



ORDINARY MEETING OF COUNCIL

**Held at 12:30pm
24 October 2017**

ROLL CALL

Councillors:

Cr M Pearce (Mayor)
Cr I Strutt (Deputy Mayor)
Cr B Crouch
Cr M Dusting
Cr N Ledger
Cr L Sampson
Cr R Bell
Cr T Toomey
Cr K Ward

Staff:

Mr A Hopkins, General Manager
Mr T Seymour, Director Infrastructure & Regulation
Ms T Kirkland, Director Community & Governance
Mr M Clarkson, Manager Planning & Regulation
Mr S Paul, Chief Financial Officer
Minute Clerk

MINUTES

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 12:30pm on 24 October 2017

Resolution
Number

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The Meeting Commenced at: 12:30pm

ATTENDANCE

Present were the Chairperson Cr M Pearce (Mayor), Cr I Strutt (Deputy Mayor), and Councillors, B Crouch, M Dusting, N Ledger, L Sampson, R Bell, K Ward, T Toomey, General Manager (Mr A Hopkins), Director Infrastructure and Regulation (Mr T Seymour), Director Community and Governance (Ms P Kirkland), Chief Finance Officer (Mr S Paul), Manager of Planning & Regulation (Mr M Clarkson), Community Development and Tourism Coordinator (Ms K Hastings), Minute Clerk.

1. OPENING & WELCOME

2. PRAYER

3. ACKNOWLEDGEMENT TO COUNTRY

4. APOLOGIES

The Chair advised there were no apologies received.

5. REQUESTS FOR LEAVE OF ABSENCE

The Chair advised there were no requests for Leave of Absence.

6. DISCLOSURES & DECLARATION OF INTERESTS

The Chair outlined details of the pecuniary and non-pecuniary Conflict of Interest Declarations received in relation to the 24 October 2017 Meeting.

COUNCILLOR	ITEM OR REPORT NUMBER	PECUNIARY OR NON-PECUNIARY INTEREST	NATURE OF INTEREST
Cr Robert Crouch	Report 8	Non pecuniary	Person to whom the item refers, DA-46-2017 included in report
Cr Robert Crouch	Report 9	Non pecuniary	Neighbours to applicant property, DA-47-2017 to be determined.

7. CONFIRMATION OF MINUTES

Minutes to be confirmed or received and noted at the 24 October 2017 Meeting:

- Minutes of Ordinary Meeting held 26 September 2017 (to be confirmed)

AMENDMENTS

The Chair referred Councillors to the Minutes and called for any amendments.

There were no amendments requested by Councillors.

MOTION (Crs R Crouch / N Ledger)

That;

Council adopt the Minutes, as a true and correct record of the Ordinary Meeting held 26 September 2017.

01.10/17 CARRIED

MOTION (Crs R Crouch / N Ledger)

That;

Council note the Minutes of the Bundarra 355 Meeting, held in August 2017.

02.10/17 CARRIED

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8. ANNOUNCEMENTS

The Chair advised there were no announcements.

9. TABLING OF REPORTS & PETITIONS

The Chair advised there were no reports or petitions tabled.

10. RECOMMENDATIONS FOR ITEMS TO BE CONSIDERED IN THE CONFIDENTIAL SECTION

The Chair referred Councillors to the items of business recommended for consideration in the confidential section of the meeting.

PROCEDURAL MOTION (Crs K Ward / L Sampson)

To refer Agenda Items for hearing in Closed Session

That;

The Confidential Attachments in regard to Report 11 be reviewed in closed session of Council, under Section 21 of the Meeting Agenda.

03.10/17 CARRIED

11. URGENT SUPPLEMENTARY & LATE ITEMS OF BUSINESS

The Chair referred Councillors to the urgent, supplementary and/or late items of business recommended for addition to the published Meeting Agenda.

Late Reports to Council:

- Late Report 1 – Final engagement activity for 2017
- Late Report 2 – Annual Financial Statements 2016/17

PROCEDURAL MOTION (Crs M Dusting / L Sampson)

To hear Late Items of Business as additions to the Meeting Agenda.

That;

1. The late items of business be heard following Report 13 in the Meeting Agenda as;
 - Late Report 1 – Final engagement activity for 2017
 - Late Report 2 – Annual Financial Statement 2016/17
2. The late item of business be heard at the confidential section 21 in the Meeting Agenda.
Late Report 3 – Sale of Plant

04.10/17 CARRIED

12. PRESENTATIONS

Speaker 1:	Caroline Downer – Arts North West
Subject:	Presentation on changes to Arts North West

The Chair introduced the Speaker Caroline Downer.

The Speaker made a presentation about Arts North West and it's changing board structure.

The Chair invited questions from Councillors.

The Chair thanked the Speaker for her presentation to Council.

Speaker 2:	Thomas Payne – Solicitor of Calum Findlay
Subject:	DA-47-2017 – 24 McDonalds Lane, Rocky River

The Chair introduced the Speaker Thomas Payne.

The Speaker made a presentation to Council in relation to DA-47-2017.

The Chair invited questions from Councillors.

The Chair thanked the Speaker for his presentation to Council.

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PROCEDURAL MOTION (Crs T Toomey/K Ward)

To reschedule the Report 9 Agenda Item

That;

Report 9, Development Application 47/2017 be brought forward in the Agenda for consideration by Council ahead of Report 1.

05.10/17 CARRIED

16. REPORTS TO COUNCIL (Rescheduled Report)

Department: **Infrastructure and Regulation**
Submitted by: *Manager Planning and Regulation*
Reference/Subject: Report 9 – **Division Decision** - Development Application 47/2017 –
5 Bay Shed – 24 McDonalds Lane, Rocky River

Cr Crouch having previously declared a conflict of interest, left the meeting at this time (1:06pm).

OFFICER'S RECOMMENDATION:

That;

Council approve Development Application 47/2017 submitted by A & D Vanden Hoogen for a 5 bay shed on land known as 24 McDonalds Lane, Rocky River, being Lot 52 DP 755846 subject to the following conditions:

PRESCRIBED CONDITIONS (under Environmental Planning and Assessment Regulation 2000)

Compliance with National Construction Code & insurance requirements under the Home Building Act 1989

1. The work must be carried out in accordance with the requirements of the *National Construction Code*.

Erection of signs

2. 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.
3. 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.

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GENERAL CONDITIONS

4. The structure in its entirety must be finished in dark green.
Reason: to minimise any detrimental effects on the visual amenity of surrounding residents.
5. The development must take place in accordance with the approved documents submitted with the application and subject to the conditions below to ensure the development is consistent with Council's consent.
6. A Construction Certificate must be obtained from a Certifying Authority before work commences, in accordance with Cl.146 of the EP&A Regulations 2000.
7. The Structure is to be inspected at the following stages of construction:
 - before the pouring of footings**
 - before pouring any reinforced concrete structure **
 - before covering the framework for any wall, roof or other building element **
 - before covering any stormwater drainage connections
 - when the building work is completed and all conditions of consent have been addressed**

*** denotes a critical stage inspection (a mandatory inspection under Section 109C of the EP&A Act 1979). Please note that an Occupation Certificate cannot be issued for a development where a critical stage or other nominated inspection has not been carried out.*

Applicants should give at least 24 hours notice to guarantee an inspection.

** 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*

CONDITIONS TO BE COMPLETED PRIOR TO ISSUE OF CONSTRUCTION CERTIFICATE

8. The plans and specification accompanying the Construction Certificate are to demonstrate compliance with the requirements of the deemed-to-satisfy provisions of the National Construction Code for a Class 10a building:

Amended plans are to be submitted to the Principal Certifying Authority for authentication of NCC compliance and issue of a Construction Certificate.

Should the external configuration of the building be modified as a result of achieving NCC compliance, the plans accompanying this development consent must also be modified.
9. 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 CONSTRUCTION COMMENCING

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10. 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.

11. 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.

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

12. *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 inconvenient. 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

13. 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.
14. 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.
15. 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.
16. 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.
17. 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.

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18. 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 DURING CONSTRUCTION

19. The applicant shall ensure that noise pollution is minimised during the course of construction. The use of power tools and/or similar noise producing activities shall be limited to the following hours:-

Monday to Saturday 7.00 AM to 5.00 PM

Sunday & public Holidays No construction activities are to take place.

20. All works are to be executed in a good and workmanlike manner and all materials are to be installed as per manufacturers' instructions and any applicable Australian Standards.

21. All glass installation shall comply with the requirements of AS 1288 Glass in buildings, and AS 2047 Windows in buildings, as applicable. The installer shall provide certification that the glazing complies with the requirements of AS 1288 and AS 2047 immediately following installation.

CONDITIONS TO BE COMPLETED PRIOR TO OCCUPATION/USE COMMENCING

22. 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.

NOTE: 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).

CONDITIONS RELATING TO ONGOING OPERATIONS

23. The building must not be used as a dwelling or domicile without prior written approval from Council.

24. The development shall be implemented in accordance with:

- (a) All documentation and correspondence submitted by the applicant, or their agents, in support of the Development Application,
(b) the details set out on the plans approved and stamped by authorised officers of Council, except as amended by the conditions of this development consent.

Reason: To ensure that the development proceeds in the manner proposed by the applicant and approved by Council.

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25. Roof water is to be disposed in a manner the does not cause a nuisance for neighbouring properties, by one of the following methods:
 - (a) onto a hardened surface and directed away from the building.
 - (b) 3.0 metres clear of any building to a rubble pit.
26. Any rainwater tank must be installed so that it is on the downhill side of the building at a minimum distance of 3 metres from any boundary of the property or any structure so as to prevent damage to any structure.
27. A 20,000L water supply with 65mm metal Storz outlet with a gate or ball valve is provided for fire fighting purposes on the site. The gate or ball valve, pipes and tank penetrations are to be designed to allow for a full 50mm inner diameter water flow through the Storz fitting and must be of a metal construction.

PROCEDURAL MOTION (Crs K Ward / T Toomey)
To move to Committee of the Whole

06.10/17 CARRIED

Councillors held a detailed discussion in committee regarding concerns

PROCEDURAL MOTION (Crs K Ward / R Bell)
To resume Standing Orders

07.10/17 CARRIED

The Chair outlined details of the proposed motion determined during discussion in committee.

MOTION (Crs K Ward / R Bell)

That;

Council approve Development Application 47/2017 submitted by A & D Vanden Hoogen for a 5 bay shed on land known as 24 McDonalds Lane, Rocky River, being Lot 52 DP 755846 subject to the following conditions below and a further condition that the shed be set back 5m from the boundary.

PRESCRIBED CONDITIONS (under Environmental Planning and Assessment Regulation 2000)

Compliance with National Construction Code & insurance requirements under the Home Building Act 1989

1. The work must be carried out in accordance with the requirements of the *National Construction Code*.

Erection of signs

2. 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
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3. 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.

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4. The structure in its entirety must be finished in dark green.
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5. The development must take place in accordance with the approved documents submitted with the application and subject to the conditions below to ensure the development is consistent with Council's consent.
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 - stockpile all topsoil, excavated material and construction debris on the site, erecting silt fencing around the pile where appropriate.

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

12. *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 inconvenient. 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.*

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17. 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.

18. 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.

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- (b) The details set out on the plans approved and stamped by authorised officers of Council, except as amended by the conditions of this development consent.

Reason: To ensure that the development proceeds in the manner proposed by the applicant and approved by Council.

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27. A 20,000L water supply with 65mm metal Storz outlet with a gate or ball valve is provided for fire fighting purposes on the site. The gate or ball valve, pipes and tank penetrations are to be designed to allow for a full 50mm inner diameter water flow through the Storz fitting and must be of a metal construction.

Following debate a DIVISION was called with the result recorded as follows:

FOR: Cr M Pearce, Cr R Bell, Cr T Toomey, Cr K Ward, Cr I Strutt, Cr M Dusting, Cr L Sampson, Cr N Ledger

AGAINST: nil

ABSENT: Cr R Crouch

08.10/17 CARRIED

Cr R Crouch returned to the meeting at this time (1:40pm).

13. DEPUTATIONS

There were no deputations registered for the 24 October 2017 Meeting.

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14. WRITTEN REPORTS FROM DELEGATES (Activity Summaries)

Councillors provided a verbal account of activities/meetings they have attended for the month.

COUNCILLOR NAME:		Mark Dusting
COUNCIL MEETING DATE:		24 October 2017
DATE	COMMITTEE/MEETING/EVENT	LOCATION
26/09/17	Uralla Shire Council Meeting	Uralla
28/09/17	Car Museum	Armidale
29/09/17	National Police Remembrance Day	Armidale
09/10/17	Weeds Conference Committee	Armidale
10/10/17	Council Workshop	Uralla
10/10/17	New England Weeds Committee	Glen Innes
16/10/17	Weeds Conference UNE	UNE Armidale
17/10/17	Weeds Conference	UNE Armidale
18/10/17	Weeds Conference	UNE Armidale
19/10/17	Weeds Conference	UNE Armidale
24/10/17	NEWA Weeds County Council	Armidale

COUNCILLOR NAME:		Bob Crouch
COUNCIL MEETING DATE:		24 October 2017
DATE	COMMITTEE/MEETING/EVENT	LOCATION
10/10/17	Council workshop	Uralla
13/10/17	Discussion with WIRES	Uralla
19/10/17	Tablelands Community Support 25 th anniversary	Uralla
24/10/17	Ordinary Council Meeting	Uralla

COUNCILLOR NAME:		Levi Sampson
COUNCIL MEETING DATE:		24 October 2017
DATE	COMMITTEE/MEETING/EVENT	LOCATION
26/09/17	Council Meeting	Uralla
10/10/17	Strategic Planning	Uralla
11/10/17	VIC Project Ref	Uralla
11/10/17	Second Tour around Shire	Uralla
11/10/17	Australia Day Committee	Uralla
12/10/17	Citizenship Ceremony	Uralla
24/10/17	Council Meeting	Uralla
24/10/17	Site inspection DA	Uralla

COUNCILLOR NAME:		Natasha Ledger
COUNCIL MEETING DATE:		24 October 2017
DATE	COMMITTEE/MEETING/EVENT	LOCATION
12/10/17	Citizenship Ceremony	Uralla
24/10/17	Site Inspection DA	Uralla
24/10/17	Council Meeting	Uralla

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COUNCILLOR NAME:		Tara Toomey
COUNCIL MEETING DATE:		24 October 2017
DATE	COMMITTEE/MEETING/EVENT	LOCATION
10/10/17	Workshop & Tour	Chambers
11/10/17	VIC working group	Chambers
24/10/17	Council Meeting	Chambers
24/10/17	Site Visit	Rocky River

COUNCILLOR NAME:		Robert Bell
COUNCIL MEETING DATE:		24 October 2017
DATE	COMMITTEE/MEETING/EVENT	LOCATION
10/10/17	Bus Tour	Shire
10/10/17	Strategic Workshop	Council
24/10/17	DA Site Inspection	Rocky River
24/10/17	Council Meeting	Uralla

COUNCILLOR NAME:		Kevin Ward
COUNCIL MEETING DATE:		24 October 2017
DATE	COMMITTEE/MEETING/EVENT	LOCATION
10/10/17	Councillor Workshop	Council
10/10/17	Bus Tour of South Shire	Council
12/10/17	Citizenship Ceremony	Council
16/10/17	Youth Frontiers	Uralla Central School

COUNCILLOR NAME:		Isabel Strutt
COUNCIL MEETING DATE:		24 October 2017
DATE	COMMITTEE/MEETING/EVENT	LOCATION
29/9/17	Police remembrance Day Service	Armidale
10/10/17	Strategic Planning Meeting	Uralla
10/10/17	Councillor Shire bus tour	Uralla
12/10/17	Citizenship Ceremony	Uralla
19/10/17	Celebration of 25 years of Care Services Tablelands Community Support	Uralla
24/10/17	Site inspection	Uralla
24/10/17	Council Meeting	Uralla

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COUNCILLOR NAME:		Michael Pearce
COUNCIL MEETING DATE:		24 October 2017
DATE	COMMITTEE/MEETING/EVENT	LOCATION
27/9/17	Mayor's Office – Admin., 2AD Radio interview	Uralla
28/9/17	Mayor's Office – Admin	Uralla
3/10/17	Mayor's Office – Admin	Uralla
4/10/17	Local emergency Management Committee meeting (LEMC)	Armidale
5/10/17	NAMOI JO Council Board meeting	Bingara
9/10/17	Mayor's Office – Admin	Uralla
10/10/17	Mayor's Office – Admin., Councillor Workshop and Bus Tour	Uralla
11/10/17	Mayor's Office – Admin	Uralla
12/10/17	Mayor's Office – Admin., Citizenship Ceremony.	Uralla
16/10/17	Mayor's Office – Admin	Uralla
17/10/17	Official Opening Annual Weeds Conference – UNE, Mayor's Office - Admin	Armidale Uralla
18/10/17	Mayor's Office – Admin	Uralla
19/10/17	Mayor's Office – Admin., Tablelands Community Support – 25 years of Service acknowledgement.	Uralla
23/10/17	Mayor's Office – Admin	Uralla
24/10/17	Mayor's Office – Admin, October Council Meeting	Uralla
		Uralla

15. MAYORAL MINUTE

There was no Mayoral Minute to the 24 October Meeting.

16. REPORTS TO COUNCIL (Scheduled Reports)

Department: Organisational Services - Finance
Submitted by: Simon Paul – Chief Financial Officer
Reference/Subject: Report 1 – Cash at Bank and Investments

OFFICER'S RECOMMENDATION:

That;

Council note the cash position as at 30 September, 2017 consisting of cash and overnight funds of \$3,886,184, term deposits of \$10,550,000 totalling \$14,436,184 of readily convertible funds.

MOTION (Crs L Sampson / I Strutt)

That;

Council note the cash position as at 30 September, 2017 consisting of cash and overnight funds of \$3,886,184, term deposits of \$10,550,000 totalling \$14,436,184 of readily convertible funds.

09.10/17 CARRIED

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Department: **General Managers Office**
Submitted by: *General Manager*
Reference/Subject: Report 2 - Remuneration for Councillors and the Mayor 2017-18

OFFICER'S RECOMMENDATION:

That;

1. The report and determination of the New South Wales Remuneration Tribunal 2017 be noted;
2. Council determine to adopt the percentage increase of 2.5% as determined by the tribunal and set the level of fees payable to Councillors at \$11,230 per annum effective from 1 July 2017 to 30 June 2018; and
3. Council determine to adopt the percentage increase of 2.5% as determined by the tribunal and set the additional fee payable to the Mayor at \$19,785 per annum effective from 1 July 2017 to 30 June 2018.

PROCEDURAL MOTION (Crs I Strutt / R Crouch)
To move to Committee of the Whole

10.10/17 CARRIED

Councillors held a detailed discussion in Committee regarding percentage increase.

PROCEDURAL MOTION (Crs K Ward / M Dusting)
To resume Standing Orders

11.10/17 CARRIED

The Chair outlined details of the proposed motion determined during discussion in Committee.

MOTION (Crs I Strutt / K Ward)

That;

1. The report and determination of the New South Wales Remuneration Tribunal 2017 be noted;
2. Council determine to adopt the percentage increase of 1.5% as determined by the IPART ratepeg and set the level of fees payable to Councillors at \$11,124 per annum effective from 1 July 2017 to 30 June 2018; and
3. Council determine to adopt the percentage increase of 1.5% as determined by the IPART ratepeg and set the additional fee payable to the Mayor at \$19,596 per annum effective from 1 July 2017 to 30 June 2018.

FORESHADOWED MOTION (Crs N Ledger /)

That;

1. The report and determination of the New South Wales Remuneration Tribunal 2017 be noted;
2. Council determine to adopt the percentage increase of 2.5% as determined by the tribunal and set the level of fees payable to Councillors at \$11,230 per annum effective from 1 July 2017 to 30 June 2018; and
3. Council determine to adopt the percentage increase of 2.5% as determined by the tribunal and set the additional fee payable to the Mayor at \$19,785 per annum effective from 1 July 2017 to 30 June 2018.

*In the absence of a SECONDER the Chair declared the FORSHADOWED MOTION as LAPSED..
The Chair made reference to the MOTION before Council, moved Cr I Strutt, Seconded Cr K Ward .*

12.10/17 The MOTION was PUT and CARRIED without further debate.

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Department: **Human Resources**
Submitted by: *Carol Logan*
Reference/Subject: Report 3 – Union Picnic Holiday

OFFICER'S RECOMMENDATION:

That;
The report on the Union Picnic Holiday be received and noted

MOTION (Crs L Sampson / I Strutt)

That;
The report on the Union Picnic Holiday be received and noted

13.10/17 CARRIED

Department: **Community and Governance**
Submitted by: *Trish Kirkland*
Reference/Subject: Report 4 -Tabling of Disclosure of Interest Returns

OFFICER'S RECOMMENDATION:

That;

1. Council note the tabling of the Disclosure of Interests Returns as required by Section 450A of the Local Government Act 1993
2. The Office of Local Government be advised that one designated person (employee) failed to lodge their return due to being on extended leave.

MOTION (Crs M Dusting / R Crouch)

That;

1. Council note the tabling of the Disclosure of Interests Returns as required by Section 450A of the Local Government Act 1993
2. The Office of Local Government be advised that one designated person (employee) failed to lodge their return due to being on extended leave.

14.10/17 CARRIED

Department: **Community and Governance**
Submitted by: *Trish Kirkland*
Reference/Subject: Report 5 - 2017/18 Operational Plan Quarterly Progress Report at 30 September 2017

OFFICER'S RECOMMENDATION:

That;
Council receive and note the 2017/18 Operational Plan Quarterly Progress Report at 30 September 2017

MOTION (Crs N Ledger / M Dusting)

That;
Council receive and note the 2017/18 Operational Plan Quarterly Progress Report at 30 September 2017

15.10/17 CARRIED

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Cr Sampson left the meeting at 02:26pm.

Department: **Community and Governance**
Submitted by: *Kim-Trieste Hastings*
Reference/Subject: Report 6 - Visitor Information Centre & Library Monthly Report

OFFICER'S RECOMMENDATION:

That;

The Visitor Information Centre and Library report be received and noted.

MOTION (Crs I Strutt / M Dusting)

That;

The Visitor Information Centre and Library report be received and noted.

16.10/17 CARRIED

Cr Sampson absent during voting

Department: **Community & Governance**
Submitted by: *Kim-Trieste Hastings*
Reference/Subject: Report 7 - Community Grant Applications Round 1 August 2017

OFFICER'S RECOMMENDATION:

That;

Council approve the Community Grants, for round one of the 2017/18 funding allocation to the following applicants in accordance with the General Grant Conditions and any special conditions identified in Table 3 of this Report:

- K. Charnas - \$300
- Uralla Pre-school - \$3,000

MOTION (Crs R Bell / K Ward)

That;

Council approve the Community Grants, for round one of the 2017/18 funding allocation to the following applicants in accordance with the General Grant Conditions and any special conditions identified in Table 3 of this Report:

- K. Charnas - \$300
- Uralla Pre-school - \$3,000

17.10/17 CARRIED

Cr N Ledger requested that her vote against the motion be recorded.

Cr L Sampson was absent during voting

Department: **Infrastructure & Regulation**
Submitted by: *Director of Infrastructure & Regulation*
Reference/Subject: Report 8 - Development Approvals and Refusals for September 2017

Cr R Crouch declared an interest and stayed in the meeting.

Cr M Dusting, having previously declared a conflict of interest, left the meeting at 02:32pm.

Cr L Sampson returned to the meeting at 2.32pm.

OFFICER'S RECOMMENDATION:

That;

Council receive and note the development approvals and refusals for September 2017.

MOTION (Crs K Ward / N Ledger)

That;

Council receive and note the development approvals and refusals for September 2017.

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18.10/17 CARRIED

Cr M Dusting was absent during voting.
Cr M Dusting returned to the meeting at 02:35pm.

Department: **Infrastructure & Regulation**
Submitted by: *Director Infrastructure & Regulation*
Reference/Subject: Report 10 - Works Progress Report as at 31 September 2017

OFFICER'S RECOMMENDATION:

That;

The report be received and noted for the works completed or progressed during September 2017, and works programmed for October 2017.

MOTION (Crs R Bell / K Ward)

That;

The report be received and noted for the works completed or progressed during September 2017, and works programmed for October 2017.

19.10/17 CARRIED

Department: **Infrastructure & Regulation**
Submitted by: *Director Infrastructure & Regulation*
Reference/Subject: Report 11 - Heritage Advisory Services Summary for October 2017

OFFICER'S RECOMMENDATION:

That;

The Heritage Advisory Services Summary for October 2017 be received and noted by Council.

MOTION (Crs I Strutt / R Crouch)

That;

The Heritage Advisory Services Summary for October 2017 be received and noted by Council.

20.10/17 CARRIED

Department: **Infrastructure & Regulation**
Submitted by: *Manager Waste, Water and Sewer Services*
Reference/Subject: Report 12 - Bundarra Sewer Scheme First Quarterly Report July - September 2017

OFFICER'S RECOMMENDATION:

That;

The July –September 2017 Bundarra Sewer Scheme progress report be received and noted by Council.

MOTION (Crs L Sampson / R Crouch)

That;

The July –September 2017 Bundarra Sewer Scheme progress report be received and noted by Council.

21.10/17 CARRIED

Department: **Office of the General Manager**
Submitted by: *General Manager*
Reference/Subject: Report 13 – Minutes - NAMOI Board Meeting of 10 August 2017

OFFICER'S RECOMMENDATION:

That;

The minutes of the meeting on 10 August 2017 for the NAMOI Board be received and noted.

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MOTION (Crs T Toomey / I Strutt)

That;

The minutes of the meeting on 10 August 2017 for the NAMOI Board be received and noted.

22.10/17 CARRIED

Cr Ledger left the meeting at 02:49pm.

16. LATE REPORTS TO COUNCIL

Department: General Manager
Submitted by: Andrew Hopkins
Reference/Subject: Report 1 LATE REPORT
Final Engagement Activity 2017

OFFICER'S RECOMMENDATION:

That;

Council conduct an afternoon drinks and canapes engagement activity from 4:30pm-6:30pm on 15 November with rural producers.

PROCEDURAL MOTION (Crs R Crouch / K Ward)

To move to Committee of the Whole

23.10/17 CARRIED

Cr Ledger returned to the meeting at 02.51pm.

Councillors held a detailed discussion in Committee regarding Engagement Activity

PROCEDURAL MOTION (Crs M Dusting / M Crouch)

To resume Standing Orders

24.10/17 CARRIED

The Chair outlined details of the proposed motion determined during discussion in Committee.

MOTION (Crs R Crouch / I Strutt)

That;

Council conduct an afternoon drinks and nibbles engagement activity from 4:30pm-6:30pm on 21 November with primary producers.

25.10/17 CARRIED

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Number

Department: **Finance**
Submitted by: Chief Financial Officer
Reference/Subject: Report 2 LATE REPORT
Annual financial Statements 2016/17

OFFICER'S RECOMMENDATION:

That;

Council approves the Financial Statements for the year ended 30 June 2017. That the Mayor, Deputy Mayor, the General Manager and the Responsible Accounting Officer sign the Financial Statements as required under section 413 (2) (c):

MOTION (Crs M Dusting / K Ward)

That;

1. Council approves the Financial Statements for the year ended 30 June 2017.
2. The Mayor, Deputy Mayor, the General Manager and the Responsible Accounting Officer sign the following Financial Statements as required under section 413 (2) (c):

26.10/17 CARRIED

17. MOTIONS ON NOTICE

The Chair advised there were no motions on notice received.

18. SCHEDULE OF COUNCIL RESOLUTIONS

Schedule of Action Items as at: 24 October 2017

Councillors undertook a review of the Schedule of Action Items.

Cr Ledger left meeting at 03.43pm.

19. RESPONSES TO QUESTIONS FROM PREVIOUS MEETING

Questions from 26 September 2017 Ordinary Meeting of Council

1. What happened to the request for a table and chairs in the McMillan Park?

Response:

The estimated cost to provide a picnic table with bench seats on a concrete slab in McMillan Park would be in the order of \$2,000 to \$2,200.

OFFICER'S RECOMMENDATION:

That;

Council note the response to Cr M Dusting's question from 26 September 2017 Ordinary Meeting regarding seating in McMillan Park.

MOTION (Crs M Dusting / K Ward)

That;

Council note the response to Cr M Dusting's question from 26 September 2017 Ordinary Meeting regarding seating in McMillan Park.

27.10/17 CARRIED

Minutes of the Uralla Shire Council at an Ordinary Meeting
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20. QUESTIONS FOR NEXT MEETING

Questions for 28 November 2017 Ordinary Meeting of Council

Cr R Bell raised the following question/s at the 24 October meeting of Council:-

- A. Please invite Ms. Lauren Zell, Regional Clean Energy Coordinator, Office of Environment and Heritage to address Council.

The General Manger suggested he would invite Ms Lauren Zell to the next Councillor Strategic Planning Workshop.

- B. Are Wind and/ or Solar Development permitted in our rural area?

An answer to be provided at the Ordinary Meeting of Council on 28 November 2017.

- C. Will any Wind and / or Solar Development affect the property rating of the properties on which the development occurs?

An answer to be provided at the Ordinary Meeting of Council on 28 November 2017.

21. CONFIDENTIAL BUSINESS

PROCEDURAL MOTION (Crs L Sampson / R Crouch)

To move into Closed Session of Council

That;

Council move into closed session and close the meeting to members of the public and press for the following reasons:-

This report is presented to the CLOSED section of the October 2017 meeting under section 10A (2) (c), (d) (i) and (d)(iii). of the Local Government Act (NSW) 1993.

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

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

(2) The matters and information are the following:

(c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business,

(d) commercial information of a confidential nature that would, if disclosed:

- (i) prejudice the commercial position of the person who supplied it, or
(iii) reveal a trade secret,

28.10/17 CARRIED

REPORTS TO CLOSED SESSION

Department:	Infrastructure & Regulation
Submitted by:	<i>Terry Seymour</i>
Reference/Subject:	CONFIDENTIAL - Sale of Plant

MOTION (Crs R Bell / K Ward)

That;

1. Council accept the offer as set out in the confidential report, with a duly executed Deed of Release on the basis that sale by tender would be very unlikely to realise the offered purchase price.
2. Council acknowledge the efforts of the staff in concluding this outstanding matter.

29.10/17 CARRIED

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MOVE TO OPEN SESSION

PROCEDURAL MOTION (Crs R Crouch / L Sampson)

To return to Open Session of Council

That;

Council move back to Open Session

30.08/17 CARRIED

PROCEDURAL MOTION (Crs M Dusting / M Pearce)

To adopt the resolution of Council in closed session in open session.

That;

The resolutions of Council in closed session become resolutions in the open session.

31.08/17 CARRIED

CLOSURE OF MEETING

The meeting was closed at:

04: 22pm

COUNCIL MINUTES CONFIRMED BY:	
RESOLUTION NUMBER:	
DATE:	
MAYOR:	