



ORDINARY MEETING OF COUNCIL

**Held at 1:00pm
On 28 September 2015**

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-Infrastructure & Regulation
Mrs O Wood, Executive Manager-Community & Culture
Mr S Paul, Chief Financial Officer
Mrs D Williams, Minute Clerk

MINUTES

Minutes of the Uralla Shire Council at an Ordinary Meeting
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The Meeting Commenced at: 1:00pm

ATTENDANCE

Present were the Chairperson Cr M Pearce (Mayor), Cr B Crouch (Deputy Mayor) and Councillors, K Dusting, M Dusting, D Field, F Geldof, I Strutt, K Ward, General Manager (Mr D Connor), Director-Infrastructure & Regulation (Mr R Bell), Chief Financial Officer (Mr S Paul), Minute Clerk (Mrs D Williams).

1. OPENING & WELCOME

2. PRAYER

3. ACKNOWLEDGEMENT TO COUNTRY

4. APOLOGIES/REQUESTS FOR LEAVE OF ABSENCE

APOLOGIES

Apologies were tabled for Cr L Cooper and Executive Manager-Community & Culture, Mrs O Wood.

MOTION

6.09/15

Apologies from Cr L Cooper and Mrs O Wood.

MOVED/CARRIED (Cr I Strutt/M Dusting)

That the apologies from Cr L Cooper and Mrs O Wood be accepted.

REQUESTS FOR LEAVE OF ABSENCE

Council received a request for Leave of Absence from Cr L Cooper.

MOTION

7.09/15

That the Leave of Absence Requests from Cr L Cooper be approved.

MOVED/ CARRIED (Crs I Strutt/K Ward)

That the apology for Cr L Cooper be accepted, and that the requests for Leave of Absences from Cr L Cooper be approved as per application.

5. DISCLOSURES & DECLARATION OF INTERESTS – Nil

6. CONFIRMATION & NOTATION OF MINUTES

- Ordinary Meeting of 24 August 2015
- Bundarra 355 Committee, Monday August 10 August, 2015
- Mid North West Weight of Loads, 14 August 2015

8.09/15

MOVED/ CARRIED (Crs Cr I Strutt /K Dusting)

That the Minutes of the Ordinary Meeting held on 24 August 2015 (copies have been circulated to Members) be adopted as a true and correct record of proceedings and that the following minutes be received and noted:

1. Bundarra 355 Committee, Monday August 10 August, 2015
2. Mid North West Weight of Loads, 14 August 2015

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7. ANNOUNCEMENTS - Nil

8. TABLING OF REPORTS & PETITIONS – Disclosure of Pecuniary Interest Returns

9. PRESENTATIONS

Have Your Say

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

1. Name: Tara Toomey

Subject: Seasons of new England

The Speaker delivered a presentation on the subject of Seasons of New England event.

Cr M Dusting thanked Mrs Toomey for her Presentation to Council.

10. DEPUTATIONS – Nil

11. URGENT SUPPLEMENTARY & LATE ITEMS OF BUSINESS - Nil

12. COUNCILLOR REPORTS & WRITTEN REPORTS FROM DELEGATES

Submitted by: Cr. Fred Geldof

Reference: Item 1

Subject: Weights of Loads Delegates Report

10.09/15 MOVED/ CARRIED (Crs I Strutt/ B Crouch)

COUNCILLOR'S RECOMMENDATION:

That the delegates report for the Mid North Weights of Loads Meeting held at Greater Taree City Council on 14 September 2015 be noted.

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:-

COUNICLLOR NAME:	Mark Dusting	
COUNCIL MEETING DATE:	28/09/2015	
DATE	COMMITTEE/MEETING/EVENT	LOCATION
24/08/2015	Council Meeting	USC
	Garage Sale Trail Presentation	USC
26/08/2015	NEWA County Council	Armidale
27/08/2015	Australian Transport Museum Meeting	Armidale
03/09/2015	Tour of Armidale Airport (Air Show Planning)	Armidale
09/09/2015	GMC Meeting	Bundarra
14/09/2015	CBS	USC
16/09/2015	Bus Tour Water Works (for RSL)	Uralla
24/09/2015	Australian Transport Museum Meeting	Armidale

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COUNICLLOR NAME:		Cr. Michael Pearce
COUNCIL MEETING DATE:		28th September 2014
DATE	COMMITTEE/MEETING/EVENT	LOCATION
25/8/15	Mayor's Office - Admin/Corro	Uralla
26/8/15	Mayor's Office - Admin/Corro	Uralla
27/8/15	Mayor's Office - Admin/Corro	Uralla
31/8/15	Mayor's Office - Admin/Corro	Uralla
01/9/15	Mayor's Office - Admin/Corro	Uralla
	Meeting re ZNET Blueprint.	
02/9/15	2AD Radio Interview	Armidale
	LEMC Meeting, Airport	Armidale
03/9/15	NIRW Annual General Meeting	Inverell.
07/9/15	Mayor's Office - Admin/Corro	Uralla
08/9/15	Mayor's Office - Admin/Corro	Uralla
09/9/15	Mayor's Office - Admin/Corro	Uralla
10/9/15	Mayor's Office - Admin/Corro	Uralla
13/9/15	Attend Uralla Junior Rugby League Football Club Presentation day.	Uralla
14/9/15	Councillor Briefing Session	Uralla
15/9/15	Namoi Regional Planning Committee Meeting, NIRW presentation	Tamworth
16/9/15	2AD interview Mayor's Office - Admin/Corro	Uralla
17/9/15	Mayor's Office - Admin/Corro	Uralla
21/9/16	Mayor's Office - Admin/Corro Corporate/Community Committee Meeting. Environment, Development and Infrastructure Committee Meeting.	Uralla
22/9/15	Mayor's Office - Admin/Corro, 2TM Radio Interview.	Uralla
23/9/15	Mayor's Office - Admin/Corro	Uralla
24/9/15	Mayor's Office - Admin/Corro Meetings	Uralla
25/9/15	Mayor's Office - Admin/Corro	Uralla
28/9/15	Mayor's Office - Admin/Corro Extraordinary Council Meeting September Council Meeting	Uralla

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COUNICLLOR NAME:		Isabel Strutt
COUNCIL MEETING DATE:		28 September 2015
DATE	COMMITTEE/MEETING/EVENT	LOCATION
24/08/2015	Presentation to Council re Garage Sale Trail	Uralla
24/08/2015	Council meeting	Uralla
03/09/2015	Councillors' Chat	Uralla
14/09/2015	Councillor Briefing Session	Uralla
18/09/2015	Meeting with Clr. Christine Foster, Sydney City Council, re Local Government and rural/regional needs; LGNSW.	Uralla
21/09/2015	Corporate and Community Standing Committee	Uralla
21/09/2015	Environment, Development, and Infrastructure Standing Committee (Observer)	Uralla
28/09/2015	Extraordinary Council Meeting	Uralla
28/09/2015	Council Meeting	Uralla

COUNICLLOR NAME:		Bob Crouch
COUNCIL MEETING DATE:		28/09/2015
DATE	COMMITTEE/MEETING/EVENT	LOCATION
4/09/2015	Inspection of Emu Crossing Bridge with Adam Marshall	Bundarra
07/09/2015	Bundarra 355 Committee	Bundarra
09/09/2015	Councillor Briefing	Uralla
16/09/2015	Teleconference "Travel In" with Tourism NSW	Phone
21/09/2015	Environment, Development and Infrastructure Committee	Uralla
21/09/2015	Corporate and Community Committee	Uralla
28/09/2015	Ordinary meeting of Council	Uralla

COUNICLLOR NAME:		Karen Dusting
COUNCIL MEETING DATE:		28/09/2015
DATE	COMMITTEE/MEETING/EVENT	LOCATION
24/09/2015	Council Meeting	USC
	Garage Sale Trail	USC
9/09/2015	Grace Munro Meeting	Bundarra
14/09/2015	CSB	USC

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COUNICLLOR NAME:		Kevin Ward
COUNCIL MEETING DATE:		28/09/2015
DATE	COMMITTEE/MEETING/EVENT	LOCATION
14/09/2015	CSB	USC
21/09/2015	Standing Committees	USC

COUNICLLOR NAME:		Daphne Field
COUNCIL MEETING DATE:		28/09/2015
DATE	COMMITTEE/MEETING/EVENT	LOCATION
24/08/2015	Ordinary Council Meeting	USC
	Garage Sale Trail	USC
14/09/2015	CSB	USC
28/09/2015	Extraordinary Meeting	USC

13. MAYORAL MINUTE - Nil

14. RECOMMENDATIONS FOR ITEMS TO BE CONSIDERED IN CONFIDENTIAL SECTION - Nil

15. REPORTS FROM THE GENERAL MANAGER - Nil

16. REPORTS FROM THE CORPORATE & COMMUNITY COMMITTEE

Department: General Manager's Office

Submitted by: General Manager

Reference: 1.21.09.01

Subject: Funding request – Bundarra Bowling Green Committee

11.09/15 **MOVED/ CARRIED (Crs K Ward/M Dusting)**

That:

1. That Council provides a letter of support to the Bundarra Bowling Green Committee to assist in their submission of applications for grant funds;
2. That Council provides assistance to the Committee in the completion of grant applications for the proposed project; and
3. Council may give consideration to any funding or other assistance that may be provided if the Committee is successful in obtaining grant funding for the project.

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Department: General Manager's Office
Submitted by: General Manager
Reference: 1.21.09.02
Subject: Proposed Ward Boundaries Alteration – 2016 Local
Government Election

12.09/15 **MOVED/ CARRIED** (Crs B Crouch / F Geldof)
That:

1. Council endorses the revised ward boundaries as outlined in the report and the attached map plans; and
2. The plans be placed on public exhibition for a period of 28 days with submissions to be received for a period of 42 days; and
3. Any submissions received along with the finalised proposal be presented to the November Ordinary Council meeting for final adoption and subsequent notification of the NSW Electoral Commission.

Department: General Manager's Office
Submitted by: General Manager
Reference: 1.21.09.03
Subject: Draft Communications Plan

13.09/15 **MOVED/ CARRIED** (Crs I Strutt/M Dusing)
That Council adopts the Draft Communications Plan.

Department: General Manager's Office
Submitted by: General Manager
Reference: 1.21.09.04
Subject: 2014/15 Operational Plan Performance Report

14.09/15 **MOVED/ CARRIED** (Crs F Geldof/I Strutt)
That Council receive and note the 2014/15 Operational Plan results and note the resultant progress to date in delivering the goals and strategies of Council's Delivery Program.

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Department: Governance and Information
Submitted by: Manager - Governance and Information
Reference: 1.21.09.05
Subject: Confidentiality of Information Policy
15.09/15 **MOVED/ CARRIED (Crs D Field/K Ward)**
That Council approves the adoption of the Confidentiality of Information Policy.

Department: Governance and Information
Submitted by: Manager - Governance and Information
Reference: 1.21.09.06
Subject: Conflicts of Interest Policy
16.09/15 **MOVED/ CARRIED (Crs F Geldof/B Crouch)**
That Council approves the adoption of the Conflicts of Interest Policy.

Department: Governance and Information
Submitted by: Manager - Governance and Information
Reference: 1.21.09.07
Subject: Fraud and Corruption Prevention Policy
17.09/15 **MOVED/ CARRIED (Crs D Field/I Strutt)**
That Council approves the adoption of the Fraud and Corruption Prevention Policy.

Department: Governance and Information
Submitted by: Manager - Governance and Information
Reference: 1.21.09.08
Subject: Privacy Management Plan and Policy
18.09/15 **MOVED/ CARRIED (Crs F Geldof/ D Field)**
That Council approves the adoption of the Privacy Management Plan and Policy.

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Department: Governance and Information

Submitted by: Manager - Governance and Information

Reference: 1.21.09.09

Subject: Disclosure of Pecuniary Interest Returns – Annual
Completion and Tabling

19.09/15 **MOVED/ CARRIED (Crs K Ward /M Dusting)**

That Council's updated Register of Disclosure of Interest Returns for Councillors and all of Council's designated persons be officially tabled and noted.

Department: Finance

Submitted by: Chief Financial Officer

Reference: 1.21.09.10

Subject: 2014/15 – End of Financial Year (EOFY) Budget Review
Statements

20.09/15 **MOVED/ CARRIED (Crs I Strutt/D Field)**

1. That the June quarter budget review summary for 2014/15 be received and noted; and
2. That the transfers to and from reserves be adopted.

Department: Finance

Submitted by: Chief Financial Officer

Reference: 1.21.09.11

Subject: Cash at Bank and Investments

21.09/15 **MOVED/ CARRIED (Crs M Dusting/B Crouch)**

That Council note the cash position as at 31 August 2015 consisting of cash and overnight funds of \$3,977,478.15, and term deposits of \$7,200,000, totalling \$11,177,478.15 of readily convertible funds.

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**17. REPORTS FROM THE ENVIRONMENT, DEVELOPMENT & INFRASTRUCTURE
COMMITTEE**

- Department:** Infrastructure & Regulation
Submitted by: Director Infrastructure & Regulation
Reference: 2.21.09.01
Subject: Works Progress Report to 31 August 2015
22.09/15 **MOVED/ CARRIED** (Crs K Dusting/F Geldof)
That the report be received and noted for the works completed or progressed during August 2015.
- Department:** Infrastructure & Regulation
Submitted by: Director Infrastructure & Regulation
Reference: 2.21.09.02
Subject: Works Planning Report September 2015
23.09/15 **MOVED/ CARRIED** (Crs D Field /K Ward)
That the report be received and noted for the works planned for September 2015.
- Department:** Infrastructure and Regulation
Submitted by: Director Infrastructure and Regulation
Reference: 2.21.09.03
Subject: Emu Crossing land gazettal
24.09/15 **MOVED/ CARRIED** (Crs M Dusting /F Geldof)
That Council approve the application for gazettal of the land utilised for the new approaches to Emu Crossing Bridge.
- Department:** Infrastructure & Regulation
Submitted by: Director Infrastructure & Regulation
Reference: 2.21.09.04
Subject: Thunderbolts Way road acquisition gazettal
25.09/15 **MOVED/ CARRIED** (Crs F Geldof /M Dusting)
That Council approve the gazetting of Part of Lot 234,383, and 268 in DP755846 as shown in the survey plan prepared by Michael Croft 14 March 2013.

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Department: Infrastructure and Regulation
Submitted by: Manager Waste and Resource Recovery
Reference: 2.21.09.05
Subject: 2014-2015 Yearly Waste Data Reports
26.09/15 **MOVED/ CARRIED (Crs B Crouch/I Strutt)**
That Uralla Shire Council resolve to approve the affixing of the Council Seal on the 2014-2015 Annual Local Government Waste and Resource Recovery Data Survey which was submitted on the due date; 31 August 2015.

Department: Infrastructure and Regulation
Submitted by: Director Infrastructure and Regulation
Reference: 2.21.09.06
Subject: Adoption of Infrastructure Asset Management Policy
27.09/15 **MOVED/ CARRIED (Crs D Field /I Strutt)**
That Council adopt the draft Infrastructure Asset Management Policy.

Department: Infrastructure and Regulation
Submitted by: Environmental Management Coordinator
Reference: 2.21.09.07
Subject: ZNET Launch, 6 October 2015
28.09/15 **MOVED/ CARRIED (Crs F Geldof/M Dusting)**
That the report on the ZNET Launch be received and noted.

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Department: Division Decision

Submitted by: Director Infrastructure & Regulation

Reference: 2.21.09.08

Subject: Planning Proposal – D & J Heagney - Part Lot 12 DP
529709 – Rowan Avenue, Uralla – Exhibition Completion

29.09/15 MOVED/ CARRIED (Crs M Dusting/F Geldof)

That Council:

1. Amend the Uralla Local Environmental Plan 2012 by amending the Zoning and Minimum Lot Size maps applicable to Part Lot 2 DP 529709:
 - a) from Zone RU1 Primary Production and RU2 Rural Landscape to RU4 Primary Production Small Lots; and
 - b) to reduce the current minimum lot size of 400 ha and 200 ha to 40 ha.
2. Forward planning proposal to NSW Department of Planning & Environment under section 58(2) of the Environmental Planning & Assessment Act 1979, to determine whether any further consultation is required or if a new Gateway Determination is required to be issued.
3. If no further consultation or a New Gateway Determination is not required to be issued, Council requests the NSW Department of Planning & Environment to amend the Uralla Local Environmental Plan 2012 in that:
 - a) a draft Local Environmental Plan be prepared under section 59(1) of the Environmental Planning & Assessment Act 1979,
 - b) Consultation be undertaken with the Director General on the content of the draft Local Environmental Plan,
 - c) Obtain an Opinion from Parliamentary Counsel that the plan can be made, and
 - d) Request the Minister to make the plan under section 59(2) and (3) of the Environmental Planning & Assessment Act 1979.
4. The General Manager be given delegated authority to make any minor alterations requested by the NSW Department of Planning & Environment or Parliamentary Counsel.
5. The Committee note the content of the addendum report in regards to the late submission by NSW Department of Transport Roads and Maritime Services, and
6. If the planning proposal is to proceed, the access be relocated to Rowan Avenue as a requirement of the Planning Proposal.

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

FOR: Councillors, M Pearce (Mayor), B Crouch, K Dusting, M Dusting, D Field, I Strutt, F Geldof, K Ward

AGAINST: Nil

ABSENT: L Cooper

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18. MOTIONS ON NOTICE - Nil

19. SCHEDULE OF ACTIONS - Nil

20. CONFIDENTIAL BUSINESS - Nil

21. AUTHORITY TO AFFIX THE COMMON SEAL

Department: Infrastructure & Regulation – Division Decision
Submitted by: Director of Infrastructure & Regulation
Reference: Item 1
Subject: Application of Council Seal to Section 88b instrument
DA 69/2014 - Mr J & Mrs M Lauder

30.09/15 **MOVED/ CARRIED** (Crs M Dusting /K Ward)

That Council endorse the affixing of the Council Seal on the Section 88b Instrument relating to Development Application 69/2014 on land known 28 Stringybark Ridge Road Invergowrie, being Lot 12 DP 875212.

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

FOR: Councillors, M Pearce (Mayor), B Crouch, K Dusting, M Dusting, D Field, I Strutt, F Geldof, K Ward

AGAINST: Nil

APOLOGY: L Cooper

Department: Infrastructure & Regulation – Division Decision
Submitted by: Director of Infrastructure & Regulation
Reference: Item 2
Subject: Application of Council Seal to Section 88b instrument
DA 80/2013-2 Mr D & Mrs M Ward

31.09/15 **MOVED/ CARRIED** (Crs F Geldof/KWard)

That Council endorse the affixing of the Council Seal on the Section 88b Instrument relating to Development Application 80/2013-2 on land known 2076 Kingstown Road, Balala, being Lot 146 DP 753661.

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

FOR: Councillors, M Pearce (Mayor), B Crouch, K Dusting, M Dusting, D Field, I Strutt, F Geldof, K Ward

AGAINST: Nil

APOLOGY: L Cooper

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Department: Infrastructure & Regulation – Division Decision
Submitted by: Director of Infrastructure & Regulation
Reference: Item 3
Subject: Application of Council Seal to Section 88b instrument

DA-13-2014-2 - Mr J Goode & Mr B Miller & Mrs R Miller

32.09/15 **MOVED/ CARRIED (Crs K Ward/M Dusting)**

That Council endorse the affixing of the Council Seal on the Section 88b Instrument relating to Development Application 13/2015-2 on land known as 99 Bridge Street Uralla, being Lot 5 & Lot 6 Section 25 DP 759022.

FOR: Councillors, M Pearce (Mayor), B Crouch, K Dusting, M Dusting, D Field, I Strutt, F Geldof, K Ward

AGAINST: Nil

APOLOGY: L Cooper

The Meeting concluded at: 2:43pm