



MINUTES of

ORDINARY MEETING OF COUNCIL

Held on 26 October 2021 at 12:30pm

Attendance at Meeting:

Councillors:

Cr M Pearce (Mayor)
Cr R Crouch (Deputy Mayor)
Cr R Bell
Cr I Strutt
Cr M Dusting (via Zoom) Cr N
Ledger (via Zoom) Cr T
O'Connor
Cr T Toomey

Staff:

Ms K Jessep, General Manager
Mr S Paul, Chief Financial Officer/ Director Corporate Services
Mr T Seymour, Director Infrastructure & Development
Ms C Valencius, Director Community Services
Ms N Heaton, Manager, Governance
Ms W Westbrook, Minute Clerk
Mr M Clarkson, Manager Development & Planning

Apologies:

Cr Sampson

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1 OPENING & WELCOME

The chair declared the meeting opened at 12:32pm.

2 PRAYER

The Chair read the prayer.

3 ACKNOWLEDGEMENT OF COUNTRY

The Chair read the acknowledgement of country.

4 WEBCAST INFORMATION

The Chair advised the meeting was recorded, with the recording to be made available on Council's website following the meeting.

5 APOLOGIES & APPLICATION FOR LEAVE OF ABSENCES BY COUNCILLORS

The Chair advised there were no apologies received.

The Chair advised an application for leave of absence received by Cr Sampson.

Moved: Cr Strutt /Seconded: Cr Crouch

That Cr Sampson leave of absence 26 October 2021 meeting be approved.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor

Against: Nil

Absent: Nil

6 DISCLOSURES & DECLARATIONS OF INTERESTS

The Chair received the following declarations of pecuniary and non-pecuniary Conflict of Interest Declarations in relation to the 26 October 2021 Meeting.

COUNCILLOR	ITEM OR REPORT NUMBER	PECUNIARY OR NON-PECUNIARY INTEREST	NATURE OF INTEREST
Cr O'Connor	Item 15.7	Non-Pecuniary Conflict of Interest	One of the two unnamed Councillors listed in the Annual Reporting Requirement Descriptor and annual Statistic – will leave the meeting at this item.
Cr O'Connor	Item 9.1 (query 9.1.2)	Non-Pecuniary Conflict of Interest	Joint Owner of the property on the corner of Bridge and Hill Streets that would be affected by a successful EOI for the Central Business area "Shared Spaces Program funding application" – will leave the meeting at this item.
Cr Crouch	15.7	Non-Pecuniary Conflict of Interest	May be one of the Councillors referred to in the report – will leave if the motion is debated
Cr Couch	15.13	Non-Pecuniary Significant Interest	A Director of Uralla Bowling and Recreation Club that sells alcohol – will leave the meeting at this item.

7 CONFIRMATION OF MINUTES

Minutes to be confirmed at the 26 October 2021 Meeting:

7.1 ORDINARY MEETING OF COUNCIL HELD 28 SEPTEMBER 2021

The chair called for any amendments.

AMENDMENTS

Amendments requested by Cr Ledger made reference to

1. Delegate's Report for Cr Ledger to note:
 - a. 15/9/2021 Thunderbolts CCC Meeting - via Zoom (date change)
 - b. 23/9/2021 NEOEN Energy Wind Farm community consultation at Kentucky (new addition)

MOTION Moved: Cr O'Connor /Seconded: Cr Strutt

That Council adopt the minutes the meeting held 28 September 2021, with amendments as noted, as a true and correct record.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

01.10/21 **CARRIED**

8 TABLING OF REPORTS & PETITIONS

9 URGENT, SUPPLEMENTARY & LATE ITEMS/REPORTS OF BUSINESS

The Chair referred Councillors to the Late Items of business recommended for addition to the published Meeting Agenda.

9.1 LATE REPORTS TO COUNCIL

9.1.1 2021-22 ROADS CAPITAL PROJECTS VARIATION REPORT

9.1.2 SHARED SPACES PROGRAM (ROUND 2), SUMMER NIGHT FUND PROGRAM AND AUSTRALIA DAY 2022 COMMUNITY GRANTS PROGRAM

9.1.3 CONFIDENTIAL REPORT – STATUS OF DA-43-2017

PROCEDURAL MOTION Moved: Cr Strutt /Seconded: Cr Crouch

That the late item(s) of business be included in the Meeting Agenda as follows:

- I. 2021- 22 Roads Capital Projects to be heard as Item 15:18
- II. EOI Streets as Shared Spaces Program (Round 2), Summer Night Fund Program and Australia Day 2022 Community Grants Program to be heard as Item 15:19
- III. Confidential Item – Status of DA-43-2017 be heard as Item 17:1

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

02.10/21 **CARRIED**

9.2 URGENT ITEMS - NIL

9.3 SUPPLEMENTARY ITEMS - NIL

10 WRITTEN REPORT FROM DELEGATES

10.1 WRITTEN DELEGATE REPORT - NIL

10.2 ACTIVITIES SUMMARIES

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

COUNCILLOR NAME:		Mark Dusting
COUNCIL MEETING DATE:		26 October 2021
DATE	COMMITTEE/MEETING/EVENT	LOCATION
28 Sep 2021	Council Ordinary Meeting	Via Zoom
5 Oct 2021	NEWA Administration	Via Phone
12 Oct 2021	NEWA Administration	Via Phone
12 Oct 2021	General Manager Strategic Workshop and Briefings : Asset Management Strategy; -Plant and Equipment Asset Management Plan; -Policy Review; -Draft Terms of Reference for s355 Committees. -COVID Pandemic to Endemic -Continuous Improvement	Via Zoom
19 Oct 2021	NEWA Meeting	Armidale
26 Oct 2021	NEWA Administration	Armidale
26 Oct 2021	Council Ordinary Meeting	Via Zoom
TOTAL Expense Claims		\$0

COUNCILLOR NAME:		Robert Crouch
COUNCIL MEETING DATE:		26 October 2021
DATE	COMMITTEE/MEETING/EVENT	LOCATION
11 Oct 2021	UTEC (observer)	Uralla
12 Oct 2021	General Manager Strategic Workshop and Briefings : - Asset Management Strategy; -Plant and Equipment Asset Management Plan; -Policy Review; -Draft Terms of Reference for s355 Committees. -COVID Pandemic to Endemic -Continuous Improvement	Uralla
14 Oct 2021	ARIC (observer)	Uralla
23 Oct 2021	Official Opening with Adam Marshall of Pool Season and Funding received	Uralla Pool
26 Oct 2021	Ordinary Council Meeting	Uralla
TOTAL Expense Claims		\$0

COUNCILLOR NAME:		Natasha Ledger
COUNCIL MEETING DATE:		26 October 2021
DATE	COMMITTEE/MEETING/EVENT	LOCATION
12 Oct 2021	General Manager Strategic Workshop and Briefings : - Asset Management Strategy; -Plant and Equipment Asset Management Plan; -Policy Review; -Draft Terms of Reference for s355 Committees. -COVID Pandemic to Endemic -Continuous Improvement	Via Zoom
26 Oct 2021	Ordinary Council Meeting	Via Zoom
TOTAL Expense Claims		\$0

COUNCILLOR NAME:		Tara Toomey
COUNCIL MEETING DATE:		26 October 2021
DATE	COMMITTEE/MEETING/EVENT	LOCATION
11 Oct 2021	UTEC Meeting	Uralla
12 Oct 2021	General Manager Strategic Workshop and Briefings : - Asset Management Strategy; -Plant and Equipment Asset Management Plan; -Policy Review; -Draft Terms of Reference for s355 Committees. -COVID Pandemic to Endemic -Continuous Improvement	Uralla
14 Oct 2021	ARIC Meeting	Uralla
26 Oct 2021	Ordinary Council Meeting	Uralla
TOTAL Expense Claims (not presented)		\$0

COUNCILLOR NAME:		Robert Bell
COUNCIL MEETING DATE:		26 October 2021
DATE	COMMITTEE/MEETING/EVENT	LOCATION
12 Oct 2021	General Manager Strategic Workshop and Briefings : Asset Management Strategy; -Plant and Equipment Asset Management Plan; -Policy Review; -Draft Terms of Reference for s355 Committees. -COVID Pandemic to Endemic -Continuous Improvement	Uralla
26 Oct 2021	Ordinary Council Meeting	Uralla
TOTAL Expense Claims		\$0

COUNCILLOR NAME:		Tom O'Connor
COUNCIL MEETING DATE:		26 October 2021
DATE	COMMITTEE/MEETING/EVENT	LOCATION
12 Oct 2021	General Manager Strategic Workshop and Briefings : -Asset Management Strategy; -Plant and Equipment Asset Management Plan; -Policy Review; -Draft Terms of Reference for s355 Committees. -COVID Pandemic to Endemic -Continuous Improvement	Via Zoom
14 Oct 2021	Audit Risk and Improvement Committee meeting.	Chambers
18 Oct 2021	Invitee to the dedication of the Memorial Park to Russ Watts at Barraba (Home of the Bird Routes of Australia)	Barraba
26 Oct 2021	Council Ordinary Meeting	Chambers
TOTAL Expense Claims		\$0

COUNCILLOR NAME:	Isabel Strutt	
COUNCIL MEETING DATE:	26 October 2021	
DATE	COMMITTEE/MEETING/EVENT	LOCATION
11/10/2021	Uralla Township and Environs Committee meeting	Chamber
11/10/2021	General Manager Strategic Workshop and Briefings : - Asset Management Strategy; -Plant and Equipment Asset Management Plan; -Policy Review; -Draft Terms of Reference for s355 Committees. -COVID Pandemic to Endemic -Continuous Improvement	Chambers
14/10/2021	Audit Risk and Improvement Committee meeting – Observer	Chambers
23/10/2021	Opening of Uralla Swimming Pool and Family Change Room for the 21/22 season	Uralla Swimming Pool
26/10/2021	Council Meeting	Chambers Uralla
TOTAL Expense Claims		\$0

COUNCILLOR NAME:	Michael Pearce	
COUNCIL MEETING DATE:	26 October 2021	
DATE	COMMITTEE/MEETING/EVENT	LOCATION
29/9/21	Mayor's Office – Admin 2AD interview.	Uralla
5/10/21	Mayor's Office - Admin	Uralla
6/10/21	Mayor's Office - Admin	Uralla
7/10/21	Mayor's Office – Admin.	Uralla
11/10/21	Mayor's Office – Admin.	Uralla
12/10/21	Mayor's Office – Admin. United Hospital Auxiliary, NSW Uralla Branch AGM.	Uralla
13/10/21	Mayor's Office – Admin. 2AD interview.	Uralla
14/10/21	Mayor's Office – Admin. ARIC – Audit, Risk and Improvement Committee meeting (As Observer only)	Uralla
18/10/21	Mayor's Office - Admin	Uralla
19/10/21	Mayor's Office – Admin.	Uralla
20/10/21	Mayor's Office – Admin.	Uralla
21/10/21	Mayor's Office – Admin.	Uralla
23/10/21	Uralla Pool, Season opening with Adam Marshall	Uralla
25/10/21	Mayor's Office – Admin.	Uralla
26/10/21	Mayor's Office – Admin. October Council meeting.	Uralla
TOTAL Expense Claims		\$448.80

The Chair advised the Delegates report have been tabled.

11 ITEMS PASSED IN BULK

MOTION Moved: Cr Toomey /Seconded: Cr Strutt

That Council adopt the recommendation(s) of the following items of business on the agenda by way of a single resolution:

15.1 Cash at Bank and Investments

15.13 Continuance of Alcohol Free Zones in Uralla

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

03.10/21 CARRIED

15.1 CASH AT BANK AND INVESTMENTS

MOTION Moved: Cr Toomey /Seconded: Cr Strutt

That Council Note:

i. **The cash position as at 30 September 2021 consisting of cash and overnight funds of \$3,391,869, term deposits of \$13,912,580 totalling \$17,304,449 of readily convertible funds; and**

ii. **The loan position as at 30 September 2021 totalling \$1,915,664; and**

iii. **The projected unrestricted cash position as at 30 June 2021 totalling \$ 2,395,000.**

For: Crs Dusting, Ledger, Sampson, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor

Against: Nil

Absent: Nil

04.10/21 CARRIED

15.13 CONTINUANCE OF ALCOHOL FREE ZONES IN URALLA

MOTION Moved: Cr Toomey /Seconded: Cr Strutt

That Council, pursuant to section 644B (4) of the Local Government Act 1993:

I. **Continue with the Alcohol-Free Zones in Uralla for a further four (4) years, and advise the Uralla Police and Uralla Licensed Premises of this decision, and**

II. **Issue a public notice on Council's website and place a notice of the resolution to continue the Uralla Alcohol Free Zones in the Uralla Shire Council Newsletter.**

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor

Against: Nil

Absent: Nil

05.10/21 CARRIED

12 MAYORAL MINUTE

- Nil

13 PUBLIC FORUM/PRESENTATIONS

- Nil

14 REPORT OF COMMITTEES

14.1 MINUTES OF THE AUDIT, RISK & IMPROVEMENT COMMITTEE MEETING HELD ON 14 OCTOBER 2021

MOTION Moved: Cr O'Connor /Seconded: Cr Toomey

That the Minutes from the Audit Risk and Improvement Committee meeting held on 14 October 2021 be received.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor

Against: Nil

Absent: Nil

06.10/21 CARRIED

14.2 MINUTES OF THE BUNDARRA SCHOOL OF ARTS HALL s355 COMMITTEE MEETINGS HELD 26 JULY AND 27 SEPTEMBER 2021

MOTION Moved: Cr Crouch /Seconded: Cr Strutt

I. That Council receive the minutes of the Bundarra School of Arts Hall Committee meeting held on 26 July 2021 and approve the following:

a. that the removal of old cement pots on the existing islands in the main Street (Souter Street) be prioritised;

II. That Council receive the minutes of the Bundarra School of Arts Hall s355 Committee meeting held 27 September 2021.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Bell, O'Connor

Against: Cr Toomey

Absent: Nil

07.10/21 CARRIED

14.3 MINUTES OF THE URALLA TOWNSHIP AND ENVIRONS s355 COMMITTEE MEETINGS HELD 10 MAY 2021, 12 JULY 2021 AND 11 OCTOBER 2021

MOTION Moved: Cr Toomey /Seconded: Cr Bell

I. That Council

a) receive the minutes of the Uralla Township and Environs s355 Committee meetings held 10 May 2021, 12 July 2021, and 11 October 2021;

b) repaint the replica Kerosene Lamp posts at pedestrian crossing in Bridge Street as a matter of urgency;

c) present recommendations from the Uralla Township and Environs s355 Committee Meeting Minutes in 26 October report to the November 2021 Ordinary Meeting.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor

Against: Nil

Absent: Nil

08.10/21 CARRIED

15 REPORTS TO COUNCIL

15.2 MEMBERSHIP OF THE GENERAL MANAGER PERFORMANCE REVIEW COMMITTEE

PROCEDURAL MOTION Moved: Cr Toomey /Seconded: Cr Strutt

To move to Committee of the Whole.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor

Against: Nil

Absent: Nil

09.10/21 CARRIED

Councillors held a detailed discussion in committee regarding the report.

PROCEDURAL MOTION Moved: Cr Strutt /Seconded: Cr Dusting

To resume Standing Orders.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor

Against: Nil

Absent: Nil

10.10/21 CARRIED

The Chair outlined details of the discussion held in committee.

MOTION Moved: Cr Dusting /Seconded: Cr O'Connor

That the General Manager Performance Review Committee membership remain as Cr Pearce, Cr Crouch, Cr Strutt and the General Manager's appointee until the end of the term of Council.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, O'Connor

Against: Crs Toomey, Bell

Absent:

11.10/21 CARRIED

15.3 COUNCIL DELEGATION TO THE GENERAL MANAGER

PROCEDURAL MOTION Moved: Cr O'Connor /Seconded: Cr Bell

To move to Committee of the Whole.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor

Against: Nil

Absent: Nil

12.10/21 CARRIED

Councillors held a detailed discussion in committee regarding the report.

PROCEDURAL MOTION Moved: Cr O'Connor /Seconded: Cr Bell

To resume Standing Orders.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

13.10/21 CARRIED

The Chair outlined details of the discussion held in committee.

**MOTION Moved: Cr O'Connor /Seconded: Cr Bell
That Council:**

- I. revoke all previous delegations to the General Manager; and
- II. delegate to the General Manager, under the "Instrument of Delegation – General Manager", (attachment #1), amended by:
 - a. Delete: 3. 2. a. the acceptance of tenders being limited to a contract value of up to \$500,000 (GST inclusive) where all other tender requirements of the Local Government Act 1993 and the Local Government (General) Regulation 2005 are met.
 - b. Insert: as new 3. 2. Sub-para. those functions set out in the 'Delegations of Authority Register to General Manager', (attachment #2), as schedule 1, with the amendment to Clause 24 replacing the words "\$150,000 net of GST" with "\$250,000".

For: Crs Dusting, Ledger, Pearce, Crouch, Bell, O'Connor.

Against: Crs Strutt, Toomey

Absent: Nil

14.10/21 CARRIED

15.4 DISCLOSURES OF INTEREST BY COUNCILLORS AND DESIGNATED PERSONS 2021

MOTION Moved: Cr Dusting /Seconded: Cr Ledger

That Council:

- I. Note the Register of Disclosures by Councillors and designated persons for the period July 2020 – June 2021, as tabled; and
- II. Publish returns of interest made by Councillors and designated persons to the Uralla Shire Council website after redacting any information that applies the public interest test factors listed in the Table in section 14 of the *Government Information (Public Access) Act 2009*

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

15.10/21 CARRIED

15.5 POLICY UPDATE FOLLOWING FEEDBACK FROM COUNCILLORS

MOTION Moved: Cr Ledger /Seconded: Cr Strutt

That Council formally revoke the following policies:

- i. In Lieu and In Kind
- ii. Aged Care Facilities - Quarantining of Funds
- iii. Continuous Improvement
- iv. Council Meetings – Matters for Closed Session of Council.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

16.10/21 CARRIED

15.6 REPORT ON COMPLAINTS

MOTION Moved: Cr O'Connor/Seconded: Cr Strutt

That the report relating to complaints from 1 January 2021 to 30 June 2021 be received and noted.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

17.10/21 CARRIED

15.7 CODE OF CONDUCT ANNUAL STATISTICAL REPORT SEPTEMBER 2021

Crs Crouch & O'Connor having previously declared an interest left Chambers at 2:29pm.

MOTION Moved: Cr Dusting /Seconded: Cr Toomey

That Council:

I. Receive and note this report; and

II. Provide the Office of Local Government with the Code of Conduct Annual Statistical Report for the period 1 September 2020 to 31 August 2021, by 31 December 2021.

For: Crs Dusting, Ledger, Strutt, Pearce, Bell,

Against: Cr Toomey

Absent: Crs, Crouch, O'Connor

18.10/21 CARRIED

Crs Crouch & O'Connor returned to Chambers at 2:33pm

The Chair called for an adjournment 2:33pm

The Chair resumed the meeting 2:44pm

15.8 OFFICE OF LOCAL GOVERNMENT PROPOSED RISK MANAGEMENT AND INTERNAL AUDIT FRAMEWORK

PROCEDURAL MOTION Moved: Cr O'Connor /Seconded: Cr Crouch

To move to Committee of the Whole.

For: Crs Dusting, Ledger, Sampson, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

19.10/21 CARRIED

Councillors held a detailed discussion in committee regarding the report.

PROCEDURAL MOTION Moved: Cr O'Connor /Seconded: Cr Toomey

To resume Standing Orders.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

20.10/21 CARRIED

The Chair outlined details of the discussion held in committee.

MOTION Moved: Cr Ledger /Seconded: Cr O'Connor

- I. That Council note the report on the proposed Risk Management and Internal Audit Framework.
- II. That Councillors provide input out-of-session to a draft submission to the Office of Local Government to include:
 - a) The Councillor on the Committee be a voting member of the committee;
 - b) There should be two Councillor members on the committee;
 - c) Other points as raised; and
- III. That Council consider the draft submission at the November 2021 Ordinary Meeting.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

21.10/21 CARRIED

15.9 URALLA COMMUNITY PARTICIPATION PLAN 2021

MOTION Moved: Cr Ledger /Seconded: Cr Strutt

That Council:

- i. Endorse the draft Uralla Community Participation Plan 2021 and place on public exhibition for a period of not less than 28 days; and
- ii. Adopt the Uralla Community Participation Plan 2021 if no submissions are received from the public or the Department of Planning, Industry and Environment.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

22.10/21 CARRIED

15.10 CLOSE OF RESOLUTION 34.12/18

MOTION Moved: Cr Strutt /Seconded: Cr Ledger

That Council receive and note the close of resolution 34.12/18 report.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

23.10/21 CARRIED

15.11 CLOSE OF RESOLUTION 34.12/19

MOTION Moved: Cr Strutt /Seconded: Cr Ledger

That Council receive and note the close of resolution 34.12/19 report.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

24.10/21 CARRIED

15.12 BUNDARRA SEWERAGE SCHEME – OCTOBER PROJECT UPDATE

MOTION Moved: Cr Bell /Seconded: Cr O'Connor.

That Council:

- I. Receive the Bundarra Sewerage Scheme – Project Update Report, and**
- II. Note the private works undertaken in the months of August and September 2021, (Attachment 3) for works carried out under the Local Government Act 1993 Section 67 Private Works Agreement Part (2)(b) and (4).**

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

25.10/21 CARRIED

15.14 RECOMMENDATIONS OF WORKSHOP – UPGRADES AND BEAUTIFICATION OF FULLER PARK, BRIDGE STREET URALLA

MOTION Moved: Cr Toomey /Seconded: Cr O'Connor

That Council:

- I. Subject to grant funding being secured, approve the upgrades and improvements to Fuller Park, Uralla, as raised in the workshop and noted below:**
 - a) Planting of a few trees and removal of selected trees (see photo) \$1,000;**
 - b) Garbage bin or plaque relocation – to provide separation distance between the bin and plaque \$300;**
 - c) Removal of the 2 large Concrete pots \$500;**
 - d) Demolition and removal of the shelter \$500;**
 - e) Provision of two additional picnic shelters on the shelter slab \$12,000;**
 - f) Information inserts on picnic tables \$2,000; and**
 - g) Plaques to be cleaned and relocated together \$300.**

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

26.10/21 CARRIED

15.15 PROPOSED RECLASSIFICATION OF THUNDERBOLTS WAY (MR73) FROM REGIONAL ROAD TO STATE ROAD

PROCEDURAL MOTION Moved: Cr O'Connor /Seconded: Cr Toomey
To move to Committee of the Whole.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

27.10/21 CARRIED

Councillors held a detailed discussion in committee regarding the report.

PROCEDURAL MOTION Moved: Cr O'Connor /Seconded: Cr Bell

To resume Standing Orders.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

28.10/21 CARRIED

The Chair outlined details of the discussion held in committee.

MOTION Moved: Cr Bell /Seconded: Cr O'Connor

That Council:

- I. endorse the proposed reclassification request of Thunderbolts Way from a Regional Road to a State Road; and**
- II. participate in the joint application with neighbouring councils for the reclassification of Bucketts Way/Thunderbolts Way from a Regional Road to a State Road subject to the maintenance being undertaken by Council under a Single Invitation Maintenance Contract procurement process.**

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Bell, O'Connor.

Against: Cr Toomey

Absent: Nil

29.10/21 CARRIED

15.16 NEW ENGLAND REGIONAL ENERGY ZONE DRAFT DECLARATION ON PUBLIC EXHIBITION

MOTION Moved: Cr Bell /Seconded: Cr Strutt

That Council make a submission to NSW Government EnergyCo regarding the New England Renewable Energy Zone (REZ) draft declaration to advise as follows:

That Uralla Shire Council:

- I. acknowledges the proposed declaration of the New England REZ which includes a considerable portion of the Shire;**
- II. notes EnergyCo key stakeholder engagement to date and the proposed future engagement steps;**
- III. has no specific feedback on the boundary of the proposed REZ;**
- IV. has identified a range of opportunities and issues arising in relation to the development of the New England REZ which have been communicated to the New England REZ Reference Group, and**
- V. Minutes of REZ meeting, 24 August 2021 to be sent to councillors.**

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.
Against: Nil
Absent: Nil

30.10/21 CARRIED

15.17 RESOLUTIONS REGISTER ACTIONS STATUS

MOTION Moved: Cr Toomey /Seconded: Cr O'Connor

That Council receive the Resolution Action Status as at 20 October 2021.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.
Against: Nil
Absent: Nil

31.10/21 CARRIED

15.18 9.1.1 ROADS CAPITAL PROJECTS VARIATION REPORT

PROCEDURAL MOTION Moved: Cr O'Connor /Seconded: Cr Crouch

To move to Committee of the Whole.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.
Against: Nil
Absent: Nil

32.10/21 CARRIED

Councillors held a detailed discussion in committee regarding the report.

PROCEDURAL MOTION Moved: Cr Strutt /Seconded: Cr Toomey

To resume Standing Orders.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.
Against: Nil
Absent: Nil

33.10/21 CARRIED

The Chair outlined details of the discussion held in committee.

MOTION Moved: Cr Bell /Seconded: Cr Dusting

That Council approve the Capital Works projects including:

i. For Local Roads:

- | | |
|-----------------------------------|-----------|
| • Bergen Road near Warrembah Road | \$163,065 |
| • Kingstown Road (21/22 - 22/23) | \$336,875 |
| • Northeys Road (21/22 - 22/23) | \$336,875 |
| • Gostwyck Road (21/22 - 22/23) | \$673,750 |
| • School Zone Infrastructure | \$180,000 |
| • Kingstown Road Heavy Patching | \$378,162 |
| • Arding Road Heavy Patching | \$171,645 |
| • Kliendienst Road Heavy Patching | \$95,175 |

ii. For Regional Roads:

- | | |
|---|-----------|
| • Bundarra Road Ch 2.0 to 3.25 | \$420,000 |
| • Heavy Patching - Bundarra Road and Thunderbolts Way | \$459,016 |
| • Re-sheeting Barraba Road | \$21,344 |

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Bell.

Against: Toomey, O'Connor

Absent: Nil

34.10/21 CARRIED

15.19 9.1.2 EOI: STREETS AS SHARED SPACES PROGRAM (ROUND 2), SUMMER NIGHT FUND PROGRAM AND AUSTRALIA DAY 2022 COMMUNITY GRANTS PROGRAM

Cr O'Connor having previously declared an interest left Chambers at 4:27pm

MOTION Moved: Cr Toomey /Seconded: Cr Ledger

That Council:

- 1. Submit an EOI for the Streets as Shared Spaces Program for**
 - i. Central business area: Uralla (Bridge St and Hill Street between Salisbury St and King St) \$400k; and**
 - ii. Central business area: Bundarra (Bendemeer St between Souter St and Bowline St) \$100k.**

- 2. Place on public display the EOI and invite submissions.**

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell.

Against: Nil

Absent: O'Connor

35.10/21 CARRIED

Cr Bell left the meeting 4:37pm

Cr O'Connor returned to Chambers at 4:37pm

Cr Bell returned to the meeting 4:39pm

MOTION Moved: Cr O'Connor /Seconded: Cr Ledger

That Council:

- I. sign up for The Festival of Place Summer Night Fund Program for up to \$15,000.**
- II. apply for the Australia Day 2022 Community Grant for up to \$20,000, subject to agreement by the Uralla Shire Australia Day Committee.**

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

36.10/21 CARRIED

16 MOTIONS ON NOTICE QUESTIONS WITH NOTICE

16.1 NOTICE OF MOTION - CHARGES FOR GREEN WASTE FROM OUTSIDE URALLA SHIRE

MOTION Moved: Cr Strutt /Seconded: Cr Bell

That Council:

- 1. Place on public exhibition for a minimum of 28 days the following charges to apply to loads of uncontaminated garden and wood waste from outside the Uralla Shire –**

Car-sedan, wagon	\$ 5.00 per load
Small truck or trailer	\$12.00 per load
Large trailer	\$25.00 per load
Truck	\$25.00 per cubic metre

and adopts the fees and charges subject to no submissions from Uralla Shire residents being received.
- 2. Consider the effectiveness of the new green waste charges for non-residents at the next review of fees and charges.**

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

37.10/21 CARRIED

PROCEDURAL MOTION Moved: Cr Strutt /Seconded Cr O'Connor

That Council extend the meeting past 5pm

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

38.10/21 CARRIED

17 CONFIDENTIAL MATTERS

PROCEDURAL MOTION Moved: Cr Strutt/ Seconded: Cr 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:-

- (1) 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:
 - (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

Reason: report contains privileged legal advice concerning litigation risk to Council.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

39.10/21 CARRIED

REPORTS TO CLOSED SESSION

17.1 9.1.3 CONFIDENTIAL REPORT – STATUS OF DA-43-2017

MOTION Moved: Cr Bell /Seconded: Cr Toomey

That Council receive the report on the status of works relating to DA-43-2017 brief for legal advice, enforcement actions and correspondence between the landowner, occupant, and USC from 17.9.2017 to 13.10.2021.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

40.10/21 CARRIED

MOVE TO OPEN SESSION

PROCEDURAL MOTION Moved: Cr Strutt /Seconded: Cr Crouch

To return to Open Session of Council.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

41.10/21 CARRIED

18 COMMUNICATION OF COUNCIL DECISIONS

PROCEDURAL MOTION Moved: Cr Dusting /Seconded: Cr Strutt

The resolutions of Closed Session of Council become the resolutions of Open Session of Council.

For: Crs Dusting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor.

Against: Nil

Absent: Nil

42.10/21 CARRIED

19 CLOSURE OF MEETING

The meeting was closed at 5:12pm.

20 COUNCIL MINUTES CONFIRMED

COUNCIL MINUTES CONFIRMED BY:	
RESOLUTION NUMBER:	01.11/21
DATE:	23 November 2021 Ordinary Meeting
MAYOR:	Councillor Michael Pearce 

