



## **MINUTES** of

### **ORDINARY MEETING OF COUNCIL**

**Held on 27 April 2021 at 12:30pm**

#### **Attendance at Meeting:**

##### **Councillors:**

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

##### **Apologies:**

Cr T O'Connor

##### **Staff:**

Ms K Jessep, General Manager  
Mr S Paul, Chief Financial Officer  
Mr T Seymour, Director Development & Infrastructure  
Ms C Valencius, Executive Manager Corporate Services  
Ms N Heaton, Coordinator Governance & Risk  
Ms H McElnea, Communications & Engagement Officer  
Ms W Westbrook, Minute Clerk  
Mr M Clarkson, Manager Planning & Development

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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 TO COUNTRY

The Chair read the acknowledgement to 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 IF ABSENCES BY COUNCILLORS

The Chair advised Cr O'Connor continued on leave of absence.

MOTION Moved: Cr Toomey/ Seconded: Cr Strutt

Cr Dusting leave of absence from 3pm, for today only, be approved.

FOR: Cr M Pearce, Cr R Bell, Cr R Crouch, Cr N Ledger, Cr L Sampson, Cr I Strutt,  
Cr T Toomey.

AGAINST: Nil

01.04/21 CARRIED UNANIMOUSLY

## 6 DISCLOSURES & DECLARATIONS OF INTERESTS

The Chair received the following declarations of pecuniary and non-pecuniary Conflict of Interest Declarations in relation to the 27 April 2021 Meeting.

COUNCILLOR	ITEM OR REPORT NUMBER	PECUNIARY OR NON-PECUNIARY INTEREST	NATURE OF INTEREST
Cr Crouch	15.2	Non-pecuniary Significant	- On the Board of the Uralla Showground Land Manager who has a financial association with the Uralla Pony Club.
Cr Crouch	15.3	Non-pecuniary Significant	- Holding position of Director at Uralla Bowling Club.

## 7 CONFIRMATION OF MINUTES

Minutes to be confirmed at the 27 April 2021 Meeting:

### 7.1 MINUTES 23 MARCH 2021 ORDINARY MEETING OF COUNCIL

Minutes of, Ordinary Meeting held 23 March 2021, the chair called for any amendments.

There were no amendments.

**MOTION Moved: Cr Strutt/ Seconded: Cr Ledger**

That Council adopt the minutes the meeting held 23 March 2021, as a true and correct record of the Ordinary Meeting 23 March 2021.

**FOR:** Cr M Pearce, Cr R Bell, Cr R Crouch, Cr M Dusting, Cr N Ledger, Cr L Sampson,  
Cr I Strutt

**AGAINST:** Cr T Toomey

02.04/21 CARRIED

## 8 TABLING OF REPORTS & PETITIONS

### 8.1 REPORTS TABLED

Nil.

### 8.2 PETITION ON PROJECTS APPLYING FOR FUNDING UNDER PUBLIC SPACES LEGACY PROGRAM TABLED

Cr T Toomey tabled a petition on behalf of community members. The petition contains the following nine (9) projects along with the supporting signatures. These supporting signatures were provided in person at the public meeting of Thursday 22 April, at the Uralla Bowling Club, attended by around 50 people, at Burnet's Books on the following 4 days, and by email (18). See below:

Petition	Number of Signatures Received
Basic (Primitive) Camping at The Glen	41
Increased Share Pathways, Cycleways, Mobility, Scooter Access and Public Spaces Connections	25
Model Boating	34
Mt Mutton Re: vegetation	35
Constellations of The South	36
Amphitheatre	39
7 Entrances to Uralla	37
Fibonacci	40
Upgrades to Rotary Park, opposite The Glen	43

Cr Bell left the meeting 12:49pm.

Cr Bell returned to the meeting 12:50pm.

## 9 URGENT, SUPPLEMENTARY & LATE ITEMS/REPORTS OF BUSINESS

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

### 9.1 URGENT ITEMS

Nil

## 9.2 SUPPLEMENTARY ITEMS

Nil

## 9.3 LATE REPORTS TO COUNCIL

**MOTION Moved Cr Toomey/ Seconder: Cr Bell**

**That motion 2 only of the Uralla Branch NSW Farmers Association Letter dated 26 April 2021 be tabled.**

**FOR: Cr R Bell, Cr R Crouch, Cr T Toomey**

**AGAINST: Cr M Pearce, Cr M Dusting, Cr N Ledger, Cr L Sampson, Cr I Strutt**

03.04/21 MOTION LOST

## 10 WRITTEN REPORT FROM DELEGATES

### 10.1 WINTERBOURNE WIND FARM COMMUNITY CONSULTATIVE COMMITTEE – CR CROUCH

Cr Crouch provided a verbal summary of the written delegates report.

### 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:		27 April 2021
DATE	COMMITTEE/MEETING/EVENT	LOCATION
27 April 2021	Council Ordinary Meeting	Uralla
Expense Claims Tabled		\$0.00

COUNCILLOR NAME:		Robert Crouch
COUNCIL MEETING DATE:		27 April 2021
DATE	COMMITTEE/MEETING/EVENT	LOCATION
08 April 2021	Listening post	Kingstown
09 April 2021	Listening post	Kentucky
12 April 2021	Listening post	Invergowrie
12 April 2021	UTEC	Uralla
13 April 2021	Budget review and finance committee	Uralla
13 April 2021	General Manager's Workshop & Briefing Sessions for Councillors: - Thunderbolt Festival Presentation - Code of Conduct Training for Councillors	Uralla
15 April 2021	Seniors' week local achievement awards	Armidale
21 April 2021	Bundarra Hall Committee	Bundarra
27 April 2021	Ordinary council meeting	Uralla
Expense Claims Tabled		\$0.00

COUNCILLOR NAME:		Levi Sampson
COUNCIL MEETING DATE:		27 April 2021
DATE	COMMITTEE/MEETING/EVENT	LOCATION
13 April 2021	General Manager's Workshop & Briefing Sessions for Councillors: - Thunderbolt Festival Presentation Code of Conduct Training for Councillors	Uralla
13 April 2021	Budget Review & Finance Committee Meeting	Uralla
27 April 2021	Ordinary Council Meeting	
Expense Claims Tabled		\$62.56

<b>COUNCILLOR NAME:</b>		Natasha Ledger
<b>COUNCIL MEETING DATE:</b>		27 April 2021
<b>DATE</b>	<b>COMMITTEE/MEETING/EVENT</b>	<b>LOCATION</b>
08 April 2021	Listening Post at Kingstown	Kingstown Store
09 April 2021	Listening Post at Kentucky	Kentucky Store
12 April 2021	Listening Post at Invergowrie	Invergowrie Store
13 April 2021	General Manager's Workshop & Briefing Sessions for Councillors: - Thunderbolt Festival Presentation Code of Conduct Training for Councillors	Uralla
13 April 2021	Budget Review & Finance Committee Meeting	Uralla
14 April 2021	Seniors Morning Tea	Uralla
16 April 2021	Bundarra 355 Committee Meeting- Uralla Media Launch - Library	Bundarra
16 April 2021	Uralla Media Launch - Library	Uralla
21 April 2021	Youth Week Forum	Uralla
25 April 2021	Anzac Dawn Service & March	Uralla
Expense Claims <b>not</b> Tabled		\$ -

<b>COUNCILLOR NAME:</b>		Tara Toomey
<b>COUNCIL MEETING DATE:</b>		27 April 2021
<b>DATE</b>	<b>COMMITTEE/MEETING/EVENT</b>	<b>LOCATION</b>
12 April 2021	UTEC Meeting	Uralla
13 April 2021	Budget Review & Finance Committee Meeting	Uralla
13 April 2021	General Manager's Workshop & Briefing Sessions for Councillors: - Thunderbolt Festival Presentation Code of Conduct Training for Councillors	Uralla
22 April 2021	Public Meeting on Public Spaces Legacy Funding	Uralla
27 April 2021	Council Ordinary Meeting	Uralla
Expense Claims Tabled		\$0.00

<b>COUNCILLOR NAME:</b>		Robert Bell
<b>COUNCIL MEETING DATE:</b>		27 April 2021
<b>DATE</b>	<b>COMMITTEE/MEETING/EVENT</b>	<b>LOCATION</b>
09 April 2021	Listening Post at Kentucky	Kentucky Store
13 April 2021	Budget Review & Finance Committee Meeting	Uralla
13 April 2021	General Manager's Workshop & Briefing Sessions for Councillors: - Thunderbolt Festival Presentation Code of Conduct Training for Councillors	Uralla
22 April 2021	Public Meeting on Public Spaces Legacy Funding	Uralla
23 April 2021	Launch of Promotion – Library	Uralla
27 April 2021	Council Ordinary Meeting	Uralla
Expense Claims Tabled		\$0.00

<b>COUNCILLOR NAME:</b>	Isabel Strutt	
<b>COUNCIL MEETING DATE:</b>	27 April 2021	
<b>DATE</b>	<b>COMMITTEE/MEETING/EVENT</b>	<b>LOCATION</b>
28 March 2021	Presentation of the New England Zone NSW Rural Fire Service Long Service Medals and handover of new firefighting appliances	New England Airbase Precinct, Armidale
30 March 2021	Deputising for Mayor for fortnightly 2AD radio interview – Dine & Discover in the Uralla Shire; survey re name change for Hampden Park; Youth Week events; Listening Posts at Kentucky, Invergowrie, Kingstown; DCP Draft Amendment on public exhibition; New South Wales Rural Fire Service Presentation of Long Service Medals; Uralla Library programs.	Phone Interview
31 March 2021	Funding launch by MP Adam Marshall for Hawthorne Drive Improvement	Hawthorne Drive
01 April 2021	Meeting with NSW rural Fire Service regarding re-establishment of Liaison Committees for the New England Rural Fire District	RFS Zone Headquarters, Armidale
09 April 2021	Listening Post at Kentucky	Kentucky Store
12 April 2021	Listening Post at Invergowrie	Invergowrie Store
12 April 2021	UTEC Meeting	Chambers
13 April 2021	Budget Review & Finance Committee meeting	Chambers
13 April 2021	General Manager's Workshop & Briefing Sessions for Councillors: <ul style="list-style-type: none"> <li>- Thunderbolt Festival Presentation</li> <li>- Code of Conduct Training for Councillors</li> </ul>	Chambers
14 April 2021	Seniors Morning Tea and Roundtable Discussion	Chambers
15 April 2021	NSW Seniors Week Local Achievement Awards	Armidale Bowling Club
21 April 2021	Youth Week Forum	Chambers
21 April 2021	Central Northern Regional Library Meeting	Tamworth
23 April 2021	Uralla Shire Resilience Project - Presentation of promotional videos	Uralla Library
27 April 2021	Council Meeting	Chambers
Expense Claims Tabled		\$0.00

<b>COUNCILLOR NAME:</b>	Michael Pearce	
<b>COUNCIL MEETING DATE:</b>	27 April 2021	
<b>DATE</b>	<b>COMMITTEE/MEETING/EVENT</b>	<b>LOCATION</b>
24 March 2021	Mayor's Office - Admin	Uralla
25 March 2021	Mayor's Office – Admin.	
06 April 2021	Mayor's Office - Admin	Uralla
07 April 2021	Mayor's Office - Admin	Uralla
09 April 2021	Mayor's Office – Admin. Listening Post, Kentucky	Uralla Kentucky
12 April 2021	Mayor's Office – Admin. Listening Post, Invergowrie	Uralla Invergowrie

13 April 2021	Mayor's Office – Admin. 2AD Radio interview Budget, Review, Finance Committee. General Manager's Workshop & Briefing Sessions for Councillors: - Thunderbolt Festival Presentation - Code of Conduct Training for Councillors.	Uralla
14 April 2021	Mayor's Office – Admin. 2AD Radio interview. Senior's Week Morning Tea.	Uralla
15 April 2021	Senior's Week Local Achievement Awards, Armidale City Bowling club.	Armidale
19 April 2021	Mayor's Office - Admin	Uralla
20 April 2021	Mayor's Office - Admin	
21 April 2021	Mayor's Office – Admin. Youth Week Morning Tea.	Uralla
22 April 2021	Mayor's Office - Admin	Uralla
23 April 2021	ANZAC Service – Bundarra Central School with USC General Manager. Local Business Community Engagement and Promotional Campaign, Uralla Library.	Bundarra  Uralla
25 April 2021	ANZAC Day activities, Parade March and Alma Park Memorial Gates ceremony.	Uralla
26 April 2021	Mayor's Office - Admin	Uralla
27 April 2021	Mayor's Office – Admin. April Council meeting.	Uralla
Expense Claims Tabled		\$508.64

The Chair advised the Delegates report have been tabled.

## 11 ITEMS PASSED IN BULK

The Mayor called for agenda items dealt with, in bulk, by exception – as per Section 13 of Council's Code of Meeting Policy.

There were no items passed in bulk.

## 12 MAYORAL MINUTE

### 12.1 MAYORAL MINUTE – EMERGENCY SERVICES LEVY

**MOTION Moved: Cr Pearce/ Seconded: Cr Strutt**

That Council write to the NSW Government advising that a 43.7% increase to this year's Uralla Shire Council contribution to the local RFS, together with the inevitable increase in the emergency services levy is not affordable and recommending that the NSW Government restricts the annual increase in Council's contributions to all agencies associated with Emergency Services Levy contributions to the rate peg limit, with the NSW budget to fund any shortfalls, and that this remains in place until a broad-based property levy is implemented.

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

**AGAINST:** Nil

04.04/21 CARRIED UNANIMOUSLY



## 12.2 MAYORAL MINUTE – YOUTH WEEK FORUM - “TOGETHER MORE THAN EVER”

MOTION Moved: Cr Pearce / Seconded: Cr Strutt

That the Mayoral Minute Youth Week Forum – ‘Together More Than Every’ be received and noted.

FOR: Cr M Pearce, Cr R Bell, Cr R Crouch, Cr M Dusing, Cr N Ledger, Cr L Sampson,  
Cr I Strutt, Cr T Toomey

AGAINST: NIL

05.04/21 CARRIED UNANIMOUSLY

## 13 PUBLIC FORUM/PRESENTATIONS

Nil

## 14 REPORT OF COMMITTEES

### 14.1 BUDGET REVIEW AND FINANCE COMMITTEE MEETING OF COUNCIL HELD 13 APRIL 2021

PROCEDURAL MOTION Moved: Cr Bell/ Seconded: Cr Dusing

To move to Committee of the Whole.

06.04/21 CARRIED UNANIMOUSLY

Councillors held a detailed discussion in committee regarding the report.

PROCEDURAL MOTION Moved: Cr Dusing/ Seconded: Cr Strutt

To resume Standing Orders.

07.04/21 CARRIED UNANIMOUSLY

The Chair outlined details of the discussion held in committee.

MOTION Moved: Cr Bell/ Seconded: Cr Sampson

A. That the minutes of the Budget Review & Finance Committee Meeting held on 13 April 2021 be noted and endorsed, including the recommendations to Council that:

1. Council note the budget preparation stages outlined in the report and resolve to schedule an additional Budget Review and Finance Committee meeting on Tuesday 4 May 2021 commencing at 10:30am to finalise the draft budget.
2. Access charges and usage charges for the Water Fund be increased by 10%.
3. Review current contracts and consultancies at the next Budget Review & Finance Committee Meeting.
4. Investigate:
  - a. employment of a full time Health & Building inspector,
  - b. up skilling a current employee, and
  - c. a shared service.
5. Develop Section 7.11 & 7.12 developer charges policy to enable inclusion and associated revenue forecasts;
6. Investigate shared service opportunities with New England Joint Organisation (NEJO) and neighbouring councils.
7. Investigate commercial income streams.
8. Investigate options to diversify investments

- B. That the Budget Review & Finance Committee undertake consideration of further service level reductions and/or revenue raising opportunities and internal savings at the 4 May 2021 meeting.

FOR: Cr M Pearce, Cr R Bell, Cr R Crouch, Cr M Dusting, Cr L Sampson, Cr I Strutt,  
Cr T Toomey

AGAINST: Cr N Ledger,

08.04/21 CARRIED

## 15 REPORTS TO COUNCIL

### 15.1 CASH AT BANK AND INVESTMENTS

MOTION: Moved Cr Toomey / Seconded: Cr Bell

That Council note:

- The cash position as at 31 March, 2021 consisting of cash and overnight funds of \$2,239,012, term deposits of \$15,507,319 totalling \$17,746,331 of readily convertible funds; and
- Council note the loan position as at 31 March 2021 totalling \$2,026,489.

AMENDMENT:

Moved: Cr Strutt/ Seconded: Cr Dusting

That Council note:

- The cash position as at 31 March, 2021 consisting of cash and overnight funds of \$2,239,012, term deposits of \$15,507,319 totalling \$17,746,331 of readily convertible funds; and
- Council note the loan position as at 31 March 2021 totalling \$2,026,489; and
- The projected unrestricted cash position as at 30 June 2021, totalling \$60,000; and
- Request the General Manager provide a breakdown of the internal and the external restrictions applied by the Chief Financial Officer in the projection of the unrestricted funds.

FOR: Cr M Pearce, Cr M Dusting, Cr N Ledger, Cr L Sampson, Cr I Strutt,

AGAINST: Cr R Bell, Cr R Crouch, Cr T Toomey

CARRIED

The amendment became the substantive motion and was put to the vote.

MOTION Moved: Cr Strutt/ Seconded: Cr Dusting

That Council note:

- The cash position as at 31 March, 2021 consisting of cash and overnight funds of \$2,239,012, term deposits of \$15,507,319 totalling \$17,746,331 of readily convertible funds; and
- Council note the loan position as at 31 March 2021 totalling \$2,026,489; and
- The projected unrestricted cash position as at 30 June 2021, totalling \$60,000; and
- Request the General Manager provide a breakdown of the internal and the external restrictions applied by the Chief Financial Officer in the projection of the unrestricted funds.

FOR: Cr M Pearce, Cr M Dusting, Cr N Ledger, Cr L Sampson, Cr I Strutt, Cr Crouch

AGAINST: Cr R Bell, Cr T Toomey

09.04/21 CARRIED

Cr Crouch declared a conflict of interest in items 15.2 and 15.3 left the meeting at 2.16pm.

## 15.2 COMMUNITY GRANTS PROGRAM 2020-21 ROUND 2 APPLICATION ASSESSMENTS

MOTION Moved: Cr Ledger/ Seconded: Cr Strutt

That Council approve Community Grants Program 2020-21 Round 2 funding allocations of \$7,600 to the following applicants in accordance with the general grant conditions:

- a. Uralla And District Pony Club - Show jumping Course (\$3,000 requested, provide \$1,939)
- b. Bundarra Fishing Club - Re-stocking native fish (\$3,000 requested, provide \$1,939)
- c. Friends of Barry Munday Reserve - Preparing Tennis Courts for Public Use (\$2,906 requested, provide \$1,878)
- d. Arding Landcare Group Inc. - Tree removal at Arding Reserve (\$2,420 requested, provide \$1,564)
- e. Ethan Wooldridge - Attendance at State equestrian event- fees and equipment (\$280 requested, provide \$280)

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

AGAINST: Nil

10.04/21 CARRIED UNANIMOUSLY

## 15.3 DEVELOPMENT APPLICATION 18/2021 – INSTALLATION OF FLOOD LIGHTS - 52 HILL STREET, URALLA

MOTION Moved: Cr Bell/ Seconded: Cr Dusting

That Council approve the Development Application 18/2021 for installation of flood lights at 52 Hill Street Uralla (Lot A DP 156002) in accordance with 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**

**Please Note:** A reference to the National Construction Code is a reference to that Code as in force on the date the application is made for the relevant:

- (a) development consent, in the case of a temporary structure that is an entertainment venue, or
- (b) construction certificate, in every other case.

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

### Erection of signs

**Please Note:** This does not apply in relation to:

- (a) building work, subdivision work or demolition work that is carried out inside an existing building, which does not affect the external walls of the building development consent, in the case of a temporary structure that is an entertainment venue, or
- (b) Crown building work that is certified, in accordance with section 116G of the Act, to comply with the technical provisions of the State's building laws.
- (c) a complying development certificate issued before 1 July 2004 only if the building work, subdivision work or demolition work involved had not been commenced by that date.

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 certifier 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.

#### Shoring and adequacy of adjoining property

**Please Note:** This does not apply if the person having the benefit of the complying development certificate owns the adjoining land or the owner of the adjoining land has given consent in writing to that condition not applying.

4. If the development involves an excavation that extends below the level of the base of the footings of a building on adjoining land, the person having the benefit of the certificate must at the person's own expense:
  - (a) protect and support the adjoining premises from possible damage from the excavation, and
  - (b) where necessary, underpin the adjoining premises to prevent any such damage.

#### GENERAL CONDITIONS

5. 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.
6. The owner of the property is to ensure that any structure is installed:
  - (a) to meet the setback requirements of the approved plans,
  - (b) to be located within the confines of the lot, and;
  - (c) so that it does not interfere with any easements or covenants upon the land.  
Reason: To avoid any structures being erected in a location where it would be inappropriate.

7. The structures are to be inspected at the following stages of construction:
- before the pouring of footings\*\*
  - before pouring any reinforced concrete structure \*\*
  - 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.
- Council has limited capacity for inspections, which may only be on specific days. Please contact Council well in advance to arrange 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
- Reason: To ensure compliance with appropriate standards.
8. A Construction Certificate must be obtained from a Certifier before work commences.
- Reason: To ensure compliance with Cl.146 of the Environmental Planning and Assessment Regulation 2000.
9. Use of the structures is not to take place until the Principal Certifier (PC) has carried out a final inspection and an Occupation Certificate issued.
- Reason: To ensure compliance with the Environmental Planning and Assessment Act 1979 and to restrict the use of the premises until the terms of the Development Consent have been complied with so as to ensure the health and safety of occupants of the building.
10. No increase or interference with the amenity of the area is to be created by reason of any process or operation on the premises causing the emission of noise, dust, smoke or any other pollution discharge.
- Reason: To prevent pollution from detrimentally affecting the public or environment.
11. All external lighting is to be positioned and directed so as to prevent the intrusion of light to the adjoining premises.
- Reason: To prevent the intrusion of light onto adjoining premises.
12. 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.
- Reason: To ensure pedestrian and vehicular safety during construction.
13. The external flood lights must not remain on between the hours of 9pm and 6am on any day.
- Reason: To protect the amenity of the locality.

## CONDITIONS TO BE COMPLETED PRIOR TO CONSTRUCTION COMMENCING

14. The owner/s of the property are to give Council written notice of the intention to commence works and the appointment of a Principal Certifier (if the PC 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

## CONDITIONS TO BE COMPLIED WITH DURING CONSTRUCTION

15. The owner of the property is to ensure that any building is constructed:
- (a) to meet the setback requirements of the approved plans,
  - (b) to be located within the confines of the lot, and;
  - (c) so that it does not interfere with any easements or covenants upon the land.
- Reason: To avoid any buildings being erected in a location where it would be inappropriate.
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. All construction materials, sheds, skip bins, spoil, temporary water closets etc. shall be kept wholly within the property and not placed on public land or in a position that may result in materials/debris being washed onto the roadway or into the stormwater drainage system.
- Reason: To preserve the amenity of the locality and protect stormwater systems.
19. Temporary kerb and gutter crossings shall be installed to protect existing kerbs, channels and/or laybacks. Such protection shall consist of timber, concrete, steel or the like and shall not cause any diversion or build-up of drainage flow. Materials that could cause interference with council's drainage system shall not be used.
- Reason: To ensure that Council's stormwater system is protected.
20. 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.

## CONDITIONS TO BE COMPLETED PRIOR TO ISSUE OF OCCUPATION CERTIFICATE

21. Any damage caused to kerb, guttering crossovers and/or footpaths during building operations shall be rectified by the developer to the satisfaction of Uralla Shire Council's Director Infrastructure & Regulation.

Reason: To ensure that public infrastructure is maintained.

## ADVISORY NOTES – GENERAL

22. The applicant is solely responsible for ensuring that all additional consents and agreements are obtained from other authorities, as relevant.
23. 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.
24. 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.
25. 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 s4.55 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.
26. 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 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.
27. Prior to any works being undertaken within the road reserve, (including the footpath), a Section 138 approval must be obtained from Council. Please contact Council to obtain an application form.
28. Pursuant to Section 94(1)(a) of the Local Government Act 1993 (General) Regulation 2005, prior to any water main extension work or sewer main extension work the developer is to apply for a Section 68 Certificate approval and submit proposed plans.

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

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

AGAINST: Nil

11.04/21 CARRIED UNANIMOUSLY

Cr Crouch returned to the meeting 2:36pm

#### 15.4 DEVELOPMENT APPLICATION 10/2021 – CARPORT AND ADDITION TO EXISTING SHED, 2 DEPOT ROAD URALLA

MOTION Moved: Cr Bell/ Seconded: Cr Crouch

That Council resolve to approve the carport for Development Application 10/2021 at 2 Depot Road Uralla (Lot 4 DP 1092795) in accordance with the following conditions:

##### PRESCRIBED CONDITIONS (under Environmental Planning and Assessment Regulation 2000)

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

2. **Please Note:** A reference to the National Construction Code is a reference to that Code as in force on the date the application is made for the relevant:

- (c) development consent, in the case of a temporary structure that is an entertainment venue, or
- (d) construction certificate, in every other case.

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

4. In the case of residential building work for which the Home Building Act 1989 requires there to be a contract of insurance in force in accordance with Part 6 of that Act, that such a contract of insurance must be entered into and be in force before any building work authorised to be carried out by the certificate commences.

5. For a temporary structure that is used as an entertainment venue, the temporary structure must comply with Part B1 and NSW H102 of Volume One of the National Construction Code.

**6. Erection of signs**

7. **Please Note:** This does not apply in relation to:

- (d) building work, subdivision work or demolition work that is carried out inside an existing building, which does not affect the external walls of the building development consent, in the case of a temporary structure that is an entertainment venue, or
- (e) Crown building work that is certified, in accordance with section 116G of the Act, to comply with the technical provisions of the State's building laws.
- (f) a complying development certificate issued before 1 July 2004 only if the building work, subdivision work or demolition work involved had not been commenced by that date.

8. 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:

- (d) showing the name, address and telephone number of the principal certifier for the work, and
- (e) 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
- (f) stating that unauthorised entry to the site is prohibited.

9. 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.



## 10. Notification of Home Building Act 1989 requirements

**11. Please Note:** This does not apply in relation to Crown building work that is certified, in accordance with section 116G of the Act, to comply with the technical provisions of the State's building laws.

12. Residential building work within the meaning of the Home Building Act 1989 must not be carried out unless the principal certifier for the development to which the work relates (not being the council) has given the council written notice of the following information:
- (a) in the case of work for which a principal contractor is required to be appointed:
    - (i) the name and licence number of the principal contractor, and
    - (ii) the name of the insurer by which the work is insured under Part 6 of that Act,
  - (b) in the case of work to be done by an owner-builder:
    - (i) the name of the owner-builder, and
    - (ii) if the owner-builder is required to hold an owner-builder permit under that Act, the number of the relevant owner-builder permit.
13. If arrangements for doing the residential building work are changed while the work is in progress so that the information notified under the above becomes out of date, further work must not be carried out unless the principal certifier for the development to which the work relates (not being the council) has given the council written notice of the updated information.

## GENERAL CONDITIONS

14. The development shall be implemented in accordance with:
- (c) All documentation and correspondence submitted by the applicant, or their agents, in support of the Development Application,
  - (d) 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.

15. The owner of the property is to ensure that any structure is installed:
- (a) to meet the setback requirements of the approved plans,
  - (b) to be located within the confines of the lot, and;
  - (c) so that it does not interfere with any easements or covenants upon the land.

Reason: To avoid any structures being erected in a location where it would be inappropriate.

16. The structure is to be inspected at the following stages of construction:
- before the pouring of footings\*\*
  - before covering drainage (under hydrostatic test)
  - before pouring any reinforced concrete structure \*\*
  - before covering the framework for any wall, roof or other building element \*\*
  - before covering waterproofing in any wet area\*\*
  - 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.

Council has limited capacity for inspections, which may only be on specific days. Please contact Council well in advance to arrange 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

Reason: To ensure compliance with appropriate standards.

17. A Construction Certificate must be obtained from a Certifier before work commences.  
Reason: To ensure compliance with Cl.146 of the Environmental Planning and Assessment Regulation 2000.

18. Occupancy of the building is not to take place until the Principal Certifier (PC) has carried out a final inspection and an Occupation Certificate issued.  
Reason: To ensure compliance with the Environmental Planning and Assessment Act 1979 and to restrict the use of the premises until the terms of the Development Consent have been complied with so as to ensure the health and safety of occupants of the building.
19. Roof water is to be disposed in a manner that does not cause a nuisance for neighbouring properties, by one of the following methods:  
(a) By piping to the street gutter.  
(b) By piping to a rainwater tank and then via the overflow to the street gutter.  
Reason: To alleviate any potential stormwater problems with respect to the buildings on the allotment or adjoining allotments.
20. The responsible person for plumbing and drainage work must ensure that the responsible person has given Council a notice of work in an approved form that specifies the work to be carried out and the responsible person for the work.  
The notice of work must be provided no later than 20 business days before the work concerned is carried out in the case of work that involves a proposed alternative solution, or no later than 2 business days before the work concerned is carried out in any other case.  
Reason: Statutory requirement
21. The responsible person for plumbing and drainage work must provide Council, and the person for whom the work is carried out, with a certificate of compliance within 2 business days after the work is completed.  
Reason: Statutory requirement  
Note: A certificate of compliance is a written document, in an approved form, that certifies that the plumbing and drainage work to which it relates is code compliant.
22. On completion of plumbing and drainage work that consists of or includes carrying out work on a sanitary drainage system, the responsible person for the work must supply a plan of the work, in the approved form, to the following persons:  
a) The owner of the land or the owner's agent,  
b) The Council.  
Reason: Statutory requirement
23. 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.  
Reason: To ensure pedestrian and vehicular safety during construction.

#### CONDITIONS TO BE COMPLETED PRIOR TO CONSTRUCTION COMMENCING

24. The owner/s of the property are to give Council written notice of the intention to commence works and the appointment of a Principal Certifier (if the PC 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

#### CONDITIONS TO BE COMPLIED WITH DURING CONSTRUCTION

25. The owner of the property is to ensure that any building is constructed:  
(d) to meet the setback requirements of the approved plans,  
(e) to be located within the confines of the lot, and;  
(f) so that it does not interfere with any easements or covenants upon the land.  
Reason: To avoid any buildings being erected in a location where it would be inappropriate.
26. 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.

27. 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.
28. All construction materials, sheds, skip bins, spoil, temporary water closets etc. shall be kept wholly within the property and not placed on public land or in a position that may result in materials/debris being washed onto the roadway or into the stormwater drainage system.  
Reason: To preserve the amenity of the locality and protect stormwater systems.
29. Temporary kerb and gutter crossings shall be installed to protect existing kerbs, channels and/or laybacks. Such protection shall consist of timber, concrete, steel or the like and shall not cause any diversion or build-up of drainage flow. Materials that could cause interference with council's drainage system shall not be used.  
Reason: To ensure that Council's stormwater system is protected.
30. 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.
31. Where the proposed building works necessitate the cutting-in of new stormwater outlets into the existing street kerb, the Applicant and plumbing/drainage contractor shall ensure that the following procedures are adopted.
- (g) A kerb adaptor suitable for the particular kerb profile and capable of withstanding vehicular loadings is to be utilised,
  - (h) Create the opening in the kerb by use of either a saw cut or bored hole only – breaking out the kerb by impact methods is not permitted,
  - (i) The kerb adaptor is to be kept flush with the top and outside face of the kerb, and
  - (j) The fixing of the kerb adaptor and filling in of side gaps is to be undertaken by the use of an epoxy resin – mortar or concrete is not to be used.
- Reason: Requirement of Council as the Road Authority.
32. 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:
- (k) divert uncontaminated run-off around cleared or disturbed areas,
  - (l) erect a silt fence to prevent debris escaping into drainage systems or waterways,
  - (m) prevent tracking of sediment by vehicles onto roads,
  - (n) 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.
33. All demolition work to be undertaken in accordance with Australian Standard 2601 – The Demolition of Structures.  
Reason: To ensure that demolition work is undertaken in a manner that is safe and minimises environmental disturbance.

34. Development involving bonded asbestos material and friable asbestos material:
- (o) work involving bonded asbestos removal work (of an area of more than 10 square metres) or friable asbestos removal work must be undertaken by a person who carries on a business of such removal work in accordance with a licence under clause 458 of the Work Health and Safety Regulation 2011,
  - (p) the person having the benefit of the development consent must provide the principal certifier with a copy of a signed contract with such a person before any development pursuant to the consent commences,
  - (q) any such contract must indicate whether any bonded asbestos material or friable asbestos material will be removed, and if so, must specify the landfill site (that may lawfully receive asbestos) to which the bonded asbestos material or friable asbestos material is to be delivered,
  - (r) if the contract indicates that bonded asbestos material or friable asbestos material will be removed to a specified landfill site, the person having the benefit of the development consent must give the principal certifier a copy of a receipt from the operator of the landfill site stating that all the asbestos material referred to in the contract has been received by the operator.

Reason: To ensure that demolition work is undertaken in a manner that is safe and minimises environmental disturbance.

#### CONDITIONS TO BE COMPLETED PRIOR TO ISSUE OF OCCUPATION CERTIFICATE

35. Any damage caused to kerb, guttering crossovers and/or footpaths during building operations shall be rectified by the developer to the satisfaction of Uralla Shire Council's Director Infrastructure & Regulation.

Reason: To ensure that public infrastructure is maintained.

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

FOR: Cr M Pearce, Cr R Bell, Cr R Crouch, Cr M Dusting, Cr L Sampson, Cr I Strutt,  
Cr T Toomey

AGAINST: Cr N Ledger

12.04/21 CARRIED

The Chair sought the consensus of the meeting for a short adjournment.-  
Meeting break 2:38pm.  
Meeting resumed 2.42pm.

#### 15.5 WORKS PROGRESS REPORT

MOTION Moved: Cr Strutt/ Seconded: Cr Ledger

That the report be received and noted for the works completed or progressed during March 2021 and works programmed for April 2021.

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

AGAINST: Nil

13.04/21 CARRIED UNANIMOUSLY

## 15.6 THUNDERBOLTS FESTIVAL SPONSORSHIP REQUEST 2021

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

14.04/21 CARRIED UNANIMOUSLY

Councillors held a detailed discussion in committee regarding the report.

Cr Bell declared a conflict of interest for a portion of the discussion and left the meeting 2:46pm  
Cr Bell was advised that discussion on the matter relevant to his declaration was completed and he returned to the meeting 2:47pm.

PROCEDURAL MOTION Moved: Cr Sampson / Seconded: Cr Ledger  
To resume Standing Orders.

15.04/21 CARRIED UNANIMOUSLY

The Chair outlined details of the discussion held in committee.

**MOTION Moved: Cr Bell/ Seconded: Cr Sampson**

**That Council:**

- 1) **agree to funding and support for the 2021 Thunderbolts Festival as follows:**
  - a) **\$12,000 in direct support; and**
  - b) **Additional in-kind support as noted at a) to m) in the Report paragraphs below, valued at approximately \$4,200**
- 2) **Continue to work with the Uralia Rotary Club and the Thunderbolts Festival Committee on the understanding that Council will be promoted as the major sponsor of the event for 2021.**

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

**AGAINST:** Nil

16.04/21 CARRIED UNANIMOUSLY

## 15.7 REGIONAL NSW PLANNING PORTAL GRANT

**MOTION Moved: Cr Ledger/ Seconded: Cr Bell**

**That Council resolve to apply for the Regional NSW Planning Portal grant of \$50,000 to assist with the costs of:**

- **IT system upgrade (purchasing a new system or Application Programming Interface);**
- **Purchase of equipment (computers, kiosks, chairs/desks); and**
- **Human resources (reallocation of staff or training of staff).**

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

**AGAINST:** Nil

17.04/21 CARRIED UNANIMOUSLY

Cr Dusting left the Chambers at 3:00pm for his leave of absence [approved at item 5].

## 15.8 HERITAGE COUNCIL OF NSW PROPOSED CURTILAGE EXTENSION OF MCCROSSIN'S MILL PRECINCT ON THE STATE HERITAGE REGISTER

**MOTION Moved: Cr Crouch/ Seconded: Cr Toomey**

That Council resolve to make a submission to the Heritage Council of NSW in support of the proposed curtilage extension of McCrossin's Mill Precinct (SHR No. 00161), being Lot 1 DP 1127831 and Lot 30 DP 801344.

**FOR:** Cr M Pearce, Cr R Bell, Cr R Crouch, Cr N Ledger, Cr L Sampson, Cr I Strutt,  
Cr T Toomey

**AGAINST:** Nil

18.04/21 CARRIED UNANIMOUSLY

## 15.9 DRAFT ADVERSE EVENTS PLAN

**MOTION Moved: Cr Ledger/ Seconded: Cr Strutt**

That Council resolve to:

1. Place the draft Uralla Shire Council Adverse Events Plan on public exhibition for a period of 28 days;
2. Provide the draft Uralla Shire Council Adverse Events Plan to representatives of the Local Emergency Management Committee and the Regional Emergency Management Officer for consideration and comment; and
3. Subject to no submissions received, adopt the Uralla Shire Council Adverse Events Plan.

**FOR:** Cr M Pearce, Cr R Bell, Cr R Crouch, Cr N Ledger, Cr L Sampson, Cr I Strutt,  
Cr T Toomey

**AGAINST:** Nil

19.04/21 CARRIED UNANIMOUSLY

## 15.10 VARIATIONS AND STATUS UPDATES OF PROJECTS FUNDED BY DROUGHT COMMUNITIES PROGRAM EXTENSION

**PROCEDURAL MOTION Moved: Cr Toomey/ Seconded: Cr Bell**

To move to Committee of the Whole.

20.04/21 CARRIED UNANIMOUSLY

Councillors held a detailed discussion in committee regarding the report.

**PROCEDURAL MOTION Moved: Cr Strutt / Seconded: Cr Sampson**

To resume Standing Orders.

21.04/21 CARRIED UNANIMOUSLY

The Chair outlined details of the discussion held in committee.

**MOTION Moved: Cr Strutt/ Seconded: Cr Ledger**

That Council receive and note the report.

**FOR:** Cr M Pearce, Cr R Crouch, Cr N Ledger, Cr L Sampson, Cr I Strutt,

**AGAINST:** Cr R Bell, Cr T Toomey

22.04/21 CARRIED

## 15.11 RESPONSE TO QUESTIONS FROM 23 MARCH 2021 ORDINARY MEETING

**MOTION Moved: Cr Ledger/ Seconded: Cr Strutt**

That Council receive and note the response to the questions from the 23 March 2021 Ordinary Meeting of Council.

**FOR:** Cr M Pearce, Cr R Bell, Cr R Crouch, Cr N Ledger, Cr L Sampson, Cr I Strutt,  
Cr T Toomey

**AGAINST:** Nil

23.04/21 CARRIED UNANIMOUSLY

## 15.12 PUBLIC SPACES LEGACY PROGRAM PROJECT

**PROCEDURAL MOTION Moved: Cr Toomey/ Seconded: Cr Crouch**

To move to Committee of the Whole.

24.04/21 CARRIED UNANIMOUSLY

Cr Sampson left the meeting 3.45pm.

Cr Sampson returned to the meeting 3:46pm.

Councillors held a detailed discussion in committee regarding the report.

**PROCEDURAL MOTION Moved: Cr Bell/ Seconded: Cr Strutt**

To resume Standing Orders.

25.04/21 CARRIED UNANIMOUSLY

The Chair outlined details of the discussion held in committee.

**MOTION Moved: Cr Ledger/ Seconded: Cr Toomey**

**That Council:**

1. subject to funding of up to \$2,000,000 under the NSW Public Spaces Legacy Program, undertakes the following projects:
  - a) The Constellations of The South at The Glen, adjacent Rotary Park upgrade and model boating lake, circa \$1,500,000, and
  - b) Fibonacci theme at Pioneer Park circa \$500,000
2. authorise the General Manager to execute the proposed funding deed;
3. undertake further community consultation during the concept and detailed design phases of the projects;
4. Include the operating costs of the new capital works projects as part of development of the Long Term Financial Plan.

**FOR:** Cr M Pearce, Cr R Bell, Cr R Crouch, Cr N Ledger, Cr L Sampson, Cr I Strutt, Cr T Toomey

**AGAINST:** Nil

26.04/21 CARRIED UNANIMOUSLY

## 15.13 RESOLUTION REGISTER ACTIONS STATUS

**PROCEDURAL MOTION Moved: Cr Crouch/ Seconded: Cr Toomey**

To move to Committee of the Whole.

27.04/21 CARRIED UNANIMOUSLY

Councillors held a detailed discussion in committee regarding the report.

PROCEDURAL MOTION Moved: Cr Pearce/ Seconded: Cr Toomey  
To resume Standing Orders.

28.04/21 CARRIED UNANIMOUSLY

The Chair outlined details of the discussion held in committee.

**MOTION Moved: Cr Ledger / Seconded: Cr Crouch**

**That Council receive and note the Resolution Action Status as at 22 April 2021.**

**FOR:** Cr M Pearce, Cr R Bell, Cr R Crouch, Cr N Ledger, Cr L Sampson, Cr I Strutt,  
Cr T Toomey

**AGAINST:** Nil

29.04/21 CARRIED UNANIMOUSLY

## 16 NOTICE ON MOTIONS

### 16.1 NOTICE OF MOTION - EXPANSION OF THE BUILDING CERTIFIER SERVICES – CR LEDGER

MOTION Moved: Cr Ledger/ Seconded: NIL

That Council:

Receive information in the consideration of expansion of building certifier services and competitive price neutrality, information pertaining to

1. projected expenditure and revenue forecast of engaging a building certifier.
2. competitive market prices, locally and regionally
3. executive recommendations or
4. any relevant information pertaining to financial outcomes of employing a qualified building certifier in an extended capacity.

To be workshopped in the General Manager's Workshop and Briefing sessions for Councillors with the intent to start services as soon as possible.

LAPSED for want of Secunder.

### 16.2 NOTICE OF MOTION – ARIC MEMBERSHIP – CR TOOMEY

Cr Ledger left the meeting at 4:27pm.

Cr Ledger returned to the meeting at 4:28pm.

**MOTION Moved Cr Bell/ Secunder: Cr Toomey**

**That Council call for nominations for an alternate delegate to the Audit, Risk & Improvement Committee and if there is more than one nomination the General Manager is appointed as the returning officer and conduct a secret ballot.**

**FOR:** Cr M Pearce, Cr R Bell, Cr R Crouch, Cr N Ledger, Cr L Sampson, Cr I Strutt,  
Cr T Toomey

**AGAINST:** Nil

30.04/21 CARRIED UNANIMOUSLY

The Chair called for the Nomination – Crs Ledger and Crouch were nominated by the Councillors.



The Returning Officer conducted a ballot.

Cr Dusting returned to the Chambers at 4:32pm and was briefed on status of the alternate delegate voting in process.

Cr Bell left the meeting at 4:33pm.

Cr Bell returned to the meeting at 4:34pm.

Voting tied 4 all.

The Chair called for preference for a revote or to draw a name from a hat. The consensus of the meeting was for a revote.

The Returning Officer conducted a second ballot.

Voting tied 4 all.

Cr Toomey withdrew the motion on notice at 4:39pm.

CONFIRMED

### 16.3 NOTICE OF MOTION – WORKERS COMPENSATION – CR TOOMEY

Motion Moved: Cr Toomey/ Seconded: Bell

That the General Manager:

- i) Provide an urgent report on the assumptions and advice that have led to the significant increase forecast for Workers Compensation premiums in the draft 21/22 Budget: and
- ii) Seek advice from Council's insurers on the appropriateness of the Council's mitigation measures to minimise Workers Compensation claims and any other mitigation measures Council could consider.

FOR: Cr M Pearce, Cr R Bell, Cr R Crouch, Cr M Dusing, Cr N Ledger, Cr L Sampson, Cr I Strutt, Cr T Toomey

AGAINST: Nil

31.04/21 CARRIED UNANIMOUSLY

### 16.4 NOTICE OF MOTION – WORK, HEALTH AND SAFETY – CR TOOMEY

Motion Moved: Cr Crouch/ Secunder: Cr Toomey

To close the meeting under *section 10A of the Local Government Act 1993 (NSW)*:

- (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—
  - (a) personnel matters concerning particular individuals (other than councillors),

FOR: Cr R Bell, Cr R Crouch, Cr T Toomey

AGAINST: Cr M Pearce, Cr M Dusing, Cr N Ledger, Cr L Sampson, Cr I Strutt,

MOTION LOST

PROCEDURAL MOTION Moved: Cr Dusing/ Seconded: Cr Ledger

To extend the meeting until 5:30pm.

34.04/21 CARRIED UNANIMOUSLY

PROCEDURAL MOTION Moved: Cr Toomey/ Seconded: Cr Bell

To move to Committee of the Whole.

32.04/21 CARRIED UNANIMOUSLY

Councillors held a detailed discussion in committee regarding the report.

PROCEDURAL MOTION Moved: Cr Bell / Seconded: Cr Strutt

To resume Standing Orders.

33.04/21 CARRIED UNANIMOUSLY

The Chair outlined details of the discussion held in committee including that a workshop with StateCover and Statewide Mutual/JLT will take place on 18 March 2021 and that reporting on this matter is provided to ARIC.

**MOTION Moved: Cr Toomey/ Seconded: Cr Crouch**

That Item 16.4 lay on the table.

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

**AGAINST:** Nil

**35.04/21 CARRIED UNANIMOUSLY**

## **17 CONFIDENTIAL MATTERS**

The Chair advised there were no confidential matters to be heard at the 27 April Meeting.

## **18 COMMUNICATION OF COUNCIL DECISIONS**

Nil

## **19 CLOSURE OF MEETING**

The meeting was closed at 5:16pm.

## **20 COUNCIL MINUTES CONFIRMED**

COUNCIL MINUTES CONFIRMED BY:	
RESOLUTION NUMBER:	01/05/21
DATE:	25 May 2021
MAYOR:	Councillor Michael Pearce 

