>Categorisation</i>	<i>External (To be formed)</i>
<i>Role</i>	<i>To provide a forum for support, communication and understanding between the Local Aboriginal community and Hilltops Council</i>
<i>Membership Requirement</i>	<i>Councillor nominations & General Manager</i>
<i>Interested Representatives</i>	<i>Mayor Ingram, Councillor O'Connor & General Manager</i>

General Manager

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Passenger Transport Working Group

<i>Categorisation</i>	<i>External (To be formed)</i>
<i>Role</i>	<i>Provide a forum for identifying passenger transport issues and potential solutions.</i>
<i>Membership Requirement</i>	<i>Councillor representatives and transport stakeholders</i>
<i>Interested Representatives</i>	<i>Councillor Walker & Councillor Horton</i>

Freight Productivity Group

<i>Categorisation</i>	<i>External</i>
<i>Role</i>	<i>Provide a forum for identifying potential efficiencies in freight transport and increasing economic output</i>
<i>Membership Requirement</i>	<i>Councillor representatives and transport stakeholders</i>
<i>Interested Representatives</i>	<i>Cr Flanery</i>

Windfarm Community Consultative Committees – Coppabella, Rye Park, Bango

<i>Categorisation</i>	<i>External</i>
<i>Role</i>	<i>Provide a forum for discussion between a proponent and representatives of the community, stakeholder groups and the local council on issues directly relating to a specific project. These committees allow proponents to keep the community informed, seek community views and respond to matters raised by the community. They also allow community members and the local council to seek information from proponents on the development and implementation of projects. This will facilitate the delivery of balanced social, environmental and economic outcomes.</i>
<i>Membership Requirement</i>	<i>Council representative (x3)</i>
<i>Interested Representatives</i>	<i>Coppabella – Councillor O'Connor Rye Park – Councillor Walker Bango – Councillor Tuckerman</i>

Councillors: Armstrong/Horton

General Manager

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17/186 - HILLTOPS COUNCIL SECTION 355 COMMITTEES & COMMITTEES OF COUNCIL REVIEW

17/280 RESOLVED: That Council;

1. Endorse the nominations of Councillors interested in each committee as outlined in the report;
2. Endorse establishment of the committees of Council and Section 355 committees as outlined in the report
3. Re-call for nominations on all Section 355 Committees of Council with advertising for a period of 28 days and specifically writing to existing members seeking their continued interest.

Financial Assistance & Sponsorship Committee

Categorisation	Internal (Yet to be formed)
Role	The purpose of this committee is to assess applications received for financial assistance and sponsorships in accordance with Council's adopted policies as well as monitoring the relevance and applicability of those policies. Council has the option to make this committee an advisory committee or there is also the option to make it a formal committee of Council with delegations to make decisions within the approved budget. In other words, Council could make the decision to delegate the decision on where funds are finally allocated to. It is recommended that this committee, at least in the first instance, remain an advisory committee making recommendations to Council for final decisions.
Membership Requirement	Councillor nomination required
Interested Representatives	Councillor Armstrong, Councillor Roles, Councillor Tuckerman, Councillor Manchester & Councillor Horton

Policy Development & Review

Categorisation	Internal (Yet to be formed)
Role	To develop, review and monitor at a detailed level Council policy and provide policy recommendations to Council.
Membership Requirement	Councillor nominations required, Executive staff will play an observer and advisory role with this committee
Interested Representatives	Mayor Ingram & Deputy Mayor Wallace

General Manager

Mayor

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Asset Management Steering Committee

Categorisation	<i>Internal (Yet to be formed)</i>
Role	<i>To review affordable service levels deliverable to the community for the range of services Council provides through physical assets</i>
Membership Requirement	<i>Councillor nominations required, Executive staff will play an observer and advisory role with this committee</i>
Interested Representatives	<i>Councillor Walker, Councillor Armstrong, Councillor Flanery, & Deputy Mayor Wallace</i>

Village Associations	Progress	Current Chairperson	Councillor Nominations
<i>Murringo Association</i>	<i>Community</i>	<i>Tricia Mack</i>	<i>Cr Wallace</i>
<i>Jugiong Group</i>	<i>Advancement</i>	<i>Paul Leseberg</i>	<i>Cr O'Connor, Cr Horton</i>
<i>Wombat Association</i>	<i>Progress</i>	<i>Shelley McCrae</i>	<i>Cr O'Connor</i>
<i>Galong Association</i>	<i>Progress</i>	<i>William McCaskill</i>	<i>Cr Horton, Cr Flanery</i>

Community Committees	Councillor Nominations
<i>Young National Cherry Festival</i>	<i>Cr Walker</i>
<i>Young Town Band (Proposal to change name to Hilltops Town Band)</i>	<i>Cr Walker</i>
<i>Boorowa Irish Woolfest</i>	<i>Cr Tuckerman</i>
<i>Australia Day</i> <ul style="list-style-type: none"> • <i>Young (Maree Lamb)</i> • <i>Boorowa (Janene Hurley)</i> • <i>Harden (Kim Hill)</i> 	<ul style="list-style-type: none"> • <i>Mayor Ingram</i> • <i>Cr Armstrong (Young)</i> • <i>Cr Tuckerman (Boorowa)</i> • <i>Cr Manchester (Harden)</i> • <i>Cr Stadtmiller (Harden)</i>
<i>Boorowa Red Hill</i>	<i>Director of Sustainable Growth</i>
<i>Boorowa Community Garden</i>	<i>Cr Tuckerman, Cr O'Connor</i>
<i>Harden Kite Festival</i>	<i>Cr Horton</i>
<i>Healthy Harden</i>	<i>Cr Horton</i>
<i>Young Healthy Shires</i>	<i>Cr Roles</i>
<i>Young Sports Advisory</i>	<i>Mayor Ingram</i>
<i>Harden Sports Advisory</i>	<i>Cr Flanery, Cr Stadtmiller</i>
<i>Boorowa Showground</i>	<i>Cr Tuckerman, Cr Flanery</i>
<i>Harden Visitor Information Centre</i>	<i>Cr O'Connor</i>
<i>Sibelco Voluntary Planning Agreement</i>	<i>Cr Manchester, Cr Flanery</i>
<i>Sibelco Liaison Committee</i>	<i>Cr Manchester, Cr Flanery</i>
<i>Rye Park Wind Farm Community Enhancement Fund Committee</i>	<i>Cr Tuckerman</i>

General Manager

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<i>Regional Committees</i>	<i>Current Chairperson</i>	<i>Councillor Nomination</i>
<i>Traffic & Access Advisory</i>	<i>John Walker</i>	<i>Cr Walker Cr Manchester</i>
<i>Arts & Cultural</i> <ul style="list-style-type: none">• <i>Sub-committees</i><ul style="list-style-type: none">○ <i>Family Adventure Playground</i>○ <i>Senior's Week</i>	<i>James Cronin</i>	<i>Cr Horton, Cr Wallace, Cr Roles</i>
<i>Economic Development</i>	<i>Elke Cleverdon</i>	<i>Mayor Ingram, Cr Armstrong, Cr Flanery</i>
<i>Environmental Initiatives</i>	<i>Julia Atkin</i>	<i>Cr O'Connor</i>
<i>Tourism</i>	<i>Wes Leseberg</i>	<i>Cr O'Connor, Cr Horton Cr Tuckerman</i>
<i>Youth Initiatives</i>	<i>temporarily inactive due to inability to meet quorum requirements</i>	<i>Cr O'Connor Cr Horton Cr Stadtmiller</i>
<i>Health Advisory Committee</i>	<i>To be formed</i>	<i>Mayor & 1 Councillor</i>
<i>Sports Advisory Committee</i>	<i>To be formed</i>	<i>Cr Stadtmiller</i>

Councillors: Wallace/Armstrong

17/187 – LOCAL GOVERNMENT NSW ANNUAL CONFERENCE

17/281 RESOLVED:

That Mayor Ingram, Cr Stadtmiller and General Manager, attend the 2017 LGNSW Conference.

Councillors: Horton/Flanery

17/282 RESOLVED:

That Mayor Ingram and Cr Stadtmiller are allocated one vote each at the 2017 LGNSW Conference.

Councillors: Armstrong/Roles

General Manager

Mayor

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17/188 – ADOPTION OF COUNCIL POLICIES

17/283 RESOLVED: *That Council; adopt the following draft policies:*

- *Draft Activities Approvals Policy;*
- *Draft Code of Meeting Practice;*
- *Draft Complaints Management Policy;*
- *Draft Councillor Expenses and Facilities Policy;*
- *Draft Enforcement Policy;*
- *Draft On-Site Sewerage Management Policy;*
- *Draft Planning Agreement Policy;*
- *Draft Plumbing and Drainage Policy;*
- *Draft Related Party Disclosures Policy;*
- *Draft Subdivision Work Agreement Policy;*
- *Draft Swimming Pools Inspection Program Policy;*
- *Draft Fees & Charges Policy.*

and;

That the meeting continues under the former Young Shire Council – Code of Meeting Practice.

Councillors: Wallace/O'Connor

17/189 – COUNCIL OFFICE CHRISTMAS CLOSE DOWN

17/284 RESOLVED: *That Council;*

1. *Endorse the closure of Council operations from 12 noon on Friday, 22 December 2017, with operations to reopen on Tuesday, 2 January 2018; and*
2. *Note that a skeleton staff will be employed over the Christmas break.*

Councillors: Flanery/Stadtmitter

17/190 – AUDIT AND RISK IMPROVEMENT COMMITTEE (ARIC)

17/285 RESOLVED:

That Council, in accordance with the membership and appointment terms of the Hilltops ARIC Charter;

1. *appoint the Mayor and Councillor Armstrong as voting members of the ARIC; and*
2. *agree to the continuation of Mr Andrew Fletcher and Mr Ron Gillard as independent members of the ARIC.*

Councillors: Horton/Armstrong

General Manager

Mayor

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17/194 – MEMORANDUM OF UNDERSTANDING – SOUTHERN TABLELANDS ARTS

17/289 RESOLVED:

That; the Memorandum of Understanding between the Hilltops Council and Southern Tablelands Arts be entered into and that the Mayor or his delegate sign on behalf of the Council.

Councillors: Flanery/Roles

17/195 – DONATIONS AND FINANCIAL ASSISTANCE RECOMMENDATIONS

17/290 RESOLVED: *That Council;*

- 1. Provide donations and/or financial assistance to the following groups from the two funds as outlined below:*

Group	Total Infrastructure Fund	Total Donation Fund	Total Given
<i>Harden Murrumburrah Rugby League</i>		\$500	\$500
<i>200 Army Cadet Unit – Boorowa and Young</i>		\$500	\$500
<i>Young Society of Artists</i>		\$500	\$500
<i>Harden Murrumburrah Historical Society Inc</i>		\$500	\$500
<i>Murrumburrah Light Horse Heritage Troop</i>		\$500	\$500
<i>Harden Polocrosse Club Inc</i>	\$7,000		\$7,000
<i>Young & District Girl Guide Support Group</i>	\$325	\$500	\$825
<i>Harden Murrumburrah Gentle Exercise</i>		\$500	\$500
<i>Bendick Murrell Recreation Reserve Trust</i>	\$10,000		\$10,000
<i>Harden Kite Festival</i>	\$1,000	\$500	\$1,500
<i>Boorowa Musical & Dramatic Society</i>		\$500	\$500
<i>Boorowa Gun Club Inc</i>	\$10,000		\$10,000
<i>Hilltops Domestic & Family Violence Reference Group</i>		\$1,500	\$1,500
<i>Tubbul Campdraft</i>	\$10,000		\$10,000
<i>Harden & District Junior Cricket Club & Harden Cricket Club</i>	\$4,000		\$4,000
<i>Young Food Hall</i>	\$500	\$500	\$1,000
<i>Boorowa Community Landcare Inc</i>	\$1500	\$800	\$2,300
<i>Frogmore Hall & Recreation Reserve Trust</i>		\$500	\$500
<i>Milvale Progress Assoc Inc</i>		\$500	\$500

General Manager

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2. *Make a further donation of \$1791 to the Milvale Progress Association towards public liability insurance and \$121 to the Frogmore Hall and Recreation Reserve Trust towards rates;*
3. *Agree to lift the maximum donation to \$1000;*
4. *Work with Community Groups in order to facilitate cheaper options for public liability insurance;*
5. *Undertake a further round of calls for financial assistance in February 2018. Groups who have already been awarded assistance would not be eligible to apply;*
6. *Host a suitable event so that the Mayor and Councillors can present cheques to the various community groups; and*
7. *Make an allocation of \$3,000 towards Schools and TAFE presentation nights and the Mayor to allocate monies.*
8. *That staff provide a report on access needs across Hilltops to Council with a view to potentially allocating future funds towards access and that further funds are not allocated until the report is provided.*

Councillors: Horton/Roles

17/196 – UPDATE ON CLOSED PORTION OF BATHURST STREET PLAN OF MANAGEMENT

17/292 RESOLVED: *That Council;*

1. *Change the focus of the Light Horse Memorial Community Reference group to Murrumburrah Precinct Plan;*
2. *Invite the Roberts Park Trust and the Showgrounds Trust to nominate a representative to the group;*
3. *Nominates Cr Flanery as representative to the group; and*
4. *Formally invite Roy and Amanda Levett on to the group to provide Aboriginal cultural and heritage advice.*

Councillors: Manchester/O'Connor

17/197 – CASH AND INVESTMENTS AS AT 30 SEPTEMBER 2017

17/293 RESOLVED:

That the Statement of cash and investments as at 30 September 2017 be received.

Councillors: Walker/O'Connor

General Manager

Mayor

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17/198 – FINANCIAL STATEMENTS – HILLTOPS COUNCIL

17/294 RESOLVED:

1. That Council's Financial Statements be referred to audit in accordance with section 413(1) of the Local Government Act.
2. That Council note that the financial statements have been prepared in accordance with;
 - The Local Government Act 1993 (as amended) and the Regulations made there under;
 - The Australian Accounting Standard and professional pronouncements;
 - The Local Government Code of Accounting Practice and Financial Reporting.
3. That Council note that the financial statements present fairly the operating result and financial position, and accord with Council's accounting and other records.
4. That Council is not aware of any matter that would render the financial statements false or misleading in anyway.
5. That, in accordance with section 413(2)c the Mayor, Deputy Mayor, General Manager and Responsible Accounting officer sign the Statement by Members and Management of the financial statements.
6. That the General Manager be delegated authority to issue the financial statements upon receipt of the audit report.

Councillors: Armstrong/Tuckerman

17/199 — LOCAL GOVERNMENT HERITAGE PLANNING STUDIES GRANTS 2018-19

17/295 RESOLVED:

That Council; lodge an application for grant funding under the NSW Heritage Grants Local Government Heritage Planning Studies 2018-19 Guidelines for:

1. A LGA wide Community Based Heritage Study of up to \$40,000;
2. An Aboriginal Heritage Study of up to \$40,000;
3. A Heritage Development Control Plan Study of up to \$10,000 (matched)
4. A Heritage Main Street Study of up to \$10,000 (matched)

Councillors: Wallace/Walker

General Manager

Mayor

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17/200 – SUBMISSION – NSW ENVIRONMENTAL PLANNING AND ASSESSMENT REGULATION

17/296 RESOLVED: *that Council;*

- 1. delegate to the General Manager the ability to make a submission to the NSW Department of Planning and Environment on the issues paper for the review of the Environmental Planning and Assessment Regulation; and*
- 2. prior to forwarding any submission to the NSW Department of Planning and Environment it be circulated to all Councillors for comment and feedback.*

Councillors: Manchester/Horton

17/201 – DEVELOPMENT APPLICATION STATISTICS FOR SEPTEMBER 2017

17/297 RESOLVED:

That Council; receive and note the status and processing times for development applications, as at 30 September 2017.

Councillors: Walker/Horton

Cr O'Connor did not vote or discuss

17/202 – JOINT REGIONAL PLANNING PANEL – SOUTHERN

17/298 RESOLVED:

That Council; readvertise to call for nominations for the position of community members to the Joint Regional Planning Panel – Southern to represent Hilltops Council.

Councillors: Horton/Walker

17/203 – BIOSECURITY (WEEDS) FUNCTIONS OF HILLTOPS COUNCIL

17/299 RESOLVED:

That Hilltops Council; establish a s355 Weeds Management Committee, with community representatives, and staff on the committee and the Mayor and General Manager seek a meeting with the relevant Minister.

Councillors: Wallace/O'Connor

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

25 October 2017, commencing at 5.30 PM

Held in the Hilltops Council, Boorowa Chamber, 6-8 Market Street, Boorowa

Cr Flanery left the room at 7.27pm – Pecuniary Interest

17/204 – HILLTOPS LOCAL HERITAGE FUND 2017-18

17/300 RESOLVED:

That Council disburse the funds from the Local Heritage Funds 2017-18 via the following grants:

- (a) \$2,000.00 for Ardresier Homestead, Glen Ayr Rd, Harden.
- (b) \$3,000.00 for Bank of NSW (fmr), Lot 1 McMahan St., Galong.
- (c) \$2,500.00 for Bank of NSW (fmr), 319 Albany St., Murrumburrah.
- (d) \$2,500.00 for Bendick Murrell Memorial Hall, 121 Bendick Murrell Rd., Bendick Murrell.
- (e) \$1,000.00 for Christ Church Anglican Church, 2471 Murringo Rd., Murringo.
- (f) \$1,000.00 for Cottage, 7a Ryan St., Galong.
- (g) \$1,500.00 for Cottage, 66 Scott St., Harden.
- (h) \$1,000.00 for Crowther Creek Office & Store, "Cooyong" McNights Rd., Crowther.
- (i) \$3,000.00 for Crowther Shearing Shed, 147 Reid's Rd., Crowther.
- (j) \$2,000.00 for Currawong Stockman's Cottage, Hartfield Rd., Harden.
- (k) \$3,000.00 for Louvain Shearers Quarters, 462 Murringo Rd., Murringo.
- (l) \$1,000.00 for Lower Coolegong Shearing Shed, 706 Jerrybang Lane, Bulla Creek.
- (m) \$2,500.00 for Roseville Stone Stables, "Roseville" Kingsvale Rd., Kingsvale.
- (n) \$2,500.00 for St Clements Retreat, Kalangan Rd., Galong.
- (o) \$1,500.00 for St Joseph's Kindergarten (fmr), 10 Dundas St, Young.
- (p) \$2,000.00 for St Marks Anglican Church, 10 Tiverton Rd, Currawong.
- (q) \$2,000.00 for Uniting Church Hall, Cnr Derby & Binalong Sts, Harden.
- (r) \$2,000.00 for Weirview Homestead, 100 Weirview Rd, Harden.

Councillors: Wallace/O'Connor

Cr Flanery returns to room at 7.33

Cr Manchester - did not vote or discuss

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

25 October 2017, commencing at 5.30 PM

Held in the Hilltops Council, Boorowa Chamber, 6-8 Market Street, Boorowa

17/205 – COPPABELLA WIND FARM MODIFICATION APPLICATION

17/301 RESOLVED:

That Council; make a submission to the Department of Planning and Environment seeking:

- (a) adjustments to the community enhancement fund contribution in line with the Policy of Yass Valley Council;*
- (b) a Planning Assessment Commission hearing be held locally; and*
- (c) Access be required from the Harden side of the Coppabella Range to ensure economic flow on benefits and that an information booth be provided in Harden.*

Councillors: Flanery/Horton

17/206 – FORSYTHE AVENUE, YOUNG RESIDENTIAL SUBDIVISION

17/302 RESOLVED:

That Council; discuss the matter in Closed Council.

Councillors: Ingram/Horton

17/207 – 2017/DA-000163 – DWELLING (CONCEPT) – 81 FORBES LANE, YOUNG

17/303 RESOLVED:

That Council; approve the Clause 4.6 variation of the development standard contained in Clause 6.1 of the Young LEP 2010, relating to the minimum lot size for the erection of a dwelling, and approve the following application, subject to the conditions below.

- *Application No.: 2017/DA-00163*
- *Property: Lot 976 DP 754611 81 Forbes Lane, Young*
- *Development: Concept development for a dwelling (new) - Stage 1 - establishment of dwelling building envelope; Stage 2 - erection of a dwelling (subject to a further development application).*

Section A – Administrative Conditions

Development description

A1. A concept development consent is granted only to carrying out the concept development described in detail below:

- (a) Stage 1 – establishment of dwelling building envelope,*

General Manager

Mayor

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- (b) *Stage 2 – erection of a dwelling (subject to a further development application).*

Development in accordance with plans

A2. *The development shall be generally in accordance with development application number 2017/DA-00163, submitted by the Applicant on 25th September 2017, and in accordance with the following supporting documentation submitted with that application:*

- *site plan showing the proposed building envelope, dated 9 October 2017, submitted 9th October 2017*
- *statement of environmental effects, prepared by DA Busters Pty Ltd, dated 12th September 2017, submitted 25th September 2017 (excluding the site plan contained in Appendix 1).*

Inconsistency between documents

A3. *In the event of an inconsistency between the conditions of this consent and the documents and/or plans referred to in Condition A2, then the conditions of this consent shall prevail to the extent of the inconsistency.*

Determination applications for subsequent stages

A4. *In accordance with Section 83B(4) of the Environmental Planning & Assessment Act, 1979, the following stage must be subject to further development consent:*

- *Stage 2 – erection of a dwelling*

A5. *In accordance with Section 83D(2) of the Environmental Planning & Assessment Act, 1979, the Stage 2 development application, shall not be inconsistent with the concept proposal, terms of this approval, and the concept plans and documents identified in Condition A2.*

Section B – Conditions pertaining to stage 1 - establishment of dwelling building envelope

Location of building envelope

B1. *The building envelope shall be located as per the approved plans identified in Condition A2 above.*

Section C – Further environmental assessment requirements - Stage 2 development application (erection of a dwelling)

Documentation

C1. *Any future applications shall be accompanied by the following plans and/or documents:*

- *site plan (scale 1:200),*

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

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- *elevations and floor plan of the house,*
- *stormwater and drainage details,*
- *earthworks where proposed, including cut and fill of the site, details of construction of stable batters and/or retaining walls including cross-sections,*
- *BASIX certificate (where applicable),*
- *a statement of environment effects,*
- *specific details on the upgrade to the gully crossing.*

Location of dwelling

C2. The dwelling shall be located within the approved building envelope.

Development control plan

C3. The proposed development shall be designed and sited in accordance with the requirements of Section 2.1 (Rural Dwellings) of the Young Development Control Plan.

Councillors: Armstrong/Roles

For: Councillors: Ingram, Flanery, Walker, O'Connor, Tuckerman, Manchester, Wallace, Stadtmiller, Roles, Armstrong, Horton

Against: Nil

17/208 – FOOD AND ORGANICS COLLECTION

Motion:

That Council; cease collecting Food Organics and establish a Green Waste only collection in Harden Murrumburrah until legal processing is available.

Councillors: Horton/O'Connor

Amendment to the motion:

That Council adjust the cost for the green waste collection for those effected after reporting to Council.

Councillors: Armstrong/Horton

Amendment is defeated

17/305 RESOLVED:

That Council; cease collecting Food Organics and establish a Green Waste only collection in Harden Murrumburrah until legal processing is available.

Councillors: Horton/O'Connor

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

25 October 2017, commencing at 5.30 PM

Held in the Hilltops Council, Boorowa Chamber, 6-8 Market Street, Boorowa

CORRESPONDENCE FOR ATTENTION

ACTION

- ◆ Bunyip Pre-School and Long Day Care Centre

17/306 RESOLVED:

That Council; accept the funding and work with Bunyip Pre-School and Long Day Care Centre for an Educational Scooter and Cycleway Project.

Councillors: Horton/Roles

17/307 RESOLVED:

That the balance of correspondence be noted.

Councillors: Wallace/Tuckerman

COUNCIL COMMITTEE REPORTS

17/308 RESOLVED:

That the balance of the committee reports be noted.

Councillors: Wallace/Horton

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

25 October 2017, commencing at 5.30 PM

Held in the Hilltops Council, Boorowa Chamber, 6-8 Market Street, Boorowa

CLOSED COUNCIL

17/209 – EXCLUSION OF THE PRESS AND PUBLIC

STATUTORY PROVISIONS

In accordance with the *Local Government Act 1993* and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is of a kind as referred to in section 10A(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

Set out below is section 10A(2) of the *Local Government Act 1993* in relation to matters which can be dealt with in the closed part of a meeting.

The matters and information are the following:

- (a) personnel matters concerning particular individuals (other than Councillors)
- (b) the personal hardship of any resident or ratepayer
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business
- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it,
 - or
 - (ii) confer a commercial advantage on a competitor of the Council,
 - or
 - (iii) reveal a trade secret
- (e) information that would, if disclosed, prejudice the maintenance of law
- (f) matters affecting the security of the Council, Councillors, Council staff or Council property
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege
- (h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

25 October 2017, commencing at 5.30 PM

Held in the Hilltops Council, Boorowa Chamber, 6-8 Market Street, Boorowa

17/309 RESOLVED:

1. *That Council resolve into Closed Council to consider business identified, together with any late reports tabled at the meeting.*
2. *That pursuant to section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A(2) as outlined above.*
3. *That the correspondence and reports relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the Local Government Act 1993.*

Councillors: Horton/Tuckerman

ITEM 1: COMMERCIAL MATTER

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it.

ITEM 2: COMMERCIAL MATTER

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it.

ITEM 3: COMMERCIAL MATTER

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it.

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

25 October 2017, commencing at 5.30 PM

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ITEM 4: COMMERCIAL MATTER

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it.

ITEM 5: COMMERCIAL MATTER

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it.

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

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Held in the Hilltops Council, Boorowa Chamber, 6-8 Market Street, Boorowa

17/210 – CONTRACT FOR THE PROVISION OF SERVICES AT THE KRUGER MEDICAL CENTRE

17/310 RESOLVED: *That Council;*

- 1. agree to a right of renewal for Geetanjali to operate out of the Kruger Medical Centre on the proviso that the contract terms including license fee are reviewed and mutually agreed upon; and*
- 2. delegate the Mayor and General Manager to finalise the terms of the agreed contract after gaining appropriate professional advice.*

Councillors: *Roles/Flanery*

Cr Horton did not vote or discuss

17/211 – SUPPLY OF WASTE COMPACTOR – BOOROWA WASTE TRANSFER STATION

17/311 RESOLVED:

That Council; accept the quotation of Wastetech Engineering for the manufacture, supply, delivery and installation of one transfer station waste compactor to the value of \$167,845.00 + GST.

Councillors: *Manchester/Walker*

17/212 – DESIGN AND CONSTRUCTION OF McHENRYS CREEK BRIDGE – TENDER RFT 349 of 2017

17/312 RESOLVED:

That the lump sum tender of Nelmac Pty Ltd for \$575,000 exclusive of GST (\$632,500 inclusive of GST) be accepted for the Design and Construction of McHenry Creek Bridge, Tender RFT 349 of 2017.

Councillors: *Manchester/O'Connor*

17/213 – DESIGN AND CONSTRUCTION OF CROWTHER CREEK BRIDGE – TENDER RFT 350 of 2017

17/313 RESOLVED:

That the lump sum tender of Nelmac Pty Ltd for \$414,900 exclusive of GST (\$456,390 inclusive of GST) be accepted for the Design and Construction of Crowther Creek Bridge, Tender RFT 350 of 2017.

Councillors: *Walker/Wallace*

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

25 October 2017, commencing at 5.30 PM

Held in the Hilltops Council, Boorowa Chamber, 6-8 Market Street, Boorowa

17/214 – QUOTATION ASSESSMENT REPORT: WHITEMAN AVENUE ASPHALT OVERLAY

17/314 RESOLVED: *That Council;*

- 1. accept the schedule of rates quotation from Fulton Hogan Industries Pty Ltd for the Whiteman Avenue Asphalt Overlay, Young in accordance with the requirements of request for quotation 358 of 2017;*
- 2. note the payments made under a schedule or rates contract will vary from the scheduled amount in this report; and*
- 3. note the quotation of \$145,307.00 (including GST) based on the quantities provided in the schedule of rates.*

Councillors: Wallace/O'Connor

17/206 – FORSYTHE AVENUE, YOUNG RESIDENTIAL SUBDIVISION

Motion

That Council; seek legal advice in relation to Councils ability to modify the existing Development Application, particularly in regards to fencing, building materials and the like.

Councillors: Flanery/Horton

MOTION DEFEATED

7 Councillors against

17/315 RESOLVED:

That Council move out of closed.

Councillors: Horton/Tuckerman

NEXT MEETING

The next ordinary meeting of Council is scheduled to be on Wednesday, 22 November 2017, Harden Chambers, commencing at 5.30pm

TERMINATION

There being no further business the meeting closed 9.43pm

General Manager

Mayor