



## ORDINARY MEETING OF COUNCIL

**Held at 12 noon  
On 26 September 2011**

### **Councillors:**

Cr I Strutt (Mayor)  
Cr M Pearce (Deputy Mayor)  
Cr K Dusting  
Cr M Dusting  
Cr R Filmer  
Cr S Powley  
Cr R Spreadborough  
Cr K Ward  
Cr L Wilson

### **Attendees:**

Mr T O'Connor, General Manager  
Mr R Bell, Director of Engineering Services  
Mrs J Michie, Director of Administrative Services  
Mr W Sellings, Manager of Health and Building Services  
Ms L Cumming, Manager of Planning  
Mr P Steedman, Minute Clerk

MINUTES

- TABLE OF CONTENTS -  
Meeting held 26 September 2011  
ORDINARY MEETING

---

	Page No.
<b>ATTENDANCE</b> .....	<b>6</b>
<b>PRAYER</b> .....	<b>6</b>
<b>ACKNOWLEDGEMENT TO COUNTRY</b> .....	<b>6</b>
<b>APOLOGY</b> .....	<b>6</b>
<b>MAYORAL MINUTE AND REPORT TO COUNCIL</b> .....	<b>6</b>
Mayoral Minute.....	6
Item 1.....	6
DA 41/2011 – Proposed Construction of Motor Bike Shelter .....	6
Report to Council from Mayor, Cr Kevin Ward.....	6
<b>ELECTION OF MAYOR AND DEPUTY MAYOR</b> .....	<b>7</b>
Election of Mayor.....	7
Form of Ballot and Method of Voting:.....	7
Destruction of Ballot Papers.....	7
Election of Deputy Mayor .....	8
Destruction of Ballot Papers.....	8
<b>ADJOURNMENT</b> .....	<b>8</b>
<b>AUSTRALIAN CITIZENSHIP CEREMONY</b> .....	<b>9</b>
Pledge and Presentation of Citizenship Certificates .....	9
Candidates in Order of Presentation: .....	9
Mrs Maryke Peet.....	9
Mr Douglas Ronald Lamb .....	9
<b>PRESENTATIONS TO COUNCIL</b> .....	<b>9</b>
Have Your Say .....	9
Speakers in Order of Presentation: .....	9
Mrs Sonia Williams, .....	9
<b>CONFIRMATION OF MINUTES</b> .....	<b>9</b>
Ordinary Meeting of 22 August 2011 .....	9
Extraordinary Meeting of 1 September 2011 .....	9
<b>MATTERS ARISING FROM THE MINUTES</b> .....	<b>9</b>
Ordinary Meeting of 22 August 2011 .....	9
Extraordinary Meeting of 1 September 2011 .....	9
<b>DECLARATIONS OF CONFLICT OF INTEREST</b> .....	<b>10</b>
<b>RESPONSES TO QUESTIONS ON-NOTICE</b> .....	<b>10</b>
Questions On-Notice Received and From Previous Meetings.....	10
Cr K Dusting .....	10
Youth Council.....	10
Cr R Filmer .....	10
New England Highway Accident Diversion .....	10
Cr S Powley.....	11
Name Change for Tip Road .....	11

- TABLE OF CONTENTS -  
**Meeting held 26 September 2011**  
**ORDINARY MEETING**

	<b>Page No.</b>
Cr K Dusting .....	11
Removal of Wombat Crossing .....	11
<b>STAFF REPORTS .....</b>	<b>11</b>
<b>GENERAL MANAGER'S REPORT .....</b>	<b>11</b>
Governance and Administration .....	11
Item 1 .....	11
Committees of Council .....	11
Committees of Council Register .....	12
Council MANEX Committee .....	13
Delegates to Committees of Council .....	13
Councillor Workshops Prior to Council Meetings .....	13
Item 2 .....	14
Disclosure by Councillors and Designated Persons .....	14
Item 3 .....	14
Council Ordinary Meeting Dates for 2012 .....	14
Item 4 .....	14
Financial Assistance Grants .....	14
Item 5 .....	14
Destination 2036 .....	14
Item 6 .....	14
Goals, Mission, Social Justice Principles, Values, Vision and Vision 2020 Statements .....	14
Item 7 .....	15
Possible Uralla Shire Council Membership of Namoi Councils (Regional Organisation of Councils) .....	15
Item 8 .....	15
Uralla Golf Club .....	15
Health and Building Services .....	15
Item 1 .....	15
Uralla Swimming Pool .....	15
Item 2 .....	15
Draft On-Site Waste Water Management Strategy .....	15
Item 3 .....	16
Draft Waste and Recycling Management Plan 2011-2015 .....	16
Planning Services .....	16
Item 1 DIVISION DECISION .....	16
Use of Council Seal - Subdivision for FC & LE Banks .....	16
Item 2 .....	16
Extension of transition period under the Codes SEPP 2008 .....	16
Item 3 .....	16
Planning Application Approvals and Refusals for the Month of August 2011 .....	16
<b>DIRECTOR OF ADMINISTRATIVE SERVICES' REPORT .....</b>	<b>17</b>
Administration and Finance .....	17
Item 1 .....	17
Cash at Bank and Investments .....	17
Item 2 .....	17
Uralla Shire Council Finance Committee .....	17
Item 3 .....	17
Council Rates Collection .....	17

- TABLE OF CONTENTS -  
**Meeting held 26 September 2011**  
**ORDINARY MEETING**

	<b>Page No.</b>
Community Services .....	17
Item 1.....	17
Visitor Information Centre Monthly Report .....	17
Item 2.....	17
Tablelands Community Support Options and Kamilaroi Ageing and Disability Services.....	17
<b>DIRECTOR OF ENGINEERING SERVICES' REPORT .....</b>	<b>18</b>
Technical Services .....	18
Item 1.....	18
Bundarra Showground Trust.....	18
Item 2.....	18
Statewide Mutual Best Practice Manual.....	18
- Bitumen and Asphalt Resurfacing.....	18
Item 3.....	18
Statewide Mutual Best Practice Manual.....	18
- Footpaths.....	18
Item 4.....	18
Works Committee Meeting.....	18
Item 5.....	19
Works Progress for Period Ended 16 September 2011 .....	19
Item 6.....	19
Works Planning.....	19
Item 7.....	19
Water Supply and Sewerage Action Plan .....	19
<b>MAILOUT TO COUNCILLORS.....</b>	<b>19</b>
Item 1.....	19
Mailouts forwarded to Councillors for the Period Friday, 19 August 2011 to Friday, 16 September 2011 ...	19
<b>MINUTES OF COMMITTEE MEETINGS.....</b>	<b>19</b>
<b>DELEGATE REPORTS .....</b>	<b>20</b>
Cr R Spreadborough .....	20
Cr S Powley.....	20
Cr L Wilson.....	20
Cr M Dusting.....	20
Cr M Pearce .....	20
Cr K Ward.....	21
Cr R Filmer .....	21
Cr K Dusting .....	21
Cr I Strutt .....	22
<b>QUESTIONS ON-NOTICE RAISED .....</b>	<b>23</b>
Questions On-Notice for Next Meeting of Council .....	23
Cr R Filmer .....	23
McMaugh Gardens Aged Care Centre, Solar and Gas Systems .....	23
Cr M Pearce .....	23
Council Vision and Mission .....	23

- TABLE OF CONTENTS -  
**Meeting held 26 September 2011**  
**ORDINARY MEETING**

	<b>Page No.</b>
Cr S Powley.....	23
Traffic Diversion Sign.....	23
National Local Roads and Transport Congress 2011 .....	23
Cr R Spreadborough .....	23
National Local Roads and Transport Congress .....	23
Cr K Ward.....	23
Composition of Council .....	23
<b>MOVE TO CLOSED SESSION.....</b>	<b>24</b>
<b>CLOSED SESSION RESOLUTIONS .....</b>	<b>24</b>
<b>STAFF REPORTS TO CLOSED SESSION .....</b>	<b>25</b>
<b>DIRECTOR OF ENGINEERING SERVICES' REPORT.....</b>	<b>25</b>
Technical Services .....	25
Item 1.....	25
Public Walkway adjacent to 160 Bridge Street, Uralla .....	25
Item 2.....	25
Replacement Vehicle for Manager of Planning.....	25
Item 3.....	25
Replacement of Forklift at Uralla Landfill .....	25
<b>MOVE TO OPEN SESSION.....</b>	<b>26</b>
<b>URGENT BUSINESS.....</b>	<b>26</b>
Constitutional Recognition of Local Government .....	26
<b>CLOSURE OF MEETING .....</b>	<b>26</b>

**Assignment of Action Items**

GLOSSARY OF ACTION OWNERS	
<b>GM</b>	Mr T O'Connor, General Manager
<b>DES</b>	Mr R Bell, Director of Engineering Services
<b>DAS</b>	Ms J Michie, Director of Administrative Services
<b>MHBS</b>	Mr W Sellings, Manager of Health and Building Services
<b>MP</b>	Ms L Cumming, Manager of Planning
<b>EA</b>	Mr P Steedman, Executive Assistant

*The meeting commenced at 12 noon.*

## **ATTENDANCE**

Present were the Chairperson Cr K Ward (Mayor), Cr M Pearce, (Deputy Mayor) and Councillors R Filmer, S Powley, R Spreadborough, I Strutt, General Manager (Mr T O'Connor), Director of Engineering Services (Mr R Bell), Manager of Planning (Ms L Cumming), Minute Clerk (Mr P Steedman).

## **PRAYER**

## **ACKNOWLEDGEMENT TO COUNTRY**

## **APOLOGY**

Apologies were tabled for Crs K Dusing and M Dusing, currently on an approved Leave of Absence, and Cr L Wilson, who was detained interstate on an urgent family matter.

### **326/11 MOVED/ CARRIED (Crs R Filmer / I Strutt)**

That the apologies for Crs K Dusing, M Dusing and L Wilson be accepted.

## **MAYORAL MINUTE and REPORT TO COUNCIL**

### **Mayoral Minute**

#### **Item 1**

#### **DA 41/2011 – Proposed Construction of Motor Bike Shelter**

*The Mayor made reference to details within the Business Paper comprising the Mayoral Minute.*

#### **MOTION**

*A Motion relating to the subject matter of the Mayoral Minute was moved by Cr S Powley, as follows:*

#### **MOVED/ SECONDED (Crs S Powley / R Spreadborough)**

That Council accept the risk assessment done by Council Staff through the normal DA Process.

*The Mayor confirmed his acceptance of the Motion as moved by Cr S Powley.*

### **327/11 Following debate the MOTION was PUT and CARRIED**

That Council accept the risk assessment done by Council Staff through the normal DA Process.

### **Report to Council from Mayor, Cr Kevin Ward**

*The Mayor delivered a brief review of the Council's performance over the preceding 12 month period.*

## **ELECTION OF MAYOR and DEPUTY MAYOR**

### **Election of Mayor**

*The Mayor vacated the Chair and the General Manager assumed the Chair in the capacity of Returning Officer.*

*The Returning Officer advised details of nominations received in support of Cr R Spreadborough and Cr I Strutt as Candidates for the Office of Mayor.*

### **MOTION**

#### **Form of Ballot and Method of Voting:**

*The Returning Officer detailed the available Balloting options and called for Councillors to determine the form of Ballot and method of Voting to be used for the election of the Mayor and Deputy Mayor.*

#### **328/11 MOVED/ CARRIED (Crs I Strutt / R Spreadborough)**

*That elections for the Office of Mayor and Deputy Mayor be conducted as Ordinary (Secret) Ballots with votes to be recorded by the marking of a Candidate's name on a Ballot Paper.*

*Councillors agreed by consensus to afford each Candidate the opportunity to address the meeting prior to formal commencement of the Ballot.*

*The Returning Officer accordingly invited each Candidate, in turn, to address the meeting.*

*Cr I Strutt left the meeting at 12:20pm and returned at 12:30pm, during which time, Cr R Spreadborough addressed Councillors on the subject of his Mayoral candidacy.*

*Cr R Spreadborough left the meeting at 12:30pm and returned at 12:40pm, during which time, Cr I Strutt addressed Councillors on the subject of her Mayoral candidacy.*

*An Ordinary (Secret) Ballot between the nominated Candidates was conducted with the result tabulated by the Returning Officer and declared as a tied Vote:*

*Cr R Spreadborough – 3 Votes*

*Cr I Strutt – 3 Votes*

*Having declared the Ballot tied, the Returning Officer called for a Candidate to be chosen by lot.*

*A draw between the nominated Candidates was then conducted resulting in the Returning Officer declaring the appointment of Cr I Strutt as Mayor.*

### **MOTION**

#### **Destruction of Ballot Papers**

*The Returning Officer called for a Motion to authorise destruction of the Ballot Papers.*

#### **329/11 MOVED/ CARRIED (Crs S Powley / R Filmer)**

*That Ballot Papers for the Election of the Mayor be destroyed.*

### Election of Deputy Mayor

*The Returning Officer advised details of the nominations received in support of Cr R Filmer and Cr M Pearce as Candidates for the Office of Deputy Mayor, and invited each Candidate to address the meeting in turn.*

*Cr M Pearce left the meeting at 12:50pm and returned at 12:58pm, during which time, Cr R Filmer addressed Councillors on the subject of his Deputy Mayoral candidacy.*

*Cr R Filmer left the meeting at 12:58pm and returned at 12:59pm, during which time, Cr M Pearce addressed Councillors on the subject of his Deputy Mayoral candidacy.*

*An Ordinary (Secret) Ballot between the nominated Candidates was conducted with the result tabulated by the Returning Officer and declared as a tied Vote:*

*Cr R Filmer – 3 Votes*

*Cr M Pearce – 3 Votes*

*Having declared the Ballot tied, the Returning Officer called for a Candidate to be chosen by lot.*

*A draw between the nominated Candidates was then conducted resulting in the Returning Officer declaring the appointment of Cr M Pearce as Deputy Mayor.*

### MOTION

#### **Destruction of Ballot Papers**

*The Returning Officer called for a Motion to authorise destruction of the Ballot Papers.*

**330/11 MOVED/ CARRIED (Crs R Spreadborough / I Strutt)**

*That Ballot Papers for the Election of the Deputy Mayor be destroyed.*

*The General Manager, having fulfilled the duties of Returning Officer, invited the Mayor, Cr I Strutt to assume the Chair for the remainder of the meeting.*

*Cr I Strutt, upon taking the Chair, thanked the General Manager for his conduct of the elections and called upon Councillors to move for an adjournment to the Luncheon Recess.*

### ADJOURNMENT

#### **LUNCHEON RECESS (1:02 - 1:32pm)**

**331/11 MOVED/ CARRIED (Crs M Pearce / R Spreadborough)**

*That Council break for a 30 minute Luncheon Adjournment (1:02pm – 1:32pm).*

*The Meeting resumed at 1:32pm.*



## AUSTRALIAN CITIZENSHIP CEREMONY

### Pledge and Presentation of Citizenship Certificates

Candidates in Order of Presentation:

*The Chair in her capacity as Mayor and Local Presiding Officer administered the taking of the "Pledge of Commitment" and the presentation of Citizenship Certificates to Candidates as follows:-*

1. **Mrs Maryke Peet**
2. **Mr Douglas Ronald Lamb**

## PRESENTATIONS TO COUNCIL

### Have Your Say

Speakers in Order of Presentation:

The Chair introduced the Speaker in delivery of a Presentation as follows:-

1. **Mrs Sonia Williams,**  
Developer, Uralla Shire.

*The Speaker delivered a presentation on the subject of the Draft Local Environmental Plan and Development opportunities in the Uralla Shire.*

*The Chair thanked Mrs Williams for her Presentation to Council.*

## CONFIRMATION OF MINUTES

Ordinary Meeting of 22 August 2011

**332/11 MOVED/ CARRIED (Crs R Spreadborough / M Pearce)**

That the Minutes of the Ordinary Meeting held on 22 August 2011 (copies have been circulated to Members) be adopted as a true and correct record of proceedings.

**EA**

Extraordinary Meeting of 1 September 2011

**333/11 MOVED/ CARRIED (Crs S Powley / R Filmer)**

That the Minutes of the Extraordinary Meeting of 1 September 2011 (copies have been circulated to Members) be adopted as a true and correct record of proceedings.

**EA**

## MATTERS ARISING FROM THE MINUTES

Ordinary Meeting of 22 August 2011

*Cr R Filmer requested a briefing on the meeting with the Regional Manager of Essential Energy (page 7 of the Minutes). A brief report was provided to Councillors by the General Manager supported by the Director of Engineering Services.*

Extraordinary Meeting of 1 September 2011

*Nil matters raised.*

**DECLARATIONS OF CONFLICT OF INTEREST**

At request of the Chair, the Minute Clerk tabled details of the pecuniary and non-pecuniary Conflict of Interest Declarations received in relation to this meeting.

<b>Submitted By:</b>	<b>Interest Declared:</b>
<i>Cr K Ward</i>	<i>Pecuniary Interest as a Member and Company Secretary of the Organisation named in Item number 8 of the General Manager's Governance and Administration Report to Council.</i>
<i>Manager of Planning, Mrs E Cumming</i>	<i>Non-Pecuniary Interest as the Holder of the Office named in Item number 2 of the Director of Engineering Services' Technical Services Report to the Closed Session of Council.</i>

**RESPONSES TO QUESTIONS ON-NOTICE****Questions On-Notice Received and From Previous Meetings**

The Chair outlined details of the responses to "Questions On-Notice" raised at the Ordinary meeting of Council held Monday, 22 August 2011:

Cr K Dusting

**QUESTION:****Youth Council**

*Can Council contact Moree Plains Shire Council to ascertain details of their Youth Council?*

**GM****RESPONSE:**

The General Manager and Director of Administrative Services are in the process of contacting Councils who currently operate Youth Councils, including the Moree Plains Shire Council.

Cr R Filmer

**QUESTION:****New England Highway Accident Diversion**

*Can the Director of Engineering Services provide an estimate of costs to repair damage to local Shire roads resulting from the recent New England Highway accident diversion on Thursday, 18 August 2011?*

**DES****RESPONSE:**

The estimated cost for temporary repairs is \$15,000. The long-term rehabilitation works required are estimated to cost \$750,000.

## RESPONSES TO QUESTIONS ON-NOTICE (continued)

### Questions On-Notice Received and From Previous Meetings

Cr S Powley

**QUESTION:**

**Name Change for Tip Road**

*Can the name of the road to the Recycling Centre be changed?*

**GM**

**RESPONSE:**

Council will need to either recommend a name or advertise for submissions then proceed through the formal process. A Resolution of Council will initially be required for any name change proposed.

Cr K Dusting

**QUESTION:**

**Removal of Wombat Crossing**

*When will removal of the Wombat Crossing in Queen Street, adjacent to the Primary School Oval, occur?*

**GM**

**RESPONSE:**

Removal of the Wombat Crossing will not occur until the traffic control measures on the corner of Park and Queen streets have been relocated. Design activities for this are currently underway. Council will then need to estimate the cost of these works and seek RTA funding before any work will commence.

## STAFF REPORTS

### GENERAL MANAGER'S REPORT

#### Governance and Administration

Item 1

**Committees of Council**

U07/151

**334/11 MOVED/ CARRIED (Crs R Spreadborough / M Pearce)**

That Council retain the existing Committees, with the exception of the Uralla Swimming Pool Advisory Committee, and add the Northern Inland Regional Waste and Uralla Shire Council Internal Audit Committees to the list of Council's Committees.

**GM**

*The Manager of Planning left the meeting at 2:14pm.*

**MOTION****Committees of Council Register****335/11 MOVED/ CARRIED (Crs R Spreadborough / R Filmer)**

That Council adopt amendments to the Committees of Council Register, as follows:

1. Delete the words "by staff" from the heading of the Group B Committees in the Register so that the Group will more accurately reflect who provides the indirect provision of service
2. Transfer the following Committees to Group B in the Register:
  - Group D
    - District Emergency Management Committee
  - Group E
    - District Fire Committee
    - Service Level Agreement Committee for New England Zone of the Rural Fire Service
  - Group F
    - Hunter New England Health Service Local Health Advisory Committee
3. Remove the Uralla Swimming Pool Advisory Committee from the Register as this Committee has completed its tasks.
4. Include the following Committees / Delegates into the Register:
  - Group B
    - Northern Inland Regional Waste (NIRW) with: Delegates (staff) as Manager Health and Building Services, Environmental Project Officer; Other, as staff representatives from Armidale Dumaresq, Glen Innes, Gunnedah, Guyra, Gwydir, Inverell, Liverpool Plains, Moree Plains, Narrabri, Tamworth Regional, Tenterfield and Walcha Councils; Comments as The group receives funding from the Office of Environment and Heritage. The group meets quarterly to discuss waste management issues and organise regional initiatives; Function as a Voluntary local government networking group to specifically address waste management issues on a regional basis.
  - Group C
    - Uralla Shire Council Internal Audit Committee with the Function "To provide advice to Council on internal audit arrangement, protocols and risk".
5. Modify details in the Register for the following Committees:
  - Group A
    - Environment Committee:  
Delete the words "incorporating Uralla-Rocky River Landcare Group and U3CF Committee" from the "Environment Committee (incorporating Uralla-Rocky River Landcare Group and U3CF Committee)" as these groups are community groups acting independently of Council.  
Expand the Function of the Committee to include the words "and to consider recommendations from the U3CF Committee for recommendation to Council."  
Add the "Bundarra Nature Park" to the public areas listed under the Function of the Environment Committee.
    - Works Committee:  
Include in the Function of the Works Committee the words "and motor vehicles" between the words "Council plant" and "future works program".
  - Group C
    - Uralla Shire Development Advisory Committee:  
Delete the Function "to advise Council on the implementation of Creative Village projects".

**GM**

**MOTION**

**Council MANEX Committee**

*Cr R Spreadborough moved the Motion, as follows, in relation to Councillor attendance at weekly Management Executive (MANEX) Meetings.*

**MOVED/ SECONDED (Crs R Spreadborough / S Powley)**

That MANEX meetings be for purely operational matters and Councillors wishing to attend must lodge a request with the General Manager on the Friday Prior.

**PROCEDURAL MOTION**

**336/11 MOVED/ CARRIED (Crs S Powley / M Pearce)**

That Council move to a Committee of the whole to discuss protocols for Councillor attendance at the weekly Council Management Executive (MANEX) Committee Meeting.

*Councillors held a wide-ranging discussion in regard to the purpose and objectives of the weekly MANEX Committee meeting and the circumstances and protocols applicable to Councillor attendance at the meeting.*

**PROCEDURAL MOTION**

**337/11 MOVED/ CARRIED (Crs R Spreadborough / S Powley)**

That Council resume Standing Orders.

*The MOVER (Cr R Spreadborough) and SECONDER (Cr S Powley) confirmed their AGREEMENT with the AMENDMENTS to the MOTION.*

**338/11 The MOTION as AMENDED was PUT and CARRIED**

That MANEX Committee meetings be for purely operational matters and the advice of the Mayor, with all information to be disseminated to Councillors by the next business day. Where a Councillor has a requirement to attend a MANEX meeting, a request is to be made through the Mayor or General Manager, no later than the Friday prior to the meeting.

**GM**

**MOTION**

**Delegates to Committees of Council**

**339/11 MOVED/ CARRIED (Crs R Spreadborough / S Powley)**

That the nominations for Delegates to Council Committees be accepted and appointments made to Committees.

**GM**

*Cr R Filmer raised the matter of holding Councillor Workshops prior to each Council Meetings.*

**PROCEDURAL MOTION**

**Councillor Workshops Prior to Council Meetings**

**340/11 MOVED/ CARRIED (Crs R Spreadborough / M Pearce)**

That Council move to a Committee of the whole to discuss the matter of holding Councillor Workshops prior each Council Meeting.

*Councillors held a brief discussion regarding the merits of holding Councillor Workshops prior each Council Meeting, during which, the General Manager undertook to provide a Report in the matter to the next Ordinary Meeting of Council.*

**GM**

**PROCEDURAL MOTION**

**341/11 MOVED/ CARRIED (Crs S Powley / R Spreadborough)**

That Council resume Standing Orders.

## Item 2

**Disclosure by Councillors and Designated Persons**

U07/164

**342/11 MOVED/ CARRIED (Crs R Filmer / M Pearce)**

That the Disclosures by Councillors and Designated Persons, as tabled, be noted.

## Item 3

**Council Ordinary Meeting Dates for 2012**

U07/167

**343/11 MOVED/ CARRIED (Crs M Pearce / R Filmer)**

That Council approve the following dates for ordinary meetings for 2012: Mondays; 23 January 2012, 27 February 2012, 26 March 2012, 23 April 2012, 28 May 2012, 25 June 2012, 23 July 2012, 27 August 2012, 24 September 2012, 22 October 2012, 26 November 2012 and 17 December 2012.

**GM**

## Item 4

**Financial Assistance Grants**

U07/219

**344/11 MOVED/ CARRIED (Crs R Spreadborough / S Powley)**

That Council note the advice from the Minister for Local Government, Hon Don Page, of the calculation of Uralla Shire Council's financial assistance grant by the NSW Local Government Grants Commission for 2011/2012 of \$2,093,791 and the advance payment received in the financial year 2010/2011 of \$524,659.

**GM**

## Item 5

**Destination 2036**

U07/55-02

**345/11 MOVED/ CARRIED (Crs R Spreadborough / M Pearce)**

That Council note:

1. the report on the attendance of the Mayor and General Manager at the Destination 2036 Workshop held in Dubbo on Wednesday and Thursday 18 and 19 August 2011.
2. the Communiqué issued at the conclusion of the Workshop.
3. that an Action Plan is to be prepared for the consideration of Council by the end of September 2011.

**GM**

*The Manager of Planning, having previously left the meeting at 2:14pm, returned to the meeting at this time (3:01pm).*

## Item 6

**Goals, Mission, Social Justice Principles, Values, Vision and Vision 2020 Statements**

U07/1836, U09/6556

**346/11 MOVED/ CARRIED (Crs R Spreadborough / R Filmer)**

That Council adopt:

- The Uralla Shire Council Statement of Goals.
- The Uralla Shire Council Mission Statement.
- The Uralla Shire Council Statement of Social Justice Principles.
- The Uralla Shire Council Statement of Values.
- The Uralla Shire Council Vision Statement.
- The Uralla Shire Council Vision 2020 Statement.

and display these Statements prominently within the Council workplace and on the Council website.

**GM**

Item 7

**Possible Uralla Shire Council Membership of Namoi Councils (Regional Organisation of Councils)**

U11/6797

**347/11 MOVED/ CARRIED (Crs R Spreadborough / M Pearce)**

That Council request the Namoi Councils to consider granting membership of Namoi Councils to the Uralla Shire Council.

**GM**

Item 8

**Uralla Golf Club**

U07/124-02

*Cr K Ward, having previously declared an Interest in relation to the Item 8 Report, left the meeting at this time (3:10pm).*

**348/11 MOVED/ CARRIED (Crs R Filmer / R Spreadborough)**

That Council approve, in principle, the provision of a self supporting loan to the Uralla Golf Club Inc providing the loan is secured, by either a first or second mortgage on the Golf Club land and that Council request the General Manager to obtain the financial statements for the past two complete years from the Golf Club and together with a financial analysis of the results, report to Council the Club's ability to meet the payments required before further consideration.

**GM**

*Cr K Ward, having previously left the meeting due to a declared Interest, returned to the meeting at this time (3:15pm).*

## Health and Building Services

Item 1

**Uralla Swimming Pool**

U09/6582

**349/11 MOVED/ CARRIED (Crs S Powley / M Pearce)**

That Council:

- (i) Provide a twenty (20) week swimming pool season from Saturday, 29 October 2011, to Friday, 16 March 2012, and the General Manager, upon taking advice from the Pool Superintendent, may extend the pool season based upon attendance and prevailing ambient temperatures.
- (ii) Open the pool during the 2011-2012 season as follows:
  - Monday, Tuesday, Thursday and Friday – 6am to 8am and 12 noon to 6pm.
  - Wednesday – 6am to 8am and 12 noon to 5pm.
  - Saturday and Sunday – 12 noon to 6pm.

**GM**

Item 2

**Draft On-Site Waste Water Management Strategy**

U07/454

**350/11 MOVED/ CARRIED (Crs R Spreadborough / M Pearce)**

That Council note the Report in relation to the formal acceptance of the Draft On-Site Waste Water Management Strategy.

Item 3

**Draft Waste and Recycling Management Plan 2011-2015**

U11 / 6796

**351/11 MOVED/ CARRIED (Crs R Spreadborough / M Pearce)**

That:

1. the draft Waste and Recycling Management Plan 2011 – 2015 be placed on public exhibition for thirty (30) days.
2. due to the changing legislation the document be reviewed every six (6) months and specific diversion targets reported to Council.

**GM**

## Planning Services

Item 1 DIVISION DECISION

**Use of Council Seal - Subdivision for FC & LE Banks**

DA 198/2009

**352/11 MOVED/ CARRIED (Crs S Powley / R Filmer)**

That Council endorse the fixing of the Council Seal on the Section 88b Instrument relating to Development Application 198/2009 being on Lots 1, 2 & 3 DP 245208, Lots 162, 360, 361, 363, 370, 371 & 617 DP 755846, Lots 1 & 2 DP 169756, Lot 2 DP 655572, Lot 4 DP 655573, Lot 1 DP 1102394 & Lot 1 DP 1088412 being 310 Racecourse Road, Uralla.

**GM**

***A Division was called and the result was as follows:***

*FOR: R Filmer, M Pearce, S Powley, R Spreadborough, I Strutt, K Ward.*

*AGAINST: Nil.*

*ABSENT: K Dusting, M Dusting, L Wilson.*

Item 2

**Extension of transition period under the Codes SEPP 2008**

U07/62

**353/11 MOVED/ CARRIED (Crs R Spreadborough / S Powley)**

That Council note the proposed amendment to the Codes State Environmental Planning Policy seeking to extend the concurrent operation of the Codes State Environmental Planning Policy with Council's Development Control Plans and Local Environmental Plan.

Item 3

**Planning Application Approvals and Refusals for the Month of August 2011**

U07/168

**354/11 MOVED/ CARRIED (Crs M Pearce / S Powley)**

That Council note the information contained within the Planning Application Approvals and Refusals Report for the month of August 2011.

*The Manager of Planning left the meeting at 3:30pm.*



## DIRECTOR OF ADMINISTRATIVE SERVICES' REPORT

### Administration and Finance

#### Item 1

##### Cash at Bank and Investments

U10/1

**355/11 MOVED/ CARRIED (Crs S Powley / R Spreadborough)**

That Council note the cash position at 31 August 2011 consisting of: cash and overnight funds of \$1,450,820.39 term deposits of \$4,900,00.00 totalling \$6,350,820.39 of readily convertible funds, plus \$1,050,000.00 face value of Collateralised Debt Obligations (CDOs) valued at 30 June 2011 at \$352,500.00.

#### Item 2

##### Uralla Shire Council Finance Committee

U10/1

**356/11 MOVED/ CARRIED (Crs R Spreadborough / S Powley)**

That Council note the Minutes of the Uralla Shire Council Finance Committee Meeting held Thursday, 8 September 2011, and adopt the following recommendations:

1. The Financial Statements consisting of Budget Review by Resource Code for the year to 31 August 2011 be noted.
2. The Report from Structured Credit Research & Advisory Pty Ltd be noted.
3. The Interim Audit Report from Forsyths be noted.

#### Item 3

##### Council Rates Collection

U07/138

**357/11 MOVED/ CARRIED (Crs S Powley / M Pearce)**

That the report on the collection rate of current Council Rates and the 22.3% arrears in Rates, as at 31 August 2011, be noted.

### Community Services

#### Item 1

##### Visitor Information Centre Monthly Report

U07/273

#### Item 2

##### Tablelands Community Support Options and Kamilaroi Ageing and Disability Services

U07/32-03

**358/11 MOVED/ CARRIED (Crs R Filmer / S Powley)**

That the Visitor Information Centre Manager's Report for August 2011 and the Manager's Report on current projects and activities of the Tablelands Community Support Options and Kamilaroi Ageing and Disability Services be noted.

## DIRECTOR OF ENGINEERING SERVICES' REPORT

### Technical Services

#### Item 1

##### **Bundarra Showground Trust** U07/264

**359/11 MOVED/ CARRIED (Crs S Powley / M Pearce)**

That Council support the utilisation of the stock impounding area by the Bundarra Showground Trust on the provision that access to the Showground holding yards be provided if required.

**DES**

#### Item 2

##### **Statewide Mutual Best Practice Manual - Bitumen and Asphalt Resurfacing** U07/73-03

**360/11 MOVED/ CARRIED (Crs R Spreadborough / S Powley)**

That Council adopt the Statewide Mutual Best Practice Manual for Bitumen and Asphalt Resurfacing.

**DES**

#### Item 3

##### **Statewide Mutual Best Practice Manual - Footpaths** U07/73-03

**361/11 MOVED/ CARRIED (Crs S Powley / M Pearce)**

That Council adopt the Statewide Mutual Best Practice Manual for Footpaths.

**DES**

#### Item 4

##### **Works Committee Meeting** U07/172

**362/11 MOVED/ CARRIED (Crs R Filmer / K Ward)**

That Council:

1. note the Minutes of the Works Committee meeting held on Thursday, 8 August 2011 in the Mayor's Room.
2. include the completion of kerb and gutter on the south eastern side of Fitzroy Street North in its 2011/2012 Works Program.
3. request the Works Committee to conduct an inspection of Smith's Crossing and approaches, on Green Gully Road, following its next meeting.
4. arrange meetings with the RTA and Police to discuss the "Incident Response Plan" for future highway closures and contact the RTA to discuss the possible reimbursement of the cost of road damage caused by the unauthorised highway diversion via Pinegrove, Mt Butler and Arding Roads.

**DES**

Item 5

**Works Progress for Period Ended 16 September 2011**

U07/3041

Item 6

**Works Planning**

U07/3041

**363/11 MOVED/ CARRIED (Crs S Powley / K Ward)**

That the Works Progress for the period ended 16 September 2011 and the Planned Works be noted.

Item 7

**Water Supply and Sewerage Action Plan**

U07/268

**364/11 MOVED/ CARRIED (Crs S Powley / R Spreadborough)**

That Council Staff prepare an Action Plan for Uralla Shire Council water supply and sewerage once the 2010/2011 Report is completed.

**DES**

## **MAILOUT TO COUNCILLORS**

Item 1

**Mailouts forwarded to Councillors for the Period Friday, 19 August 2011 to Friday, 16 September 2011**

U07/23

**365/11 MOVED/ CARRIED (Crs S Powley / M Pearce)**

That the Mailouts forwarded to Councillors for the Period Friday, 19 August 2011 to Friday, 16 September 2011 which includes MANEX Meeting Minutes for Monday, 15 August 2011, Monday, 29 August 2011, Monday 5 September 2011 and Monday, 12 September 2011 be noted.

## **MINUTES OF COMMITTEE MEETINGS**

**366/11 MOVED/ CARRIED (Crs S Powley / R Filmer)**

That the Minutes of the Meetings of the following Committees be noted:

- Meeting of the New England Tablelands (Noxious Plants) County Council held 31 January 2011.
- Meeting of the New England Tablelands (Noxious Plants) County Council held 27 April 2011.
- Meeting of the New England Tablelands (Noxious Plants) County Council held 22 June 2011.
- Meeting of the New England Tablelands (Noxious Plants) County Council held 24 August 2011.
- Meeting of the McMaugh Gardens Aged Care Centre Advisory Committee held 8 September 2011.

## DELEGATE REPORTS

*Councillors in turn provided a brief verbal summary of their Council related activities during the reporting period and submitted written Delegate Reports comprising details as follows:-*

<b>Councillor</b>	<b>Activity Date:</b>	<b>Activity Detail:</b>
Cr R Spreadborough		<i>Cr R Spreadborough provided a verbal activity summary only.</i>
Cr S Powley		
	<i>24 August</i>	<i>DLG Meeting</i>
	<i>25 August</i>	<i>U3CF</i>
	<i>25 August</i>	<i>LEP Public Meeting</i>
	<i>1 September</i>	<i>Extraordinary Council Meeting</i>
	<i>1 September</i>	<i>Councillors Workshop</i>
	<i>1 September</i>	<i>USDAC</i>
	<i>13 September</i>	<i>Councillors Workshop</i>
	<i>20 September</i>	<i>Fox Lillie Grand Opening</i>
	<i>26 September</i>	<i>Council Meeting</i>
Cr L Wilson		<i>Cr Wilson was an apology to the Meeting and did not supply a written activity report.</i>
Cr M Dusting		<i>Cr M Dusting on Leave of Absence.</i>
Cr M Pearce		
	<i>29 August</i>	<i>MANEX</i>
	<i>1 September</i>	<i>Extraordinary Meeting</i>
	<i>1 September</i>	<i>USDAC</i>
	<i>5 September</i>	<i>MANEX</i>
	<i>8 September</i>	<i>Finance Meeting</i>
	<i>8 September</i>	<i>Works Meeting</i>
	<i>9 September</i>	<i>Namoi R.O.C. Electoral Commission Meeting, Tamworth</i>
	<i>12 September</i>	<i>MANEX</i>
	<i>13 September</i>	<i>Youth Workshop</i>
	<i>19 September</i>	<i>MANEX</i>
	<i>19 September</i>	<i>Meeting with Mr Williams re LEP</i>
	<i>23 September</i>	<i>Review – Meeting with Mayor/General Manager</i>
	<i>26 September</i>	<i>MANEX (Cancelled)</i>
	<i>26 September</i>	<i>Council Meeting</i>

**DELEGATE REPORTS (continued)**

<b>Councillor</b>	<b>Activity Date:</b>	<b>Activity Detail:</b>
<b>Cr K Ward</b>		
	25 August	Better Practice Review Closing Meeting
	25 August	L.E.P. Public Meeting
	2 September	SLEX Launch for 2011, Armidale
	7 September	Neighbourhood Centre re Youth Council
	8 September	Finance Committee
	8 September	Works Committee
	13 September	Workshop Youth Council
	16 September	Planning System Review, Armidale
	18 September	Johanna Cantley re History Channel DVD
	19 September	Water Sharing Forum State Water
	19 September	Bundarra Community Representation – Mr Spencer Hall, Bundarra
	20 September	Opening of Fox-Lillie Facility
	21 September	Regional Land Use – Planning Department, Tamworth
	22 September	St Josephs Art Show
	24 September	Street Stall Markets Representation
<b>Cr R Filmer</b>		
	23 August	LEP
	24 August	Council Landfill Upgrade, Landfill
	24 August	Better Practice Review
	25 August	Public Meeting LEP
	29 August	MANEX
	1 September	USDAC
	1 September	Extraordinary Meeting
	5 September	MANEX
	8 September	Finance Committee
	8 September	Works Committee
	8 September	McMaugh Gardens Advisory Committee, McMaughs
	12 September	MANEX
	13 September	Youth Workshop
	16 September	Planning Meeting, A.B.C
	19 September	MANEX
	19 September	Water Regional
	20 September	Wool Store Opening, Woolstore
<b>Cr K Dusting</b>		
		Cr K Dusting on a Leave of Absence.

**DELEGATE REPORTS (continued)**

<b>Councillor</b>	<b>Activity Date:</b>	<b>Activity Detail:</b>
Cr I Strutt		
	23 August	Meeting with Better Review Practice Team
	25 August	Public Meeting re LEP
	29 August	MANEX -Observer
	31 August	TCT Stand at Armidale Volunteer Exp, Armidale
	1 September	Extraordinary Council Meeting
	1 September	Councillors' Workshop
	1 September	USDAC
	2 September	Launch of SLEX, Armidale
	5 September	MANEX -Observer
	6 September	EDC Meeting, Armidale
	8 September	Finance Committee
	8 September	McMaugh Gardens Advisory Committee
	12 September	MANEX -Observer
	13 September	Councillors' Workshop re Uralla Youth Council
	16 September	Meeting re Planning System Review, Armidale
	18 September	Uralla Neighbourhood Centre AGM
	19 September	MANEX - Observer
	20 September	Opening of new Fox and Lillie Wool Store
	22 September	EDC Meeting, Armidale
	23 September	General Manager's Annual Review Panel

## QUESTIONS ON-NOTICE RAISED

### Questions On-Notice for Next Meeting of Council

Councillors lodged "Questions On-Notice" as detailed below:

Cr R Filmer

**QUESTION:**

**McMaugh Gardens Aged Care Centre, Solar and Gas Systems**

*Can details be provided of savings achieved from the Installation of new Solar and Gas systems at the McMaugh Gardens facility?*

**GM**

Cr M Pearce

**QUESTION:**

**Council Vision and Mission**

*Can the Vision and Mission Statements be added to Council Business Cards?*

**GM**

Cr S Powley

**QUESTION:**

**Traffic Diversion Sign**

*Can a Diversion Sign be erected in the event of an accident on Thunderbolt's Way and/or the New England Highway?*

**GM**

**QUESTION:**

**National Local Roads and Transport Congress 2011**

*Will a Council Representative be attending the 2011 National Local Roads and Transport Congress?*

**GM**

Cr R Spreadborough

**QUESTION:**

**National Local Roads and Transport Congress**

*Can the General Manager provide an advice on the value to Council of attending the National Local Roads and Transport Congress?*

**GM**

Cr K Ward

**QUESTION:**

**Composition of Council**

*Can the General Manager provide an advice on the merits and demerits of having 6 Councillors compared to 9 Councillors?*

**GM**

## **MOVE TO CLOSED SESSION**

### **MEETING PROCEDURE**

**367/11 MOVED/ CARRIED (Crs R Spreadborough / S Powley)**

That Council move into Closed Session.

### **CLOSURE OF MEETING TO THE PUBLIC AND THE PRESS**

The General Manager outlined the reason/s for the closure of the meeting to members of the Public and the Press.

**368/11 MOVED/ CARRIED (Crs R Spreadborough / S Powley)**

1.
  - i. That the General Manager has correctly classified those matters which Council wishes to deal with in part of this meeting which is closed to the public.
  - ii. The General Manager's reasons for forming an opinion that the matters should be dealt with in Closed Session are correct in accordance with Section 10A(2) of the Act.
  - iii. That as the matters are concerning particular individuals (other than Councillors) and commercial information of a confidential nature that would, if disclosed; prejudice the commercial position of the person who supplied it; Council is satisfied that discussion of the matter in an open meeting would, on balance, be contrary to the public interest.

2. That as a result of item 1. sub-items (i), (ii) and (iii) above, the public is excluded from this section of the meeting.

## **CLOSED SESSION RESOLUTIONS**

**369/11 MOVED/ CARRIED**

That the following Resolutions of Closed Session become Resolutions of Council in Open Session.

### **APOLOGY (Closed Session)**

**370/11 MOVED/ CARRIED**

That the apologies for Crs K Dusting, M Dusting and L Wilson be accepted.



## STAFF REPORTS TO CLOSED SESSION

### DIRECTOR OF ENGINEERING SERVICES' REPORT

#### Technical Services

##### Item 1

##### Public Walkway adjacent to 160 Bridge Street, Uralla

U07/57-02

#### PROCEDURAL MOTION

**371/11 MOVED/ CARRIED**

That Council move to a Committee of the whole, to discuss details in the Technical Services Item 1 Closed Session Report.

#### PROCEDURAL MOTION

**372/11 MOVED/ CARRIED**

That Council resume Standing Orders.

#### MOTION

**373/11 MOVED/ CARRIED**

That Council advertise for Public Submissions in relation to the amendment to existing Descriptions for the following Council owned Lots from "Community Land" to "Operational Land":

**GM**

- Lot 11, DP 654653, Right of Way 160 Bridge Street Uralla NSW
- Lot 83, DP 753646, Grace Munro Centre, Bundarra NSW
- Lot 32, DP 813093, Pump Station, Bridge Street Uralla NSW
- Lot 45, DP 827026, Pump Station, Address TBA, Uralla NSW

##### Item 2

##### Replacement Vehicle for Manager of Planning

U11/6777

**374/11 MOVED/ CARRIED**

That Council purchase 1 only Nissan X-Trail from Hardmans in Armidale and trade in Toyota RAV 4.

**DES**

##### Item 3

##### Replacement of Forklift at Uralla Landfill

U07/114

**375/11 MOVED/ CARRIED**

That Council purchase one only Komatsu FD 25T – 17 Forklift from R.P. Material Handling and trade in Forklift at Uralla Landfill.

**DES**

**MOVE TO OPEN SESSION**

**MEETING PROCEDURE**

**376/11 MOVED/ CARRIED**

That Council move back into Open Session

**URGENT BUSINESS**

**Constitutional Recognition of Local Government**

*The General Manager read aloud a notice to Council from the Mayor, Gunnedah Shire, Cr Adam Marshall, advising details of the 30 September 2011 meeting in Dubbo regarding Constitutional Recognition of Local Government.*

**377/11 MOVED/ CARRIED (Crs R Filmer / R Spreadborough)**

That the Mayor travel to Dubbo to attend the 30 September 2011 meeting in relation to the Constitutional Recognition of Local Government.

*There being no further business, the Chair declared the meeting closed at 4:56pm.*

**CLOSURE OF MEETING**

*The Meeting closed at 4:56pm.*

---

The Minutes of the Uralla Shire Council at an Ordinary Meeting of Council held on 26 September 2011, consisting of Page 26 and the previous pages, were confirmed by Resolution No. 386/11 on 24 October 2011

.....Mayor