I would like to acknowledge the Traditional Custodians of the land on which we meet today and pay respect to the Elders both past and present

PRAYER

James McCleary from the Baptist Church

PRESENTATIONS

Nil.

PRESENT

Cr Graeme Miller, (Mayor) (Chair), Cr Grant Clifton (Deputy Mayor), Cr Susan Chau, Cr Michele Herbert, Cr Steven Karaitiana, Cr Phyllis Miller OAM, Cr Jeff Nicholson and Cr Jenny Webb together with the General Manager, Director Engineering and Technical Services, Director Environmental Services and Planning, Director Corporate Services and the Executive Assistant.

DECLARATIONS OF INTEREST

1. Cr Grant Clifton re: Clause 2.1 - Vanfest
2. Cr Michele Herbert re: Clause 2.1 – Draft “Our Community Strategic Plan”

CONFIRMATION OF MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 16 FEBRUARY 2017

36. RESOLVED: that the minutes of the Council Meeting held on 16 February 2017 be adopted. (Cr G Clifton/Cr J Webb)

APOLOGIES

Cr Chris Roylance. (Cr J Nicholson/Cr M Herbert)
CONDOLENCES

37. The Mayor reported the deaths of Carol Thomasina Thurlow, Janet Ann Gordon, Stanley Patrick Winch, Philip Patrick Sharkey, Ian Stuart Tomkins, Ian Harvey and Edward Frank Clifford. RESOLVED: that Council observe a minute’s silence for those that have passed away in the past month and that letters of condolence be forwarded to the next-of-kin. *(Cr J Nicholson/Cr J Webb)*

PUBLIC FORUM

Nil.

PRESENTATIONS BY COUNCILLORS

Nil.

OPEN COUNCIL – PART I

Meeting commenced at: 12:59 pm

Meeting adjourned for afternoon tea: 1:34 pm *(Cr J Nicholson/Cr J Webb)*

Meeting resumed: 2:00 pm *(Cr J Webb/Cr S Chau)*

Motion to move into Closed Council in Accordance with Section 10A of the Local Government Act 1993; Motion to exclude public and press From the Committee of the Whole: 2:03 pm *(Cr P Miller/Cr J Nicholson)*

CLOSED SECTION – PART II

Motion to move out of Closed Council: 2:29 pm *(Cr J Webb/Cr G Clifton)*

Meeting closed at: 3:24 pm
2 GENERAL MANAGER’S REPORT TO COUNCIL – PART I

2.1 DRAFT “OUR COMMUNITY STRATEGIC PLAN”

38 RESOLVED

That Council:

1). approve the Draft “Our Community Strategic Plan” and place on public exhibition for a period of 28 days;

2). receive a further report following the exhibition period to allow for any submissions to the draft Plan to be considered. *(Cr P Miller/Cr J Nicholson)*

2.2 BOARD MEETING OF CENTROC

39 RESOLVED

That Council receive and note the Centroc Board meeting report. *(Cr P Miller/Cr S Chau)*

2.3 S355 COMMITTEE NOMINATIONS (SALEYARDS ADVISORY COMMITTEE)

40 RESOLVED

That Council:

1). accept the nominations from Randal Grayson, Geoff Rice and Jack LeBrocque for the stock and station agent representative positions; *(Cr P Miller/Cr J Webb)*

2). accept the nomination from Neil Morrison for the transport representative position; *(Cr P Miller/Cr J Webb)*

3). accept the nomination from Belinda Edmonston for the local land services position with Alicia Whiley the alternate delegate.

4). accept the late nomination from Ruth Klingner for the vendor representative. *(Cr P Miller/Cr M Herbert)*

2.4 RECLASSIFICATION OF PARKS

41 RESOLVED

That Council:

1). undertake community consultation on the reclassification of land status for Clematis Street Park.

2). In the interim, block either end of the walkway from Blue Gum Street to Clematis Street until Council reclassifies the land. *(Cr J Nicholson/Cr S Chau)*
RESOLVED

That Council proceed with the planning proposal for the reclassification of parks as a matter of urgency. (Cr P Miller/Cr M Herbert)

3. DIRECTOR CORPORATE SERVICES REPORT TO COUNCIL

3.1 INVESTMENT OF COUNCIL’S FUNDS – 28 FEBRUARY 2017

RESOLVED

That Council receive and note the information within the report and the Certificate of the Responsible Accounting Officer for the reporting period to the 28 February 2017. (Cr J Nicholson/Cr J Webb)

3.2 RATES & CHARGES COLLECTION

RESOLVED

That Council adopt the rates and charges report. (Cr J Webb/Cr G Clifton)

3.3 PROPOSED ROAD CLOSURE – WARRUL ROAD

RESOLVED

That Council:

1). agree in principle to the closure of the portion of Warrul Road adjoining Lot 245 DP752962;

2). undertake public consultation on the closure of the portion of Warrul Road adjoining Lot 245 DP752962;

3). receive a report at the April 2017 meeting if submissions are received as part of the public consultation; and

4). proceed with the closure of the portion of Warrul Road adjoining Lot 245 DP752962 if no submissions are received as part of the public consultation. (Cr. P Miller/Cr J Webb)

3.4 PROCUREMENT REPORTING

RESOLVED

Council adopt the procurement report for the period ending 5 March 2017. (Cr J Nicholson/Cr S Karaitiana)

4. DIRECTOR ENVIRONMENTAL SERVICES & PLANNING REPORT TO COUNCIL
4.1 AMENDMENT TO FORBES LOCAL ENVIRONMENTAL PLAN 2013:

RESOLVED

That Council:

1). direct the General Manager to prepare a Planning Proposal to include a model clause to enable boundary adjustments of lots less than the minimum lot size and forward the Planning Proposal to the Department of Planning and Environment;

2). delegate authority to the General Manager to resolve any minor issues that may arise during the planning proposal process;

3). seek delegation to be the plan making authority if available;

4). request reimbursement of consultant’s fees for the modification of the planning proposal from the owner of lots 1 and 2 DP 531535. (Cr P Miller/Cr J Nicholson)

4.2 SHORT STAY REST AREA REGENERATION

RESOLVED

That Council:

1). remove the signage and barriers and slash the regenerated adjacent land to the Lake and Wheogo Park (Cr J Nicholson/Cr P Miller)

2). provide $5,000 in the 2017/2018 budget for the development of a management and landscaping plan for the short stay rest area.

3). refer the development plans to the Environmental Committee. (Cr J Nicholson/Cr P Miller)

4.3 DEVELOPMENT APPLICATIONS

RESOLVED

That Council note the lodgement of 15 Development Applications with a total value of $788,719.00 for the February/March reporting period. (Cr S Chau/Cr J Webb)

5. TRAFFIC ADVISORY COMMITTEE REPORT TO COUNCIL

5.1 BUSINESS ARISING

5.1.1 Request for 2 Hour Parking in Elgin Street

RESOLVED

That Council receive and note information in relation to request for 2 hour parking restrictions in Elgin Street. (Cr P Miller/Cr M Herbert)
5.1.2 Disabled Carparks at the Forbes Hospital

RESOLVED

That Council:

1). discuss with disability advocates the option of converting the existing angled disabled parking places to parallel parking places.

2). consider the installation of a disabled parking space on the northern side of Elgin Street at the corner of Hill Street and report back to the May briefing session.

3). consider converting Nurse Stokes Park into a parking area include disabled parking and report back to the May briefing session.

4). check that the Medical Centre has an onsite disabled park in accordance with the original Development Application. (Cr M Herbert/Cr J Nicholson)

5.1.3 Speeding in Little Union Street

RESOLVED

That Council receive and note information on the speeding in Little Union Street matter. (Cr J Nicholson/Cr G Clifton)

5.1.4 Line Marking in Rankin Street

RESOLVED

That Council receive and note the information on the linemarking and installation of wheel stops in Rankin Street. (Cr G Clifton/Cr P Miller)

5.2 BUSINESS PENDING

5.2.1 Speed Zone Review the Northern Bypass

RESOLVED

That Council receive and note the progress on the speed zone review for the Northern Bypass. (Cr P Miller/Cr J Nicholson)

5.3 CORRESPONDENCE

5.3.1 Anzac Day Dawn and Mid-Morning Marches/Services – Road Closure Applications

RESOLVED

That Council approve the road closures in conjunction with the Anzac Day Processions on Monday 25 April 2017 subject to the following conditions:

1). a copy of their Public Liability insurance policy for $20M that is valid for the event and includes Forbes Shire Council as a declared interested party for the event.
2). the Traffic Management Plan submitted be implemented in full.

3). notification of all road closures to emergency services, and the community prior to the event.

4). compliance with Council officers’ reasonable directives.

5). compliance with any directive or condition as imposed by NSW Police Force.  
   (Cr P Miller/Cr J Nicholson)

5.3.2 Forbes Flatland Cyclo Sportif (Cycling Event)

56 RESOLVED

That Council approve the event subject to the following conditions:

1). a copy of their Public Liability insurance policy for $20M that is valid for the event and includes Forbes Shire Council as a declared interested party for the event.

2). the Traffic Management Plan submitted be implemented in full.

3). organisers obtain NSW Police approval via a Bicycle Race Event Permit and provide a copy to Council prior to the event.

4). for bicycle events having participant registration forms, NSW Police and Forbes Shire Council should be included in a statement of waiver or release of damages for signature by the bicycle event participants or guardians.

5). riders shall follow road rules unless special traffic control is provided.  
   (Cr P Miller/Cr J Nicholson)

5.3.3 Forbes Ultimate Triathlon Festival

57 RESOLVED

That Council:

1). seek further clarification and improvements from the applicant in relation to the traffic management plans.

2). delegate the General Manager to reconsider approval of the modified traffic management plans. (Cr G Clifton/Cr S Chau)

5.4 REPORTS

5.4.1 Road Safety & Injury Prevention Officer’s Quarterly Report for October - December 2016

58 RESOLVED

That Council receive and note information provided in the Road Safety & Injury Prevention Officer’s fourth Quarterly report – October to December 2016.  
   (Cr P Miller/Cr J Nicholson)
5.6 ANY OTHER BUSINESS (as declared urgent by Chairperson)

5.6.1 Parking too close to the corner of Elgin & Church Street

59 RESOLVED
That Council receive and note the information. (Cr M Herbert/Cr P Miller)

5.6.2 Rear to Kerb Parking in Union Street

60 RESOLVED
That Council receive and note the information. (Cr J Nicholson/Cr G Clifton)

6. NATURAL ENVIRONMENT COMMITTEE REPORT TO COUNCIL

6.1 MATTERS ARISING FROM THE MEETING

61 RESOLVED
That Council receive and note the Natural Environment Committee report. (Cr J Webb/Cr G Clifton)

7. ECONOMIC DEVELOPMENT/ENTERPRISES COMMITTEE REPORT TO COUNCIL

7.1 MATTERS ARISING FROM THE MEETING

62 RESOLVED
That Council:
1). request the Consultant to bring forward the completion of the Flood Study Action Plan. (Cr J Nicholson/Cr S Karaitiana)

2). forward a letter of in principal support to Darryl Leahey for the Electric Highway Central West project. (Cr P Miller/Cr J Nicholson)

8. COMMUNITY AND PLACES COMMITTEE REPORT TO COUNCIL

8.1 MATTERS ARISING FROM THE MEETING

63 RESOLVED
That Council receive and note the Community and Places Committee report. (Cr P Miller/Cr J Nicholson)
9 INWARD CORRESPONDENCE – OPEN COUNCIL – PART I

9.1 DONATION REQUESTS

64 RESOLVED

That Council:

1). donate $2,416 to Neighborhood Central for hire costs for the Town Hall for their 2017 monthly social morning teas, with the funds to be sourced from the 2016/17 donations budget;

2). donate $1,000 to Forbes Squash Club for sponsorship of the 2017 Forbes Squash Open Tournament, with funds to be sourced from the 2016/17 donations budget;

3). donate $481 to Havannah House for Council’s costs to provide services for their 2017 Easter celebration event at Grinsted Oval, with funds to be sourced from the 2016/17 donations budget;

4). donate $1,000 to Forbes Fins Swimming Club Inc for the 2017 season awards presentation event, with funds to be sourced from the 2016/17 donations budget; and

5). donate $1,000 the Forbes Sports and Recreation Club (Mixed Bowls Committee) for sponsorship of their 2017 Mixed Bowls Carnival, with funds to be sourced from the 2017/18 donations budget. (Cr P Miller/Cr J Nicholson)

9.2 LETTERS OF APPRECIATION

65 RESOLVED

That Council receive and note the information. (Cr M Herbert/Cr S Karaitiana)
BUSINESS WITHOUT NOTICE

1). Central West Libraries

72 RESOLVED

That Council receive a report on the proposed reconfiguration of Central West Libraries at the April councillors briefing session. (Cr M Herbert/Cr J Webb)

2). Forbes Jockey Club

73 RESOLVED

That Council receive a detailed report on Forbes Jockey Club’s water proposal at the April councillors briefing session.

3). Lot 102 DP1152992

74 RESOLVED

That Council authorise the Mayor and General Manager meet with the owner of Lot 102 DP1152992 (Cr P Miller/Cr G Clifton)

4). Forbes Squash Club

75 RESOLVED

That Council receive a report regarding the Forbes Squash Club’s proposal to purchase the Forbes Squash Courts. (Cr P Miller/Cr S Chau)
PRESENT

Cr Graeme Miller, (Mayor) (Chair), Cr Grant Clifton (Deputy Mayor), Cr Susan Chau, Cr Michele Herbert, Cr Steven Karaitiana, Cr Phyllis Miller OAM, Cr Jeff Nicholson and Cr Jenny Webb together with the General Manager, Director Engineering and Technical Services, Director Environmental Services and Planning, Director Corporate Services and the Executive Assistant.

APOLOGIES

Cr Chris Roylance

CLOSED COUNCIL

66. RESOLVED that Council move into closed Council. (Cr P Miller/Cr J Nicholson)

RESOLVED that the press and the public be excluded on the grounds that the receipt or discussion of any of the following matters involves:

(a) personnel matters concerning particular individuals;
(b) the personal hardship of any resident of ratepayer;
(c) commercial information the disclosure of which would be likely:
   • to prejudice the commercial position of the person who supplied it
   • to confer a commercial advantage on a competitor of the council
   • to reveal a trade secret;
(d) proposals for:
   • the sale or purchase of land
   • the rezoning land
   • entering into contracts of any kind;
   if prior knowledge of those proposals could confer an unfair financial advantage on any person;
   information that is subject to legal obligations of confidence; the receipt and consideration of legal advice concerning litigation of which would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege;
(e) the receipt and consideration of legal advice concerning litigation or which would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege;
(f) information the disclosure of which would prejudice the maintenance of the law;
(g) matters affecting the security of the council, councillors, council staff or council property;
(h) a motion to close the meeting to the public.

The General Manager reported that the following matters had been discussed in Committee and RESOLUTIONS had been made as indicated:
1. CR PHYLLIS MILLER’S REPORT TO COUNCIL

1.1 NATIONAL AUSTRALIA BANK LOAN UPDATE

67 RESOLVED

That Council receive and note the report on the National Australia Bank loan.
(Cr P Miller/Cr G Clifton)

2. GENERAL MANAGER’S REPORT TO COUNCIL

2.1 EXTENSION OF LOAN FOR VANFEST

Cr. G Clifton declared an interest in this matter on account of pecuniary interests and left the meeting at 2.13pm

68 RESOLVED

That Council approve a 90 day extension to the loan at bank interest.
(Cr P Miller/Cr M Herbert)

Cr. G Clifton returned to the meeting at 2:17 pm

2.2 SALE OF LAND AT HOMEMAKER CENTRE

69 RESOLVED

That Council accept the offer to purchase from ‘Forbesamatta Pty Ltd Lot 4 at the Homemaker Centre for an agreed price and that the same arrangements be entered to run parallel with the current Put and Call Option. (Cr P Miller/Cr M Herbert)

70 RESOLVED

That Council investigate acquiring the TSR at the western side of the Homemakers Centre. (Cr P Miller/Cr M Herbert)

3. DIRECTOR ENGINEERING & TECHNICAL SERVICES REPORT TO COUNCIL

3.1 PLANT REPLACEMENT

71 RESOLVED

That Council:

1). purchase one (1) Polaris 570 HD from Forbes Small Engines for $18,225.00 (GST inc).

2). trade Plant No. 1475 to Forbes Small Engines for $2,000.00

3). purchase one (1) Holden Colorado from Frank Spice for $37,377.00 (GST inc).
4). purchase one (1) Isuzu Giga from Tracserv for $200,402 (GST inc).

5). purchase one (1) Tri axle tag trailer from Midlands for $63,900.00 (GST inc).

6). sell Plant Nº 1320 by the most favourable means by advertising for expressions of interest locally as well as seek estimates to sell this vehicle by auction.

7). purchase one (1) Toro Groundsmaster 4000D from Toro Australia for $80,325.00 (GST inc).

8). trade Plant Nº 1394 to Toro Australia for $2,700.00 (GST inc).  
   (Cr. P Miller/Cr J Webb)

Motion to move out of Closed Council into Open Council: 2:29pm (Cr J Webb/Cr G Clifton)

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Cr Graeme Miller
MAYOR