



EXTRAORDINARY MEETING OF COUNCIL

Held at 4:00pm
2 July 2021

Councillors:

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

Staff:

Ms K Jessep, General Manager
Mr T Seymour, Director Infrastructure & Development
Ms C Valencius, Interim Executive Manager Corporate Services
Ms N Heaton, Manager Governance
Ms S Baxter, Minute Clerk

UINT/21/7822

MINUTES

TABLE OF CONTENTS

| | |
|---|----------|
| 1. OPENING & WELCOME | 3 |
| 2. PRAYER | 3 |
| 3. ACKNOWLEDGEMENT TO COUNTRY | 3 |
| 4. WEBCAST INFORMATION | 3 |
| 5. APOLOGIES | 3 |
| 6. DISCLOSURES & DECLARATION OF INTERESTS | 3 |
| 7. CONFIDENTIAL SESSION | 4 |
| REPORTS TO CLOSED SESSION | 4 |
| 7.1 BUNDARRA SEWERAGE SCHEME PRIVATE WORKS | 4 |
| 8. REPORTS TO COUNCIL | 5 |
| 8.1 BUNDARRA SEWERAGE SCHEME SECTION 67 PRIVATE WORKS | 5 |

CONFIRMED

1. OPENING & WELCOME

The Chair declared the meeting opened at 4.00pm.

2. PRAYER

The Chair recited the Uralla Shire Council prayer.

3. ACKNOWLEDGEMENT TO COUNTRY

The Chair read the acknowledgement to Country.

4. WEBCAST INFORMATION

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

5. APOLOGIES

The Chair advised receipt of an apology from Cr Sampson

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

That Cr Sampson apology be noted.

For: Cr Disting, Ledger, Strutt, Pearce, Crouch, Toomey, Bell, O'Connor

Against: Nil

Absent: Sampson

X01.07/21 CARRIED

6. DISCLOSURES & DECLARATION OF INTERESTS

The Chair advised there were no disclosures or declarations made.

7. CONFIDENTIAL SESSION

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

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:-

The matters referred to the Closed Session of the 2 July 2021 meeting are received by Council under Section 10A (2) of the Local Government Act (NSW) 1993.

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

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

(2) The matters and information are the following:

- (d) commercial information of a confidential nature that would, if disclosed:**
 - (i) prejudice the commercial position of the person who supplied it, or**

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

Against: Nil

Absent:

X02.07/21 CARRIED

Mayor adjourned meeting at 4:50pm for 10 minutes.

The meeting resumed at 5.01pm.

REPORTS TO CLOSED SESSION

7.1 BUNDARRA SEWERAGE SCHEME PRIVATE WORKS

MOTION Moved: Cr Crouch; Seconded: Cr O'Connor

That Council approve the variation for the private works (subject to Council resolving to fund the works in accordance with the requirements of Section 67 of the *Local Government Act 1993 (NSW)*) at the estimated unit rates with the total cost not to exceed total estimated cost (assuming all works are undertaken at \$474,253.00 excluding GST).

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

Against: Nil

Absent:

X03.07/21 CARRIED

MOVE TO OPEN SESSION

PROCEDURAL MOTION Moved: Cr Crouch / Seconded: Cr Toomey

To return to Open Session of Council.

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

Against:

Absent:

X04.07/21 CARRIED

PROCEDURAL MOTION Moved: Cr Ledger/ Seconded: Cr Strutt

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

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

Against: Nil

Absent: Nil

X05.07/21 CARRIED

8. REPORTS TO COUNCIL

8.1 BUNDARRA SEWERAGE SCHEME SECTION 67 PRIVATE WORKS

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

That Council:

- I. enter into agreements with the owners of the assets on the Bundarra properties that are expected to connect to the Bundarra Sewer Scheme (currently under construction) to undertake the necessary electrical and plumbing upgrades (the private works) necessary to allow the connection to take place;
- II. not charge the Bundarra property owners for the private works by setting the fee for the works at \$0.00;
- III. authorise the private works costs to be met from the current project budget; and
- IV. receive a report in accordance with the requirements of section 67 (4) of the *Local Government Act 1993 (NSW)*, subsequent to the works being completed;
- V. include details or a summary of any resolutions made under section 67 for work carried out under subsection (2)(b) of the Act in the next annual report; and
- VI. seek legal advice to determine if there is any permissible method for Council to pay for the private works that may have been undertaken by the owners of the assets since the Council's letter to residents, 8 April 2021, to the date of this resolution and report back to Council.

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

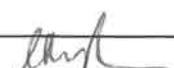
Against: Nil

Absent: Nil

X06.07/21 CARRIED

9. CLOSURE OF MEETING

The meeting was closed at 5.14pm.

| COUNCIL MINUTES CONFIRMED BY: | |
|-------------------------------|--|
| RESOLUTION NUMBER: | 02.07/21 |
| DATE: | 27 July 2021 |
| MAYOR: | Mayor Michael Pearce  |

