



## ORDINARY MEETING OF COUNCIL

Held at 12:30pm  
22 May 2018

### 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 S Paul, Chief Financial Officer  
Minute Clerk

# MINUTES

Minutes of the Uralla Shire Council at an Ordinary Meeting  
held at 12:30pm on 22 May 2018

Resolution  
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The Meeting Commenced at: 12:32pm

**ATTENDANCE**

Present were the Chairperson Cr M Pearce (Mayor), Cr I Strutt (Deputy Mayor), and Councillors, B Crouch, M Dusing, N Ledger, L Sampson, T Toomey, K Ward, 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), Minute Clerk.

**1. OPENING & WELCOME**

**2. PRAYER**

**3. ACKNOWLEDGEMENT TO COUNTRY**

**4. APOLOGIES**

The Chair advised receipt of an apology from Cr R Bell, consistent with Cr R Bell's approved leave of absence.

**MOTION (Crs K Ward /M Dusing )**

That;

Council accept the apology from Cr R Bell for the ordinary meeting held 22 May 2018.

**1.05/18 CARRIED**

**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 22 May 2018 Meeting.

COUNCILLOR	ITEM OR REPORT NUMBER	PECUNIARY OR NON-PECUNIARY INTEREST	NATURE OF INTEREST
Cr B Crouch	Report 4	Non Pecuniary	Owner of DA. CC-65-2017
Cr B Crouch	Report 8	Non Pecuniary	Owner of 68 John St
Cr B Crouch	Report 11	Non Pecuniary	Executive of Z-Net
Cr M Dusing	Report 4	Non Pecuniary	I live in John Street
Cr M Dusing	Report 8	Non Pecuniary	I live in John Street

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**7. CONFIRMATION OF MINUTES**

Minutes to be confirmed or received and noted at the 22 May 2018 Meeting:

- Minutes of Ordinary Meeting held 24 April 2018 (to be confirmed)

**AMENDMENTS**

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

*There were no amendments requested by Councillors.*

**PROCEDURAL MOTION (Crs K Ward /B Crouch )**

**To move to Committee of the Whole**

**2.05/18 CARRIED**

*Councillors held a detailed discussion in committee regarding Resolution 31.04/18*

**PROCEDURAL MOTION (Crs I Strutt /M Dusting )**

**To resume Standing Orders**

**3.05/18 CARRIED**

**MOTION (Crs I Strutt /N Ledger )**

That;

**Council adopt the Minutes, as a true and correct record of the Ordinary Meeting held 24 April 2018.**

**4.05/18 CARRIED**

**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 advised there were no items recommended for consideration in the confidential section of the meeting.*

**11. URGENT SUPPLEMENTARY & LATE ITEMS OF BUSINESS**

*The Chair advised there were no urgent, supplementary or late items of business.*

**12. PRESENTATIONS**

Speaker 1:	Mr Vince Scollen
Subject:	DA -14-2018 Proposed Subdivision 51 John Street

*The Chair introduced the Speaker, Mr Vince Scollen.*

*The Speaker made a presentation to Council in relation to his opposition to DA-14-2018.*

*The Chair invited questions from Councillors.*

*The Chair thanked the Speaker for his presentation to Council.*

Speaker 2:	Ms Sally Prado
Subject:	DA-14-2018 Proposed Subdivision 51 John Street

*The Chair introduced the Speaker, Ms Sally Prado*

*The Speaker made a presentation to Council in relation to her opposition to DA-14-2018*

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*The Chair invited questions from Councillors.*

*The Chair thanked the Speaker for her presentation to Council.*

**13. DEPUTATIONS**

There were no deputations registered for the 22 May 2018 Meeting.

**14. WRITTEN REPORTS FROM DELEGATES (Activity Summaries)**

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

<b>COUNCILLOR NAME:</b>		Mark Dusting
<b>COUNCIL MEETING DATE:</b>		22 May 2018
<b>DATE</b>	<b>COMMITTEE/MEETING/EVENT</b>	<b>LOCATION</b>
24/04/18	Council Meeting	Uralla
08/05/18	Northern Tablelands Regional Weeds Committee	Walcha
22/05/18	Uralla Council Workshop	Uralla

<b>COUNCILLOR NAME:</b>		Bob Crouch
<b>COUNCIL MEETING DATE:</b>		22 May 2018
<b>DATE</b>	<b>COMMITTEE/MEETING/EVENT</b>	<b>LOCATION</b>
8/05/18	Budget Workshop	Uralla
15/05/18	Budget Workshop	Uralla
15/05/18	Bundarra School of Arts meeting	Bundarra
22/05/18	Budget Workshop	Uralla
22/05/18	Council meeting	Uralla

<b>COUNCILLOR NAME:</b>		Levi Sampson
<b>COUNCIL MEETING DATE:</b>		22 May 2018
<b>DATE</b>	<b>COMMITTEE/MEETING/EVENT</b>	<b>LOCATION</b>
8/05/18	Strategic Meeting	Uralla
8/05/18	Budget Workshop	Uralla
22/05/18	Budget Workshop	Uralla
22/05/18	Council Meeting	Uralla

<b>COUNCILLOR NAME:</b>		Natasha Ledger
<b>COUNCIL MEETING DATE:</b>		22 May 2018
<b>DATE</b>	<b>COMMITTEE/MEETING/EVENT</b>	<b>LOCATION</b>
25/04/18	Anzac morning March and Breakfast / Ceremony	Bowling Club/Alma Park
	Bundarra 355 Meeting	Bundarra
9/05/18	Mihi Bridge Opening	
	Risk & Audit Committee Meeting	Uralla
22/05/18	Budget Meeting	Uralla

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<b>COUNCILLOR NAME:</b>		Robert Bell
<b>COUNCIL MEETING DATE:</b>		22 May 2018
<b>DATE</b>	<b>COMMITTEE/MEETING/EVENT</b>	<b>LOCATION</b>

<b>COUNCILLOR NAME:</b>		Tara Toomey
<b>COUNCIL MEETING DATE:</b>		22 May 2018
<b>DATE</b>	<b>COMMITTEE/MEETING/EVENT</b>	<b>LOCATION</b>
25/04/18	Anzac Day Ceremony	Uralla
8/05/18	Workshop	Chambers
11/05/18	Arts North West Meeting	Uralla
15/05/18	Workshop	Chambers
22/05/18	Workshop	Chambers
22/05/18	Council Meeting	Chambers

<b>COUNCILLOR NAME:</b>		Kevin Ward
<b>COUNCIL MEETING DATE:</b>		22 May 2018
<b>DATE</b>	<b>COMMITTEE/MEETING/EVENT</b>	<b>LOCATION</b>
8/05/18	Budget Workshop	USC
15/05/18	Budget Workshop	USC

<b>COUNCILLOR NAME:</b>		Isabel Strutt
<b>COUNCIL MEETING DATE:</b>		22 May 2018
<b>DATE</b>	<b>COMMITTEE/MEETING/EVENT</b>	<b>LOCATION</b>
25/04/18	Anzac Day Ceremony	Alma Park
8/05/18	Strategic Planning Meeting	Uralla
9/05/18	Official Opening of Mihi Bridge	Enmore
15/05/18	Strategic Planning Meeting	Uralla
22/05/18	Budget and Operational Plan Workshop	Uralla
22/05/18	Council Meeting	Uralla

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<b>COUNCILLOR NAME:</b>	Michael Pearce	
<b>COUNCIL MEETING DATE:</b>	22 May 2018	
<b>DATE</b>	<b>COMMITTEE/MEETING/EVENT</b>	<b>LOCATION</b>
25/4/18	Anzac Day march, Uralla and other activities	Uralla
26/4/18	Mayor's Office – Admin	Uralla
27/4/18	Artist of the Month presentation, Uralla Library	Uralla
30/4/18	Mayor's Office – Admin NERAM – ARC Mayor's welcome to CWA Conference	Uralla
1/5/18	Mayor's Office – Admin	Uralla
2/5/18	2AD – Mayors Office – Admin	Uralla
3/5/18	NAMOI Unlimited meeting	Tamworth
5/5/18 19/5/18	Leave of Absence	
21/5/18	Mayor's Office – Admin	Uralla
22/5/18	Councillor Workshop May Council Meeting	Uralla

**15. MAYORAL MINUTE**

There was no Mayoral Minute to the 22 May Meeting.

**16. REPORTS TO COUNCIL (Scheduled Reports)**

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

**OFFICER'S RECOMMENDATION:**

**That;**

**Council note the cash position as at 30 April, 2018 consisting of cash and overnight funds of \$1,481,840, term deposits of \$12,350,000 totalling \$13,831,840 of readily convertible funds.**

**MOTION (Crs M Dusting /L Sampson )**

**That;**

**Council note the cash position as at 30 April, 2018 consisting of cash and overnight funds of \$1,481,840, term deposits of \$12,350,000 totalling \$13,831,840 of readily convertible funds.**

**5.05/18 CARRIED**

Department: **Organisational Services - Finance**  
Submitted by: *Chief Financial Officer*  
Reference/Subject: **Report 2 – 2017/18 – 3<sup>rd</sup> Quarter Budget Review Statements**

**OFFICER'S RECOMMENDATION:**

- 1. That the third quarter budget review summary for the 2017/18 financial year be received and noted; and**
- 2. That the adjustments to budget allocations, including transfers to and from reserves, be adopted;**

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**MOTION (Crs I Strutt /N Ledger )**

That;

1. That the third quarter budget review summary for the 2017/18 financial year be received and noted; and
2. That the adjustments to budget allocations, including transfers to and from reserves, be adopted;

**6.05/18 CARRIED**

Department: **Organisational Services - Finance**  
Submitted by: *Chief Financial Officer*  
Reference/Subject: **Report 3 – Remuneration for Councillors and the Mayor 2018-19**

OFFICER'S RECOMMENDATION:

That;

1. The report and determination of the New South Wales Remuneration Tribunal 2018 be noted;
2. Council determine to adopt the percentage increase of 2.3% as determined by IPART for the 2018-2019 rate peg and set the level of fees payable to Councillors at \$11,380 per annum effective from 1 July 2018 to 30 June 2019; and
3. Council determine to adopt the percentage increase of 2.3% as determined by IPART for the 2018-2019 rate peg and set the additional fee payable to the Mayor at \$20,047 per annum effective from 1 July 2018 to 30 June 2019.

**PROCEDURAL MOTION (Crs K Ward /T Toomey )**

**To move to Committee of the Whole**

**7.05/18 CARRIED**

*Councillors held a detailed discussion in committee regarding the Remuneration for Councillors.*

**PROCEDURAL MOTION (Crs B Crouch /K Ward )**

**To resume Standing Orders**

**8.05/18 CARRIED**

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

**MOTION (Crs K Ward /T Toomey )**

That;

1. The report and determination of the New South Wales Remuneration Tribunal 2018 be noted;
2. Council determine to adopt a zero percentage increase to Councillors, leaving remuneration at \$11,124 per annum effective from 1 July 2018 to 30 June 2019; and
3. Council determine to adopt the percentage increase of 2.3% as determined by IPART for the 2018-2019 rate peg and set the additional fee payable to the Mayor at \$20,047 per annum effective from 1 July 2018 to 30 June 2019.

**9.05/18 CARRIED**

Department: **Infrastructure & Regulation**  
Submitted by: *Director of Infrastructure & Regulation*  
Reference/Subject: **Report 4 – Development Approvals and Refusals for April 2018**

*Crs Crouch & Dusting, having previously declared a conflict of interest, left the meeting at 01:28pm.*

OFFICER'S RECOMMENDATION:

That;

**Council receive and note the development approvals and refusals for April 2018.**



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**MOTION (Crs K Ward /I Strutt )**

That;

Council receive and note the development approvals and refusals for April 2018.

**10.05/18 CARRIED**

*Crs Crouch and Dusting were absent at the time of voting.*

*Crs Crouch & Dusting returned to the meeting at 01:30pm.*

Department: **Infrastructure & Regulation**  
Submitted by: *Director of Infrastructure & Regulation*  
Reference/Subject: **Report 5 – Works Progress Report as at 30 April 2018**

OFFICER'S RECOMMENDATION:

That;

The report be received and noted for the works completed or progressed during April 2018, and works programmed for May 2018.

**MOTION (Crs K Ward /T Toomey )**

That;

The report be received and noted for the works completed or progressed during April 2018, and works programmed for May 2018.

**11.05/18 CARRIED**

Department: **Infrastructure & Regulation**  
Submitted by: *Director of Infrastructure & Regulation*  
Reference/Subject: **Report 6 – Heritage Advisory Services Summary for May 2018**

OFFICER'S RECOMMENDATION:

That;

The Heritage Advisory Services Summary for May 2018 be received and noted by Council.

**MOTION (Crs T Toomey /M Dusting )**

That;

The Heritage Advisory Services Summary for May 2018 be received and noted by Council.

**12.05/18 CARRIED**

*Cr Sampson left the meeting at 01.32pm.*

*Cr Sampson returned to the meeting at 01:34pm.*

Department: **Infrastructure & Regulation**  
Submitted by: *Director of Infrastructure & Regulation*  
Reference/Subject: **Report 7 – Crown Roads – Proposal to transfer Crown Roads to Council**

OFFICER'S RECOMMENDATION:

That Council;

A) Advise the NSW Department of Industry - Crown Land & Water Division of the acceptance of the proposal to transfer the following Crown Roads to Council.

1. Rocky River Road between Thunderbolts Way and Goodes Road, section adjoining north side of Lots 608, 230, 208, 37, 38, 39 DP 755846.

Reason: Road formed, sealed, maintained by Council, access to multiple residences.

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2. **Bullens Road between Rocky River Road and Williams Road, whole length.**  
Reason: Road formed, maintained by Council, access to multiple residences.
3. **Williams Road from adjoining Lot 298 DP 755807 (western end start of Crown road section) to Goodes Road (eastern end).**  
Reason: Road formed, maintained by Council, access to multiple residences.
4. **Andersons Road from Thunderbolt Way (between Lot 303 DP 659982 and Lot 532 DP 755846) eastern boundary of adjoining Lot 211 DP 755807.**  
Reason: Road formed, maintained by Council, access to multiple residences.
5. **Kalinowski Lane from Evertonvale Road to northern boundary of adjoining Lot 139 DP 755807.**  
Reason: Road formed, maintained by Council, access to multiple residences.
6. **Sawpit Gully Loop north of Lot 392 DP 755846 east to junction of Sawpit Gully Road.**  
Reason: Road formed, sealed, maintained by Council, access to multiple residences.
7. **Sawpit Gully Road from Thunderbolts Way (adjoining Lot 1 DP 514232) to end of formed section in line with eastern boundary of Lot 266 DP 755846. Variable width.**  
Reason: Road formed, part sealed, maintained by Council, access to multiple residences.
8. **Lookout Road west from Thunderbolts Way, adjoining northern and western boundaries of Lot 562 DP 755846, western boundary of Lot 5111 DP 1108416 and western boundary of Lot 5112 DP 1108416, to Fitzroy Street North.**  
Reason: Road formed, maintained by Council, access to multiple residences, access to Council water reservoir.
9. **Wood Street West (between Uralla Street North and Queen Street North), short section of Uralla Street North (in line with Wood Street West), Queen Street North from junction of Wood Street West to north of Lot 102 DP 631137.**  
Reason: Road formed, sealed (part), maintained by Council, access to multiple residences.
10. **Wood Street from Barleyfields Road junction to, and including, Maitland Street junction.**  
Reason: Road formed, sealed, maintained by Council, access to multiple residences.
11. **Sawmill Close adjoining Lots 106 and 107 DP 793744.**  
Reason: Road formed, sealed, maintained by Council, access to multiple residences.
12. **Prince Avenue between Duke Street and Salisbury Street/East Street/Gostwyck Road.**  
Reason: Road formed, sealed, maintained by Council, access to multiple.
13. **Gostwyck Road between Gostwyck Street and McCrossin Street.**  
Reason: Road formed, sealed, maintained by Council, access to multiple residences.
14. **McGregor Street between McCrossin Street and McKenzie Street.**  
Reason: Road formed, sealed, maintained by Council, access to multiple residences.
15. **McKenzie Street between Gostwyck Street and Warwick Street.**  
Reason: Road formed, sealed, maintained by Council, access to multiple residences.
16. **Phillip Avenue between Dumaresq Street and John Street.**  
Reason: Road formed, sealed, maintained by Council, access to multiple residences.
17. **Crown road west of John Street/Uralla Square and south of Lot 7027 DP 94247, being the parking and turning area for Uralla cemetery.**  
Reason: formed, sealed, maintained by Council as parking/turning area for cemetery, including infrastructure.
18. **Roman Street from junction of Dumaresq Street south west to terminus of sealed road (adjoining Lot 275 DP 755846).**  
Reason: Road formed, sealed, maintained by Council, access to multiple residences.
19. **Extension of Roman Street north east of Dumaresq Street to junction of Lot 7054 DP 1114980 and Lot 4 Section 23 DP 759022 (north side) and junction of Lot 2 DP 1193453 and Lot 13 Section 24 DP 759022 (south side).**  
Reason: Road formed, access to multiple residences.
20. **Section of Crown road running north west from Roman Street, adjoining western boundaries of Lot 7054 DP 114980, Lot 7016 DP 1113920, Lot 2 DP 884209 and Lot 1 DP 884209.**  
Reason: Legal access to multiple residences (Lot 2 DP 884209 and Lot 1 DP 884209) who currently cross Crown reserve (Lot 7054 DP 114980) which is licenced to Uralla Central School for grazing. Under informal agreement between Council and Lands, residences

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could cross Crown reserve unless access became restricted at which time they would be required to use Crown road west of their land. Therefore Crown road may be required for legal access. Also access in use by Lot 5 DP 731968, including new shed.

21. Crown road between Lot 273 DP 755846 and Lot 5 DP 731968/Lot 275 DP 755846.

Reason: Connects Crown road (proposed Council road) in point 24 above, to Aboriginal freehold land at Lot 614 DP 755846, providing legal and practical access, as investigated previously with Council.

22. Fitzroy Street east of junction with Park Street, to junction of Salisbury Street.

Reason: Road formed, maintained by Council (part), access to multiple residences.

23. Park Street north west of Fitzroy Street, through to junction with John Street/Leece Road.

Reason: Road formed (part), sealed (part), maintained by Council (part), access to multiple residences.

24. Crown road from end of sealed Ivon Court through to Depot Road, western end of Depot Road at entrance to Council depot, Crown road running northwest from Depot Road to boundary of Lot 21 DP 1113205.

Reason: Sealed turning circle on Ivon Court part on Crown road, Crown road used as parking area for Council depot, small section of sealed Depot Road still Crown at entrance to Council depot, Crown road to northwest formed and provides access to multiple properties. SES have been in discussion with Council about extensions to their shed, allows potential for SES vehicle access to road adjoining Ivon Court.

25. Wilkens Street south of Leece Road, including section of Crown road north of Lot 338 DP 755846.

Reason: Road formed, sealed (part), maintained by Council, access to multiple residences.

26. Leece Road west of Faulkner Street, to road junction adjoining Lot 625 DP 39595.

Reason: Road formed, sealed, maintained by Council, access to multiple residences.

27. Road from western end of Leece Road (at junction) running north, then west adjoining Lot 625 DP 39595.

Reason: Road formed, maintained by Council, access to multiple residences.

28. Road from western end of Leece Road (at junction) running south adjoining Lot 625 DP 39595 and Lot 630 DP 46401.

Reason: Road formed, maintained by Council, access to multiple residences up to point where road enters residences.

29. Panhandle Road from Kingstown Road to boundary of Lot 66 DP 755816.

Reason: Road formed, maintained by Council, access to multiple residences.

30. Devoncourt Road from Kingstown Road to north west corner Lot 1 DP 810327, then east to terminus of road at Lot 63 DP 1068494.

Reason: Road formed, sealed, maintained by Council, access to multiple residences.

And

B) Only maintain the roads as per the current arrangements, with the properties utilising the unformed sections not maintained by Council to continue to be responsible for the maintenance unless upgraded to Council's standards and satisfaction.

**PROCEDURAL MOTION (Crs B Crouch /M Dusting )**

**To move to Committee of the Whole**

**13.05/18 CARRIED**

*Councillors held a detailed discussion in committee regarding the Crown Roads and the Biosecurity Act.*

*Cr Ledger left the meeting at 01.48pm.*

*Cr Ledger returned to the meeting at 01.49pm.*

**PROCEDURAL MOTION (Crs B Crouch /M Dusting )**

**To resume Standing Orders**

**14.05/18 CARRIED**

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

**MOTION (Crs B Crouch /N Ledger )**

That;

- A) Advise the NSW Department of Industry - Crown Land & Water Division of the acceptance of the proposal to transfer the following Crown Roads to Council.
1. Rocky River Road between Thunderbolts Way and Goodes Road, section adjoining north side of Lots 608, 230, 208, 37, 38, 39 DP 755846.  
Reason: Road formed, sealed, maintained by Council, access to multiple residences.
  2. Bullens Road between Rocky River Road and Williams Road, whole length.  
Reason: Road formed, maintained by Council, access to multiple residences.
  3. Williams Road from adjoining Lot 298 DP 755807 (western end start of Crown road section) to Goodes Road (eastern end).  
Reason: Road formed, maintained by Council, access to multiple residences.
  4. Andersons Road from Thunderbolt Way (between Lot 303 DP 659982 and Lot 532 DP 755846) eastern boundary of adjoining Lot 211 DP 755807.  
Reason: Road formed, maintained by Council, access to multiple residences.
  5. Kalinowski Lane from Evertonvale Road to northern boundary of adjoining Lot 139 DP 755807.  
Reason: Road formed, maintained by Council, access to multiple residences.
  6. Sawpit Gully Loop north of Lot 392 DP 755846 east to junction of Sawpit Gully Road.  
Reason: Road formed, sealed, maintained by Council, access to multiple residences.
  7. Sawpit Gully Road from Thunderbolts Way (adjoining Lot 1 DP 514232) to end of formed section in line with eastern boundary of Lot 266 DP 755846. Variable width.  
Reason: Road formed, part sealed, maintained by Council, access to multiple residences.
  8. Lookout Road west from Thunderbolts Way, adjoining northern and western boundaries of Lot 562 DP 755846, western boundary of Lot 5111 DP 1108416 and western boundary of Lot 5112 DP 1108416, to Fitzroy Street North.  
Reason: Road formed, maintained by Council, access to multiple residences, access to Council water reservoir.
  9. Wood Street West (between Uralla Street North and Queen Street North), short section of Uralla Street North (in line with Wood Street West), Queen Street North from junction of Wood Street West to north of Lot 102 DP 631137.  
Reason: Road formed, sealed (part), maintained by Council, access to multiple residences.
  10. Wood Street from Barleyfields Road junction to, and including, Maitland Street junction.  
Reason: Road formed, sealed, maintained by Council, access to multiple residences.
  11. Sawmill Close adjoining Lots 106 and 107 DP 793744.  
Reason: Road formed, sealed, maintained by Council, access to multiple residences.
  12. Prince Avenue between Duke Street and Salisbury Street/East Street/Gostwyck Road.  
Reason: Road formed, sealed, maintained by Council, access to multiple.
  13. Gostwyck Road between Gostwyck Street and McCrossin Street.  
Reason: Road formed, sealed, maintained by Council, access to multiple residences.
  14. McGregor Street between McCrossin Street and McKenzie Street.  
Reason: Road formed, sealed, maintained by Council, access to multiple residences.
  15. McKenzie Street between Gostwyck Street and Warwick Street.  
Reason: Road formed, sealed, maintained by Council, access to multiple residences.
  16. Phillip Avenue between Dumaresq Street and John Street.  
Reason: Road formed, sealed, maintained by Council, access to multiple residences.
  17. Crown road west of John Street/Uralla Square and south of Lot 7027 DP 94247, being the parking and turning area for Uralla cemetery.  
Reason: formed, sealed, maintained by Council as parking/turning area for cemetery, including infrastructure.
  18. Roman Street from junction of Dumaresq Street south west to terminus of sealed road (adjoining Lot 275 DP 755846).  
Reason: Road formed, sealed, maintained by Council, access to multiple residences.

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19. Extension of Roman Street north east of Dumaresq Street to junction of Lot 7054 DP 1114980 and Lot 4 Section 23 DP 759022 (north side) and junction of Lot 2 DP 1193453 and Lot 13 Section 24 DP 759022 (south side).

Reason: Road formed, access to multiple residences.

20. Section of Crown road running north west from Roman Street, adjoining western boundaries of Lot 7054 DP 114980, Lot 7016 DP 1113920, Lot 2 DP 884209 and Lot 1 DP 884209.

Reason: Legal access to multiple residences (Lot 2 DP 884209 and Lot 1 DP 884209) who currently cross Crown reserve (Lot 7054 DP 114980) which is licenced to Uralla Central School for grazing. Under informal agreement between Council and Lands, residences could cross Crown reserve unless access became restricted at which time they would be required to use Crown road west of their land. Therefore Crown road may be required for legal access. Also access in use by Lot 5 DP 731968, including new shed.

21. Crown road between Lot 273 DP 755846 and Lot 5 DP 731968/Lot 275 DP 755846.

Reason: Connects Crown road (proposed Council road) in point 24 above, to Aboriginal freehold land at Lot 614 DP 755846, providing legal and practical access, as investigated previously with Council.

22. Fitzroy Street east of junction with Park Street, to junction of Salisbury Street.

Reason: Road formed, maintained by Council (part), access to multiple residences.

23. Park Street north west of Fitzroy Street, through to junction with John Street/Leece Road.

Reason: Road formed (part), sealed (part), maintained by Council (part), access to multiple residences.

24. Crown road from end of sealed Ivon Court through to Depot Road, western end of Depot Road at entrance to Council depot, Crown road running northwest from Depot Road to boundary of Lot 21 DP 1113205.

Reason: Sealed turning circle on Ivon Court part on Crown road, Crown road used as parking area for Council depot, small section of sealed Depot Road still Crown at entrance to Council depot, Crown road to northwest formed and provides access to multiple properties. SES have been in discussion with Council about extensions to their shed, allows potential for SES vehicle access to road adjoining Ivon Court.

25. Wilkens Street south of Leece Road, including section of Crown road north of Lot 338 DP 755846.

Reason: Road formed, sealed (part), maintained by Council, access to multiple residences.

26. Leece Road west of Faulkner Street, to road junction adjoining Lot 625 DP 39595.

Reason: Road formed, sealed, maintained by Council, access to multiple residences.

27. Road from western end of Leece Road (at junction) running north, then west adjoining Lot 625 DP 39595.

Reason: Road formed, maintained by Council, access to multiple residences.

28. Road from western end of Leece Road (at junction) running south adjoining Lot 625 DP 39595 and Lot 630 DP 46401.

Reason: Road formed, maintained by Council, access to multiple residences up to point where road enters residences.

29. Panhandle Road from Kingstown Road to boundary of Lot 66 DP 755816.

Reason: Road formed, maintained by Council, access to multiple residences.

30. Devoncourt Road from Kingstown Road to north west corner Lot 1 DP 810327, then east to terminus of road at Lot 63 DP 1068494.

Reason: Road formed, sealed, maintained by Council, access to multiple residences.

And

B) Only maintain the roads as per the current arrangements, with the properties utilising the unformed sections not maintained by Council to continue to be responsible for the maintenance unless upgraded to Council's standards and satisfaction.

C) Council make representation to the NSW Department of Industry, Crown Land and Water Division regarding compliance with the Biosecurity Act of 2015 Regulations of 2017.

**15.05/18 CARRIED**

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Department: **Infrastructure & Regulation**  
Submitted by: Director of Infrastructure & Regulation  
Reference/Subject: **Report 8 – DIVISION DECISION – Development Application 14/2018 –  
C Hull – 2 Lot Residential Subdivision – 51 John Street, Uralla**

*Crs Crouch & Dusting, having previously declared a conflict of interest, left the meeting at 01:53pm.*

**OFFICER'S RECOMMENDATION:**

**That;**

**Council approve Development Application 14/2018 submitted by C Hull for a 2 lot residential subdivision on land known as 51 John Street, Uralla, being Lot 12 DP 1198902 subject to the following conditions:**

***GENERAL CONDITIONS***

1. 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.  
*Reason: To ensure that the building work is completed in accordance with the approval and is in a safe and healthy condition for use by occupants.*
2. All engineering works to be designed by an appropriately qualified person and carried out in accordance with Armidale Engineering Design Codes in force at the commencement of works unless otherwise indicated in this consent.  
*Reason: To ensure that these works are of a sustainable and safe standard.*
3. All sewer and drainage works associated with the approval are to comply with the requirements of AS3500 and completed only by a licensed plumber and drainer.  
*Reason: To ensure that the building work is completed in accordance with the approval and is in a safe and healthy condition for use by occupants.*

***CONDITIONS TO BE COMPLETED PRIOR TO ISSUE OF SUBDIVISION CERTIFICATE***

4. 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.  
*Reason: To ensure the provision of appropriate documentation for Subdivision Certificate approval.*
5. That two lots are created by the subdivision of Lot 12, DP 1198902, one of around 454 m<sup>2</sup> and the other around 580 m<sup>2</sup>.  
*Reason: To ensure that the development proceeds in the manner proposed by the applicant and approved by Council.*
6. The creation by the developer, under Section 88B of the Conveyancing Act, a restriction that currently reflect the current No. 2 Section 88B existing restriction pursuant to Lot 12 DP 1198902.  
*Reason: To ensure continuity of Section 88B restrictions on affected lots.*
7. The existing dwelling on proposed Lot 1 is connected to the water main. Connection to the water main is required for proposed Lot 2 at the expense of the developer. The water meter should be located on John Street on the southern side of the driveway within the property boundary.  
*Reason: To ensure that costs associated with establishing the subdivision are borne by the developer.*

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8. A sewer main extension is required from the existing sewer line north-west of the property of proposed Lot 2 to the proposed Lot 1. This extension is to be constructed in accordance with Armidale Engineering Design Codes in force at the commencement of works, to a standard approved by the Director of Infrastructure and Regulation, and will be at the expense of the developer. Current property sewer infrastructure must be realigned to connect to this sewer main extension.
- Reason: To ensure appropriate that costs associated with establishing the subdivision are borne by the developer.*
9. The subdivision must be provided with reticulated electricity and suitable telephone provisioning. The applicant shall provide a letter from the relevant electricity energy provider stating that satisfactory arrangements have been made for the supply of electricity. The applicant shall provide evidence that satisfactory arrangements have been made for telecommunications infrastructure in the subdivision / development.
- Reason: To ensure appropriate that costs associated with establishing the subdivision are borne by the developer.*
10. The access handle to the proposed second lot is to be:
- A minimum of 4 metres wide.
  - Concreted or bitumen sealed for the entire length and to a minimum width of 3.65 metres.
- Reason: To ensure appropriate access and that costs associated with establishing the subdivision are borne by the developer.*
11. The developer must create an easement under Section 88B of the Conveyancing Act in the following context:
- (a) The purpose is an "easement for sewerage drainage" in favour of Council.
  - (b) It must be located centrally over the new sewer main extension located within proposed Lot 2.
  - (c) It must have a minimum width of 3 metres.
- Reason: To protect Council's infrastructure from inappropriate future development that may have an adverse impact on its repair, maintenance or replacement.*
12. The applicant shall provide evidence to the effect that all utility services, i.e water, sewer, electricity, telecommunications, connected to or used in each of the lots within the development site are wholly contained within each of the proposed allotments.
- Reason: To ensure that costs associated with establishing the subdivision is borne by the developer.*
13. A surveyor's plan must be submitted to Uralla Shire Council prior to the expiry date of this development consent so that the subdivision certificate on the plan can be signed by an authorised officer.
- Reason: The subdivision cannot be registered with the Land Titles Office, and be finalised, until the subdivision certificate on the surveyors plan is signed by an authorised officer of Uralla Shire Council.*
14. The developer is to meet the cost of and be responsible for the construction of vehicular entrances and exits in accordance with Council's requirements.
- Reason: To provide appropriate access to the site.*

**CONDITIONS TO BE COMPLETED PRIOR TO CONSTRUCTION COMMENCING**

15. 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.
- Reason: To ensure compliance with the Environmental Planning and Assessment Regulation 2000*

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**CONDITIONS TO BE COMPLIED WITH DURING CONSTRUCTION**

16. 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. |
- Reason: To ensure that public amenity is not unduly affected by noise.*
17. 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.
- Reason: To ensure that the building work is completed in accordance with the approval and is in a safe and healthy condition for use by occupants.*
18. A copy of the approved and certified plans, specifications and documents incorporating conditions of approval and certification shall be kept on the Subject Site at all times and shall be readily available for perusal by any officer of Council or the PCA.
- Reason: To ensure compliance with approved plans.*
19. Run-off and erosion controls must be implemented before construction, and maintained to prevent soil erosion, water pollution or the discharge of loose sediment on surrounding land, as follows:
- (a) divert uncontaminated run-off around cleared or disturbed areas,
  - (b) erect a silt fence to prevent debris escaping into drainage systems or waterways,
  - (c) prevent tracking of sediment by vehicles onto roads,
  - (d) stock pile topsoil, excavated material, construction and landscaping supplies and debris within the site.
- Reason: To prevent pollution from detrimentally affecting the public or environment.*

**ADVISORY NOTES - GENERAL**

20. The Applicant is solely responsible for ensuring that all additional consents and agreements are obtained from other authorities, as relevant.
21. It is possible that a covenant may affect the land which is the subject of this consent. The grant of this consent does not necessarily override that covenant. You should seek legal advice regarding the effect of any covenants which affect the land.
22. Underground assets may exist in the area that is subject to your application. In the interests of health and safety and in order to protect damage to third party assets please contact Dial before you dig at [www.1100.com.au](http://www.1100.com.au) or telephone on 1100 before excavating or erecting structures (This is the law in NSW). If alterations are required to the configuration, size, form or design of the development upon contacting the Dial before You Dig service, an amendment to the development consent (or a new development application) may be necessary. Individuals owe asset owners a duty of care that must be observed when working in the vicinity of plant or assets. It is the individual's responsibility to anticipate and request the nominal location of plant or assets on the relevant property via contacting the Dial before you dig service in advance of any construction or planning activities.
23. Any alteration to the drawings and/or documentation shall be submitted for the approval of Council. Such alterations may require the lodgement of an application to amend the consent under s96 of the Act or a fresh development application. No works other than those approved under this consent shall be carried out without the prior approval of Council.
24. Telecommunications Act 1997 (Commonwealth): Telstra (and its authorized contractors) are the only companies that are permitted to conduct works on Telstra's network and assets. Any person interfering with a facility or installation owned by Telstra is committing an offence under the Criminal Code Act 1995 (Cth) and is liable for prosecution. Furthermore, damage to Telstra's



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infrastructure may result in interruption to the provision of essential services and significant costs. If you are aware of any works or proposed works which may affect or impact on Telstra's assets in any way, you are required to contact: Telstra's Network Integrity Team on phone number 1800 810 443.

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

**16.05/18 CARRIED**

*Councillors held a detailed discussion in committee regarding the Development Application.*

**PROCEDURAL MOTION (Crs K Ward /T Toomey )  
To resume Standing Orders**

**17.05/18 CARRIED**

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

**PROCEDURAL MOTION (Crs I Strutt / Toomey )**

**To Lift "Report 11 - Development Application 14/2018 – C Hull – 2 Lot Residential Subdivision – 51 John Street, Uralla" from the Ordinary Meeting held 24 April 2018 from the Table**

**18.05/18 CARRIED**

**MOTION (Crs K Ward /T Toomey )**

That;

Council refuse Development Application 14/2018 submitted by C Hull for a 2 lot residential subdivision on land known as 51 John Street, Uralla, being Lot 12 DP 1198902 due to not satisfying clause 4.6 of the Uralla LEP 2012 and Council considers that the variation in the development standard for minimum lot size is not in the public interest.

**19.05/18 CARRIED**

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

**FOR:** Cr M Pearce, Cr T Toomey, Cr K Ward, Cr I Strutt, Cr L Sampson

**AGAINST:** Cr N Ledger

**ABSENT:** Cr R Bell, Cr M Dusting, Cr B Crouch

*Crs Dusting and Crouch returned to the meeting at 02:14pm.*

Department: **Community and Governance**  
Submitted by: *Acting Coordinator Community Development and Tourism*  
Reference/Subject: **Report 9 - Community Grants Program – Request to Change Special Condition**

OFFICER'S RECOMMENDATION:

**That Council remove the Special Condition attached to the \$300 grant made to the Uralla Historical Society in Round 2 of Council's Community Grants program, so that the grant payment can be made on provision of a tax receipt for transportation of the old Uralla Shire Truck no. 3 to Armidale.**

**MOTION (Crs I Strutt /N Ledger )**

That Council remove the Special Condition attached to the \$300 grant made to the Uralla Historical Society in Round 2 of Council's Community Grants program, so that the grant payment can be made on provision of a tax receipt for transportation of the old Uralla Shire Truck no. 3 to Armidale.

**20.05/18 CARRIED**

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Department: **Community and Governance**  
Submitted by: *Acting Coordinator Community Development and Tourism*  
Reference/Subject: **Report 10 - Visitor Information Centre & Library Monthly Report**

OFFICER'S RECOMMENDATION:  
**That the report be received and noted.**

**MOTION (Crs K Ward /I Strutt )**  
That the report be received and noted.

**21.05/18 CARRIED**

Department: **Community and Governance**  
Submitted by: *Acting Coordinator Community Development and Tourism*  
Reference/Subject: **Report 11 - Z-Net Partnership – Presence in the Library**

*Cr Crouch, having previously declared a conflict of interest, left the meeting at 02:21pm.*

OFFICER'S RECOMMENDATION:  
**That Council advance arrangements with Z-Net to occupy a space within the Uralla Library foyer area for a 'pop-up' office half a day each week (except Tuesday or Friday) under the arrangements set out in a Memorandum of Understanding between Council and Z-Net.**

**MOTION (Crs M Dusting /L Sampson )**  
That;  
Council advance arrangements with Z-Net to occupy a space within the Uralla Library foyer area for a 'pop-up' office half a day each week (except Tuesday or Friday) under the arrangements set out in a Memorandum of Understanding between Council and Z-Net.

**22.05/18 CARRIED**

*Cr Crouch was absent at the time of voting.*  
*Cr Crouch returned to the meeting at 02:22pm.*

Department: **Community and Governance**  
Submitted by: *Risk Management and Safety Officer*  
Reference/Subject: **Report 12 - Audit and Risk Committee – Independent Member**

OFFICER'S RECOMMENDATION:  
**That Council appoint \_\_\_\_\_ from the short listed applicants to fill the vacant independent external representative on Council's Audit, Risk and Improvement Committee.**

**PROCEDURAL MOTION (Crs K Ward /M Dusting )**  
That;  
Council move into closed session and close the meeting to members of the public and press for the following reasons:-  
The matters referred to the Closed Session of the 22 May 2018 meeting are received by Council under Section 10A (2 a) 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:**  
**(2) The matters and information are the following:**  
**(a) personnel matters concerning particular individuals (other than councillors)**

**23.05/18 CARRIED**

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*Councillors held a detailed discussion in committee regarding the applicants.*

**PROCEDURAL MOTION (Crs B Crouch /M Dusting )**

**To move into Open Session**

**24.05/18 CARRIED**

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

**MOTION (Crs B Crouch /I Strutt )**

That;

Council appoint Deborah Creed from the short listed applicants to fill the vacant independent external representative on Council's Audit, Risk and Improvement Committee.

**25.05/18 CARRIED**

Department:

**General Manager's Office**

Submitted by:

*Chief Financial Officer and Coordinator Governance and Risk*

Reference/Subject:

**Report 13 - Public Exhibition of draft Delivery Program 2017-21 and Operational Plan 2018-19**

**OFFICER'S RECOMMENDATION:**

**That Council place the combined draft Delivery Program 2017-21 and Operational Plan 2018-19, including the Statement of Revenue Policy, contained at Attachment A, on public exhibition for a period of 28 days.**

**PROCEDURAL MOTION (Crs T Toomey /B Crouch )**

**To move to Committee of the Whole**

**26.05/18 CARRIED**

*Councillors held a detailed discussion in committee regarding the document to go on public exhibition.*

*Cr Strutt left the meeting at 02.35pm.*

*Cr Strutt returned to the meeting at 02:36pm.*

**PROCEDURAL MOTION (Crs L Sampson /M Dusting )**

**To resume Standing Orders**

**27.05/18 CARRIED**

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

**MOTION (Crs M Dusting /L Sampson )**

That Council;

1. Place the combined draft Delivery Program 2017-21 and Operational Plan 2018-19, including the Statement of Revenue Policy, contained at Attachment A, on public exhibition for a period of 28 days, seeking submissions.
2. Provide a reference to where our community can access established service levels in the advertisement of the Delivery Program and the Operational Plan.
3. The 2019-20 Delivery Program and Operational Plan be scheduled for presentation to the April 2019 meeting of Council.

**28.05/18 CARRIED**

**17. MOTIONS ON NOTICE**

There were no 'Notices of Motion' addressed to the 22 May Meeting.

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**18. SCHEDULE OF COUNCIL RESOLUTIONS**

Schedule of Action Items as at: 22 May 2018

*Councillors undertook a review of the Schedule of Action Items.*

**19. RESPONSES TO QUESTIONS FROM PREVIOUS MEETING**

*The Chair advised there were no questions from the previous meeting to be answered.*

**20. QUESTIONS FOR NEXT MEETING**

*The Chair advised there were no questions for the next meeting.*

**21. CONFIDENTIAL BUSINESS**

*The Chair advised there was not further confidential business.*

**PROCEDURAL MOTION (Crs M Dusting /L Sampson )**

**To move to Committee of the Whole**

**29.05/18 CARRIED**

*Councillors held a detailed discussion in committee regarding Councillor representation on the Central Northern Regional Library.*

**PROCEDURAL MOTION (Crs L Sampson /M Dusting )**

**To resume Standing Orders**

**30.05/18 CARRIED**

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

**URGENCY MOTION**

**PROCEDURAL MOTION (Crs T Toomey /L Sampson )**

**That Council accept resignation of Cr Dusting as Councils delegate to Central Northern Regional Library, and appoint Cr Strutt as Councils new delegate with Cr Ledger as alternate until the delegate review in September 2018.**

**31.05/18 CARRIED**

**CLOSURE OF MEETING**

*The meeting was closed at: 03.53pm*

<b>COUNCIL MINUTES CONFIRMED BY:</b>	
<b>RESOLUTION NUMBER:</b>	
<b>DATE:</b>	
<b>MAYOR:</b>	