

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

27 September 2017, commencing at 5.32 PM

Held in the Hilltops Council, Young Chamber, 189 Boorowa Street, Young

ATTENDANCE

#251983

Mayor Cr Brian Ingram

COUNCILLORS

Tony Flanery
John Horton
Christopher Manchester
Rita O'Connor
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: 17/171 – Proposed Road Renaming, Anderson Avenue, Young – Penny Simpson
- Forsythe Avenue, Development - John Pattinson
- Development issues - John Burn

APOLOGIES

Cr Roles
Cr Armstrong

17/237 RESOLVED:

That the apologies be accepted.

Councillors: Tuckerman/Wallace

General Manager

Mayor

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SYMPATHY EXPRESSIONS

17/238 RESOLVED:

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

Joan Bullen; Christopher Horne; Peter Lang; Alexander Watson; Charlie Tubey Landan-Levi Rodger; Cyril Wells; Rodney Walsh; Hugh Wales; Mary Sullivan; Robert Edgar; Thomas Steele; Catharina Kuster; Barry Elkins; Robert Evans; John Arthur; Eric Smith; Olive Smith; Maureen McCann; Mavis Spackman; Rose Adams; Desmond Shannon; June Gordon; Mavis Benson; Ahmed Chmait; Elizabeth Preston; Colin Duggan; Margaret Killick; Ruby Schalk

Moved: Mayor Ingram

CONFIRMATION OF MINUTES

17/239 RESOLVED:

That the minutes of the Ordinary Meeting of Council held on 23 August 2017, be endorsed.

Councillors: Tuckerman/Horton

17/240 RESOLVED:

That the minutes of the Extraordinary Meeting of Council held on 20 September 2017, be confirmed as a true and accurate record, with the following amendments:

- 1. Cr Wallace nominated Cr Manchester for Deputy Mayor not Cr Flanery; and*
- 2. Cr Tuckerman change name in meeting list from Boorowa Shire to Boorowa Council area.*

Councillors: Flanery/Manchester

BUSINESS ARISING – MINUTES

Nil

DECLARATIONS OF INTEREST - CONFLICT OF INTEREST

Mayor Ingram - non-pecuniary, Item 17/170 – 2015/DA-000166 REV01 and REV02 – Multiple Residential Development and Subdivision – 15 Giugni Place, Young

Vacate the Chair and not vote on matter

General Manager

Mayor

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Sharon Langman, non-pecuniary - 17/168 – 2016/DA-00061 REV02 - Industrial Shed – 41 Rockdale Road, Young

Leave the room while the matter is being discussed

Lee Furness, non-pecuniary - Item - 17/159 – Stronger Communities Major Projects – Trinity Centre, Harden

That the declaration is noted

Cr Flanery, non-pecuniary - Item 17/170 – 2015/DA-000166 REV01 and REV02 – Multiple Residential Development and Subdivision – 15 Giugni Place, Young

Not vote on the matter

Cr Flanery, non-pecuniary - Item 17/174 – CBRJO RFT3/17 Provision for Local Legal Services

Not vote on the matter

Cr Stadtmiller, non-pecuniary - Item 17/159 – Stronger Communities Major Projects – Trinity Centre, Harden

Verbal non-pecuniary interest

Not vote on matter

17/241 RESOLVED:

That the standing order of business be suspended to deal with:

- Item 17/171 – Proposed Road Renaming - Anderson Avenue, Young

Moved: Mayor Ingram

17/171 – PROPOSED ROAD RENAMING – ANDERSON AVENUE, YOUNG

17/242 RESOLVED: That Council;

- 1. agree to the proposal to rename “Anderson Avenue”, to “Jim Anderson Avenue”, and proceed to advertise the proposal; and*
- 2. Provided no submissions are received in response to the advertising of the proposal, Council proceed to rename “Anderson Avenue”, to “Jim Anderson Avenue”.*

Councillors: Wallace/Flanery

17/243 RESOLVED:

That the meeting resume standing orders as listed in the agenda.

Moved: Mayor Ingram

General Manager

Mayor

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GENERAL MANAGER'S REPORT

17/155 – UPDATE ON TRANSITION TO THE NEW HILLTOPS COUNCIL

17/244 RESOLVED:

That Council; note the report.

Councillors: Walker/Manchester

17/156 – MERGER TRANSITION COSTS

17/245 RESOLVED: That Council:

- 1. Note the report and endorse the advocacy undertaken to date in relation to merger transition costs; and*
- 2. Further advocate for the full merger transition costs to be funded by the NSW Government.*

Councillors: Manchester/Horton

17/157 – ADOPTION OF COUNCIL POLICIES

17/246 RESOLVED:

That Council; adopt the draft Sponsorship Policy and that the remainder of draft policies be deferred to a future meeting of Council.

Councillors: Wallace/Stadtmitter

17/158 – SALE OF LAND CORCORAN COURT

17/247 RESOLVED: That Council;

- 1. Accept the offer of \$55,000 for the purchase of Lot 12 DP 1020597; and*
- 2. The General Manager and Mayor be delegated to execute contracts for the sale of the land by fixing of the Council Seal.*

Councillors: Manchester/O'Connor

General Manager

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17/159 – STRONGER COMMUNITIES MAJOR PROJECTS – TRINITY CENTRE, HARDEN

17/248 RESOLVED:

That Council; approve a contribution of \$7,000 from the Trinity Centre allocation from the Building Stronger Communities – Major Fund to towards the construction of a garage at the Trinity Centre site at Albury Street, Harden.

Councillors: Horton/O'Connor

Cr Stadtmiller did not vote.

17/160 – GRANT FUNDING

17/249 RESOLVED:

That Council; note the contents of the report

Councillors: Wallace/Walker

17/161 – ACTION SUMMARY REPORT

17/250 RESOLVED: That Council;

- 1. note the status of Council resolutions from the Action Plan; and*
- 2. endorse the removal of completed items from the Action Plan; apart from the draft policies.*

Councillors: Manchester/Wallace

17/162 – COMMUNITY STRATEGIC PLAN

17/251 RESOLVED: That Council;

- 1. endorse the Community Engagement Strategy for the Community Strategic Plan 2030; and*
- 2. note there will be further community consultation if and when required.*

Councillors: O'Connor/Flanery

General Manager

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17/163 – ANNUAL GOVERNMENT INFORMATION PUBLIC ACCESS (GIPA) RETURN

17/252 RESOLVED: That Council;

- 1 Reaffirm its commitment to providing access to Council information in line with its obligations under the Government Information (Public Access) Act 2009; and*
- 2 Note the Government Information (Public Access) Act – Annual Report for Agency Hilltops Council.*

Councillors: Tuckerman/Walker

17/164 – CASH AND INVESTMENTS AS AT 31 AUGUST 2017

17/253 RESOLVED:

That the Statement of cash and investments as at 31 August 2017 be received.

Councillors: Flanery/Manchester

17/165 – FINANCIAL STATEMENTS – FORMER SOUTHERN SLOPES COUNTY COUNCIL

17/254 RESOLVED:

- 1. That the former Southern Slopes County Council 2016/17 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: Tuckerman/Manchester

General Manager

Mayor

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17/166 – DEVELOPMENT APPLICATION STATISTICS FOR AUGUST 2017

17/255 RESOLVED:

That Council; receive and note the status and processing times for development applications, as at 31 August 2017.

Councillors: O'Connor/Wallace

17/167 – ENFORCEABLE UNDERTAKING

During debate on the issue, Councillor Matthew Stadtmiller declared a pecuniary interest in the Twin Town Times newspaper.

17/256 RESOLVED:

That Council; endorse entering into the enforceable undertaking with the NSW Environment Protection Authority as attached to this report.

Councillors: O'Connor/Manchester

6.52pm – Sharon Langman leaves the room due to her conflict of interest in item 17/168

17/168 – 2016/DA-00061 REV02 – INDUSTRIAL SHED – 41 ROCKDALE ROAD, YOUNG

17/257 RESOLVED:

That Council determine the following modification application, by way of approval, subject to the conditions identified below:

- *Application No.: 2016/DA-00061 REV02,*
- *Property: Lot 1 DP 1205380, 41 Rockdale Road, Young*
- *Modification: Modification to shed by the addition of a PA door on the eastern elevation, and the addition of four (4) sliding doors to the southern elevation*

General Manager

Mayor

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1. *Modify Condition 1 in Part 2 of the consent, by deleting reference to the following plan:*

89C-34001	1	Steelwork Marking plans and elevations	29 th November 2007	27 th April 2016
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and inserting in its place, a reference to the following plans:

ALLIED-16-002	D	Architectural plans, north, east south and west elevations	18 th July 2017	7 th August 2017
ALLIED-16-001	F	Architectural plans, floor and roof plans	18 th July 2017	7 th August 2017

Councillors: Walker/Manchester

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

Against: Cr Stadtmiller

Absent: Councillors: Roles; Armstrong

6.55pm Sharon Langman returns to room

17/169 – DA031/2017: DEMOLITION OF CANTEEN AND AMENITIES BLOCK AND ERECTION OF A SPORTING FACILITIES BUILDING AND ASSOCIATED SERVICES, ACCESS AND CARPARK AT 'BOOROWA SHOWGROUND' BALLYRYAN ROAD, BOOROWA.

17/258 RESOLVED:

That Council; approves Development Application DA031/2017 on Lots 19, 20, 21 & 22 DP2492, Lots 72, 73 & 74 DP2493 & Lot 1 DP327058, 'Boorowa Showground' Ballyryan Road, Boorowa for demolition of a canteen and amenities block and erection of a sporting facilities building and associated services, access and carpark, subject to the following conditions of consent:

APPROVED DEVELOPMENT

1. *The development shall be generally in accordance with Development Application number DA031-2017 submitted by the Applicant and be in accordance with the supporting documentation submitted with that application, including, but not limited to, the following:*

General Manager

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<i>Drawings prepared by Design West Architecture</i>			
<i>Job No.</i>	<i>Rev No.</i>	<i>Name of Plan</i>	<i>Date</i>
44/15	D	Elevation Plans	1/5/2017
44/15	C	Elevation Plans	1/5/2017
44/15	C	Ground and First Floor Plans	19/5/2017
<i>Drawings prepared by Applicant</i>			
<i>Job No.</i>	<i>Rev No.</i>	<i>Name of Plan</i>	<i>Date</i>
2595	A	Site Plan	21/9/2017
<ul style="list-style-type: none">• <i>Statement of Environmental Effects, prepared by Hilltops Council, dated 15 August 2017.</i>			

as modified by any conditions of this consent.

- 2. No signage is approved as part of the development, no signs or advertising material (other than exempt development) shall be erected on the site without a subsequent Development Application being approved by Council.*
- 3. All building work must be carried out in accordance with the requirements of the Building Code of Australia (as in force on the date the application for the Construction Certificate was made).*
- 4. A copy of the stamped approved plans and documentation must be kept onsite for the duration of site works and be made available upon request to either the Certifying Authority or an officer of the Council.*

PRIOR TO THE ISSUE OF A CONSTRUCTION CERTIFICATE

- 5. A Construction Certificate is required to be issued by the Principal Certifying Authority prior to the commencement of any building works on site.*
- 6. The fit out of the food premises must comply with Australian Standard AS4674-2004 Design, construction and fit-out of food premises and Council's Trade Waste Policy. Details demonstrating compliance are to be submitted to the Certifying Authority prior to the issue of the Construction Certificate.*
- 7. Council's water main shall be extended to meet any fire service requirements for the development, at full cost to the person having the benefit of this Consent. Designed plans for the extension shall be submitted to Council and approved prior to the issue of the Construction Certificate.*
- 8. Detailed plans associated with the drainage of sewerage for the development shall be submitted to Council for approval in accordance with the Sewerage Code of Australia prior to the issue of the Construction Certificate.*

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9. *A suitable grease arrester and system shall be installed and connected to Council's sewer. Details of the size and type of grease arrester shall be submitted to Council prior to the issue of the Construction Certificate.*
10. *Should the buildings be provided with mechanical ventilation or air-conditioning system, it must comply with Australian Standards AS1668.2 The Use of Ventilation and Air Conditioning in Buildings – Ventilation Design for Indoor Air Contaminant Control and AS3666 Air-Handling and Water Systems of Buildings. The design of the system is to be prepared by a suitably qualified person and certified in accordance with the Building Code of Australia, to the satisfaction of the Certifying Authority prior to the issue of the Construction Certificate.*
11. *The person having the benefit of this consent must provide the Certifying Authority evidence from Hilltops Council, pursuant to Division 5 of Part 2 of Chapter 6 of the Water Management Act 2000, certifying that all water and sewer headwork charges associated with the development have been paid in full prior to the issue of the Construction Certificate.*

Note: Equivalent Tenement (ET) payable for the development is calculated to be 3.7 water ET and 5.26 sewer ET under the Boorowa Development Servicing Plans for Water and Sewer. A water ET and sewer ET for the current financial year is \$7,980.00 and \$550.00 respectively, and if paid prior to 30 June 2018, the total contribution will be \$32,419.00.

PRIOR TO COMMENCEMENT OF WORKS

12. *The person having the benefit of this consent must obtain all relevant approvals under the Local Government Act, 1993 to carry out sewerage, stormwater drainage and/or water supply work from Council prior to commencing such works and comply with any conditions of that permit.*
13. *A sign must be erected in a prominent position on any site on which building work is being carried out:*
 - a) *showing the name, address and telephone number of the principal certifying authority for the work, and*
 - b) *showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and*
 - c) *stating that unauthorised entry to the site is prohibited.*

Any such sign is to be maintained while the building work is being carried out, but must be removed when the work has been completed.

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14. *No work must commence until:*

- a) *a Principal Certifying Authority has been appointed. Where an Accredited Certifier is the appointed, Council must be notified within two (2) days of the appointment; and*
- b) *a minimum of two (2) days written notice must be given to Council of the intention to commence work.*

DURING WORKS

15. *The works must be undertaken in accordance with the 'Interim Construction Noise Guideline' published by the NSW Environment Protection Authority. Building activities and excavation work involving the use of electric or pneumatic tools or other noisy operations should only be carried out between 7:00 am and 6:00 pm on weekdays and Saturdays.*
16. *The development shall provide for adequate on-site vehicle parking for all tradesmen, plant and equipment and the storage of materials at all times during construction phase of the development.*
17. *Soil and water management measures consistent with Managing Urban Stormwater - Soils and Construction Volumes 1 and 2, 4th Edition (Landcom, 2004) shall be employed during the construction of the development to minimise soil erosion and the discharge of sediment and other pollutants to land and/or waters. The measures shall not be removed until such time as the ground cover has been re-established.*
18. *All building rubbish and debris, including that which can be windblown, shall be contained on site in a suitable container for disposal at a lawful waste facility. The container shall be erected on the building site prior to work commencing and shall be maintained for the term of the construction to the completion of the development.*
19. *Toilet facilities are to be provided during construction, on the work site, at the rate of one (1) toilet for every twenty (20) persons or part of twenty (20) persons employed at the site.*
20. *The carrying out of work during the construction of the development shall be done in such a manner as to not to interfere with the amenity of the locality by reason of the emission of noise, vibration, dust, smell, fumes, smoke vapour, steam, soot, ash, waste water, waste products or grit, oil or otherwise.*

Demolition

21. *Demolition works shall comply with the provisions of Australian Standard AS2601:2001 The Demolition of Structures and the Work Health and Safety Act, 2011.*

General Manager

Mayor

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22. *A Waste Management Plan must be provided to Council prior to commencing demolition works. The Plan must address, but not be limited to, the following matters:*
- a) Details of demolition works and the presence of any asbestos or other hazardous waste;*
 - b) Details of waste to be generated by the work;*
 - c) Arrangements for removal of waste material from site; and*
 - d) Sestination of waste materials being removed from the site.*
23. *The person having the benefit of this consent must notify the adjoining neighbours at least two (2) days prior to commencing demolition work. The notification shall detail the type of machinery to be utilised, hours of operation, likely duration of works, and safety measures taken to protect property and persons from damage.*
24. *All works involving the removal and disposal of asbestos cement and other products containing asbestos must only be undertaken by contractors who hold a current SafeWork NSW licence appropriate to the work being undertaken.*
25. *All removal, transport and disposal of asbestos or other contaminated waste materials shall be controlled in accordance with the Work Health and Safety Act, 2011 and the Safe Work Australia Code of Practice – How to Manage and Control Asbestos in the Workplace.*

Construction

26. *All cut or fill must be appropriately graded, drained and revegetated or suitably retained by a retaining structure, designed and constructed to appropriate engineering standards. All works must be carried out without effecting the structural integrity of fencing or neighbouring structures.*
27. *Access for the disabled must be provided to the buildings in accordance with Australian Standard AS1428.1 Design for Access and Mobility – General Requirements for Access – New Building Work. All required tactile indicators, audible indicators and signage applicable to the level of development proposed shall be provided.*
28. *Toilet accommodation shall be provided for disabled persons in accordance with the design criteria in Australian Standard AS1428.1 Design for Access and Mobility – General Requirements for Access – New Building Work.*
29. *Ramps provided for disabled access shall comply with Australian Standard AS1428.1 Design for Access and Mobility – General Requirements for Access – New Building Work.*

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30. *All stormwater must be properly managed and discharged at least three (3) metres clear of any building in accordance with the approved stormwater system. Stormwater disposal drains shall be connected to all roof gutter down pipes within fourteen (14) days of installation of the down pipes and/or the construction of hard standing areas, as may be appropriate, to discharge stormwater to the approved method of disposal. All plumbing and drainage work must be carried out by a licensed plumber and drainer in accordance with Australian Standard AS/NZS3500, the Plumbing Code of Australia.*
31. *Following the completion, installation, and testing of all mechanical ventilation systems, a Mechanical Ventilation Certificate of Completion and Performance in accordance with the Building Code of Australia, must be provided to the Principal Certifying Authority from a qualified person.*
32. *All external lights shall be operated and maintained in accordance with the Australian Standard AS4282 - Control of the Obtrusive Effects of Outdoor Lighting so as not to cause a nuisance or adverse impact on the amenity of the surrounding area or to motorists on nearby roads.*

Access and parking

33. *Parking and manoeuvring areas and a minimum of one hundred (100) car parking spaces and two disabled bays as shown on the approved site plan must be constructed to an all-weather standard, drained, and delineated in accordance with Australian Standards 2890.1:2004 Off Street Parking and AS2890.6:2009 Off-street parking for people with disabilities.*
34. *A continuous accessible path of travel must be provided between parking for individuals with a disability and the main building entrance. All applicable tactile indicators, audible indicators and signage shall be provided under Australian Standard AS1428.1:2009 Design for Access and Mobility - General Requirements for Access - New Building Work.*
35. *The off-street parking facility and accessible pedestrian pathway must incorporate vandal-resistant pedestrian lighting designed, mounted, screened and directed in such a manner that it does not create a nuisance to surrounding dwellings in accordance with AS4292-1997 Control of Obtrusive Effects of Outdoor Lighting.*

PRIOR TO THE ISSUE OF AN OCCUPATION CERTIFICATE

36. *An Occupation Certificate must be issued by the Principal Certifying Authority (PCA) prior to occupation or use of the development. When all work as indicated on the approved plans/specifications is completed, the person having the benefit of this consent shall notify the PCA to arrange for the issue of a Final Occupation Certificate.*

General Manager

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37. *Prior to the issue of an Occupation Certificate, the owner must submit to Council a final Fire Safety Certificate stating that each essential fire safety measure specified in the current Fire Safety Schedule for the building to which the certificate relates:*
- a) has been assessed by a properly qualified person; and*
 - b) was found, when it was assessed, to be capable of performing to a standard not less than that required by the current Fire Safety Schedule for the building.*

Further, the assessment must be carried out within a period of three (3) months of the date on which the final Fire Safety certificate was issued. The owner of the building must forward a copy of the certificate to the New South Wales Fire Brigades and must prominently display a copy in the building.

38. *A trade waste approval (or exemption) shall be obtained from Council, in accordance with Section 68 of the Local Government Act, 1993 and Liquid Trade Waste Management Guidelines prior to the issue of an Occupation Certificate.*
39. *Prior to the issue of an Occupation Certificate, the food premises shall be inspected by Council's Environmental Health Officer to determine compliance with applicable food legislation.*
40. *Signs shall be erected in prominent positions in the building stating the maximum number of persons/seating capacity of the building is 200 persons at any time prior to the issue of an Occupation Certificate.*
41. *All works required by this consent must be completed prior to the issue of a Final Occupation Certificate.*

GENERAL

42. *The hours of operation of the function centre use are to be restricted to between 8:00am and 10:00pm on any day. Any variation to these hours is to be subject to the prior consent of Council.*
43. *All activities, including loading and unloading, associated with the development must be carried out wholly on site.*
44. *The operation of the food premises must comply with the Food Act 2003 and its Regulations, the Food Standards Code and Council's Trade Waste Policy.*
45. *The food premises shall be subject to payment of an annual registration fee and scheduled and random inspections. Fees and Charges will be charged at the rate nominated in Council's Operational Plan.*

General Manager

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46. *All waste generated by the development shall be collected and stored in an appropriate receptacle. The receptacle must be regularly emptied and waste must not be allowed to lie or accumulate on the property other than in the receptacle.*
47. *The use of the premises and operating noise level of plant and equipment shall not give rise to an 'offensive noise' as defined by the Protection of the Environment Operations Act, 1997.*
48. *No injury must be caused to the amenity of the area by the emission of noise, smoke, smell, vibration, gases, vapours, odours, dust, particular matter, or other impurities which are a nuisance or injurious or dangerous or prejudicial to health, the exposure to view of any unsightly matter or otherwise.*
49. *The owner/operator must submit to Hilltops Council an Annual Fire Safety Statement, each twelve (12) months after the final Fire Safety Certificate is issued.*

Councillors: Tuckerman/Horton

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

Against: Cr Stadtmiller

Absent: Councillors: Roles, Armstrong

17/170 – 2015/DA-000166 REV01 and REV02 – MULTIPLE RESIDENTIAL DEVELOPMENT AND SUBDIVISION – 15 GIUGNI PLACE, YOUNG

17/259 RESOLVED:

Recommendation A

That Council determine the following modification application, by way of approval, subject to the conditions identified below:

- *Application No.:* 2015/DA-00166 REV01,
- *Property:* Lot 11 DP 1094011, 15 Giugni Place, Young
- *Modification:* To change the form of subdivision from a strata subdivision to a community title subdivision.

1. *Modify Condition 1 of the consent, by inserting a reference to application 2015/DA-00166 REV01, submitted 23rd May 2017.*

General Manager

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2. *Modify Condition 1 of the consent, by deleting reference to the following plans:*

<i>Subdivision Drawing prepared by Samaro Homes.</i>			
<i>Sheet: 10 of 11</i>	<i>-</i>	<i>Strata Plan</i>	<i>20/07/2014</i>

and inserting in its place, a reference to the following plans:

<i>Subdivision Drawing prepared by William John Chapman</i>			
<i>Sheet: 1 of 3</i>	<i>-</i>	<i>Location diagram</i>	<i>Undated</i>
<i>Sheet: 2 of 3</i>	<i>-</i>	<i>Detail plan</i>	<i>17th April 2017</i>
<i>Sheet: 3 of 3</i>	<i>-</i>	<i>Association property plan</i>	<i>17th April 2017</i>

3. *Delete the following heading and conditions:*

By-laws

73. *The visitor car parking space located in the common lot shall be designated as visitor parking in the strata plan by-laws.*
74. *A restriction, preventing the parking of vehicles within the driveway area (other than in the designated dwelling, or visitor parking spaces), shall be included in the by-laws.*

and inserting in their place, the following heading and condition:

Management Statement

73. *A management statement shall be prepared for the community title subdivision, which shall address the following as a minimum:*
- (a) Mandatory matters - The issue of private access ways shall specifically address the control, management, use and maintenance of the access ways.*
- (b) Public Authority By-Laws - Council will require the inclusion of a by-law under this part, regarding:*
- (i) visitor car parking spaces located in the common lot to be designated as visitor parking;*
- (ii) A restriction, preventing the parking of vehicles within the driveway area (other than in the designated dwelling, or visitor parking spaces).*

General Manager

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Recommendation B

That Council determine the following modification application, by way of approval, subject to the conditions identified below:

- *Application No.:* 2015/DA-00166 REV02
- *Property:* Lot 11 DP 1094011, 15 Giugni Place, Young
- *Modification:* To change the location of Dwelling 1 (western dwelling), by moving it 540 mm closer to the western boundary.

1. *Modify Condition 1 of the consent, by inserting a reference to application 2015/DA-00166 REV02, submitted 4th July 2017.*
2. *Modify Condition 1 of the consent, by inserting in the table, under Sheet 7 of 11, a reference to the following plan:*

<i>Identification plan prepared by W J Chapman</i>			
<i>Ref: 18575</i>	<i>-</i>	<i>Location diagram (only as it relates to the location of Dwelling 1 – western most dwelling)</i>	<i>29th June 2017</i>

3. *Modify Condition 1 of the consent, by inserting in the table, in respect of Sheet 10 of 11, the following words “as amended by plan 18575”.*
4. *Modify Condition 1 of the consent, by inserting in the table, in respect of Sheet 11 of 11, the following words “as amended by plan 18575”.*
5. *Insert the following condition, after Condition 1:*
 - 1A. *In the event of any inconsistency between the documentation referred to in Condition 1, the most recent document shall prevail to the extent of the inconsistency.*
6. *Insert the following condition, after Condition 9:*
 - 9A. *The retaining wall to the west of Dwelling 1, shall be located wholly within the boundaries of the subject lot, shall be masonry in construction, and shall be designed and certified by a suitably qualified, practising and insured Structural Engineer.*

Councillors: Manchester/O'Connor

For: Councillors: Tuckerman, O'Connor, Manchester, Wallace, Walker

Against: Councillors: Horton, Stadtmiller

Absent: Councillors: Roles, Armstrong

Conflict Interest: Councillors: Flanery, Ingram

Cr Ingram vacated Chair and did not vote

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

27 September 2017, commencing at 5.32 PM

Held in the Hilltops Council, Young Chamber, 189 Boorowa Street, Young

17/172 – DRAFT SUBMISSION – PROPOSAL FOR MINIMUM STANDARDS IN THE SCRAP METAL INDUSTRY

17/260 RESOLVED: That Council;

- 1. resolve to endorse the Draft Hilltops Council Submission 'Proposal for minimum environmental standards in the scrap metal industry', and*
- 2. write to NSW Farmers, Local Members and relevant Ministers regarding this issue.*

Councillors: Flanery/Walker

CORRESPONDENCE FOR ATTENTION

17/261 RESOLVED:

That the balance of correspondence be noted.

Councillors: Manchester/Horton

COUNCIL COMMITTEE REPORTS

FOR ACTION

17/262 RESOLVED:

That Council endorses the following committee reports and move as a block;

- ◆ Galong Limestone Mine VPA Steering Committee Meeting Minutes - 12 September 2017

Item 17/08:

- 1. Council identify a suitable standing area for trucks on Limestone, to avoid travelling through the Galong village prior to the 7:00am curfew; and*
- 2. Sibelco advise drivers of the standing area and that Council will start compliance action for standing outside of the identified area.*

GENERAL BUSINESS

- 1. That; the list of items for consideration of funding tabled by William McCaskill at the meeting be provided to the successful consultant for the preparation of the Galong Strategic Plan.*

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

27 September 2017, commencing at 5.32 PM

Held in the Hilltops Council, Young Chamber, 189 Boorowa Street, Young

◆ Local Traffic Committee - 12 September 2017

SPECIAL EVENTS 68th NATIONAL CHERRY FESTIVAL 2017

Item 1 - Entertainment Area, Stalls and Activities, Anderson Park/Railway Station Precinct. Thursday 30th November to Sunday 3rd December.

- 1. If required Lynch Street between Lovell Street and Railway Line be temporary closed to traffic for the purpose of the Entertainment Area activities;*
- 2. General criteria for Special Events to be addressed including Risk/Hazard Assessment;*
- 3. Council to advertise a Public Notice of event and road closures;*
- 4. Country Link bus operator, Maimuru and Monteagle Public School bus operators be advised of precinct closure and relocation of bus pick up and drop off area at Library for Country Link and acceptable location for School Bus;*
- 5. The area be kept clean and tidy during the event and at its completion;*
- 6. No entertainment or food stall vehicles or trailers shall arrive at the Entertainment Area precinct prior to 5:00pm Wednesday 3rd December;*
- 7. Council will assist by providing installation and removal of TCP, barricades and signage for temporary road closures and vehicle detours;*
- 8. Applicant to obtain written agreement from business operators affected by any temporary road closure;*
- 9. Notify NSW Ambulance and NSW Fire and Rescue;*
- 10. NSW Police Force approval conditions imposed form part of Council approval;*
- 11. Adhere to NSW Police Force directions.*

Fireworks Spectacular, Nasmyth Street (Lynch Street to Zouch Street). Friday 1st December 9:30pm to 10:00pm

Item 2: That Council approve the temporary road closures for the 68th National Cherry Festival Fireworks Spectacular on Friday 1st December 2017 from 9:00pm to 10:00pm as follows;

- 1. Nasmyth Street (Main Street to Zouch Street);*
- 2. A cordoned off viewing perimeter in Nasmyth Street is to be implemented to a distance as stipulated by the Pyro Technion;*
- 3. Vehicle detour is to be implemented to direct traffic around the temporary road closure;*
- 4. Notification to residents in the section of temporary road closure length;*
- 5. Council to advertise a Public Notice of event and road closure;*
- 6. Council will assist by providing installation and removal of TCP, barricades and signage for temporary road closures and vehicle detours;*

General Manager

Mayor

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7. *Notify NSW Ambulance and NSW Fire and Rescue;*
8. *NSW Police Force approval conditions imposed form part of Council approval;*
9. *Adhere to NSW Police Force directions.*

Car Show, Hilltops Council Administration Centre Carpark - Young. Saturday 2nd December 7:00am To 2:30pm

Item 3: That Council approve the 68th National Cherry Festival Car Show at the Public Car Park rear of Hilltops Council Administration Centre - Young Saturday 2nd December from 6:00am to 2:30pm as follows;

1. *Rogan Lane between Lovell Street and Lighting Lane will be temporary closed to traffic for the Car Show. A signed acknowledgement from the business owners is required;*
2. *General criteria for Special Events to be addressed including Risk/Hazard Assessment;*
3. *Council to advertise a Public Notice of event and road closures;*
4. *No excessive noise be made;*
5. *The area be kept clean and tidy during the event and at its completion;*
6. *Council will assist by providing installation and removal of TCP, barricades and signage for temporary road closures and vehicle detours;*
7. *Applicant to obtain written agreement from business operators affected by any temporary road closure or this event;*
8. *Notify NSW Ambulance and NSW Fire and Rescue;*
9. *NSW Police Force approval conditions imposed form part of Council approval;*
10. *Adhere to NSW Police Force directions.*

Street Parade, Boorowa Street (Including Marshalling & Termination Area). Saturday 2nd December 4:00pm To 5:00pm

Item 4: That Council approve the temporary road closures for the 68th National Cherry Festival Parade on Saturday 2nd December 2017 from 4:00pm to 5:00pm as follows;

1. *Marshalling Area*
Cloete Street (east of Zouch Street)
Calabash Street
Junction Street
Boorowa Street (east of Zouch Street)
Parade Route: Boorowa Street (Zouch Street to Clarke Street)
- Termination Areas*
Walking participants
Clarke Street between Boorowa Street and Lovell Street
Vehicles
Boorowa Street between Clarke Street and Thornhill Street;

General Manager

Mayor

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2. *There will be a short delay in traffic for the north-south bound passing traffic flow as the parade proceeds, Traffic Control officers located at the Boorowa Street and Zouch Street round-a-bout will evaluate the through traffic queuing and when required stop the parade participants to allow traffic to proceed. Sign posted detours via the Heavy Vehicle Bypass routes will be in place with SES personnel to assist where required;*
3. *Criteria for "Class 2" Special Event to be addressed including Risk/Hazard Assessment;*
4. *Council to advertise a Public Notice of event and road closures;*
5. *The organizer shall notify all residents no less than 7 days prior to the event that vehicle access to and from their property will be prohibited and other parking arrangements should be made;*
6. *Council will assist by providing installation and removal of TCP, barricades and signage for temporary road closures and vehicle detours;*
7. *Notify NSW Ambulance and NSW Fire and Rescue;*
8. *RMS and NSW Police Force approval conditions imposed form part of Council approval;*
9. *Adhere to NSW Police Force directions.*

Massed Bands/Celtic Tattoo, Boorowa Street (Clarke Street to Main Street).
Saturday 2nd December 5:30pm To 9:00pm

Item 5: That Council approve the temporary road closure for the 68th National Cherry Festival Massed Bands/Celtic Tattoo Boorowa Street (Clarke Street to Main Street) on Saturday 2nd December 2017 from 5:30pm to 9:00pm as follows;

1. *Boorowa Street between Clarke Street and Main Street remain closed after the street parade;*
2. *Vehicle detour as follows - Lovell Street is part of the Heavy Vehicle Bypass route through the CBD for generally east - west traffic movement. For the period of the temporary road closure Heavy Vehicles as well as general through traffic east bound towards Boorowa and west bound to Temora will be detoured via Thornhill Street and Main Street towards Lovell Street;*
3. *Concurrence of all business operators adjacent to the temporary road closure;*
4. *Criteria for "Class 2" Special Event to be addressed including Risk/Hazard Assessment;*
5. *Council to advertise a Public Notice of event and road closure;*
6. *Council will assist by providing installation and removal of TCP, barricades and signage for temporary road closures and vehicle detours;*
7. *Notify NSW Ambulance and NSW Fire and Rescue;*

General Manager

Mayor

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8. *NSW Police Force approval conditions imposed form part of Council approval;*
9. *Adhere to NSW Police Force directions.*

17/15 – Special Events, Hilltops Heritage Rally, Young & District Antique Engine & Tractor Club, Carrington Park, Young. Friday 1st to Sunday 3rd December

Item 6: That Council approve the temporary road closure for the Young & District Antique Engine and Tractor Club Exhibit at Carrington Park from 5:00pm Friday 1ST to 5pm Sunday 3RD December 2017 as follows;

1. *The temporary road closure of Ripon Street west bound lane adjacent to Carrington Park and Caple Street adjacent to Carrington Park (approximately 7 metres from the eastern kerb line) will take effect as of 5:00pm Friday;*
2. *The temporary road closure and associated detour be implemented by Council in accordance with the TCP;*
3. *Carrington Park car park be closed from 7:00am on Friday 1st to provide an unloading point for early arriving entrants;*
4. *The commencement of the noise emitting exhibits shall not be prior to 9:30am on Saturday or Sunday;*
5. *Vehicles that may cause damage to the bitumen sealed surface are not to be placed on the carriageway. Costs associated with repairing any damaged surface due to this event shall be met by the event organizer;*
6. *The organizer shall ensure each exhibitor are contained to the area shown on the plan submitted as part of the Special Event application;*
7. *Council to advertise a Public Notice of event and road closures;*
8. *All oil leaks are to be contained within adequate drip trays;*
9. *No hot water shall be placed on the lawn area;*
10. *Exhibits are to adhere to set out plan lodged as part of Special Event application for the event;*
11. *No camping or the lighting of fires will be permitted in the grounds of Carrington Park or road reserves. The consumption of alcohol outside the restriction period is prohibited;*
12. *The grounds of Carrington Park shall be kept in a clear and tidy manner during the event and upon the events completion;*
13. *NSW Police Force approval conditions imposed form part of Council approval;*
14. *Adhere to NSW Police Force directions.*

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

27 September 2017, commencing at 5.32 PM

Held in the Hilltops Council, Young Chamber, 189 Boorowa Street, Young

SPECIAL EVENTS, BUNYIP PRESCHOOL 50TH ANNIVERSARY, BINALONG STREET, HARDEN

Item 7: That Council approve the temporary road closure for the Bunyip Preschool 50th Anniversary event on Sunday 22nd of October 2017 as follows;

- 1. The temporary road closure of Binalong Street between Derby Street and Lucan Street, Harden from 7:00am to 5:00pm;*
- 2. The temporary road closure and associated detour be implemented by Council in accordance with the TCP;*
- 3. Certificate of Currency for Public Liability for \$20,000,000 minimum noting Hilltops Council and NSW Police Force as interested parties be provided to Council for record purposes;*
- 4. Care of the road pavement surface with any erection of activity type operation ie: rides, jumping castle etc. No anchoring points are to be driven through the bitumen seal of the road. Costs associated with repairing any damaged surface due to this event shall be met by the event organizer;*
- 5. The organizer shall ensure each activity type operation ie: rides, jumping castles etc are contained to the area shown on the plan submitted (preferably adjacent to the preschool centre) as part of the Special Events application;*
- 6. Council to advertise a Public Notice of event and road closures;*
- 7. Exhibits are to adhere to set out plan lodged as part of Special Event application for the event;*
- 8. The road reserve is to be kept in a clear and tidy manner during the event and upon the events completion;*
- 9. NSW Police Force approval be granted and conditions imposed form part of Council approval;*
- 10. Adhere to NSW Police Force directions.*

No Parking, Dundas Street Adjacent to Eric Smith Park at Bridge Vehicle Crossing at Kerb, Young

Item 8: That Council approve the following;

- 1. The installation of No Parking signs either side of the bridge vehicle crossing located towards the eastern end of Eric Smith Park to provide unobstructed access for the resident of 11 Dundas Street and Council vehicles.*

Councillors: Horton/Tuckerman

17/263 RESOLVED:

That the balance of the committee reports be noted.

Councillors: Tuckerman/O'Connor

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

27 September 2017, commencing at 5.32 PM

Held in the Hilltops Council, Young Chamber, 189 Boorowa Street, Young

CLOSED COUNCIL

17/173 – 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

27 September 2017, commencing at 5.32 PM

Held in the Hilltops Council, Young Chamber, 189 Boorowa Street, Young

17/264 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: Manchester/Wallace

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.

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.

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

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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.

ITEM 6: 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 7: 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 8: 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:

ITEM 9: 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 10: 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

27 September 2017, commencing at 5.32 PM

Held in the Hilltops Council, Young Chamber, 189 Boorowa Street, Young

17/174 – CBRJO RFT3/17 PROVISION FOR LOCAL LEGAL SERVICES

17/265 RESOLVED:

That Council; enters into a panel contract for legal services with:

- 1. Sparke Hellmore;*
- 2. Bradley Allen Love;*
- 3. Marsdens Law Group; and*
- 4. continues to exercise its right to engage other legal representation on an as needed basis.*

Councillors: Manchester/Horton

Cr Flanery did not vote

17/175 – SELECTION OF LGIS PLATFORM

17/266 RESOLVED:

That Council; notes the report and acknowledges resolution 17/127 to sign the contract with Technology One.

Councillors: Wallace/O'Connor

Against: Cr Stadtmiller

17/176 – TENDER 344 OF 2017, SUPPLY AND DISPOSAL OF ONE BACKHOE LOADER CCF CLASS 5.5-6

17/267 RESOLVED: That Council;

- 1. accept the tender of Westrac Pty Ltd for the supply and delivery of one Caterpillar 432F Backhoe Loader, in the amount of \$189,420.00 inclusive of GST (\$172,200.00 ex GST); and*
- 2. accept the tender of Westrac Pty Ltd for the trade of Council Plant No. 218, 2009 Caterpillar 432E Backhoe Loader in the amount of \$49,500.00.00 inclusive of GST, (\$45,000.00 ex GST).*

Councillors: Manchester/Walker

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

27 September 2017, commencing at 5.32 PM

Held in the Hilltops Council, Young Chamber, 189 Boorowa Street, Young

17/268 RESOLVED:

That the following tenders be moved as a block 17/177 to 17/180;

17/177 – TENDER 336 OF 2017, SUPPLY AND DISPOSAL OF ONE SMOOTH DRUM ROLLER CCF CLASS 12.5

- 1. accept the quotation of Westrac Pty Ltd for the supply and delivery of one Caterpillar CS64B smooth drum roller, in the amount of \$157,410.00 inclusive of GST (\$143,100.00 ex GST); and*
- 2. accept the quotation of Westrac Pty Ltd for the trade of Council Plant No. 268, 2005 Dynapac CA302 smooth drum roller in the amount of \$27,500.00.00 inclusive of GST, (\$25,000.00 ex GST).*

17/178 – TENDER 337 OF 2017, SUPPLY AND DISPOSAL OF THREE (3) SMOOTH DRUM ROLLER CCF CLASS 15-17.5

- 1. accept the tender of Westrac Pty Ltd for the supply and delivery of one Caterpillar CS74B smooth drum roller, in the amount of \$184,030.00 inclusive of GST (\$167,300.00 ex GST);*
- 2. accept the tender of Westrac Pty Ltd for the trade of Council Plant No. 219, 2009 Bomag BW216 smooth drum roller in the amount of \$41,800.00 inclusive of GST, (\$38,000.00 ex GST);*
- 3. accept the tender of Westrac Pty Ltd for the supply and delivery of one Caterpillar CS74B smooth drum roller, in the amount of \$192,500.00 inclusive of GST (\$175,000.00 ex GST);*
- 4. accept the tender of Westrac Pty Ltd for the trade of Council Plant No. 9409, 2013 Dynapac CA5000 smooth drum roller in the amount of \$85,500.00 inclusive of GST, (\$75,000.00 ex GST);*
- 5. accept the tender of Westrac Pty Ltd for the supply and delivery of one Caterpillar CS74B smooth drum roller, in the amount of \$186,670.00 inclusive of GST (\$169,700.00 ex GST); and*
- 6. accept the tender of Westrac Pty Ltd for the trade of Council Plant No. 9410, 2013 Dynapac CA5000 smooth drum roller in the amount of \$77,000.00 inclusive of GST, (\$70,000.00 ex GST).*

17/179 – TENDER 340 OF 2017, SUPPLY EXCAVATOR, CCF CLASS 10

- 1. accept the tender of CJD Equipment Pty Ltd for the supply and delivery of one Volvo EC145CL Excavator, in the amount of \$218,339.00 inclusive of GST (\$198,490.00 ex GST); and*
- 2. accept the tender of CJD Equipment Pty Ltd for the trade of Council Plant No. 9617, 2011 Volvo EC340C Excavator in the amount of \$90,200.00 inclusive of GST, (\$82,000.00 ex GST).*

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

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17/180 – TENDER 348 OF 2017, SUPPLY AND DISPOSAL OF ONE (1) WHEEL LOADER

1. *accept the tender of Komatsu Australia Pty Ltd for the supply and delivery of one Komatsu WA320PZ-6 Wheel Loader, in the amount of \$274,450.00 inclusive of GST (\$249,500.00 ex GST); and*
2. *accept the tender of Komatsu Australia Pty Ltd for the trade of Council Plant No. 9604, 2012 Komatsu WA320PZ-6 Wheel Loader in the amount of \$126,500.00 inclusive of GST, (\$115,000.00 ex GST).*

Councillors: Cr Flanery/Horton

17/181 – RFT 339 OF 2017 TENDER ASSESSMENT REPORT: BOOROWA SHOWGROUND AMENITIES BUILDING

17/269 RESOLVED:

That Council; accept the tender of AL Banks for the Construction of Boorowa Showground Public Amenities Building in the amount \$1,383,554 excl. GST (\$1,520,809.40 incl GST).

Councillors: Tuckerman/Horton

17/182 – UNDERGROUND PETROLEUM STORAGE SYSTEM (UPSS) DECOMMISSIONING, SITE REMEDIATION AND VALIDATION

17/270 RESOLVED: That Council:

1. *award tender RFT 334 of 2017 Underground Petroleum Storage System (UPSS) Decommissioning, Site Remediation and Validation and associated contract to InSite Remediation Pty Ltd in the tendered amount of \$148,448.14 excl GST (\$163,293 incl GST), and*
2. *That the project funding shortfall be funded by deferral of the following projects until 2018/19:*
 - *Original Council Chambers building renewal \$15,200*
 - *Court House building renewal \$23,000*
 - *Court House building renewal \$9500 (revote)**Total \$47,700*

Councillors: Manchester/Horton

General Manager

Mayor

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

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17/183 – WASTE SERVICES TENDER – INVESTIGATION OF ALLEGATIONS OF COLLUSIVE BEHAVIOUR

17/271 RESOLVED: That Council;

- 1. Reaffirm to enter into formal contracts with JR Richards & Sons and Elouera for the provision of waste services as per resolution 17/214; and*
- 2. Notify the other tenderers for the provision of waste services of Councils decision as outlined in this report.*

Councillors: Manchester/Horton

17/272 RESOLVED:

That Council move out of closed.

Councillors: Tuckerman/Horton

NEXT MEETING

17/273 RESOLVED:

- 1. That the next meeting of Council is scheduled to be on Wednesday, 25 October 2017, commencing at 5.30pm, at the Boorowa Chambers; and*
- 2. That the 27 November 2017 meeting be held at the Harden Chambers, commencing at 5.30pm*

Manchester/Flanery

TERMINATION

There being no further business the meeting closed 20.21pm

General Manager

Mayor