



ORDINARY MEETING OF COUNCIL

**Held at 12 noon
On 24 February 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 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
Mrs D Williams, Minute Clerk

MINUTES

- TABLE OF CONTENTS -

Meeting held 24 February 2014

ORDINARY MEETING

	Page No.
GLOSSARY OF ACTION OWNERS	6
ATTENDANCE.....	7
PRAYER.....	7
ACKNOWLEDGEMENT TO COUNTRY	7
APOLOGY.....	7
MOTION.....	7
Apology for Cr F Geldof	7
CONFIRMATION OF MINUTES	7
Ordinary Meeting of 28 January 2014	7
Closed Session of Ordinary Meeting of 28 January 2014	7
MATTERS ARISING FROM THE MINUTES.....	7
DECLARATIONS OF CONFLICT OF INTEREST.....	7
RESPONSES TO QUESTIONS ON-NOTICE	8
Questions On-Notice Received and From Previous Meetings	8
Cr F Geldof.....	8
Visitor Information Centre Workshop for Councillors	8
Cr K Dusting.....	8
Uralla Bus Schedule	8
QUESTIONS RAISED AT 28 JANUARY 2014 MEETING OF COUNCIL (CONTINUED):.....	9
Cr L Cooper.....	9
Update of Population Signage for Uralla	9
Restoration of Signage for Alma Park.....	9
Rocky River Garbage Service	9
QUESTIONS RAISED AT 28 JANUARY 2014 MEETING OF COUNCIL (CONTINUED):.....	10
Cr K Ward	10
Cemetery Sign.....	10
No Questions On-Notice were received as at the 12 February 2014 closure of Submissions to the 24 February Business Paper.....	10
There were no "Questions On-Notice" received for inclusion to the Business Paper for the 24 February 2014 Meeting of Council.....	10
MINUTES OF COMMITTEE MEETINGS.....	10
Minutes of Meeting for Council and Community Committees	10
Item 1	10
Minutes of Council Committees	10
MAILOUT TO COUNCILLORS.....	10
Weekly Mailout Forwarded for the Information of Councillors	10
Item 1	10
Mailouts forwarded to Councillors for the Period Friday, 24 January 2014 to Friday, 14 February 2014	10
COUNCILLOR'S REPORT	11
Crs Karen & Mark Dusting.....	11
Item 1	11
Report from Crs M Dusting and K Dusting.....	11

- TABLE OF CONTENTS -

Meeting held 24 February 2014

ORDINARY MEETING

	Page No.
STAFF REPORTS	12
GENERAL MANAGER'S REPORT	12
Governance and Administration.....	12
Item 1	12
Requests for Local Government Area Boundary Adjustments	12
Item 2	12
Namoi Councils Ordinary Meeting – 12 December 2013 and 13 February 2014.....	12
Item 3	13
Resourcing Strategies for Integrated Planning and Reporting.....	13
Item 4	13
Uralla Swimming Pool	13
GENERAL MANAGER'S REPORT	13
Item 1	13
Onsite Sewerage Management Systems Licensing.....	13
PROCEDURAL MOTION	13
Move to Committee of the Whole	13
ADJOURNMENT.....	13
Luncheon Recess	13
MOTION	13
Lunch Adjournment (1:08pm to 1:37pm)	13
PRESENTATIONS TO COUNCIL	14
Have Your Say Session 1 (1:37pm).....	14
PRESENTATIONS TO COUNCIL	14
Have Your Say (Request from the Public Gallery)	14
PROCEDURAL MOTION	14
Request to Speak from the Gallery	14
Speakers in Order of Presentation:.....	14
Mr Tim Wright.....	14
Ms Sarah Burrow	14
Mr Kent Mayo	14
Ms Virginia Wong See.....	14
PROCEDURAL MOTION	15
Amendment to Order of Business	15
PROCEDURAL MOTION	15
Move to Committee of the Whole	15
PROCEDURAL MOTION	15
Resumption of Standing Orders.....	15
GENERAL MANAGER'S REPORT.....	15
Planning Matters for Determination	15
Item 1	15
DIVISION DECISION	15
Development Application 78/2013 – Seven 1 Bedroom Strata Titled Units - Batt	15
RECOMMENDATION	15
PROCEDURAL MOTION	20
To Raise Item from the Table	20

- TABLE OF CONTENTS -

Meeting held 24 February 2014

ORDINARY MEETING

	Page No.
PROCEDURAL MOTION	20
Resumption of Standing Orders	20
Item 2	20
Scores on Doors Program – NSW Food Authority	20
STAFF REPORTS (CONTINUED)	21
DIRECTOR OF ADMINISTRATIVE SERVICES' REPORT	21
Administration and Finance.....	21
Item 1	21
Cash at Bank and Investments	21
Item 2	21
Uralla Shire Council Finance Committee	21
DIRECTOR OF ADMINISTRATIVE SERVICES' REPORT	21
Community Services	21
Item 1	21
Visitor Information Centre Monthly Report	21
Item 2	22
Visitor Information Services Centre Review	22
ADJOURNMENT	22
Meeting Recess	22
MOTION	22
Comfort Adjournment (3:25pm to 3:38pm)	22
PRESENTATIONS TO COUNCIL	22
Have Your Say Session 2 (3:40pm)	22
Speakers in Order of Presentation:.....	22
Mr Hans Hietbrink	22
Mr Paul Hutchings	22
DIRECTOR OF ENGINEERING SERVICES' REPORT	23
Environment and Waste Management.....	23
Item 1	23
Recommendations from the Environmental Committee Meeting held 4 February 2014.	23
DIRECTOR OF ENGINEERING SERVICES' REPORT	23
Technical Services	23
Item 1	23
Works Planning	23
Item 2	23
Works Progress for Period Ended 10 February 2014	23
PROCEDURAL MOTION	23
Item 3	24
Works Progress Advisory Unit	24
Item 4	24
Uralla Local Traffic Committee	24
Item 5	24
Caravan Sewer Dump Site	24
Item 6	25

- TABLE OF CONTENTS -

Meeting held 24 February 2014

ORDINARY MEETING

	Page No.
South Kentucky Sports Ground	25
PROCEDURAL MOTION	25
Move to Committee of the Whole	25
PROCEDURAL MOTION	25
Resumption of Standing Orders	25
Item 7	25
King Street Units	25
Item 8	25
Uralla Sewerage Treatment Plant	25
GENERAL MANAGER'S REPORT	26
Planning Services	26
Item 1	26
Planning Application Approvals and Refusals for the Month of January 2014	26
Item 2	26
Heritage Advisors Report	26
DELEGATE REPORTS	26
Cr D Field	26
Cr B Crouch	26
Cr M Dusting	27
Cr K Dusting	27
Cr L Cooper	27
Cr K Ward	27
Cr I Strutt	27
Cr M Pearce	28
QUESTIONS ON-NOTICE RAISED	28
Questions On-Notice for Next Meeting of Council	28
Cr K Ward	28
Bridge and Walkway Construction at 'The Glen.'	28
Cr L Cooper	28
Walkway from Mt Mutton to Rocky River	28
Water Connection to Rocky River	28
Cr M Dusting	29
Tourism and Economic Development Committee Representative	29
Leaders Forum (LGNSW)	29
Cr D Field	29
McMaugh Gardens Sign	29
CLOSED SESSION OF COUNCIL	29
MEETING PROCEDURE	29
Move to Closed Session	29
MOTION	29
Closure of Meeting to Members of Public and Press	29
CLOSED SESSION RESOLUTIONS	29
MOTION	29
Resolutions of Council in Closed Session	29
ATTENDANCE	30

- TABLE OF CONTENTS -

Meeting held 24 February 2014

ORDINARY MEETING

	Page No.
MOTION	30
Closed Session Apology	30
STAFF REPORTS TO CLOSED SESSION	30
GENERAL MANAGER'S REPORT	30
Governance and Administration (Report to Closed Session)	30
Item 1	30
Industrial Land Negotiations	30
Item 2	30
Deferral of Rate Payments – Assessment 52750	30
Item 3	31
Proof of Debt, Lehman Brothers Australia	31
Item 4	31
Estate of the late Max Douglas Edwards Bequest	31
RETURN TO OPEN SESSION OF COUNCIL	32
MEETING PROCEDURE	32
Move to Open Session	32
CLOSURE OF MEETING	32

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:12:03pm

ATTENDANCE

Present were the Chairperson Cr M Pearce (Mayor), Cr B Crouch (Deputy Mayor) and Councillors, L Cooper, K Dusting, M Dusting, D Field, I Strutt, K Ward, General Manager (Mr T O'Connor), Director of Engineering Services (Mr R Bell), Director of Administrative Services (Mrs J Michie), Manager of Planning (Ms L Cumming), Minute Clerk (Ms D Williams).

PRAYER

ACKNOWLEDGEMENT TO COUNTRY

APOLOGY

An Apology was tabled for Cr F Geldof on leave of absence.

MOTION

- Apology for Cr F Geldof**
45/14 MOVED/ CARRIED (Crs B Crouch / D Field)
That the apology for Cr F Geldof be accepted.

CONFIRMATION OF MINUTES

Ordinary Meeting of 28 January 2014

- 46/14 MOVED/ CARRIED (Crs 1 Strutt / M Dusting)**
That the Minutes of the Ordinary Meeting held on 28 January 2014 (copies have been circulated to Members) be adopted as a true and correct record of proceedings. **EA**

Closed Session of Ordinary Meeting of 28 January 2014

- 47/14 MOVED/ CARRIED (Crs M Dusting / K Ward)**
That the Minutes of the Closed Session of the Ordinary Meeting held on 28 January 2014 (copies have been circulated to Members) be adopted as a true and correct record of proceedings. **EA**

MATTERS ARISING FROM THE MINUTES

There were no 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 24 February 2014 meeting.

Submitted By:	Interest Declared:
Cr K Ward	<i>Pecuniary interest as the carer of 'Sue the dog,' Item 4 of the Closed Session, General Manager's Governance and Administration Report to Council.</i>

RESPONSES TO QUESTIONS ON-NOTICE

Questions On-Notice Received and From Previous Meetings

The Chair referred Councillors to the responses provided to "Questions On-Notice" raised at the Ordinary meeting of Council held Monday, 28 January 2014:

Cr F Geldof

QUESTION:

Visitor Information Centre Workshop for Councillors

Can a Workshop be held in relation to the Visitor's Information Centre on the 15 or 22 March 2014?

GM

RESPONSE:

The Councillors Workshop on the alternatives for the Visitors Information Centre will be organised for March when the details are compiled. Whether this can be as early as the 15 March 2014 will depend upon the obtaining of estimates.

Cr K Dusting

QUESTION:

Uralla Bus Schedule

Can Council investigate the changes to the Uralla Bus Schedule?

GM

RESPONSE:

The General Manager attempted to contact Edwards Coaches on Wednesday 29 January 2014, without success. Contact was made with Mr James Cross, the Manager, on Friday 14 February 2014 when the matter was discussed.

The previous schedule was in place since 1995 and the average passenger on the 8.00 am bus from Uralla was two persons. The 8.50 am schedule has been introduced to shorten the waiting time for shops and professional office opening thereby making the service more timely for the a different demographic.

The change also enables the school bus from Armidale to drop Armidale schoolchildren at the Uralla Central and St Joseph Schools rather than at the Visitor Information Centre and having them walk from the VIC to their school.

The Edwards Coaches Manager will be contacting Council's Works Manager in respect to the placing of timetable information on the J Pole stop signs in the week ended 28 February 2014.

Questions Raised at 28 January 2014 Meeting of Council (continued):

Action:

Cr L Cooper

QUESTION:

Update of Population Signage for Uralla

Can Council update Population information on Town Entry signage?

GM

RESPONSE:

The population for the Urban area of Uralla from the 2011 Census is 2,754 the population currently on the entry information is 2,500. In place of merely renumbering the signs, the signs will be rationalised with the green signs stating "Welcome to Historic Uralla – Thunderbolt Country" having the additional legend Population 2,750 Elevation 1,000 metres and the old white signs (there are two of them at the southern entrance) removed, lessening the number of signs. It is intended to have two additional signs made and erected one on the northern entrance on the New England Highway and one on Thunderbolts Way entrance from Walcha to match the existing signs on the southern entrance and the entrance from Bundarra.

Would Councillors consider having the elevation state 1 kilometre rather than 1,000 metres? Denver in Colorado titles itself the mile high city, Uralla could be the Kilometre high town.

QUESTION:

Restoration of Signage for Alma Park

Can Council undertake restoration of Alma Park Signage?

GM

RESPONSE:

The faded Alma Park sign (stating Est 1893 – Alma Park – Uralla Shire Council) will be repainted and refurbished. At the same time the two sides of the direction sign to Thunderbolts Grave at the corner of John and Bridge Streets will be refurbished.

QUESTION:

Rocky River Garbage Service

Can Council offer some guidance regarding provision of the Garbage Services to the Rocky River area?

GM

RESPONSE:

Council can only extend the existing area where there is agreement from contiguous residences as the area must be mapped and all properties within the additional area are then required to be included. Gaps in between applicants will stop an extension of the service.

Cr Cooper explained that her question was more specifically about the process to obtain the service rather than the guidelines. The General Manager explained that as the Environmental Committee was working through the process (Environment and Waste Management Item 1 page 167) the above was a broad rather than a detailed response.

Questions Raised at 28 January 2014 Meeting of Council (continued):

Cr K Ward

QUESTION:

Cemetery Sign

Can Council reposition directional signage for Pioneer Cemetery?

GM

RESPONSE:

The error on the brass information panel is the reference to the Numbered 1 site being adjacent to northern boundary the school; when it is in fact the eastern boundary. Rather than having the whole panel scrapped and remoulded the General Manager suggests that a small errata panel be created and placed just below the reference to "northern".

No Questions On-Notice were received as at the 12 February 2014 closure of Submissions to the 24 February Business Paper.

There were no "Questions On-Notice" received for inclusion to the Business Paper for the 24 February 2014 Meeting of Council.

MINUTES OF COMMITTEE MEETINGS

Minutes of Meeting for Council and Community Committees

Item 1

Minutes of Council Committees

Various

48/14 MOVED/ CARRIED (Crs D Field / L Cooper)

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

- McMaugh Gardens Aged Care Centre Advisory Committee Meeting, Minutes 6 February 2014.
- Uralla Shire Development Advisory Committee Meeting, Minutes 5 December 2013.

MAILOUT TO COUNCILLORS

Weekly Mailout Forwarded for the Information of Councillors

Item 1

Mailouts forwarded to Councillors for the Period Friday, 24 January 2014 to Friday, 14 February 2014

U07/23

49/14 MOVED/ CARRIED (Crs I Strutt / K Ward)

That the Mailouts forwarded to Councillors for the period Friday, 24 January 2014 to Friday, 14 February 2014 be noted.

COUNCILLOR'S REPORT

Crs Karen & Mark Dusting

Item 1

Report from Crs M Dusting and K Dusting

N/A

50/14 MOVED/ CARRIED (Crs L Cooper / B Crouch)

That Council:

1. note the report from Councillors Mark and Karen Dusting on their visit to Thungsong Municipality.
2. write a letter of appreciation and thanks to Mr Throngchai Wongwatcharadamrong, Mayor, Thungsong Municipality, for the Civic Reception, dinner and entertainment provided to Councillor's Mark and Karen Dusting.

GM

STAFF REPORTS

GENERAL MANAGER'S REPORT

Governance and Administration

Item 1

Requests for Local Government Area Boundary Adjustments

U08/6487

51/14 MOVED/ CARRIED (Crs B Crouch / M Dusting)

That Council

- advise the Walcha Council that it has no objections to the transfer of the 39.66 hectares forming Part Lot 467 DP 755838 from the Uralla Shire Council to the Walcha Council, providing that the costs of survey and other outgoings to facilitate the transfer are borne by either the applicant or Walcha Council.
- contact the Tamworth Regional Council, with copies of the correspondence, to ascertain what the status of Mr and Mrs Cassidy's application for the transfer of the 37.45 hectares consisting of Lot 30 DP 753845 from Tamworth Regional Council Local Government Area to the Uralla Shire Council Local Government Area.
- contact the Tamworth Regional Council regarding the application from J. N. L. and S. Hughes to transfer portion of "Looanga" within the Tamworth Regional Council Local Government Area to the Uralla Shire Council Local Government Area.
- contact the Gwydir Shire Council, with copies of the correspondence, to ascertain what the status of Mr and Mrs Turner's application for the transfer of the 22.46 hectares of Lot 134 DP 753653 from Gwydir Shire Council Local Government Area to the Uralla Shire Council Local Government Area.
- That Council advise affected landholders as to where applications are up to.

GM

Item 2

Namoi Councils Ordinary Meeting – 12 December 2013 and 13 February 2014

U11/6797

52/14 MOVED/ CARRIED (Crs K Ward / D Field)

That Council

- note the minutes of the Namoi Councils Annual General and Ordinary meetings held in Tamworth on Thursday 12 December 2013 and the Ordinary meeting held in Walcha held on Thursday 13 February 2014.
- acknowledge the contribution of \$3,860 on behalf of Uralla Shire Council for the cost of participation in the LGMA sponsored "Operational and Managerial Effectiveness Self Assessment Survey"

GM

GENERAL MANAGER'S REPORT

Governance and Administration (continued)

Item 3

Resourcing Strategies for Integrated Planning and Reporting

U09/6556

53/14 MOVED/ CARRIED (Crs K Ward / D Field)

That Council:

- receive the Draft Plant and Equipment Asset Management Plan.
- have the Draft Plant and Equipment Asset Management Plan displayed on Council's website in updated form.
- advertise the public display of the Draft Plant and Equipment Asset Management Plan in the local print media and in the March 2014 Council Newsletter inviting public comment closing on Monday 31 March 2014.

GM

Item 4

Uralla Swimming Pool

U09/6582

54/14 MOVED/ CARRIED (Crs K Dusting / I Strutt)

That Council note the result 85.7% of the 2013/2014 season from Saturday 19 October 2013 to Tuesday 18 February 2014 with 9,707 admissions; being 102.2% of the budgeted total of 9,500 and 11.9% more than the same period of the 2012/2013 season and kiosk sales of \$12,182.73 being already in excess of the budget of \$10,000.

GM

GENERAL MANAGER'S REPORT

Health and Building

Item 1

Onsite Sewerage Management Systems Licensing

U12/6915

PROCEDURAL MOTION

Move to Committee of the Whole

55/14 MOVED/ CARRIED (Crs M Dusting / B Crouch)

That Council move to a 'Committee of the Whole' to discuss the General Manager's Item 1 Report and Recommendation/s. Councillor's agreed to defer discussing this item until after the Lunch Adjournment and the Have Your Say Presentations Session 1.

ADJOURNMENT

Luncheon Recess

MOTION

Lunch Adjournment (1:08pm to 1:37pm)

56/14 MOVED/ CARRIED (Crs K Dusting / L Cooper)

That Council break for a 26 minute Lunch Adjournment (1:08pm – 1:37pm).

The Meeting resumed at 1:37pm.

PRESENTATIONS TO COUNCIL

Have Your Say Session 1 (1:37pm)

PRESENTATIONS TO COUNCIL

Have Your Say (Request from the Public Gallery)

PROCEDURAL MOTION

Request to Speak from the Gallery

A request to address Council was made from the Public Gallery by Ms Sarah Burrows and Mr Kent Mayo.

57/14 MOVED/ CARRIED (Crs D Field / F Geldof)

That the request to address Council by Ms Sarah Burrows and Mr Kent Mayo be noted and leave to speak granted.

Speakers in Order of Presentation:

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

1. Mr Tim Wright

Resident/Owner of Balala

The speaker delivered a presentation on the subject of the idea of an outdoor performing arts event at Balala Homestead.

2. Ms Sarah Burrow

Resident/Owner of Balala

The speaker delivered a presentation on the subject of the idea of an outdoor performing arts event at Balala Homestead.

3. Mr Kent Mayo

Resident

The speaker delivered a presentation supporting the idea of an outdoor performing arts event at Balala Homestead and using local heritage and history to promote the Uralla area.

Cr D Field thanked Mr Tim Wright, Ms Sarah Burrows and Mr Kent Mayo for their Presentation to Council.

2. Ms Virginia Wong See

Architect

The Speaker delivered a presentation to Council in support of DA 78-2013.

The Chair thanked Ms Virginia Wong See for her Presentation to Council.

Cr K Dusting left the room at 2:11pm, returning at 2:14pm

PROCEDURAL MOTION

Amendment to Order of Business

MOVED/ CARRIED (Crs B Crouch / I Strutt)

That the General Manager's Planning Matters for Determination Item 1 Report be brought forward in the Agenda for immediate consideration by Council.

PROCEDURAL MOTION

Move to Committee of the Whole

58/14 MOVED/ CARRIED (Crs L Cooper / D Field)

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

Councillors held a detailed discussion in relation to DA 78/2013.

PROCEDURAL MOTION

Resumption of Standing Orders

59/14 MOVED/ CARRIED (Crs M Dusting / D Field)

That Council resume Standing Orders.

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

GENERAL MANAGER'S REPORT

Planning Matters for Determination

Item 1 DIVISION DECISION

Development Application 78/2013 – Seven 1 Bedroom Strata Titled Units - Batt

DA-78-2013

60/14 MOVED/ CARRIED (Crs I Strutt / M Dusting)

RECOMMENDATION

That Council approve Development Application 78/2013 for the construction of 7 x 1 bedroom strata titled units on land known as 16A King Street, Uralla being Lot 2 DP 134287 subject to the Conditions as follows:-

PRESCRIBED CONDITIONS (under Environmental Planning and Assessment Regulation 2000)

1. The work must be carried out in accordance with the requirements of the *Building Code of Australia*.
2. In the case of residential building work for which the *Home Building Act 1989* requires there to be a contract of insurance in force in accordance with Part 6 of that Act, that such a contract of insurance must be entered into and be in force before any building work authorised to be carried out by the certificate commences.
3. For a temporary structure that is used as an entertainment venue, the temporary structure must comply with Part B1 and NSW H102 of Volume One of the *Building Code of Australia*.
4. A sign must be erected in a prominent position on any site on which building work,

subdivision work or demolition work is being carried out:

- a) showing the name, address and telephone number of the principal certifying authority for the work, and
 - b) showing the name of the principal contractor (if any) for any building work and a telephone number on which that person may be contacted outside working hours, and
 - c) stating that unauthorised entry to the site is prohibited.
5. Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out, but must be removed when the work has been completed.
6. Residential building work within the meaning of the *Home Building Act 1989* must not be carried out unless the principal certifying authority for the development to which the work relates (not being the council) has given the council written notice of the following information:
- a) in the case of work for which a principal contractor is required to be appointed:
 - (i) the name and licence number of the principal contractor, and
 - (ii) the name of the insurer by which the work is insured under Part 6 of that Act,
 - b) in the case of work to be done by an owner-builder:
 - (i) the name of the owner-builder, and
 - (ii) if the owner-builder is required to hold an owner-builder permit under that Act, the number of the relevant owner-builder permit.
7. If arrangements for doing the residential building work are changed while the work is in progress so that the information notified under the above becomes out of date, further work must not be carried out unless the principal certifying authority for the development to which the work relates (not being the council) has given the council written notice of the updated information.
8. If the development involves an excavation that extends below the level of the base of the footings of a building on adjoining land, the person having the benefit of the certificate must at the person's own expense:
- a) protect and support the adjoining premises from possible damage from the excavation, and
 - b) where necessary, underpin the adjoining premises to prevent any such damage.

GENERAL CONDITIONS

9. The development must take place in accordance with the approved plans (bearing the Council approval stamp) and documents submitted with the application, drawn by plan drawers name, numbered drawing numbers and dated date, and subject to the conditions below to ensure the development is consistent with Council's consent.
10. All Engineering works to be designed by an appropriately qualified person and carried out in accordance with Council's Engineering Code, unless otherwise indicated in this consent, to ensure that these works are of a sustainable and safe standard.
11. All sewer and drainage works associated with the approval are to comply with the requirements of AS 3500 and completed only by a licensed plumber and drainer.
12. All landscaping is to be maintained for a period of two years by the developer to allow for establishment.
13. A Construction Certificate must be obtained from a Certifying Authority before work commences, in accordance with Cl.146 of the *EP&A Regulations 2000*.

CONDITIONS TO BE COMPLETED PRIOR TO ISSUE OF CONSTRUCTION CERTIFICATE

14. Details of proposed management of onsite drainage are to be supplied to the Director of Engineering for approval.
15. The plans and specification accompanying the Construction Certificate are to demonstrate compliance with the requirements of the deemed-to-satisfy provisions of the Building Code of Australia for a Class 2 building:
of Amended plans are to be submitted to the Principal Certifying Authority for authentication of BCA compliance and issue of a Construction Certificate.
Should the external configuration of the building be modified as a result of achieving BCA compliance, the plans accompanying this development consent must also be modified.
16. *For all construction work required on Council land (e.g. storm water, footpaths, kerb and gutter etc.) the applicant is to submit an Application to Conduct Work on Land to Which Council is the Regulatory Authority. The Application must be approved prior to the issue of a Construction Certificate, to ensure pedestrian and vehicular safety during construction.*

CONDITIONS TO BE COMPLETED PRIOR TO ISSUE OF SUBDIVISION CERTIFICATE

17. Prior to the issue of a Subdivision Certificate the applicants shall provide written advice from telecommunications and electricity providers, confirming that satisfactory arrangements have been made for the provision of telecommunications and electricity services.
18. Prior to the issue of a Subdivision Certificate, an Application for a Subdivision Certificate is to be submitted to Council with three (3) copies of the Title Plan and appropriate fees. The applicant/developer is to ensure that a summary of compliance with all conditions of consent is completed and lodged with the application.
19. Prior to the issue of a Subdivision Certificate, the applicants shall provide evidence to the effect that all utility services, i.e water, sewer, electricity, telecommunications, connected to or used in each of the buildings within the development site is wholly contained within each of the proposed allotments. That is, no internal servicing of the sites is permitted to be wholly or partially on the adjoining allotment.
20. The perimeter fencing at the side of the development is to be replaced to match the timber paling fence at the rear of the development. This is to be completed at the developers cost.
21. Connection to the water main is required for each unit (7) and one for the corporate body, totalling 8 connections. This fee is set out in Councils Operational Plan and is adjusted every financial year. The current fee for the 2013/2014 year is \$880.00 per connection.
22. Connection to the sewer main is required. This fee is set out in Councils Operational Plan and is adjusted every financial year. The current fee for the 2013/2014 year is \$493.50.
23. Each unit is to have a number clearly displayed on each unit to aid identification for emergency services.
24. The visitor carpark is to be signposted as such.
25. A new concrete vehicular crossing, including layback, is to be constructed from the street to the property boundary to provide effective all-weather access to the site and a safe and nuisance-free surface over Council's footpath.

The driveway is to be 3m wide at the rear of the layback and 3m wide at the property boundary, and is to be completed prior to the use or occupation of the building.

Note - segmental paving may be used provided it is installed as part of a pavement design in accordance with the Cement & Concrete Association of Australia's "Guide to Design and Construction" for Interlocking Concrete Road Pavements, July 1986.

26. The internal driveways and carport areas are to be constructed out of road base, with a 2 coat bitumen seal, paved or concreted to a standard approved by Council's Engineer. This is to be constructed at the applicant's expense.
27. The mailboxes are to be numbered individually. They are to be separated into two groups and placed in a position approved by Council along the front of the development.

CONDITIONS TO BE COMPLETED PRIOR TO ISSUE OF CONSTRUCTION COMMENCING

28. The owner/s of the property are to give Council written notice of the intention to commence works and the appointment of a Principal Certifying Authority (if the PCA is not Council) at least two days before the proposed date of commencement, in accordance with the cl 103 and 104 of the *Environmental Planning and Assessment Regulation 2000*. Such notice is given using the form enclosed with this consent.

For development involving both building and subdivision work authorised by the same development consent, a separate appointment of a Principal Certifying Authority for each type of work is required, in accordance with Section 109E of the *Environmental Planning & Assessment Act 1979*.

29. Before construction commences on the site and throughout the construction phase of the development, erosion control measures are to be installed to prevent soil erosion, water pollution or the discharge of loose sediment on surrounding land, as follows:
 - divert contaminated run-off away from disturbed areas,
 - erect silt fencing along the downhill side of the property boundary,
 - prevent tracking of sediment by vehicles onto roads by limiting access to the site and, where necessary, installing a temporary driveway and
 - stockpile all topsoil, excavated material and construction debris on the site, erecting silt fencing around the pile where appropriate.

ADVISING: Failure to take effective action may render the developer liable to prosecution under the *NSW Protection of the Environment Operations Act*.

30. A hoarding or fence must be erected between the work site and any public place if the work is likely to cause traffic (pedestrian or vehicular) in a public place to be obstructed or otherwise inconvenience. The erected hoarding is to be sufficient to prevent any substance from or in connection with the work falling into the public place. The work site must be kept lit between sunset and sunrise if it is likely to be hazardous to persons in the public place. The hoarding, fence or awning is to be removed once the work has been completed.

CONDITIONS TO BE COMPLETED DURING CONSTRUCTION

31. Any building work must be carried out between 7.00am and 6.00pm Monday to Friday and 8.00am to 1.00pm Saturdays, excluding Sundays and public holidays. No audible construction is to take place outside these hours, to maintain the amenity of the locality.
32. Toilet facilities are to be provided at, or in the vicinity of the work site, at the rate of one toilet for every 20 persons or part of 20 persons employed at the site. Each toilet provided must be connected to an accredited sewage management facility approved by the council or some other sewage management facility approved by the council.

33. Materials must not be burned on site. All waste generated on site must be disposed of at Council's Waste Disposal Depot or Waste Transfer Station, to protect the amenity of the area and avoid the potential of air pollution.
34. Effective dust control measures are to be maintained during construction to maintain public safety/amenity. Construction activities are to be undertaken so as not to inconvenience the adjoining land owners and are to be restricted solely to the subject site.
35. No material or equipment associated with the development is to be placed on public land without the written consent of the Council, and any activity located in close proximity to public areas is to be fenced to prevent damage to persons or property.
36. Retaining walls associated with the erection of the building or other approved methods for preventing the movement of the soil must be provided where soil conditions are inadequate, ensuring adequate provision is made for drainage.
37. Excavations and backfilling must be executed safely and in accordance with appropriate professional standards and be properly guarded and protected to prevent them from being dangerous to life or property.

If excavations associated with the erection of a building extends below the level of the base of the footings of a building on an adjoining allotment of land, the person causing the excavation to be made, must preserve and protect the building from damage, and if necessary, underpin and support the building in an approved manner.

Notice of intention to do so must be given to the owner of the adjoining land at least seven days before the commencement of excavation work. The owner of the adjoining allotment of land is not liable for any part of the cost of work, whether carried out on the allotment of land being excavated or on the adjoining allotment of land.

CONDITIONS TO BE COMPLETED PRIOR TO OCCUPATION/USE COMMENCING

38. An Occupation Certificate must be obtained before the approved use commences, in accordance with the Environmental Planning and Assessment Act and to ensure the health and safety of the building's occupants.
ADVISING: *Failure to obtain an Occupation Certificate is an offence under the legislation. Penalty advice for buildings (penalties do not apply to uses detailed in sections 109M and 109N; i.e. Crown projects, Class 1a and 10 buildings or as detailed for places of public entertainment).*
39. Approval must be obtained from the Council as the Local Water Supply and Sewer Authority for any potable water supply, sewerage or on-site waste water system serving the site, pursuant to Chapter 7 of the *Local Government Act 1993* with all relevant work completed in accordance with such approval.
40. The Principle Certifying Authority is to contact Council to ensure all the Section 68 conditions of approval have been completed prior to the issue of an Occupation Certificate.
41. A backflow prevention device suitable to the degree of hazard must be installed to the premises. The type device will be determined at the time of processing the application for a water service. All external hose taps must be fitted with a backflow prevention device in accordance with AS/NZS 3500.1:2003 before use or occupation of the building, to maintain public health.
ADVISING: *For information regarding the installation and type of backflow prevention device to be fitted, please contact Council.*
42. Roof and surface stormwater from paved and impervious areas is to be collected and directed to protect the site and adjoining property from the effects of flooding. Such work

must be completed prior to the use and/or occupation of the premises commencing.

CONDITIONS RELATING TO ONGOING OPERATIONS

43. A further application is to be made for any change, enlargement or intensification of the premises or land use, including the display/erection of any new structure such as signage, partition walls or building fit-out (unless the proposed work is exempt from the need for consent under *State Environmental Planning Policy (Codes SEPP) 2008* for exempt development.

A Division was called and the result was as follows:

FOR: K Dusting, M Dusting, D Field, M Pearce, I Strutt.
AGAINST: B Crouch, L Cooper, K Ward.
ABSENT: F Geldof

PROCEDURAL MOTION**To Raise Item from the Table****61/14 MOVED/ CARRIED (Crs M Dusting / B Crouch)**

Councillor's agreed to raise Item 1 of the General Managers Health and Building Report off the table and return to discuss this matter in Committee. Councillors held a detailed discussion of this item.

The General Manager left the room at 2:44pm, returning at 2:50pm.

PROCEDURAL MOTION**Resumption of Standing Orders****62/14 MOVED/ CARRIED (Crs B Crouch / D Field)**

That Council resume Standing Orders.

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

63/14 MOVED/ CARRIED (Crs D Field / I Strutt)

That Council:

1. Note the progress of the implementation of the licensing for onsite sewerage management systems within the local government area,
2. Advise all non registered landowners that if their On-site Sewerage Management System registration has not been received by Council as at 31 March 2014 that a High Risk Category will be assigned to their system,
3. Allocate a High Risk Desktop Assessment Category to all outstanding Onsite Sewerage Management Systems as at 31 March 2014, and
4. Invoice the registration and inspection fee, for all thusly affected properties.

MP**Item 2****Scores on Doors Program – NSW Food Authority**

U12/6442

64/14 MOVED/ CARRIED (Crs I Strutt / L Cooper)

That Council note the NSW Food Authority Scores on Doors Program.

MP

STAFF REPORTS (continued)

DIRECTOR OF ADMINISTRATIVE SERVICES' REPORT

Administration and Finance

Item 1

Cash at Bank and Investments

U12/1

65/14 MOVED/ CARRIED (Crs I Strutt / D Field)

That Council note the cash position at 31 January 2014 consisting of; cash and overnight funds of \$723,533.24, term deposits of \$7,000,000.00 totalling \$7,723,533.24 of readily convertible funds.

Item 2

Uralla Shire Council Finance Committee

U07/01

66/14 MOVED/ CARRIED (Crs I Strutt / L Cooper)

That Council note the minutes of the meeting of the Uralla Shire Council Finance Committee, held on Thursday, 5 December 2013 and adopt the following recommendations:

1. That the Financial Reports consisting of the Budget Review by Resource Code and Budget Review by Function, Collection of Rates and Outstanding Debtor Report to 30 November 2013 for the year to 30 June 2014, be noted.
2. That Council adopt the budget revisions of a net \$199,500, listed in the attached schedule, reducing the adopted 2013/2014 surplus of \$735,839 to \$536,339 with:\$59,500 being funded from restricted assets from 30 June 2013 and \$140,000 from current year working capital.

DIRECTOR OF ADMINISTRATIVE SERVICES' REPORT

Community Services

Item 1

Visitor Information Centre Monthly Report

U12/273

67/14 MOVED/ CARRIED (Crs L Cooper / B Crouch)

That Council note the Community Development Officer's Report on activities at the Uralla Visitor Information Centre for January 2014.

Item 2

Visitor Information Services Centre Review

U12/273

68/14 MOVED/ CARRIED (Crs B Crouch / L Cooper)

That the Councillors Workshop convened for Tuesday 11 March at 7:00pm consider the detail of this report in conjunction with the *Uralla Visitor Information Centre Review and Development Options 2013-15 Report* produced by Will Winter Consulting, to determine the forward direction of the Uralla Visitor Information Centre, the future of the Espresso Caffé and future of the Rock Hunters Rendezvous Exhibition.

DAS

ADJOURNMENT

Meeting Recess

MOTION

Comfort Adjournment (3:25pm to 3:38pm)

69/14 MOVED/ CARRIED (Crs D Field / L Cooper)

That Council break for a 13 minute Comfort Adjournment (3:25pm – 3:38pm).

The Meeting resumed at 3:38pm.

PRESENTATIONS TO COUNCIL

Have Your Say Session 2 (3:40pm)

Speakers in Order of Presentation:

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

1. Mr Hans Hietbrink

Chairperson, New England Local Land Services.

The speaker delivered a presentation regarding Local Land Services at the invitation of Council.

2. Mr Paul Hutchings

Executive Officer, New England Local Land Services

The speaker delivered a presentation regarding Local Land Services at the invitation of Council.

Cr B Crouch thanked Mr Hans Hietbrink and Mr Paul Hutchings for their Presentation to Council.

The Director of Administrative Services left the room at 4:24pm, returning at 4:26pm.

DIRECTOR OF ENGINEERING SERVICES' REPORT

Environment and Waste Management

Item 1

Recommendations from the Environmental Committee Meeting held 4 February 2014.

U12/150

70/14 MOVED/ CARRIED (Crs L Cooper / K Ward)

That Council:

1. note the minutes of the Environmental Committee meeting held Tuesday 4 February 2014.
2. conduct a review of current and potential kerbside waste services, including details of any changes to the current waste charge to residents, details of truck routes, details of any current road infrastructure that may impact upon kerbside services and budget impacts. Policy detailing kerbside waste collection area for the Shire be developed.
3. in relation to Dangar's Lagoon;
 - a. Confirm the RAMSAR classification of Dangar's Lagoon, and
 - b. Request clarification from the NSW State Government as to which Department carries responsibility for maintenance, and funding of this maintenance, of Dangar's Lagoon.

DES

DIRECTOR OF ENGINEERING SERVICES' REPORT

Technical Services

Item 1

Works Planning

U07/3041

Item 2

Works Progress for Period Ended 10 February 2014

U07/3041

PROCEDURAL MOTION

71/14 MOVED/ CARRIED (Crs B Crouch / D Field)

That Council hear the Works Progress for the period ended 10 February 2014 and the Planned Works be noted.

The General Manager left the meeting at 4:35pm, returning at 4:37pm.

Item 3**Works Progress Advisory Unit**

U07/172

72/14 MOVED/ CARRIED (Crs B Crouch / M Dusting)

That Council note the minutes of the Works Progress Advisory Unit meeting held 12 February 2014:

1. That Council endorse the inviting of tenders for the Design & Construction of Emu Crossing Bridge and ;
2. That Council not sign any tender agreement until the property access is assured.

Jackson's Road: That the future funding of the upgrade of Jacksons Road be reconsidered once the funding requirements for Emu Crossing Bridge are known.

DES**Item 4****Uralla Local Traffic Committee**

U07/115

73/14 MOVED/ CARRIED (Crs D Field / L Cooper)

That Council note the Minutes of the 4 February 2014 meeting of the Uralla Local Traffic Committee and adopt the following recommendations:-

1. Traffic Count in Wood Street near St Josephs.
That Council note the information and Council staff review Speed data in school hours.
2. Ball Bank run on Heagney's Hill, Thunderbolts Way, south of Uralla.
That Council erect an additional curve sign with 75km/hr advisory speed sign coming from Walcha towards Uralla.
3. Traffic count on Barleyfields Road near Railway Level Crossing.
 - (i) That Council forward the information from the recent traffic classifier on Barleyfields Road to the RMS.
 - (ii) Council request RMS construct left turning lane on eastern side of New England Highway to allow turning into Barleyfields Road.
4. Traffic Generation associated with 7 x 1 bedroom flats in King Street opposite McMaugh Gardens (DA-78-2013_
 - (i) That the Traffic Committee has no objection to DA-78-2013 and
 - (ii) That the Traffic Committee review the parking in King Street once the development is in operation.
5. 50km/hr for South Kentucky – letter on behalf of “Concerned South Kentucky Residents”.
That Council erect “School Bus Warning” signs near the school bus stop on Noalimba Avenue.

DES**Item 5****Caravan Sewer Dump Site**

U07/48

74/14 MOVED/ CARRIED (Crs L Cooper / K Ward)

That Council construct a Caravan Sewer Dump Point in Salisbury Street at the front of Pioneer Park and trial for 3 months.

DES

Item 6

South Kentucky Sports Ground

U12/264

PROCEDURAL MOTION

Move to Committee of the Whole

75/14 MOVED/ CARRIED (Crs D Field / B Crouch)

That Council move to a 'Committee of the Whole' to discuss the Director of Engineering Services Item 6 Report and Recommendation/s.

Councillors held a detailed discussion in relation to South Kentucky Sports Ground.

PROCEDURAL MOTION

Resumption of Standing Orders

76/14 MOVED/ CARRIED (Crs M Dusing / B Crouch)

That Council resume Standing Orders.

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

77/14 MOVED/ CARRIED (Crs L Cooper / K Ward)

1. That Council not extend the current lease past 31 March 2014
2. That Council and the community group ascertain costs of public liability insurance to determine if funding can be provided by Council.
3. That the Residents in South Kentucky be given 12 months to prepare a program for the development of the site including consideration of having Council cede its Reserve Management to a Community Committee, seek Sport and Recreation funding applications, confirmation of local support and formation of a local committee to drive this project.

GM

Item 7

King Street Units

U07/42

78/14 MOVED/ CARRIED (Crs I Strutt / L Cooper)

1. That Council not continue renting these units and;
2. That Council include in the 2014/2015 budget the cost to demolish the units and reinstate the site.

DES

Item 8

Uralla Sewerage Treatment Plant

Aeration noise assessment

79/14 MOVED/ CARRIED (Crs D Field / L Cooper)

That Council engage Hunter Water Australia to carry out an Aeration Noise Assessment as per their Project Services Proposal through Namoi Councils Water Alliance.

DES

GENERAL MANAGER'S REPORT**Planning Services****Item 1****Planning Application Approvals and Refusals for the Month of January 2014**

U12/168

80/14 MOVED/ CARRIED (Crs L Cooper / I Strutt)

That Council note the information contained within the Planning Application Approvals and Refusals Report for the Month of January 2014.

Item 2**Heritage Advisors Report**

U12/6279

81/14 MOVED/ CARRIED (Crs L Cooper / K Ward)

That Council notes the contents of the Heritage Advisor's report for the visit held on 4 February 2014.

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	
29 January	<i>International Women's Day Meeting, Council Chambers</i>
3 February	<i>Mayor and Councillor Briefing (MCB), Council Chambers</i>
4 February	<i>Environment Committee Meeting, Council Chambers</i>
4 February	<i>Traffic Committee Meeting, Council Chambers</i>
6 February	<i>McMaugh Gardens Advisory Committee, McMaugh Gardens</i>
10 February	<i>Friends of McMaugh Gardens, McMaugh Gardens</i>
11 February	<i>Councillor Workshop (IPART Report Response), Council Chambers</i>
13 February	<i>USDAC, Council Chambers</i>
13 February	<i>International Women's Day Sub-Committee Meeting, Council Chambers</i>
24 February	<i>Introduction Meeting McMaugh's (for future residents meetings), McMaugh Gardens</i>
24 February	<i>Ordinary Council Meeting, Council Chambers</i>
Cr B Crouch	
3 February	<i>MCB, Council Chambers</i>
11 February	<i>Councillor Workshop (IPART Report Response), Council Chambers</i>
12 February	<i>Finance Committee, Council Chambers</i>
13 February	<i>USDAC, Council Chambers</i>
17 February	<i>MCB, Council Chambers</i>
19 February	<i>GM Selection Panel, Council Chambers</i>
20 February	<i>GM Selection Panel, Council Chambers</i>
24 February	<i>Ordinary Council Meeting, Council Chambers</i>

DELEGATE REPORTS (continued)

Councillor

Activity Date: Activity Detail:**Cr M Dusting**

3-17 January Represented Uralla Shire in Thailand, Thong Song
 3 February MCB, Council Chambers
 4 February Environmental Committee, Council Chambers
 5 February Weed County Council, Armidale
 11 February Councillor Workshop (IPART Report Response), Council
 Chambers
 12 February Finance Committee, Council Chambers
 13 February Car Museum Meeting at Armidale Council Chambers, Armidale
 13 February USDAC, Council Chambers
 17 February MCB, Council Chambers

Cr K Dusting

11 February Councillor Workshop (IPART Report Response), Council
 Chambers
 13 February International Women's Day Sub-Committee Meeting, Council
 Chambers
 24 February Ordinary Council Meeting, Council Chambers

Cr L Cooper

29 January Jobs Australia Board Meeting, Uralla
 6 February McMaughs Advisory Committee, McMaugh Gardens.
 11 February Councillor Workshop (IPART Report Response), Council
 Chambers
 13 February USDAC, Council Chambers
 24 February Ordinary Council Meeting, Council Chambers

Cr K Ward

3 February MCB, Council Chambers
 4 February Environment Committee, Council Chambers
 6 February McMaugh Gardens Advisory Committee, McMaugh Gardens
 11 February Councillor Workshop (IPART Report Response), Council
 Chambers
 12 February Works Committee Meeting, Council Chambers
 13 February USDAC, Council Chambers
 17 February MCB, Council Chambers

Cr I Strutt

3 February MCB, Council Chambers
 4 February Environmental Committee Meeting, Council Chambers
 6 February McMaugh Gardens Advisory Committee, McMaugh Gardens
 11 February Councillor Workshop (IPART Report Response), Council
 Chambers
 12 February Finance Committee, Council Chambers
 13 February International Women's Day Sub-Committee Meeting, Council
 Chambers
 13 February USDAC, Council Chambers
 17 February MCB, Council Chambers
 19 February GM Selection Panel, Council Chambers
 20 February GM Selection Panel, Council Chambers
 24 February Ordinary Council Meeting, Council Chambers
 24 February International Women's Day Sub-Committee Meeting, Council
 Chambers
 24 February Morning Tea at McMaugh Gardens, McMaugh Gardens.

Cr M Pearce	
29 January	Administration and Correspondence, Mayor's Office, Uralla
2 February	Site Visit, Jackson's road, Uralla
3 February	MCB, Council Chambers
3 February	Administration and Correspondence, Mayor's Office, Uralla
4 February	Environmental Committee Meeting, Council Chambers
4 February	Traffic Committee Meeting, Council Chambers
5 February	2AD Radio Interview, Mayor's Office, Uralla
5 February	Meeting with Adam Marshall Re: Local Issues, Armidale
6 February	Administration and Correspondence, Mayor's Office, Uralla
8 February	Uralla Show Opening, Uralla
10 February	Program Committee – Regional Waste Strategy Evaluation and Overview of NIRW, Armidale
11 February	Administration and Correspondence, Mayor's Office, Uralla
11 February	Councillor Workshop (IPART Report Response), Council Chambers
12 February	CSPC Meeting (Police), Armidale
13 February	Namoi ROC Meeting, Walcha
13 February	USDAC Meeting, Uralla
17 February	MCB, Uralla
17 February	Administration and Correspondence, Mayor's Office, Uralla
18 February	New England Bush Fire Management Committee, Armidale
18 February	Administration and Correspondence, Mayor's Office, Uralla
19 February	Administration and Correspondence, Mayor's Office, Uralla
19 February	2AD Radio Interview, Mayor's Office, Uralla
20 February	Administration and Correspondence, Mayor's Office, Uralla
20 February	GM Selection Panel, Council Chambers
24 February	Administration and Correspondence, Mayor's Office, Uralla
24 February	Ordinary Council Meeting, Council Chambers

QUESTIONS ON-NOTICE RAISED

Questions On-Notice for Next Meeting of Council

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

Cr K Ward

QUESTION:

Bridge and Walkway Construction at 'The Glen.'

Can Council consider constructing a bridge and walkway across the creek to the toilet block at The Glen, before the end of June?

GM

Cr L Cooper

QUESTION:

Walkway from Mt Mutton to Rocky River

Will Council consider a cycleway/walkway from Mt Mutton to Rocky River in their long term plans?

GM

QUESTION:

Water Connection to Rocky River

Will Council consider connecting water main to Rocky River?

Cr M Dusting

QUESTION:

Tourism and Economic Development Committee Representative

Who is our representative on the Armidale Tourism and Economic Development Committee?

GM

QUESTION:

Leaders Forum (LGNSW)

What is the Leaders Forum being presented by Local Government NSW, as reported in the Armidale Independent?

Cr D Field

QUESTION:

McMaugh Gardens Sign

Can McMaugh Gardens sign please be repaired or replaced?

GM

Cr Cooper left the meeting at 5:28pm.

CLOSED SESSION OF COUNCIL

MEETING PROCEDURE

Move to Closed Session

82/14 MOVED/ CARRIED (Crs D Field / I Strutt)

That Council move into Closed Session.

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

MOTION

Closure of Meeting to Members of Public and Press

83/14 MOVED/ CARRIED (Crs D Field / I Strutt)

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. That 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 concerns 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

MOTION

Resolutions of Council in Closed Session

84/14 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, K Disting, M Disting, D Field, I Strutt, K Ward, General Manager (Mr T O'Connor), Director of Engineering Services (Mr R Bell), Director of Administrative Services (Mrs J Michie), Manager of Planning (Ms L Cumming), Minute Clerk (Mrs D Williams).

APOLOGY (Closed Session)

Cr F Geldof and Cr L Cooper were noted as an Apology to the Closed Session.

MOTION

Closed Session Apology

85/14 **MOVED/ CARRIED**

That the apologies for Cr F Geldof and Cr L Cooper be accepted.

STAFF REPORTS TO CLOSED SESSION

GENERAL MANAGER'S REPORT

Governance and Administration (Report to Closed Session)

Item 1

Industrial Land Negotiations

U12/57

86/14 **MOVED/ CARRIED**

That Council

- endorse the action of the General Manager in seeking out the owners intentions in respect to Lots 13 and 14 of DP 787477 and Lot 3 DP 806571 zoned RU1, RU2, IN1 and IN2 and his willingness to sell the property to the Uralla Shire Council in line with the valuation obtained by Council.
- authorise the Mayor and General Manager to negotiate an acceptable offer for the purchase of Lots 13 and 14 of DP 787477 and Lot 3 DP 806571 zoned RU1, RU2, IN1 and IN2 and report back to Council.

GM

Cr M Disting and Cr K Disting voted against the motion.

The Manager of Planning left the meeting at 5:45pm

Item 2

Deferral of Rate Payments – Assessment 52750

U12/57

87/14 **MOVED/ CARRIED**

That Council agree to the waiving of interest charges on outstanding rates on Assessment 52750 for twelve months commencing 1 January 2014 and that no legal action be undertaken for that period provided an arrangement to pay rates be prepared and signed.

GM

Item 3

Proof of Debt, Lehman Brothers Australia

U12/1

88/14 MOVED/ CARRIED

That Council

- note the advice from Piper Alderman on the Claims Resolution Process for the Proof of Debt for the claim of a loss of \$454,372.55 on Collateralised Debt Obligations (CDOs) from Lehman Brothers Australia.
- endorse the lodging of the Proof of Debt Claim against Lehman Brothers Australia under the Claims Resolution Process following the successful class action against Lehman Brothers Australia (formerly Grange Securities).
- note the anticipated return on the CDO losses of between \$138,500 and \$150,000 leaving a loss, before any return from the action against the Rating Agencies, of approximately \$350,000.

GM

Cr K Ward left the room at 5:50pm, having earlier declared a pecuniary interest in Item 4 of the General Manager's Report to Closed Session.

Item 4

Estate of the late Max Douglas Edwards Bequest

U07/61, U07/254 and U14/7

89/14 MOVED/ CARRIED

That Council:

- endorse the fixing of the Council Seal on the Transmission Application dated 17 December 2013 and signed by the Mayor and General Manager.
- note the offering the sale by tender of the 1990 Ford Ghia Sedan registration BJ 24 ZF closing on Friday 28 February 2014.
- hold the property at 35 East Street for use by the Council's incoming General Manager as short term accommodation.
- Arrange for the sale of 35 East Street Uralla by private sale, through a Registered Real Estate Agent after the short term accommodation period has expired.
- advertise for expression of interest in providing the valuation and sale of 35 East Street, Uralla.(Lot 29 DP 250713).
- agree to the following disposition of the contents of 35 East Street; to the Friends of McMaugh some 64 items on 50 lines, to McMaugh Gardens Aged Care Centre some 28 items on 22 lines as marked on the two page summary of contents (Attachment D) and retaining some 35 items for later disposition.

GM

Cr K Ward returned to the room at 5:53pm

RETURN TO OPEN SESSION OF COUNCIL

MEETING PROCEDURE

Move to Open Session

- 90/14** **MOVED/ CARRIED (Crs D Field / M Dusting)**
That Council move back into Open Session.

There being no further business, the Chair declared the meeting closed at 5:54pm.

CLOSURE OF MEETING

The Meeting concluded at: 5:54pm

The Minutes of the Uralla Shire Council at an Ordinary Meeting of Council held on 24 February 2014, consisting of Page 32 and the previous pages, were confirmed by Resolution No. [nnn/13] on [Day Month Year].

.....Mayor