



ORDINARY MEETING OF COUNCIL

Held at 12 noon
On 23 July 2012

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
Ms L Cumming, Manager of Planning
Mr P Steedman, Minute Clerk

MINUTES

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Assignment of Action Items

GLOSSARY OF ACTION OWNERS	
GM	Mr T O'Connor, General Manager
DES	Mr R Bell, Director of Engineering Services
DAS	Ms J Michie, Director of Administrative Services
MP	Ms L Cumming, Manager of Planning
EA	Mr P Steedman, Executive Assistant

The Meeting Commenced at: 12:00pm

ATTENDANCE

Present were the Chairperson Cr I Strutt (Mayor), Cr M Pearce, (Deputy Mayor) and Councillors K Dusting, M Dusting, R Filmer, S Powley, R Spreadborough, K Ward, L Wilson, General Manager (Mr T O'Connor), Director of Engineering Services (Mr R Bell) from 12:15pm, Director of Administrative Services (Mrs J Michie), Manager of Planning (Ms L Cumming) from 12:12pm, Minute Clerk (Mr P Steedman).

PRAYER

ACKNOWLEDGEMENT TO COUNTRY

APOLOGY

There were no Apologies declared.

NOTICE OF LATE ARRIVAL

A notice of late arrival was advised for the Director of Engineering Services.

REQUEST FOR LEAVE OF ABSENCE

There were no Leave of Absence requests submitted.

CONFIRMATION OF MINUTES

Ordinary Meeting of 25 June 2012

269/12 **MOVED/ CARRIED (Crs R Spreadborough / S Powley)**

That the Minutes of the Ordinary Meeting held on 25 June 2012 (copies have been circulated to Members) be adopted as a true and correct record of proceedings.

EA

Extraordinary Meeting of 9 July 2012

270/12 **MOVED/ CARRIED (Crs M Pearce / R Spreadborough)**

That the Minutes of the Extraordinary Meeting of 9 July 2012 (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 25 June 2012

Nil matters arising.

Extraordinary Meeting of 9 July 2012

Nil matters arising.

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 the 25 June 2012 meeting.

Submitted By:	Interest Declared:
<i>n/a</i>	<i>There were no declarations received</i>

RESPONSES TO QUESTIONS ON-NOTICE

Questions On-Notice From Previous Meetings

The Chair referred Councillors to the responses provided to "Questions On-Notice" raised at the Ordinary meeting of Council held Monday, 25 June 2012:

Cr M Pearce

QUESTION:

Control of Companion Animals

Could the General Manager have a draft Policy prepared for the consideration of Council to control the number of Companion Animals held on properties within RU4, RU5 and R5 zoning in the Uralla Shire Council?

RESPONSE:

A draft policy will be prepared for consideration of Council at its August 2012 meeting.

Cr L Wilson

QUESTION:

Bundarra Alcohol Free Zone

Can the General Manager outline the steps required for implementation of an Alcohol Free Zone in Bundarra?

RESPONSE:

The Director Engineering Services has provided Mrs K Harvie with the procedure to seek an Alcohol Free Zone. The application, supported by the local police, needs to be made by Council on its own motion, a person whom council is satisfied is a representative of a bona fide community group active in the area, a police officer or a person who council is satisfied lives or works in the area. The application must be in the form set out in the guidelines in force under Section 646 of the Local Government Act.

Cr K Dusting

QUESTION:

Roads Minister Visit to Bundarra

Will representatives of Council be attending the meeting in Bundarra on 27 June 2012 with NSW Roads Minister, Hon Duncan Gay MP?

RESPONSE:

The Council representatives at the meeting with the Minister for Roads, Hon Duncan Gay, and the Local Member, Hon Richard Torbay, with the Emu Bridge Committee on Wednesday, 27 June 2012 were the Mayor, General Manager and Director Engineering Services. Councillor R Spreadborough received an individual invitation and also attended.

Cr K Ward

QUESTION:

Acknowledgement of Section 355 Committee Members

Does Council have a Policy in relation to the acknowledgement of long-serving members of Section 355 Committees?

RESPONSE:

Council does not have an official policy or practice that identifies and recognises long serving members of Section 355 Committees. There has been acknowledgement in the past of long servicing members of Section 355 Committees; however this has been on the prompting of the Committee.

RESPONSES TO QUESTIONS ON-NOTICE

Questions On-Notice Received

The Chair referred Councillors to the responses provided to "Questions On-Notice" Received prior to the 11 July closure of submissions to the 23 July 2012 Business Paper.

Cr R Filmer

QUESTIONS:

Emu Creek Low Level Bridge

What damage has occurred to the Emu Creek low level bridge over the last 10 years? Is it minimal or significant?

RESPONSE:

Minor damage only has occurred over the last 10 years. The downstream wall on the Uralla side was replaced a little over 10 years ago under RTA Flood Damage. Council Staff inspect the bridge after each flood event.

QUESTION:

What has been the cost of repairs to the Emu Creek low level bridge, per year, for the last 10 years?

RESPONSE:

Repair cost are usually less than \$2,000/year and are funded by the RTA Block Grant Funding for Regional Road Maintenance. The downstream wall repairs were over \$20,000.

QUESTION:

By what percentage has the flow beneath the Emu Creek low level bridge been reduced by debris obstruction?

RESPONSE:

The debris obstruction varies with each significant flow event. Council Staff remove logs where possible. While the base is rock, Council Staff have not been under the culvert during the last 3 months.

QUESTION:

When was a 100% flow beneath the Emu Creek low level bridge last achieved, as a result of the removal of all debris?

RESPONSE:

With the timber in the stream and depositing of sand during each flood event the Director of Engineering Services is not able to answer the question regarding when 100% flow beneath the bridge last occurred.

QUESTION:

What in your estimation is the safe 'load' capacity of the Emu Creek low level bridge (ie. 40 Tonne – 200+ Tonne)?

RESPONSE:

The Director of Engineering Services is unable to answer this question. This matter will be referred for the next meeting of the Works Progress Advisory Unit to consider undertaking an assessment.

Continued /...

RESPONSES TO QUESTIONS ON-NOTICE

Questions On-Notice Received (continued)

Cr R Filmer

QUESTIONS (continued):

Emu Creek Low Level Bridge

What is your estimate of the 'lifespan' of the Emu Creek low level bridge, should current annual maintenance levels be continued (eg. 5 – 10 – 50 years)?

RESPONSE:

The Director of Engineering Services is unable to answer this question. This matter will be referred for the next meeting of the Works Progress Advisory Unit to consider undertaking an assessment.

Cr S Powley

QUESTION:

B-Double Gazetted Roads

Considering the confusion relating to B-Double Gazetted Roads, the confusion with what sections of local roads are Gazetted and confusion of the procedure and requirements for approval of access for B-Doubles on local roads in Uralla Shire as per the Route Assessment Guidelines for Restricted Access Vehicles. Should Council consider undertaking an Independent Review of all existing B-Double Gazetted Roads and Routes, before approval of any further B-Double Routes?

RESPONSE:

The list provided by the Director of Engineering Services to the 9 July 2012 Extraordinary Meeting includes only one slight amendment. Kingstown Road is only gazetted from Uralla to Balala Road not Retreat Road. This error occurred due to misreading the RTA website map. All other roads have been confirmed as B-Double Routes.

MOTION

B-Double Gazetted Roads

271/12 **MOVED/ CARRIED (Crs K Ward / M Pearce)**

That Council does not require an Independent Review of the B-Double Roads that have been gazetted within the Uralla Shire Area.

RESPONSES TO QUESTIONS ON-NOTICE**Questions On-Notice Received (continued)****Cr R Spreadborough****QUESTIONS:****Email from Mr Colin Brady to Cr Robert Spreadborough**

Can a response be provided to Mr Colin Brady in relation to the matters raised in his email to Cr Spreadborough of Saturday, 30 June 2012 at 6:06pm?

RESPONSE:

The following response is provided by Council to questions raised by Mr Brady, as directed to Cr R Spreadborough, at 6:06pm on 30 June 2012:

Council resolved (164/12) at its meeting held 23 April 2012 to a request for B-Double Approval on Bakers Creek Road "That Council determine the cost of meeting the technical requirements of upgrading Bakers Creek Road and advise Sundown Pastoral Company".

Therefore;

Question 1: The meeting held on Bakers Creek Road on 13 June 2012 between the General Manager, Director of Engineering Services and Sundown Pastoral Company was not a public meeting, but an operational meeting held in accordance with Council Resolution 164/12 (above).

Question 2: The Director of Engineering Services is ensuring that all telephone calls to Mr Brady are now confirmed in writing.

Question 3: The Director of Engineering Services was asked a direct question at to the possible minimum timeframe on this approval given that the Sundown Pastoral Company request had been received 12 March 2012, had been discussed at the Uralla Local Traffic Committee and was the subject of a Resolution of Council.

MOTION**Council Response to Mr Colin Brady**

272/12 **MOVED/ CARRIED (Crs R Spreadborough / S Powley)**

That:

1. Council write to Mr Brady to respond to the issues raised by him in his email to Cr R Spreadborough time stamped 6:06pm Saturday, 30 June 2012, and;
2. A copy of Council's response to Mr Brady be provide to all Councillors.

DES

The Manager of Planning, having been absent from the meeting commencement, arrived at the meeting during discussion of the above Motion (12:12pm).

RESPONSES TO QUESTIONS ON-NOTICE

Questions On-Notice Received (continued)

Cr R Spreadborough

QUESTIONS (continued):

B-Double Routes on Local Roads in Uralla Shire

Could the Director of Engineering Services inform Council of the dates that all B-Double Routes on local roads in Uralla Shire were approved by Council and the dates that they were Gazetted and provide Council with the Route Assessment documentation that would have been submitted to support these applications?

RESPONSE:

The Director of Engineering Services is currently researching this question with the NSW Roads and Maritime Services. The following Roads were B-Double Routes prior to 1995:-

- Thunderbolts Way
- Torryburn Road
- Kingstown Road (from Uralla to Balala Road turnoff)
- Bendemeer Road
- Bundarra Road (Saumarez Creek to Kareela Road)

The remainder are as follows:-

- Saumarez War Service – 9 May 2008
- Bundarra Road (full length) – 20 January 2012
- Barraba Road – June 2012
- Bergen Road / Wollun Road – Feb 2001

The Director of Engineering Services will further advise Council, as more accurate information becomes available.

QUESTION:

Could Councillors be provided with a fully marked-up, detailed and up to date map of all B-Double Routes on local roads in the Uralla Shire?

RESPONSE:

The Director of Engineering Services will prepare a fully marked-up Map of B-Double Routes for the 23 July 2012 Meeting of Council.

Cr Spreadborough made reference to the Map of B-Double Routes supplied to Councillors during the Workshop held Monday morning 23 July 2012 and requested that a replacement map showing a greater level of detail be provided.

The Chair undertook to request that the Director of Engineering Services provide a more detailed map for upcoming Traffic Committee deliberations.

DES

The Chair advised that no "Late Questions On-Notice" were received for inclusion to the Business Paper for the 23 July 2012 Meeting of Council:

The General Manager left the meeting at this time (12:13pm).

REPORTS TO COUNCIL

MAYOR'S REPORT

Cr I Strutt

Item 1

Report on 2012 National General Assembly of Local Government
U07/3925

273/12 MOVED/ CARRIED (Crs M Dusting / M Pearce)

That Council note the Report on the 2012 National General Assembly of Local Government

The General Manager, having left the meeting at 12:13pm, returned to the meeting at this time (12:15pm).

The Director of Engineering Services, having been absent from the meeting commencement, arrived at the meeting at this time (12:15pm).

GENERAL MANAGER'S REPORT

Governance and Administration

Item 1

Setting of the 2012/2013 Rates and Annual Charges
U08/6504

274/12 MOVED/ CARRIED (Crs R Spreadborough / S Powley)

1. Ordinary Rates 2012/2013

That, for 2012/2013, Council make a Farmland Rate consisting of \$225.00 base amount plus an ad valorem rate of 0.3870¢ in \$ to be applied to all rateable assessments categorised as Farmland throughout the whole of Uralla Shire. The percentage of the total amount payable by the Farmland Rate that will be produced by levying the base amount is 6.97%

That, for 2012/2013, Council make a Residential Rate consisting of \$225.00 base amount plus an ad valorem rate of 0.3870¢ in \$ to be applied to all rateable assessments categorised as Residential throughout the whole of Uralla Shire. The percentage of the total amount payable by the Residential Rate that will be produced by levying the base amount is 45.32%

That, for 2012/2013, Council make a Rural Residential Rate consisting of \$225.00 base amount plus an ad valorem rate of 0.3870¢ in \$ to be applied to all rateable assessments categorised as Rural Residential throughout the whole of Uralla Shire. The percentage of the total amount payable by the Rural Residential Rate that will be produced by levying the base amount is 26.22%.

That, for 2012/2013, Council make a Mining Rate consisting of \$225.00 base amount plus an ad valorem rate of 0.3870¢ in \$ to be applied to all rateable assessments categorised as Mining throughout the whole of Uralla Shire. The percentage of the total amount payable by the Mining Rate that will be produced by levying the base amount is 0%.

Ordinary Rates 2012/2013 (continued)

That, for 2012/2013, Council make a Business Rate consisting of \$225.00 base amount plus an ad valorem rate of 0.3870¢ in \$ to be applied to all rateable assessments categorised as Business throughout the whole of Uralla Shire. The percentage of the total amount payable by the Business Rate that will be produced by levying the base amount is 39.06%.

2. Uralla Water Supply Charge 2012/2013

That, for 2012/2013, Council make a Uralla Water Supply Access Charge of \$259.00 under Section 501 of the Local Government Act 1993 to be applied to all rateable assessments in the Shire that are supplied with water from a pipe of the Uralla Water Supply, or are within 225 metres of a water pipe of the Uralla Water Supply (excluding properties of those ratepayers who do not wish to be connected to the Quartz Gully Road and Rifle Range Road mains extensions). A Water Usage Charge will be \$1.75 per kilolitre for every kilolitre used.

3. Non-Rateable Properties Water Supply Charges 2012/2013

That, for 2012/2013, Council make an annual Non-Rateable Uralla Water Supply Charge under Section 501 of the Local Government Act 1993 to be applied to all non-rateable properties that are supplied with water from a pipe of the Uralla Water Supply. The amount of the Access Charge is to be \$259.00 and then \$1.75 per kilolitre of water used.

4. Bundarra Water Supply Charge 2012/2013

That, for 2012/2013, Council make a Bundarra Water Supply Access Charge of \$259.00 under Section 501 of the Local Government Act 1993 to be applied to all rateable assessments in the Shire that are supplied with water from a pipe of the Bundarra Water Supply, or are within 225 metres of a water pipe of the Bundarra Water Supply. Then a Water Usage Charge of \$1.75 per kilolitre for every kilolitre used

5. Non-Rateable Properties Bundarra Water Supply Charges 2012/2013

That, for 2012/2013 Council make an annual Non-Rateable Bundarra Water Supply Charge under Section 501 of the Local Government Act 1993 to be applied to all non-rateable properties that are supplied with water from a pipe of the Bundarra Water Supply. The amount of the Access Charge is to be \$259.00 and then \$1.75 per kilolitre of water used.

6. Uralla Sewerage Charge 2012/2013

That, for 2012/2013, Council make a Uralla Sewerage Charge of \$479.00 under Section 501 of the Local Government Act 1993 to be applied to all occupied and vacant rateable residential assessments in the Shire that are connected to a Council Sewer or are within 75 metres of a Council Sewer. Non residential properties to have an access charge of \$335.00 with an annual usage charge of \$1.00 per kilolitre. It also includes a \$68.00 per year trade waste fee and a trade waste usage charge of \$1.20 per kilolitre for dischargers using prescribed pre-treatment. Council will assume that all trade waste dischargers in Uralla comply with the requirements of prescribed pre-treatment facilities. Where this is found not to be the case, additional trade waste charges will apply. These include a \$65.00 re-inspection fee and a trade waste usage charge, where there is no prescribed pre-treatment of \$110.00 per kilolitre.

7. Non-Rateable Properties Sewerage Charges 2012/2013

That, for 2012/2013, Council make an annual Non-Rateable Sewerage Access Charge under Section 501 of the Local Government Act 1993 to be applied to all non-rateable properties that are connected to a Council Sewer. All Non-Rateable assessments are subject to a \$479.00 annual charge.

8. Uralla Stormwater Catchment Management Levy 2012/2013

That, for 2012/2013, Council make a Uralla Stormwater Catchment Management Levy under Section 496A of the Local Government Act 1993 to be applied to all urban residential, business and industrial lots with impervious surfaces. A levy of \$26.00 per residential property, \$13.00 per strata residential unit and \$26.00 per 350 square metres units of business and industrial property, to a maximum of 4 units, is to be raised. Public land, vacant land, rural lands and land belonging to charities and public benevolent institutions cannot be levied.

9. Domestic Waste Management Charges 2012/2013

That, for 2012/2013, Council make annual Domestic Waste Management Charges under Section 496 of the Local Government Act 1993 to be applied to all rateable assessments categorised as Residential within the Domestic Waste Management Service areas of Uralla, Invergowrie, Saumarez, Arding, Saumarez Ponds, Rocklea, Kelly Plains and Bundarra. The waste collection charge for Uralla is \$87.00 for 140 litre bins and the recycling charge is \$68.40. The waste collection charge for Invergowrie, Saumarez, Arding, Saumarez Ponds, Rocklea and Kelly Plains is \$122.25 for all bins and the recycling charge is \$150.20. The waste collection charge for Bundarra is \$125.35 for all bins and the recycling charge is \$68.40. Any additional Services not listed in this table are to be charged in the same manner consisting of one waste charge per bin and one recycling charge (one recycling charge per flat in the case of flats).

10. Waste Management Charges 2012/2013

That, for 2012/2013, Council make annual Waste Management Charges under Section 501 of the Local Government Act 1993 to be applied to all assessments other than domestic premises within the Waste Management Service Area (Uralla, Invergowrie and Bundarra). The waste collection charge for Uralla is \$122.25 for 240 litre bins and \$87.00 for 140 litre bins and for Bundarra is \$125.35 for all bins. Any additional services not listed in this table are to be charged in the same manner consisting of one waste charge per bin, one environmental levy and one recycling charge.

11. Environmental Levy 2012/2013

That for, 2012/2013, Council make a \$179.75 Environmental Levy Annual Charge for Waste Management Services and Environmental Projects under Section 501 of the Local Government Act 1993 to be applied to all rateable assessments in the Shire.

12. Interest Rate on Overdue Rates and Charges for 2012/2013

That, for 2012/2013, Council apply interest charges on overdue rates and charges at the rate of 10% per annum (State maximum).

GM

PRESENTATIONS TO COUNCIL**Have Your Say****PROCEDURAL MOTION****"Have Your Say" Presentations to Council****275/12 MOVED/ CARRIED (Crs K Dusting / K Ward)**

That the "Have your Say" Presentations to Council, scheduled for 1:30pm, be brought forward in the Agenda to commence immediately.

Have Your Say (continued)

Speakers in Order of Presentation:

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

1. **Mr Neil Statham**

Founder and Chairman, Sundown Pastoral Co Pty Ltd

The Speaker delivered a presentation in regard to B-Double access to Sundown Pastoral holdings within the Uralla Shire.

The Chair thanked Mr Statham for his Presentation to Council.

Cr R Spreadborough, having left the meeting at 12:27pm, returned to the meeting during delivery of the above Presentation (12:36pm).

GENERAL MANAGER'S REPORT (continued)

Governance and Administration (continued)

Item 2

Local Government Elections 2012 – Caretaker Provisions

U12/209

276/12 MOVED/ CARRIED (Crs M Dusting / M Pearce)

That Council note the Caretaker Provisions outlined in Clause 393B of the Local Government (General) Regulations 2005, which will be in force from Friday, 10 August 2012 until Saturday, 8 September 2012.

Health and Building

Item 1

Proposal to Transport Domestic Waste Collections from Uralla and Invergowrie for Deposit and Processing at Tamworth Regional Council Forest Road Landfill

U08/6423

277/12 MOVED/ CARRIED (Crs R Spreadborough / S Powley)

That Council authorise the General Manager to write to Tamworth Regional Council advising that the Uralla Shire Council does not wish to deposit waste into the Forest Road Landfill at this point in time.

GM

Item 2

E-waste Deposits to Uralla and Bundarra Landfill Sites

U07/220

278/12 MOVED/ CARRIED (Crs R Spreadborough / S Powley)

That Council:

1. resolve not to accept e-waste from outside the Uralla Shire at any landfill facilities. Uralla Shire Council understands that items for refurbishment sourced are not defined as e-waste;
2. amend Revenue Policy 2012/13 to include landfill fees and charges for 2012/13, a charge of \$10 per item for all televisions and CRT monitors for Rate payers.

GM

ADJOURNMENT

LUNCHEON RECESS (1:00 - 1:30pm)

279/12 **MOVED/ CARRIED (Crs M Pearce / R Spreadborough)**

That Council break for a 30 minute Luncheon Adjournment (1:00pm – 1:30pm).

The Meeting resumed at 1:30pm.

GENERAL MANAGER'S REPORT (continued)

Planning

Item 1 Division Decision

**Application of Council Seal to Section 88b Instrument
DA 22/2012**

280/12 **MOVED/ CARRIED (Crs R Spreadborough / S Powley)**

That Council endorse the fixing of the Council Seal on the Section 88b Instrument relating to Development Application 22/2012 on land known as 41 Rock Abbey Road, Uralla, being Lot 225 DP 755846.

MP

A Division was called and the result was as follows:

FOR: K Dusting, M Dusting, R Filmer, M Pearce, R Spreadborough,
S Powley, I Strutt, K Ward, L Wilson.

AGAINST: Nil

ABSENT: Nil

Item 2 Division Decision

**Application of Council Seal to Section 88b Instrument
DA 55/2011**

281/12 **MOVED/ CARRIED (Crs R Spreadborough / S Powley)**

That Council endorse the fixing of the Council Seal on the Section 88b Instrument relating to Development Application 55/2011 on land known as 591 Athol Road, Balala, being Lots 1 & 2 DP 1018759, Lot 97 DP 753666 & Lot 127 DP 753661.

MP

A Division was called and the result was as follows:

FOR: K Dusting, M Dusting, R Filmer, M Pearce, R Spreadborough,
S Powley, I Strutt, K Ward, L Wilson.

AGAINST: Nil

ABSENT: Nil

Item 3 Division Decision

**Application of Council Seal to Section 88b Instrument
DA 17/2012**

282/12 **MOVED/ CARRIED (Crs M Pearce / S Powley)**

That Council endorse the fixing of the Council Seal on the Section 88b Instrument relating to Development Application 17/2012 on land known as 208 Munday Lane, Saumarez Ponds, being Lot 35 DP 755821.

MP

A Division was called and the result was as follows:

FOR: K Dusting, M Dusting, R Filmer, M Pearce, R Spreadborough,
S Powley, I Strutt, K Ward, L Wilson.

AGAINST: Nil

ABSENT: Nil

Planning (continued)

Item 4

Development Determination Advisory Unit (DDAU) Minutes

U07/171

Cr R Filmer referred to an error in the Minutes and made formal request that he be noted as having attended the 10 July 2012 meeting of the Development Determination Advisory Unit.

283/12 MOVED/ CARRIED (Crs S Powley / M Pearce)

That Council note the minutes for the Development Determination Advisory Unit meeting held Tuesday, 10 July 2012.

Item 5

Appointment of Consultants to carry out the Biodiversity Strategy and Part 2 of the Community Based Heritage Study

U07/171

284/12 MOVED/ CARRIED (Crs R Spreadborough / S Powley)

That Council note the appointment of the Consultants to undertake the Biodiversity Strategy and Part 2 of the Community Based Heritage Study.

Item 6

New Planning System for New South Wales – Green Paper

U07/171

285/12 MOVED/ CARRIED (Crs M Pearce / K Ward)

That Council note the release of *A New Planning System for New South Wales – Green Paper* by the Department of Planning & Infrastructure and that a Council workshop will be held to form a Council response.

MP

Item 7

Joint Regional Planning Panel Reappointments

U07/171

286/12 MOVED/ CARRIED (Crs S Powley / R Spreadborough)

That Council write to the Department of Planning & Infrastructure and advise that Council will appoint their new representatives at its September 2012 meeting.

MP

Item 8

Regulatory Statistics

U07/168

287/12 MOVED/ CARRIED (Crs R Spreadborough / S Powley)

That Council note the Regulatory Function Statistics ending 30 June 2012.

Item 9

Planning Application Approvals and Refusals for the Month of June 2012

U07/168

288/12 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 June 2012

The Manager of Planning left the meeting at this time (2:00pm).

DIRECTOR OF ADMINISTRATIVE SERVICES' REPORT

Administration and Finance

Item 1

Cash at Bank and Investments

U10/1

289/12 MOVED/ CARRIED (Crs R Filmer / M Pearce)

That Council note the cash position at 30 June 2012 consisting of; cash and overnight funds of \$1,287,649.19; term deposits of \$6,300,000.00 totalling \$7,587,649.19 of readily convertible funds.

Item 2

Uralla Shire Council Finance Committee

U07/01

290/12 MOVED/ CARRIED (Crs M Pearce / R Spreadborough)

That Council note the minutes of the Uralla Shire Council Finance Committee meeting held Thursday, 12 June 2012, and adopt the following recommendation:

1. That the Financial Statements consisting of the Budget Review by Resource Code and Budget Review by Function, Collection of Rates, Loan Details and Outstanding Debtor Report for the year to 30 June 2012, be noted.

Item 3

GST Certificate

U07/01

291/12 MOVED/ CARRIED (Crs R Spreadborough / L Wilson)

That Council note the signing of the Goods and Services Tax Certificate for the period 1 July 2011 to 30 June 2012 by Mr Thomas O'Connor in his capacity as General Manager and Responsible Accounting Officer.

Item 4

Licence Agreement with RBA Holdings for Establishment of New Television Re-Transmitter Facility on Mt Mutton

U07/3093

292/12 MOVED/ CARRIED (Crs M Pearce / R Spreadborough)

That Council endorse the signing of the Licence Agreement with RBA Holdings by the Acting General Manager on 10 July 2012, for the provision of digital television broadcasting to the black spot areas of the township of Uralla, for the period 30 July 2012 until 29 August 2017.

Community Services

Item 1

Visitor Information Centre Monthly Report

U07/273

293/12 MOVED/ CARRIED (Crs R Spreadborough / M Pearce)

That the Community Development Officer's Report on activities at the Visitor Information Centre for June 2012 be noted.

Community Services (continued)

Item 2

Accreditation of McMaugh Gardens

U12/7

294/12 MOVED/ CARRIED (Crs M Dusting / R Filmer)

That the re-accreditation of McMaugh Gardens Aged Care Centre, until 4 August 2015, by the Aged Care Standards and Accreditation Agency be noted.

Item 3

Sealing of documents

U07/3070-02

295/12 MOVED/ CARRIED (Crs R Spreadborough / M Pearce)

That Council endorse the affixing of the Uralla Shire Council Seal by the General Manager to the funding agreements with the Department of Health and Ageing for the National Respite for Carers Programs provided by Tablelands Community Support Options and Kamilaroi Ageing and Disability Services for the period 2012 to 2014.

DAS

DIRECTOR OF ENGINEERING SERVICES' REPORT

Technical Services

Item 1

Uralla Floodplain Risk Management Committee, Inaugural Meeting held Tuesday, 3 July 2012

U11/6801

296/12 MOVED/ CARRIED (Crs K Ward / M Pearce)

That the Uralla Shire Council note progress to date with the Uralla Floodplain Risk Management Committee and the Uralla Flood Study Project; and thank all participants, in particular our local Community representatives, for their time and willingness to participate.

DES

Item 2

Leasing Lot 77 DP 755846 - Gostwyck Road, Uralla

U07/264

297/12 MOVED/ CARRIED (Crs R Filmer / M Pearce)

That Council advertise for tenders in the next Newsletter for grazing on Lot 77, DP 755846, Gostwyck Road, Uralla for five (5) years.

DES

Item 3

Works Progress for period ended 13 July 2012

U07/3041

Item 4

Works Planning

U07/3041

298/12 MOVED/ CARRIED (Crs R Spreadborough / M Pearce)

That the Works Progress for the period ended 13 July 2012 and the Planned Works be noted.

Technical Services (continued)**Item 5****Rural Fire District Service Agreement (RFSDA)****299/12 MOVED/ CARRIED (Crs R Spreadborough / M Pearce)**

That:

- (i) Uralla Shire Council sign the District Service Agreement, New England Zone, Rural Fire Service under Common Seal.
- (ii) The General Manager, Uralla Shire Council delegate to the Zone Manager Authority to exercise all financial and administration functions as defined in the agreement.

DES**Item 6****Water Supply & Sewerage**

U07/268

300/12 MOVED/ CARRIED (Crs S Powley / R Spreadborough)

That Council:

- (i) Adopt the 2010/2011 Water Supply and Sewerage Action Plans issued by the NSW Office of Water
- (ii) Carry out a preliminary assessment of the information required for the Best Practice Management requirements to be met and report back to Council.

DES**Item 7****UNE Cycling NSW Junior Road Race Championships**

U07/33

301/12 MOVED/ CARRIED (Crs R Spreadborough / L Wilson)

That Council note the closure of the nominated sections of Dumaresq Road and Munday's Lane for parking and Old Inverell Road and Shambrook Avenue for the staging of the UNE Cycling NSW Junior Road Race Championships on Sunday 12 August 2012.

Item 8**B-Double Access on Box Forest and Montrose Roads**

U07/196

The Director of Engineering Services advised that costs for completion of works necessary to upgrade the first 4.9Km of Box Forest Road to B-Double Standard were currently estimated at \$31,200.

302/12 MOVED/ CARRIED (Crs R Spreadborough / S Powley)

That Council approve the first 4.9Km of Box Forest Road as a B-Double Route and authorise the Director of Engineering Services to have the necessary works required on the Route to 4.9Km undertaken and gazettal prepared.

DES

Technical Services (continued)

Item 9

Works Progress Advisory Unit

U07/172

303/12 MOVED/ CARRIED (Crs M Dusting / M Pearce)

That Council note the minutes of the Works Progress Advisory Unit meeting held on 11 July 2012 and adopt the following recommendations:-

Plant Report – Komatsu Grader:

1. That Council continue negotiations with Komatsu over the current Computer repairs.

Torryburn Road Low Level Bridge:

2. That Council:
 - i) proceed with an independent assessment of all it's timber bridges; and,
 - ii) refer a request to introduce a 20km/hr speed zone at the Torryburn Low Level Bridge approaches to the Uralla Local Traffic Committee.

Retreat Road – letter from Ms Celia Strong:

3. That Ms Strong be advised of Council's priority for the works on Retreat Road.

DAS

MAILOUTS TO COUNCILLORS

Mailouts forwarded to Councillors for the Period Friday, 22 June 2012 to Friday, 13 July 2012

Item 1

Weekly Mailout to Councillors

U07/23

304/12 MOVED/ CARRIED (Crs M Pearce / R Spreadborough)

That the Mailouts forwarded to Councillors for the Period Friday, 22 June 2012 to Friday, 13 July 2012 which includes MANEX Meeting Minutes for Friday, 22 June 2012 and Thursday, 5 July be noted.

MINUTES OF COMMITTEE MEETINGS

Minutes of Meeting for Council and Community Committees

Item 1

Minutes of Council Committees

Various

305/12 MOVED/ CARRIED (Crs S Powley / M Dusting)

That Council note the following Minutes of Meeting of Committees of Council:

- Minutes of the McMaugh Gardens Aged Care Centre Advisory Committee Meeting held 24 June 2012
- Minutes of the Uralla Shire Council Environmental Committee Meeting held 3 July 2012

Item 2

Minutes of Community Committees

Various

306/12 MOVED/ CARRIED (Crs R Spreadborough / S Powley)

That Council note the following Minutes of Meeting of Community Committees:

- Minutes of the New England Bush Fire Management Committee (BFMC) Meeting held 21 February 2012.
- Minutes of the Southern New England Landcare Coordinating Committee (SNELCC) Meeting held 16 May 2012.

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:-

Councillor	Activity Date:	Activity Detail:
Cr K Dusting	9 July	Extraordinary Council Meeting
	17 July	Workshop (B-Double Routes, Uralla, Kingstown, Bundarra)
Cr R Filmer	6 July	Extraordinary Council Meeting
	9 July	MCB Meeting
	10 July	DDAU Meeting
	11 July	Works Committee
	12 July	Finance Committee
	12 July	McMaugh Gardens Advisory Committee, McMaughs
	17 July	Workshop (B-Double Routes, Uralla, Kingstown, Bundarra)
Cr K Ward	3 July	Environmental Committee
	3 July	Youth Council
	9 July	Extraordinary Council Meeting
	11 July	Works Committee
	17 July	Tour of Box Forrest and Bakers Lane
Cr M Pearce	26 June	New England Bush Fire Management Committee, Armidale
	27 June	Community Safety Precinct Committee, Armidale
	9 July	Extraordinary Council Meeting
	10 July	DDAU Meeting
	11 July	WPAU Meeting (Works)
	12 July	Finance Committee
	17 July	B-Double Route – Bus Tour
	20 July	Meeting with GM/Mayor – Collect Papers
	23 July	Workshop
23 July	Council Meeting	
Cr M Dusting	9 July	Weed County Council Farewell (Rachel), Armidale
	9 July	Extraordinary Council Meeting
	12 July	Finance Committee
	17 July	Council Workshop B-Double Routes
Cr L Wilson	9 July	Extraordinary Council Meeting
	23 July	Council Meeting
Cr S Powley	27 June	Jobs Australia
	5 July	Environmental Committee Meeting
	9 July	Extraordinary Council Meeting
	12 July	DDAU Meeting
	17 July	Site Visit – Bakers Creek and Box Forest Roads
23 July	Workshop and Council Meeting	

DELEGATE REPORTS (continued)

Councillor	Activity Date:	Activity Detail:
Cr R Spreadborough		<i>Cr Spreadborough submitted a verbal report only</i>
Cr I Strutt		
	26 June	<i>Retirement Lunch for Mrs Dawn Hodgson</i>
	27 June	<i>Meeting with NSW Minister for Roads at Emu Crossing, Bundarra</i>
	28 June	<i>End of Term Assembly at Bundarra Central School, Bundarra</i>
	3 July	<i>Environment Committee</i>
	3 July	<i>EDC Meeting, Armidale</i>
	3 July	<i>Uralla Youth Council</i>
	6 July	<i>Uralla Red Cross Annual General Meeting</i>
	9 July	<i>Extraordinary Council Meeting</i>
	10 July	<i>DDAU Meeting</i>
	11 July	<i>Works Progress Advisory Meeting</i>
	12 July	<i>Finance Committee</i>
	12 July	<i>Uralla Youth Council Disco</i>
	17 July	<i>Bus Trip Inspection of Box Forrest and Bakers Creek Roads, Uralla/Kingstown/Bundarra</i>
	18 July	<i>Meeting re Regional Airline Services, Armidale</i>
	20 July	<i>Can Assist Fund-Raiser</i>
	23 July	<i>Councillors Workshop</i>
	23 July	<i>Council Meeting</i>

QUESTIONS ON-NOTICE RAISED**Questions On-Notice for Next Meeting of Council**

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

Cr M Dusting**QUESTION:****Gardens at Emu Crossing Park**

Can congratulations be passed on to the Council Staff responsible for lawn and garden maintenance in the Park at Emu Crossing?

GM**Cr R Filmer****QUESTION:****Christmas Banners**

Can the General Manager obtain details, for the next meeting of Council, of available options and costs for procurement of Christmas themed Banners for display on newly erected Banner Poles in Uralla?

GM**MOTION****Accreditation of McMaugh Gardens Aged Care Centre**

U12/7

307/12 MOVED/ CARRIED (Crs S Powley / M Dusting)

That Council congratulate the Management and Staff at the McMaugh Gardens Aged Care Centre for their efforts in the achievement of Aged Care Standards Accreditation until 4 August 2015.

MOVE TO CLOSED SESSION (3:05pm)

MEETING PROCEDURE

308/12 MOVED/ CARRIED (Crs R Spreadborough / L Wilson)

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.

309/12 MOVED/ CARRIED (Crs R Spreadborough / L Wilson)

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 matter concerned is commercial information of a confidential nature that would, if disclosed; prejudice the commercial position of the person who supplied it, or confer a commercial advantage on a competitor of the Council, or reveal a trade secret; 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

310/12 MOVED/ CARRIED

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

APOLOGY (Closed Session)

There were no Apologies declared.

MAYOR'S REPORT TO CLOSED SESSION

Cr I Strutt

Item 1

**Report on Armidale Dumaresq Council Economic Development Committee
U07/159**

311/12 MOVED/ CARRIED

That Council note the Report on the meeting of the Armidale Dumaresq Council Economic Development Committee.

312/12 MOVED/ CARRIED

That Council thank the Armidale Dumaresq Council for the details contained in the Report to the Economic Development Committee (EDC) Meeting of Tuesday, 3 July 2012 and advise the EDC that, at this time, the Uralla Shire Council will not be contributing to a Study into bringing a Gas Pipe Line from Tamworth to Guyra as there is already 'base load' information obtained by AGL in circa 2001. **GM**

MAYOR'S REPORT (continued)

Item from the Chair

Meeting of Southern New England Mayors with Local State and Federal Members to discuss the future of Armidale Regional Air Services into Kingsford Smith Airport Sydney.

U07/159

313/12 MOVED/ CARRIED

That Council:

1. Write to the Member for New England and the Member for Northern Tablelands to call upon the Federal and NSW State Governments to establish a second Airport in the Sydney Basin in the interests of maintaining regional access to Kingsford Smith Airport.
2. Write to the NSW Local Government and Shires Associations and the Country Mayor's Association to affirm Council's strong support for the retention of the current regional access to Kingsford Smith Airport.

GM

URGENT MATTER IN CLOSED SESSION

Late Request for Consideration of Council

PROCEDURAL MOTION

Urgent Matter for Consideration of Council

314/12 MOVED/ CARRIED

That the matter relating to the 'Request for Variation of Arrangement to Pay Outstanding Rates' is of an urgent nature and be allowed for the consideration of Council.

MOTION

Request for Variation of Arrangement to Pay Outstanding Rates

315/12 MOVED/ CARRIED

That Council reaffirm its determination of the arrangements defined for the payment of outstanding Rates as being 75% of the balance due before 30 June 2012 and suitable arrangements for the balance or 100% of the balance after 1 July 2012.

GM

MOVE TO OPEN SESSION

MEETING PROCEDURE

316/12 MOVED/ CARRIED

That Council move back into Open Session

There being no further business, the Chair declared the meeting closed at 3:45pm.

CLOSURE OF MEETING

The Meeting closed at 03:45pm.

The Minutes of the Uralla Shire Council at an Ordinary Meeting of Council held on 23 July 2012, consisting of Page 27 and the previous pages, were confirmed by Resolution No. 318/12 on 27 August 2012.

Isabel C. M. Stull
.....Mayor