



ORDINARY MEETING OF COUNCIL

**Held at 12 noon
On 23 June 2014**

ROLL CALL

Councillors:

Cr M Pearce (Mayor)
Cr B Crouch (Deputy Mayor)
Cr L Cooper
Cr K Dusting
Cr M Dusting
Cr D Field
Cr F Geldof
Cr I Strutt
Cr K Ward

Staff:

Mr D Connor, General Manager
Mr R Bell, Director of Engineering Services
Mrs J Michie, Director of Administrative Services
Ms L Cumming, Manager of Planning
Mrs D Williams, Minute Clerk

MINUTES

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Assignment of Action Items

GLOSSARY OF ACTION OWNERS	
GM	Mr D 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	Mrs D Williams, Executive Assistant

The Meeting Commenced at: 12:04pm

ATTENDANCE

Present were the Chairperson Cr M Pearce (Mayor), Cr B Crouch (Deputy Mayor) and Councillors, L Cooper, K Dusing, M Dusing, D Field, F Geldof, I Strutt, K Ward, General Manager (Mr D Connor), Director of Engineering Services (Mr R Bell), Manager of Planning (Ms L Cumming), Minute Clerk (Mrs D Williams).

PRAYER

ACKNOWLEDGEMENT TO COUNTRY

APOLOGY

An Apology was tabled for the Director of Administrative Services.

MOTION

Apology for Director of Administrative Services

/14 MOVED/ CARRIED (Crs K Ward / I Strutt)

That the apology for the Director of Administrative Services be accepted.

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 23 June 2014 meeting.

Submitted By:	Interest Declared:	Action Taken:
<i>Cr L Cooper</i>	<i>Non-Pecuniary interest as Co-organiser of Thunderbolt Festival mentioned in Item 4 of General Managers Governance and Administration Report.</i>	<i>Leave the room.</i>
<i>Cr F Geldof</i>	<i>Non-Pecuniary interest as Manager of Uralla Bowling Club, which is a sponsor of Thunderbolt Festival, mentioned in Item 4 of General Managers Governance and Administration Report.</i>	<i>Leave the room.</i>

CONFIRMATION OF MINUTES

Ordinary Meeting of 26 May 2014

193/14 MOVED/ CARRIED (Crs D Field / I Strutt)

That the Minutes of the Ordinary Meeting held on 26 May 2014 (copies have been circulated to Members) be adopted as a true and correct record of proceedings.

MINUTES OF COMMITTEE MEETINGS

Item 1

Minutes of Council Committees

Various

194/14 **MOVED/ CARRIED (Crs D Field / I Strutt)**

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

- USDAC, 6 April 2014.
- Local Traffic Committee, 3 June 2014.

TABLING OF REPORTS AND PETITIONS

- Petition received by Council in relation to 42 Maitland Street, Uralla.
- Late Community Services Report to Council
- Late Planning Report to Closed Session of Council

LATE REPORT

Item 1

McMaugh Gardens Aged Care Centre Advisory Committee

195/14 **MOVED/ CARRIED (Crs I Strutt / K Ward)**

That:

Council dissolve the McMaugh Gardens Advisory Committee in accordance with the recommendation from the Committee meeting held on Thursday 12 June 2014.

STAFF REPORTS

GENERAL MANAGER'S REPORT

Governance and Administration

Item 1

Remuneration for Councillors and the Mayor 2014-15

196/14 **MOVED/ CARRIED (Crs K Ward / D Field)**

That Council:

1. The report and determination of the Local Government Remuneration Tribunal 2014 be noted;
2. Council sets the level of fees payable to Councillors at \$10,500 per annum effective from 1 July 2014 to 30 June 2015; and
3. Council sets the additional fee payable to the Mayor at \$18,500 per annum effective from 1 July 2014 to 30 June 2015.

PROCEDURAL MOTION

Move to Committee of the Whole

197/14 **MOVED/ CARRIED (Crs K Ward / I Strutt)**

That Council move to a 'Committee of the Whole' to discuss the General Manager's Item 1 Report and Recommendation/s.

Councillors held a detailed discussion in relation to Remuneration for Councillors and the Mayor 2014-15.

PROCEDURAL MOTION

Resumption of Standing Orders

198/14 **MOVED/ CARRIED (Crs M Dusting / K Ward)**

That Council resume Standing Orders.

The General Manager advised details of the discussion determined during the Committee of the Whole.

Item 2

Changes to Financial Assistance Grant – 2014/15 to 2016/17

199/14 **MOVED/ CARRIED (Crs B Crouch / M Dusting)**

That:

- 1. Council write to the Federal Treasurer to demonstrate the community's disappointment with the decision to freeze indexation of the Federal Financial Assistance Grant; and**
- 2. Council makes adjustments to the 2014-15 Operational Plan to reflect the estimated decrease in Councils Financial Assistance Grant income.**

Item 3

Annual contributions to RFS & SES – Cap on increases

200/14 **MOVED/ CARRIED (Crs F Geldof / M Dusting)**

That:

- 1. Council sets a cap on increases to its contributions to the RFS and SES equal to the NSW allowable rate increase as determined annually by IPART on behalf of the NSW State Government, utilising the 2013/14 contributions as the base amount; and**
- 2. Council writes to both the RFS and SES informing them of Council's position.**

Item 4

Adoption of the 2014-15 Operational Plan

Crs F Geldof and L Cooper left the meeting at 12:41pm having declared an interest in Item 4 of the General Manager's Report.

MOTION

To Discuss Item 4 of General Manager's Report as Two Separate Recommendations.

201/14 **MOVED/ CARRIED (Crs I Strutt / B Crouch)**

That Council hear Item 4 of the General Manager's Report in two parts. The first part, PART A, being point 1 of the Recommendation, the second part, PART B comprising of points 2 and 3.

PROCEDURAL MOTION

Move to Committee of the Whole

202/14 MOVED/ CARRIED (Crs I Strutt / B Crouch)

That Council move to a 'Committee of the Whole' to discuss the General Manager's Item 4 Report and Recommendation/s.

Councillors held a detailed discussion in relation to the Adoption of the 2014-15 Operational Plan.

PROCEDURAL MOTION

Resumption of Standing Orders

203/14 MOVED/ CARRIED (Crs M Dusting / I Strutt)

That Council resume Standing Orders.

The General Manager advised details of the discussion during the Committee of the Whole.

Item 4

Adoption of the 2014-15 Operational Plan – PART A

204/14 MOVED/ CARRIED (Crs D Field / I Strutt)

That:

1. The following changes recommended to the Operational Plan resulting from submissions to the draft document, be made as follows:
 - I. That an amount of \$5,000 be allocated in the 2014/15 budget for the investigation and construction of an Open Space Strategy;
 - II. That an additional amount of \$2,000 be allocated in the budget to be divided between economic development, tourism, community engagement and cultural promotion;
 - III. The fees and charges for water, sewer and waste management be altered as detailed in the body of this report;
 - IV. The recommended changes to commentary, narrative and strategies in the draft Plan be implemented.
 - V. To increase the partnership contribution to the Thunderbolt Festival to \$10,000 for 2014/15 budget.

Crs F Geldof and L Cooper returned to the meeting at 1:10pm.

ADJOURNMENT

Luncheon Recess

MOTION

Lunch Adjournment (1:12pm to 1:40pm)

205/14 MOVED/ CARRIED (Crs M Dusing / K Dusing)

That Council break for a 30 minute Lunch Adjournment (1:12pm – 1:40pm).

The Meeting resumed at 1:40pm.

PRESENTATIONS TO COUNCIL

Have Your Say

Speakers in Order of Presentation:

The Chair introduced the Speakers in order of Presentation as follows:-

2. Mr David Mailer

Resident

The Speaker delivered a presentation on the subject of Septic System Registration and Assessment Feedback.

1. Mr Bob Barwell

Representative of NSW Farmers' Association

The Speaker delivered a presentation on the subject of Septic System Registration and Assessment Feedback.

The Chair thanked Mr Mailer and Mr Barwell for their Presentation to Council.

GENERAL MANAGER'S REPORT

Governance and Administration (continued)

Item 4 (continued)

Adoption of the 2014-15 Operational Plan – PART B

206/14 MOVED/ CARRIED (Crs I Strutt / D Field)

That:

- 1. The revised 2014/15 Operational Plan including Revenue Policy and Fees and Charges Schedule be adopted; and**
- 2. Council make and levy all of the rates, fees and charges for the 2014/15 financial year, as detailed in the Revenue Policy and Schedule of Fees and Charges sections of the 2014/15 Operational Plan.**

Item 5

Council Resolution Schedule

207/14 **MOVED/ CARRIED** (Crs M Dusing / B Crouch)

That:

1. **The resolution schedule to June 2014 be received and noted; and**
2. **A report on the progress of Council resolutions in progress become a standing report to the Ordinary Meeting of Council;**

DIRECTOR OF ADMINISTRATIVE SERVICES' REPORT

Administration and Finance

Item 1

Cash at Bank and Investments

208/14 **MOVED/ CARRIED** (Crs K Dusing / L Cooper)

That Council note the cash position at 31 May 2014 consisting of; cash and overnight funds of \$1,103,796.81, term deposits of \$6,500,000.00 totalling \$7,603,796.81 of readily convertible funds.

Item 2

Uralla Shire Council Finance Committee

209/14 **MOVED/ CARRIED** (Crs D Field / L Cooper)

That:

1. **Council receive and note the minutes of the meeting of the Uralla Shire Council Finance Committee held on Wednesday 11 June 2014.**

DIRECTOR OF ADMINISTRATIVE SERVICES' REPORT

Community Services

Item 1

Deed of variation for Commonwealth HACC Program services

210/14 **MOVED/ CARRIED** (Crs D Field / L Cooper)

That:

Council endorse the signing of the Deed of Variation with the Department of Social Services by the General Manager and the Mayor to extend the delivery of HACC contracted services until June 2015

Item 2

MOU with Glen Innes Severn and Gunnedah Shire Council

211/14 MOVED/ CARRIED (Crs I Strutt / D Field)

That:

1. Council receives and notes the report.
2. Council gives its support to the development of a MOU between Glen Innes Severn and Gunnedah Shire Councils to further enhance and support the delivery of Community Services in the regions.

Item 3

Visitor Information Centre Monthly Report for May 2014

212/14 MOVED/ CARRIED (Crs I Strutt / L Cooper)

That the report be received and noted.

DIRECTOR OF ENGINEERING SERVICES' REPORT

Environment and Waste Management

Item 1

Recommendations from the Environmental Committee Meeting 3 June 2014

213/14 MOVED/ CARRIED (Crs K Ward / L Cooper)

That:

1. Council note the Minutes of the Environmental Committee meeting held Tuesday 3 June 2014.

DIRECTOR OF ENGINEERING SERVICES' REPORT

Technical Services

Item 1

Works Progress Report

214/14 MOVED/ CARRIED (Crs D Field / L Cooper)

That the report be received and noted.

Item 2

Works Planning Report

215/14 MOVED/ CARRIED (Crs K Dusting / D Field)

That the report be received and noted.

Item 3

Renewal of Agreements –Mid North Weight of Loads

216/14 **MOVED/ CARRIED (Crs F Geldof / M Dusting)**

That:

Council authorise the General Manager to sign the agreements and authorisations to allow and support the Mid North weight of Loads Group to continue to operate in Uralla Shire for the twelve months to 30th June 2015.

Item 4

Uralla Local Traffic Committee

217/14 **MOVED/ CARRIED (Crs M Dusting / L Cooper)**

That:

- 1. Council note the minutes of the meeting of the Uralla Local Traffic Committee meeting held 3rd June 2014 and;**
- 2. Council support the opening up of Kentucky Road, Noalimba Avenue and Wollun Road to 25 metre B Doubles subject to satisfactory route assessment. However, B Doubles are not permitted to use this route on school days from 7:30am to 9:30am and from 2:30pm to 4:30pm.**

Item 5

South Kentucky Recreation Ground

218/14 **MOVED/ CARRIED (Crs B Crouch / L Cooper)**

That Council:

- 1. Complete a clean-up of the South Kentucky Recreation Ground site, entailing the removal of some old structures and Hawthorne bushes;**
- 2. Erect a sign outlining that the South Kentucky Recreation Ground is a community run and maintained facility under agreement from the Department of Crown Lands;**
- 3. Give consideration to sport and recreation facilities for all localities in the shire as part of the development of an Open Space Strategy.**

Item 6

Works Progress Advisory Unit

219/14 **MOVED/ CARRIED (Crs K Ward / F Geldof)**

That:

- 1. Council note the minutes of the meeting of the Works progress Advisory Unit held on 11th June 2014.**
- 2. That Council note the Plant Replacement list**
- 3. That Council note the Black Spot funding offered by the Federal Government and write to the local Federal member thanking him for his support.**
- 4. That Council meet with residents to discuss tree and shrub clearing and property addresses.**
- 5. That council apply to have a 40km/hr speed limit placed on Andersons Road.**

MANAGER OF PLANNING SERVICES' REPORT

Planning Services

Item 1

Development Approvals and Refusals for May 2014

220/14 **MOVED/ CARRIED (Crs I Strutt / L Cooper)**

That the development approvals and refusals for May 2014 be received and noted.

Item 2

Heritage Advisors Report for June 2014

221/14 **MOVED/ CARRIED (Crs M Dusing / L Cooper)**

That the Heritage Advisor's report dated 27 May 2014 be received and noted.

Item 3

Annual Heritage Advisor report to the NSW Office of Environment & Heritage for 2014/15

222/14 **MOVED/ CARRIED (Crs I Strutt / L Cooper)**

That the Heritage Advisors annual report submitted on 15 May 2014 to the NSW Office of Environment & Heritage be received and noted.

Item 4

Local Heritage Fund report to the NSW Office of Environment & Heritage for 2014/15

223/14 **MOVED/ CARRIED (Crs I Strutt / D Field)**

That the Local Heritage Fund report submitted on 15 May 2014 to the NSW Office of Environment & Heritage be received and noted.

Item 5

Draft Rural Fires Amendment (Vegetation Clearing) Bill 2014 and Environmental Planning and Assessment Amendment (Bush Fire Prone Land) Regulation 2014

224/14 **MOVED/ CARRIED (Crs B Crouch / D Field)**

That the report be received and noted.

ADJOURNMENT

Meeting Recess

MOTION

Comfort Adjournment (3:00pm to 3:10pm)

225/14 **MOVED/ CARRIED (Crs /)**

That Council break for a 10 minute Comfort Adjournment (3:12pm – 3:22pm).

The Meeting resumed at 3:30pm.

MANAGER OF PLANNING SERVICES' REPORT

Planning Services (continued)

Item 6

Licencing of On-Site sewerage Management Systems

226/14 MOVED/ CARRIED (Crs D Field / B Crouch)

That Council:

1. Create a policy to waive Section 68 Application fees in relation to any new work required as a result of the registration and licencing of existing on-site sewerage management systems, and
2. Give delegated authority to the General Manager to:
 - a. Advertise the policy with all submissions being bought back to Council for consideration,
 - b. Waive all fees in relation to Section 68 applications until that Policy has been adopted by Council, and
 - c. Refund all Section 68 applications that have been submitted to Council for upgrading work required.
3. Create a 'Frequently Asked Questions' (FAQ) Sheet (with regard to common questions and issues) and publish on Councils Website.
4. Implement a Risk Re-Grading Review Mechanism.

Item 7

Draft Rocky and Uralla Creeks Flood Study

227/14 MOVED/ CARRIED (Crs F Geldof / I Strutt)

That Council adopt the Rocky and Uralla Creek Flood Study.

NOTICES OF MOTION

Item 1 - Cr Fred Geldof

Livestock Loading on Uralla Shire Roads

228/14 MOVED/ CARRIED (Crs F Geldof / L Cooper)

That:

Council conduct an investigation into the feasibility of opening up all roads in Uralla Shire to heavy vehicles that meet the Livestock Loading Scheme of NSW be completed and a subsequent report be returned for Council's consideration.

MEETING PROCEDURE

Move to Closed Session

MOVED/CARRIED (Crs D Field / M Dusting)

The General Manager outlined the reasons for the closure of the meeting to members of the Public and the Press.

This report is presented to the CLOSED section of the Uralla Shire Ordinary meeting under section 10A 2(c) of the Local Government Act (NSW) 1993.

A council, or a committee of the council of which all the members are councillors, may close to the public so much of its meeting as comprises:

- (a) the discussion of any of the matters listed in subclause (2), or*
- (b) the receipt or discussion of any of the information so listed.*

(2) The matters and information are the following:

- (c) information that would, if disclosed, create a commercial advantage on a person with whom the Council is conducting (or is proposing to conduct) business.*

CLOSED SESSION RESOLUTIONS

MOTION

Resolutions of Council in Closed Session

229/14 MOVED/ CARRIED (Crs D Field / M Dusting)

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

ATTENDANCE

Present were the Chairperson Cr M Pearce (Mayor), Cr B Crouch (Deputy Mayor) and Councillors, L Cooper, K Dusting, M Dusting, D Field, F Geldof, I Strutt, K Ward, General Manager (Mr D Connor), Director of Engineering Services (Mr R Bell), Manager of Planning (Ms L Cumming), Minute Clerk (Mrs D Williams).

STAFF REPORTS TO CLOSED SESSION

MANAGER OF PLANNING

Item 1

42 Maitland Street

230/14 MOVED/ CARRIED

That:

Council note the progress in the rezoning application for Lots 2 and 20, Section 33, DP 759022

RETURN TO OPEN SESSION OF COUNCIL

MEETING PROCEDURE

Move to Open Session

231/14 MOVED/ CARRIED

That Council move back into Open Session.

Manager of Planning left the meeting at 5:20pm.

Cr I Strutt left meeting at 5:30pm.

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 D Field		
	25 May 2014	<i>Inspection, 42 Maitland Street, Uralla.</i>
	26 May	<i>Residents Meeting McMaugh Gardens, McMaugh Gardens Uralla Draft Budget Workshop, Uralla Shire Council (USC) Ordinary Council Meeting, USC</i>
	30 May	<i>Seniors Expo with TCSO, Armidale Bowling Club Councillor Briefing Session (CBS), USC</i>
	2 June	<i>Councillor Workshop (Meeting Code of Conduct), USC</i>
	5 June	<i>Tour of Computerbank Facilities, Uralla Landfill USDAC Meeting</i>
	12 June	<i>McMaugh Gardens Advisory Committee, McMaugh Gardens Uralla</i>
	16 June	<i>Councillor Briefing Session, USC Morning Tea with HACC, Uralla Seniors & McMaugh Gardens Residents, McCrossins Mill Uralla. Friends of McMaughs, Mid Year Luncheon, The Espresso Café Uralla.</i>
Cr F Geldof		
	2 June	<i>CBS, USC Councillor Workshop (Meeting Code of Conduct), USC</i>
	5 June	<i>USDAC, USC</i>
	11 June	<i>Finance Committee Meeting, USC Works Progress Advisory Unit (WPAU), USC</i>
	16 June	<i>CBS, USC</i>
Cr B Crouch		
	2 June	<i>CBS, USC</i>
	11 June	<i>Finance Committee Meeting, USC WPAU, USC</i>
	12 June	<i>Namoi Councils Board Meeting, Narrabri</i>
	14-18 June	<i>National General Assembly, Canberra</i>
	23 June	<i>Ordinary Council Meeting, USC</i>

DELEGATE REPORTS (continued)

Councillor	Activity Date:	Activity Detail:
Cr M Dusting		
	26 May	Council Workshop, USC Ordinary Council Meeting, USC
	2 June	Councillor Workshop (Meeting Code of Conduct), USC
	3 June	Environmental Committee Meeting, USC
	5 June	Tour of Computerbank Facilities, Uralla Landfill USDAC, USC
	10 June	New England Weeds Authority, Training Course, Armidale NWAC Committee Meeting, Uralla
	11 June	Finance Committee Meeting, USC WPAU, USC
	20 June	NSW Public Libraries Association Meeting and Dinner (Observer), Sydney.
Cr K Dusting		
	26 May	Council Workshop, USC Ordinary Council Meeting, USC
	2 June	Councillor Workshop (Meeting Code of Conduct), USC
	5 June	Tour of Computerbank Facilities, Uralla Landfill USDAC, USC
	11 June	Central Northern Region Libraries Meeting, Tamworth
	20 June	NSW Public Libraries Association Meeting and Dinner, Sydney.
Cr L Cooper		
	2 June	Councillor Workshop (Meeting Code of Conduct), USC
	5 June	Thunderbolt Festival Committee Meeting, Yu Wah Uralla
	12 June	McMaugh Gardens Advisory Committee Meeting, McMaugh Gardens Australia Day Committee Meeting, USC
	17 June	Rodeo Meeting, Top Pub Uralla
	23 June	Launch of DA Online Tracking, USC Ordinary Council Meeting, USC
Cr K Ward		
	2 June	CBS, USC Councillor Workshop (Meeting Code of Conduct), USC
	3 June	Environmental Committee Meeting, USC
	5 June	Tour of Computerbank Facilities, Uralla Landfill
	11 June	WPAU, USC
	12 June	McMaugh Gardens Advisory Committee Meeting, McMaugh Gardens
	16 June	CBS, USC
	23 June	Launch of DA Online Tracking, USC

DELEGATE REPORTS (continued)**Councillor****Activity Date:****Activity Detail:****Cr I Strutt**

29 May U3CF Committee – Observer, Uralla
2 June CBS, USC
Councillor Workshop (Meeting Code of Conduct), USC
3 June Environmental Committee Meeting, USC
5 June Tour of Computerbank Facilities, Uralla Landfill
USDAC, USC
11 June Finance Committee Meeting, USC
12 June McMaugh Gardens Advisory Committee Meeting, McMaugh Gardens
16 June CBS, USC
Rotary Change-Over Dinner, Uralla
23 June Launch of DA Online Tracking, USC
Ordinary Council Meeting, USC

Cr M Pearce

27 May Administration & Correspondence, USC
28 May 2AD Radio Interview, USC
Administration & Correspondence, USC
Meeting with GM & DES re: Industrial land, USC
29 May Northern Inland Regional Waste (NIRW) Meeting, Tamworth
30 May Administration & Correspondence, USC
Meeting with GM & DES re: Industrial land, USC
2 June Administration & Correspondence, USC
2 June CBS, USC
Councillor Workshop (Meeting Code of Conduct), USC
3 June Environmental Committee Meeting, USC
Meeting with Environment Minister & MP Adam Marshall re: EPA
Funding Grant, Armidale Landfill Site, Armidale
Traffic Committee (Apology), Uralla
4 June Administration & Correspondence, USC
Meeting with GM re: Current Trends & Issues, USC
5 June Leave of Absence 5/6/2014-16/6/2014
17 June Administration & Correspondence, USC
18 June Administration & Correspondence, USC
Meeting with GM re: Current Trends & Issues, USC
19 June Administration & Correspondence, USC
23 June Launch of DA Online Tracking, USC
Ordinary Council Meeting, USC

*There being no further business, the Chair declared the meeting
closed at 5:40pm.*

CLOSURE OF MEETING

The Meeting concluded at: 5:40pm

The Minutes of the Uralla Shire Council at an Ordinary Meeting of Council held on 23 June 2014, consisting of Page 18 and the previous pages, were confirmed by Resolution No. [nnn/13] on [Day Month Year].

.....Mayor