



ORDINARY MEETING OF COUNCIL

**Held at 5:00pm
On 24 November 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
Mrs O Wood, Manager Community Care
Ms L Cumming, Manager of Planning
Mrs D Williams, Minute Clerk

MINUTES

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The Meeting Commenced at: 5:05pm

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), Acting Director of Engineering Services (Mr A Harvey), Director of Administrative Services (Mrs J Michie), Manager of Planning (Ms L Cumming), Manager of Community Care (Mrs O Wood).

1. OPENING & WELCOME

2. PRAYER

3. ACKNOWLEDGEMENT TO COUNTRY

4. APOLOGIES

An Apology was tabled for Mr R Bell (Director of Engineering Services).

MOTION

Apology for Mr R Bell, the Director of Engineering Services

362/14 MOVED/ CARRIED (Crs K Ward / M Dusing)

That the apology for Mr R Bell, Director of Engineering Services be accepted.

5. DISCLOSURES & DECLARATION OF INTERESTS

At request of the Chair, the General Manager tabled details of the pecuniary and non-pecuniary Conflict of Interest Declarations received in relation to the 24 November 2014 meeting.

Submitted By:	Agenda /Item No.:	Interest Declared:
<i>Cr I Strutt</i>	<i>24 / Item 2</i>	<i>Non-pecuniary interest. I know Mr & Mrs J&E Croft, but the friendship is not close enough to require my leaving the Council Chamber for this Item of Business.</i>
<i>Cr B Crouch</i>	<i>3.10.11.03</i>	<i>Non –pecuniary interest as next door neighbour to DA-74-2004, 1202 Bakers Creek Rd BUNDARRA</i>

6. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

Ordinary Meeting of 27 October 2014

363/14 MOVED/ CARRIED (Crs I Strutt / B Crouch)

That the Minutes of the Ordinary Meeting held on 27 October 2014 (copies have been circulated to Members) be adopted as a true and correct record of proceedings.

7. ANNOUNCEMENTS - Nil

8. TABLING OF REPORTS, PETITIONS & OTHER DOCUMENTS:

- Uralla Shire Council, Audit Report 2014

Corporate & Governance

1. USC – Financial Statements

Community & Culture

2. The Integrated Age-Friendly Tool Kit (C)
3. The Passenger Transport Act 2014 (E)
4. Community Transport Agreement's Perspective,
Terry Lee-Williams (F)
5. Community Transport Organisation 2014 Annual Conference (G)

Confidential Business

6. Aged Care Gateway Programme: Statement of Requirement (C)
7. Request for Tender (D)

9. URGENT SUPPLEMENTARY & LATE ITEMS OF BUSINESS

- Late Report-Mayoral Minute
- Late Report-Manager Waste & Resource Recovery:
Application of Council Seal to NSW Environment Protection
Authority (EPA) Annual return Uralla Landfill licence number 5899

MOTION

To accept Late Reports

364/14 **MOVED/ CARRIED (Crs M Dusing / F Geldof)**

That the Late Reports from the Mayor and the Manager of Waste & Resource Recovery be accepted.

10. WRITTEN REPORTS FROM DELEGATES

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		
	27 Oct 2014	Ordinary Council Meeting, USC
	3 Nov	Councillor Briefing Session (CBS)
	6 Nov	Uralla Central School, Presentation Evening, Uralla
	10 Nov	Corporate & Governance Committee, USC
		Economic, Development & Transport Committee, USC
	11 Nov	Community & Culture Committee, USC
	17 Nov	CBS, USC
	24 Nov	Residents of McMaugh Gardens – Meeting, Uralla
		Auditors Report, USC
		Ordinary Council Meeting, USC

DELEGATE REPORTS (continued)

Councillor

Activity Date:

Activity Detail:

Cr F Geldof

22 Sept Ordinary Council Meeting, USC
 29 Sept CBS, USC
 10 Oct Tender Evaluation Committee, USC
 13-14 Oct State Weights & Loads Conference, Ballina
 25 Oct-8 Nov Approved Leave of Absence
 10 Nov Economic, Development & Transport Committee, USC
 17 Nov CBS, USC
 20 Nov Mid North Coast WOL, Port Macquarie

Cr B Crouch

12-14 Nov National Local Roads and Transport Congress, Tamworth
 17 Nov CBS, USC
 24 Nov Auditors Report, USC
 Ordinary Council Meeting, USC

Cr M Dusting

27 Oct Ordinary Council Meeting, USC
 28 Oct New England Weeds County Council, Armidale
 29 Oct Jobs Australia, Armidale
 3 Nov Councillor Briefing Session (CBS)
 10 Nov Corporate & Governance Committee, USC
 Economic, Development & Transport Committee, USC
 17 Nov CBS, USC

Cr K Dusting

27 Oct Ordinary Council Meeting, USC
 3 Nov Councillor Briefing Session (CBS)
 5 Nov Central Northern Regional Library (CNRL) – AGM & Ordinary Meeting, Tamworth
 10 Nov Corporate & Governance Committee, USC
 Economic, Development & Transport Committee, USC
 13 Nov Wind Up Meeting Public Libraries of NSW, Mudgee
 14 Nov AGM-NSW Public Libraries Association, Mudgee
 17 Nov CBS, USC

Cr L Cooper

29 Oct Jobs Australia, Armidale
 8 Nov Seasons of New England, Uralla
 10 Nov Economic, Development & Transport Committee, USC
 11 Nov Community & Culture Committee, USC
 24 Nov Ordinary Council Meeting, USC

DELEGATE REPORTS (continued)

Councillor

Activity Date:

Activity Detail:

Cr K Ward

3 Nov Councillor Briefing Session (CBS)
 11 Nov Community & Culture Committee, USC
 17 Nov CBS, USC
 19 Nov Uralla Golf Club re Solar Installation Inspection (with Environment Officer)
 8 Nov Seasons of New England, Uralla
 Auditors Report, USC

Cr I Strutt

3 Nov Councillor Briefing Session (CBS)
 8 Nov Seasons of New England, Uralla
 10 Nov Corporate & Governance Committee, USC
 Economic, Development & Transport Committee, USC
 11 Nov Remembrance Day Service, Uralla
 Community & Culture Committee, USC
 17 Nov CBS, USC
 24 Nov Auditors Report, USC
 Ordinary Council Meeting, USC

Cr M Pearce

28 Oct Administration & Correspondence, USC
 29 Oct 2AD Radio Interview, Tamworth
 Northern Inland Regional Waste Group – Workshop and Regional Waste Strategy – Official Launch, Tamworth
 30 Oct Administration & Correspondence, USC
 3 Nov Councillor Briefing Session (CBS)
 Administration & Correspondence, USC
 4 Nov Administration & Correspondence, USC
 Speak with GM re: Current Trends & Issues, & Rural Council Workshop attended by GM in Sydney, USC
 5 Nov Community Safety Precinct Committee (CSPC)
 Meeting with Mayors from Guyra & Armidale after CSPC Meeting re: Current Issues
 6 Nov Administration & Correspondence, USC
 Uralla Central School, Presentation Evening, Uralla
 8 Nov Seasons of New England, Uralla
 10 Nov Administration & Correspondence, USC
 10 Nov Corporate & Governance Committee, USC
 Economic, Development & Transport Committee, USC
 11 Nov Remembrance Day Service, Uralla
 Community & Culture Committee, USC
 12 Nov Administration & Correspondence, USC
 2AD Radio Interview, USC
 12-14 Nov National Local Roads and Transport Congress, Tamworth
 17 Nov CBS, USC
 18 Nov Administration & Correspondence, USC
 Speak with GM re: Current Issues/Trends
 19 Nov Administration & Correspondence, USC
 20 Nov Administration & Correspondence, USC
 24 Nov Administration & Correspondence, USC
 Ordinary Council Meeting, USC

REQUESTS FOR LEAVE OF ABSENCE

A request for Leave of Absence was submitted by Cr M Pearce.

MOTION

Leave of Absence for Cr M Pearce

365/14 **MOVED/ CARRIED (Crs M Dusting / F Geldof)**

That the request for Leave of Absence from Cr M Pearce be noted and the Leave of Absences between 12 – 13 December 2014 and 23 December 2014 and 18 January 2014 be approved.

14. MAYORAL MINUTE

The Mayor delivered a report to Council on the Local Government NSW Conference which he attended in Coffs Harbour on 19-21 October 2014.

366/14 **MOVED/ CARRIED (Crs I Strutt / K Ward)**

That the report be received and noted.

15. RECOMMENDATIONS FOR ITEMS TO BE CONSIDERED IN CONFIDENTIAL SECTION

Department:	Community Care – Confidential Business
Submitted by:	Olivia Wood
Reference:	2.11.11.05
Subject:	Regional Assessment Centres

This report is presented to the **CLOSED** section of the Community and Culture meeting under section 10A (2 d) commercial information of a confidential nature that would, if disclosed:

confer a commercial advantage on a competitor of the council 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: [delete non-relevant clauses]
- (d) commercial information of a confidential nature that would, if disclosed:
 - (ii) confer a commercial advantage on a competitor of the council, or

MOTION

Motion To Consider Items in Confidential Business Section.

367/14 **MOVED/ CARRIED (Crs D Field / F Geldof)**

Motion for the following Items to be Considered in Confidential Section:

- 2.11.11.05 Regional Assessment Centres

17. REPORTS FROM THE CORPORATE & GOVERNANCE COMMITTEE

Item 1

Department:	General Managers Office
Submitted by:	General Manager
Reference:	1.10.11.01
Subject:	Revised Payment of Expenses and Provision of Facilities to Councillors Policy

368/14 **MOVED/ CARRIED (Crs K Ward / I Strutt)**

- 1. That Council adopt the attached draft Councillors – Payment of Expenses and Provision of Facilities Policy and places the document on public exhibition for a period of 28 days; and*
- 2. If no significant objection is received during this period then the policy be adopted in full.*

Item 2

Department:	Governance
Submitted by:	Jane Michie
Reference:	1.10.11.02
Subject:	Public Interest Disclosures

369/14 **MOVED/ CARRIED (Crs M Dusting / B Crouch)**

That the report be received and Council note that no Public Interest Disclosures were reported from 1 July 2013 to 30 June 2014.

Item 3

Department:	Governance
Submitted by:	Jane Michie
Reference:	1.10.11.03
Subject:	Code of Conduct Complaints

370/14 **MOVED/ CARRIED (Crs D Field / F Geldof)**

That the report be received and Council note that no Code of Conduct complaints were reported between 1 September 2013 and 31 August 2014.

Item 4

Department:	Governance
Submitted by:	Jane Michie
Reference:	1.10.11.04
Subject:	Government Information Public Access – Annual Report

371/14 **MOVED/ CARRIED (Crs I Strutt / M Dusting)**

That:

That the GIPA Annual Report for the period 1 July 2013 to 30 June 2014 be received and noted.

Item 5

Department:	General Managers Office
Submitted by:	General Manager
Reference:	1.10.11.05
Subject:	Audited Annual Financial Statements 2013/14

372/14 **MOVED/ CARRIED (Crs D Field / F Geldof)**

That:

That the Auditor's Report and Annual Financial Statements for the year ended 30 June 2014 be adopted.

Item 6

Department:	Administration and Finance
Submitted by:	Jane Michie
Reference:	1.10.11.06
Subject:	Cash at Bank and Investments

373/14 **MOVED/ CARRIED (Crs K Dusting / K Ward)**

That:

Council note the cash position at 31 October 2014 consisting of; cash and overnight funds of \$887,671.57, term deposits of \$6,005,897.26 totalling \$6,893,568.83 of readily convertible funds.

Item 7

Department:	Governance
Submitted by:	Jane Michie
Reference:	1.10.11.07
Subject:	2014/2015 Quarterly Budget Review – September 2014

374/14 MOVED/ CARRIED (Crs I Strutt / M Dusting)

That:

Approve the proposed General Fund variations as set out in the report totalling \$24,254 which increases the projected General Fund budget surplus to \$3,023,520

18. REPORTS FROM THE COMMUNITY & CULTURE COMMITTEE

Item 1

Department:	Tourism
Submitted by:	Olivia Wood
Reference:	2.11.11.01
Subject:	Visitor Information Centre (VIC) Refurbishment

PROCEDURAL MOTION

Move to Committee of the Whole

375/14 MOVED/ CARRIED (Crs K Ward/ M Dusting)

That Council move to a 'Committee of the Whole' to discuss the matter of the VIC Refurbishment.

Councillors held a detailed discussion on this matter.

PROCEDURAL MOTION

Resumption of Standing Orders

376/14 MOVED/ CARRIED (Crs I Strutt / F Geldof)

That Council resume Standing Orders.

377/14 MOVED/ CARRIED (Crs I Strutt / F Geldof)

That:

- 1. The attached plans for the VIC Refurbishment project be received and noted;*
- 2. Project costings be presented back to Council once they have been received.*

MOTION

Supper Adjournment (6:15pm to 6:41pm)

378/14 MOVED/ CARRIED (Crs K Dusting / K Ward)

That Council break for a 30 minute Supper Adjournment (6:15pm to 6:41pm).
The Meeting resumed at 6:41pm.

11. SUPPER

12. PRESENTATIONS - Nil

13. DEPUTATIONS

Speakers in Order of Presentation:

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

1. Denise Doran

The Speaker delivered a presentation on the subject of Report 3.13.11.06, Planning Proposal Exhibition, speaking against the recommendation.

2. Judith Ahearn

The Speaker delivered a presentation on the subject of Report 3.13.11.06, Planning Proposal Exhibition, speaking for the recommendation.

3. Damian Flynn

The Speaker delivered a presentation on the subject of Report 3.13.11.06, Planning Proposal Exhibition, speaking against the recommendation.

The Chair thanked the speakers for their Presentations to Council.

MOTION

To Suspend Standing Orders

379/14 MOVED/ CARRIED (Crs K Ward / I Strutt)

To suspend standing order of Agenda and move to hear Item 3.13.11.06, Planning Proposal Exhibition.

Item 6

Department:	Technical Services – Division Decision
Submitted by:	Manager of Planning
Reference:	3.13.11.06
Subject:	Planning Proposal Exhibition

380/14 MOVED/ CARRIED (Crs K Ward / F Geldof)

That Council not support the planning proposal for the rezoning of Lots 2 and 20, Section 33, DP 759022 from RE1 Public Recreation to R1 General Residential.

A Division was called and the result was as follows:

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

AGAINST: Nil

ABSENT: Nil

MOTION

To Resume Standing Orders

381/14 **MOVED/ CARRIED (Crs I Strutt / L Cooper)**

To resume standing order of Agenda.

REPORTS FROM THE COMMUNITY & CULTURE COMMITTEE continued...

Item 2

Department:	Community Development
Submitted by:	Olivia Wood
Reference:	2.11.11.02
Subject:	Disability & Age-Friendly planning

382/14 **MOVED/ CARRIED (Crs I Strutt / M Dusting)**

That:

The Disability & Age-Friendly report and attached information be received and noted.

Item 3

Department:	Community and Culture
Submitted by:	Olivia Wood
Reference:	2.11.11.03
Subject:	Update on Community Support and Culture

383/14 **MOVED/ CARRIED (Crs D Field / L Cooper)**

That:

The update on Community Support and Culture be received and noted and the grant applications be endorsed.

Item 4

Department:	Community Transport
Submitted by:	Karina Wight
Reference:	2.11.11.04
Subject:	Community Transport Conference Report

384/14 **MOVED/ CARRIED (Crs M Dusting / L Cooper)**

That the Community Transport Conference Report be received and noted.

**19. REPORTS FROM THE ECONOMY, DEVELOPMENT & TRANSPORT
COMMITTEE**

Item 1

Department:	Technical Services
Submitted by:	Works Manager
Reference:	3.10.11.01
Subject:	Works Progress Report to 31 October 2014

385/14 **MOVED/ CARRIED (Crs D Field / F Geldof)**

That:

*That the report on the Council works completed or progressed for October 2014
be received and noted.*

Item 2

Department:	Technical Services
Submitted by:	Works Manager
Reference:	3.10.11.02
Subject:	Works Planning Report November 2014

386/14 **MOVED/ CARRIED (Crs B Crouch / L Cooper)**

*That the report on Council works proposed to be carried out or continued in
November 2014 be received and noted.*

Cr Crouch declared an interest in the following item (3.10.11.03) and left the room at 7:08pm.

Item 3

Department:	Technical Services
Submitted by:	Manager of Planning
Reference:	3.10.11.03
Subject:	Development Approvals and Refusals for October 2014

387/14 **MOVED/ CARRIED (Crs I Strutt / D Field)**

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

Cr Crouch returned to the room at 7:13pm.

Item 4

Department:	Technical Services
Submitted by:	<i>Manager of Planning</i>
Reference:	3.10.11.04
Subject:	Swimming Pool Barrier Inspection Program

388/14 **MOVED/ CARRIED (Crs D Field / M Dusting)**

That:

- 1. Council advertise the draft Uralla Swimming Pool Inspection Barrier program for public comment as per the provisions of the Swimming Pool Act 2012, and*
- 2. If no comments are received, delegated authority be given to the General Manager to adopt the Plan on Council's behalf.*

Item 5

Department:	Technical Services
Submitted by:	Manager of Planning
Reference:	3.10.11.05
Subject:	Policy to Waive Section 68 Fees for work required due to Onsite Sewerage Management System Licencing

389/14 **MOVED/ CARRIED (Crs K Ward / L Cooper)**

That Council adopt the policy - Waiver of Section 68 Application Fees For work required due to Onsite Sewerage Management System Licencing.

20. REPORTS FROM THE ENVIRONMENT & WATER-CYCLE COMMITTEE - Nil

21. MOTIONS ON NOTICE - Nil

22. SCHEDULE OF ACTIONS

MEETING PROCEDURE

Move to Closed Session

- 390/14 MOVED/ CARRIED (Crs M Dusting / L Cooper)**
That Council move into Closed Session.

23. CONFIDENTIAL BUSINESS

Item 1: Regional Assessment Centres - 2.11.11.05

MEETING PROCEDURE

Move to Open Session

- 393/14 MOVED/ CARRIED (Crs D Field / L Cooper)**
That Council move back into Open Session.

RETURN TO OPEN SESSION OF COUNCIL

24. AUTHORITY TO AFFIX THE COMMON SEAL

LATE REPORT

Department:	Infrastructure and Regulation
Submitted by:	<i>Manger Waste and Resource Recovery</i>
Reference:	U14/6463
Subject:	Application of Council Seal to NSW Environment Protection Authority (EPA) Annual return Uralla Landfill licence number 5899

- 394/14 MOVED/ CARRIED (Crs M Dusting / D Field)**
That Council endorse the fixing of the Council Seal to the NSW EPA Annual Return Uralla Landfill Licence number 5899 for the reporting period 17 October 2013 to 16 October 2014.

Department:	Planning – Division Decision
Submitted by:	<i>Manger of Planning</i>
Reference:	Item 1
Subject:	Application of Council Seal to Section 88b instrument – DA 49/2014 – B Hambrook & A Harker

395/14 **MOVED/ CARRIED (Crs I Strutt / D Field)**

That Council endorse the fixing of the Council Seal on the Section 88b Instrument relating to Development Application 49/2014 on land known as 52 Budumba Road, Invergowrie being Lot 10 DP 246614.

A Division was called and the result was as follows:

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

AGAINST: Nil

ABSENT: Nil

Department:	Planning – Division Decision
Submitted by:	<i>Manger of Planning</i>
Reference:	Item 2
Subject:	Application of Council Seal to Section 88b instrument – DA 42/2014 – JP & EJ Croft

396/14 **MOVED/ CARRIED (Crs L Coepr / B Crouch)**

That Council endorse the fixing of the Council Seal on the Section 88b Instrument relating to Development Application 42/2014 on land known as 4 Gostwyck Street, Uralla being Lot 8 Sec 31 DP 759022.

A Division was called and the result was as follows:

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

AGAINST: Nil

ABSENT: Nil

Cr F Geldof left the room at 7:35pm, declaring an interest in the following item.

Department:	Planning – Division Decision
Submitted by:	<i>Manger of Planning</i>
Reference:	Item 3
Subject:	Application of Council Seal to Section 88b instrument – DA 57/2014 – C & S Ritchie

397/14 **MOVED/ CARRIED (Crs L Cooper / M Dusting)**

That Council endorse the fixing of the Council Seal on the Section 88b Instrument relating to Development Application 57/2014 on land known as 73 Rock Abbey Road, Uralla being Lot 2 DP 1192269.

A Division was called and the result was as follows:

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

AGAINST: *Nil*

ABSENT: *Cr F Geldof*

Cr F Geldof returned to the room at 7:37pm.

There being no further business, the Chair declared the meeting closed at 7:37pm.

CLOSURE OF MEETING

The Meeting concluded at: 7:37pm

The Minutes of the Uralla Shire Council at an Ordinary Meeting of Council held on 24 November 2014, consisting of Page 18 and the previous pages, were confirmed by Resolution No. [nnn/14] on 22 December 2014.

.....Mayor