



ORDINARY MEETING OF COUNCIL

**Held at 1:00pm
On 29 March 2016**

ROLL CALL

Councillors:

Cr M Pearce (Mayor)
Cr B Crouch (Deputy Mayor)
Cr L Cooper
Cr K Dusting
Cr M Dusting
Cr D Field
Cr F Geldof
Cr I Strutt
Cr K Ward

Staff:

Mr G Cowan, Acting General Manager
Mr O Johns, Acting Director-Infrastructure & Regulation
Mrs O Wood, Executive Manager-Community & Culture
Mr S Paul, Chief Financial Officer
Mrs D Williams, Minute Clerk

MINUTES

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

TABLE OF CONTENTS

ATTENDANCE	4
1. OPENING & WELCOME	4
PRAYER	4
ACKNOWLEDGEMENT TO COUNTRY	4
APOLOGIES/REQUESTS FOR LEAVE OF ABSENCE.....	4
ADVICE OF LATE ARRIVALS.....	4
REQUESTS FOR LEAVE OF ABSENCE	4
DISCLOSURES & DECLARATION OF INTERESTS	4
2. CONFIRMATION OF MINUTES OF PREVIOUS MEETING	5
Ordinary Meeting of 22 February 2016.....	5
MATTERS ARISING FROM THE MINUTES.....	5
ANNOUNCEMENTS.....	5
3. TABLING OF REPORTS & PETITIONS	5
4. URGENT SUPPLEMENTARY & LATE ITEMS OF BUSINESS	5
5. PRESENTATIONS.....	5
Have Your Say	5
Speakers in Order of Presentation:	5
Name: Mr Phil Irvine.....	5
Name: Mr Adam Marshall	5
6. DEPUTATIONS	5
WRITTEN REPORTS FROM DELEGATES.....	6
Cr D Field.....	6
Cr F Geldof	6
Cr B Crouch	6
Cr M Dusting	6
Cr K Dusting.....	7
Cr L Cooper.....	7
Cr K Ward	7
Cr I Strutt	7
Cr M Pearce.....	8
RECOMMENDATIONS FOR ITEMS TO BE CONSIDERED IN CONFIDENTIAL SECTION.....	9
CLOSED SESSION OF COUNCIL.....	10
COUNCIL RETURNED TO OPEN SESSION.....	10
8. MAYORAL MINUTE	11
9. REPORTS FROM THE GENERAL MANAGER.....	14

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

10. REPORTS FROM THE CORPORATE & COMMUNITY COMMITTEE.....	14
11. REPORTS FROM THE ENVIRONMENT, DEVELOPMENT & INFRASTRUCTURE COMMITTEE.....	16
12. MOTIONS ON NOTICE	19
13. SCHEDULE OF ACTIONS	19
14. CONFIDENTIAL BUSINESS	20
CLOSED SESSION OF COUNCIL.....	20
COUNCIL RETURNED TO OPEN SESSION.....	20
20. AUTHORITY TO AFFIX THE COMMON SEAL	21
CLOSED SESSION OF COUNCIL.....	22
COUNCIL RETURNED TO OPEN SESSION.....	23
21. CLOSURE OF MEETING	23

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

The Meeting Commenced at: 1:02pm

ATTENDANCE

Present were the Chairperson Cr M Pearce (Mayor), Cr B Crouch (Deputy Mayor) and Councillors, L Cooper, K Disting, M Disting, D Field, F Geldof, I Strutt, K Ward, Acting General Manager (Mr G Cowan, Acting Director-Infrastructure & Regulation (Mr O Johns), Chief Financial Officer (Mr S Paul), , Minute Clerk (Mrs D Williams).

1. OPENING & WELCOME

PRAYER

ACKNOWLEDGEMENT TO COUNTRY

APOLOGIES/REQUESTS FOR LEAVE OF ABSENCE

An Apology was tabled for Mrs O Wood (Executive Manager Community & Culture).

ADVICE OF LATE ARRIVALS

There were no Late Arrivals advised.

REQUESTS FOR LEAVE OF ABSENCE

A request for Leave of Absence was submitted by Cr B Crouch.

MOTION

Apology and Leave of Absence
1.03/16 MOVED/ CARRIED (Crs F Geldof/B Crouch)

That the apology for the Executive Manager of Community & Culture be accepted and that the request for Leave of Absences from Cr B Crouch be approved.

DISCLOSURES & DECLARATION OF INTERESTS

At request of the Chair, the Minute Clerk tabled details of the pecuniary and non-pecuniary Conflict of Interest Declarations received in relation to the 29 March 2016 meeting.

Submitted By:	Interest Declared:
Cr M Disting	Non-pecuniary interest as a resident of John Street URALLA. Late Report – Item 1 Roads to Recovery Funding Priority List.
Cr K Disting	Non-pecuniary interest as a resident of John Street URALLA. Late Report – Item 1 Roads to Recovery Funding Priority List.

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

2. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

Ordinary Meeting of 22 February 2016

2.03/16 MOVED/ CARRIED (Crs I Strutt/ B Crouch)

That the Minutes of the Ordinary Meeting held on 22 February 2016 (copies have been circulated to Members) be adopted as a true and correct record of proceedings and that the following minutes be received and noted:

MATTERS ARISING FROM THE MINUTES

There were no matters arising.

ANNOUNCEMENTS

There were no announcements.

3. TABLING OF REPORTS & PETITIONS

There were no reports or petitions tabled.

4. URGENT SUPPLEMENTARY & LATE ITEMS OF BUSINESS

Item 1: Roads to Recovery Funding Priorities (Director of Infrastructure & Regulation)

Item 2: Water Restrictions (Director of Infrastructure & Regulation)

5. PRESENTATIONS

Have Your Say

Speakers in Order of Presentation:

The Chair introduced the Speakers in order of Presentation as follows:-

1. Name: Mr Phil Irvine

Subject: Book Presentation

The Speaker delivered a presentation on the subject of "The Power of Humanity 100 years of Red Cross 1914-2014."

Cr I Strutt thanked Mr Irvine for his Presentation to Council.

2. Name: Mr Adam Marshall

*The Speaker delivered a presentation on the subjects of the
Proposed Merger;*

Congratulated Council on delivery of recent projects, such as Emu and Abington Bridges;

Complimented Council on the development of the Uralla town centre and community spirit;

Future Funding;

Hospital Redevelopment underway in Armidale.

The Chair thanked Mr Marshall for his Presentation to Council.

6. DEPUTATIONS

There were no deputations to Council.

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

7. REPORTS FROM DELEGATES (M Dusting/F Geldof)

Minutes to be received and noted by Council. (Copies under separate cover):

- New England Group of Councils, Minutes of Meeting held 26 February 2016.
- Namoi Councils, Minutes of Meeting held 3 March 2016.
- Country Mayors Association, Minutes of Meeting held 11 March 2016.

WRITTEN REPORTS FROM DELEGATES

Councillors in turn provided a brief verbal summary of their Council related activities during the reporting period and submitted written Delegate Reports comprising details as follows:-

Councillor

Activity Date: Activity Detail:

Cr D Field

22 Feb	Ordinary Council Meeting, USC
27 Feb	St Johns Ladies Breakfast, Uralla
11 March	Rotary Art Show, Uralla
15 March	Councillor Workshop, USC
19 March	Seasons of New England, Uralla
21 March	Corporate & Community Committee Meeting, USC
	Environment, Development & Infrastructure Committee Meeting, USC
22 March	Disability & Access Meeting, Uralla

Cr F Geldof

22 Feb	Ordinary Council Meeting, USC
15 March	Councillor Workshop, USC

Cr B Crouch

11/03/2016	Z Net funding presentation	Uralla
15/03/2016	Council Workshop	Uralla
17/03/2016	Meeting with Delegate	Uralla
19/03/2016	Council Stand Seasons of New England	Uralla
21/03/2016	Environment, Development and Infrastructure Committee	Uralla
21/03/2016	Corporate and Community Committee	Uralla
29/03/2016	Ordinary Meeting of Council	Uralla

Cr M Dusting

25 Feb	Australian Transport Museum Committee Meeting, Armidale
2 March	Central Northern Regional Library Meeting (CNRL)(Observer), Tamworth
	Jobs Australia Meeting, Armidale
9 March	Grace Munro Centre, Auxiliary Meeting, Bundarra
11 March	Rotary Art Show, Uralla
15 March	Councillors Workshop, USC
17 March	Northern Tablelands Weeds Committee, Armidale
	Sport, Rec, Parks & Gardens Consultative Panel, Uralla
19 March	Council Stall at Seasons of New England, Uralla
21 March	Corporate & Community Committee Meeting, USC
24 March	Australian Transport Museum Committee Meeting, Armidale

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

DELEGATE REPORTS (continued)

Councillor

Activity Date:

Activity Detail:

Cr K Dusting

2 March

CNRL Meeting, Tamworth

9 March

*Grace Munro Centre Auxiliary Meeting, Bundarra
Youth Week organisation, Uralla*

11 March

Rotary Art Show, Uralla

15 March

Councillors Workshop, USC

19 March

Council Stall at Seasons of New England, Uralla

21 March

Environment, Development & Infrastructure Committee Meeting, USC

Cr L Cooper

29 Feb

Tourism Committee Meeting, Uralla

2 March

Jobs Australia Board Meeting, Armidale

19 March

Seasons of New England, Uralla

21 March

Corporate & Community Committee Meeting, USC

Environment, Development & Infrastructure Committee Meeting, USC

29 March

Ordinary Council Meeting, USC

Councillors Workshop, USC

Cr K Ward

15 March

Councillor Workshop, USC

19 March

Seasons of New England, Uralla

21 March

Corporate & Community Committee Meeting, USC

Environment, Development & Infrastructure Committee Meeting, USC

29 March

Ordinary Council Meeting, USC

Councillors Workshop, USC

Cr I Strutt

26 Feb

CWA 90th Birthday celebration, Uralla

27 Feb

St Johns Ladies' Breakfast, Uralla

29 Feb

Tourism & Promotion Consultative Panel, Uralla

3 March

Uralla Waste Depot, re Grant Funding, Uralla

5 March

ZNET Public Meeting and Funding Announcement, Uralla

11 March

Official Opening of Rotary Art Show, Uralla

15 March

Councillor Workshop, USC

Residents & Friends of McMaugh Gardens Meeting, Uralla

19 March

Seasons of New England, Uralla

21 March

Corporate & Community Committee Meeting, USC

Environment, Development & Infrastructure Committee Meeting, USC

22 March

Disability & Access Meeting, Uralla

29 March

Ordinary Council Meeting, USC

Councillors Workshop, USC

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

Councillor	Activity Date:	Activity Detail:
Cr M Pearce		
	23 Feb	Administration & Correspondence, Mayors Office
	24 Feb	Administration & Correspondence, Mayors Office
	25 Feb	Administration & Correspondence, Mayors Office
	26 Feb	New England Group of Councils (NEGOC) Meeting, Armidale
	29 Feb	Administration & Correspondence, Mayors Office
		Meet & Greet Adam Marshall, Dept Premier Troy Grant, Land & Water Minister Niall Blair and Deputy Mayor Bob Crouch Re announcement of possible funding under Regional Water & Waste Water Backlog Program.
	1 March	Administration & Correspondence, Mayors Office
	2 March	2AD Radio Interview
		Local Emergency Management Committee (LEMC)
	3 March	Northern Inland Regional Waste (NIRW) Meeting, Narrabri
	7 March	Administration & Correspondence, Mayors Office
	8 March	Administration & Correspondence, Mayors Office
		Webinar – Local Government Act
		Meeting re: E Waste
	9 March	Administration & Correspondence, Mayors Office
	10 March	Administration & Correspondence, Mayors Office
		Travel to Sydney
	11 March	Country Mayors Association Meeting, Sydney
		Rotary Arts Exhibition Official Opening, Uralla
	14 March	Administration & Correspondence, Mayors Office
	15 March	Councillor Workshop, USC
	16 March	2AD Radio Interview, USC
		Administration & Correspondence, Mayors Office
	17 March	Meeting with Interim GM, Dep Mayor & Delegate from Boundaries Commission, Mr Greg Wright, USC
		Lunch with Uralla Branch of Hospital Auxiliary, Uralla
	18 March	Administration & Correspondence, Mayors Office
	19 March	Seasons of New England, Uralla
	21 March	Administration & Correspondence, Mayors Office
	22 March	Administration & Correspondence, Mayors Office
	23 March	Administration & Correspondence, Mayors Office
	24 March	Administration & Correspondence, Mayors Office
	29 March	Administration & Correspondence, Mayors Office
		Ordinary Council Meeting, USC
		Councillor Workshop, USC

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

**RECOMMENDATIONS FOR ITEMS TO BE CONSIDERED IN CONFIDENTIAL
SECTION**

Department: Community & Culture – CLOSED SESSION

Reference: Item 5

Subject: 14.1 Acquired Brain Injury Unit

Submitted by: Olivia Wood – Executive Manager Community Care

Attachments: Proposed Traumatic/Acquired Brain Injury Unit Facility in the
Uralla Shire – Feasibility Study.

This report is presented to the CLOSED section of the March 2016 meeting under
section 10A (1) 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
 - (ii) confer a commercial advantage on a competitor of the council.

Department: Motions on Notice

Reference: Item 1 – Cr L Cooper

Subject: Appointment of an Interim General Manager

This report is presented to the CLOSED section of the meeting under section 10A
(2a) 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:

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

Council noted to hear the above items in closed session.

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

MOTION

To Suspend Standing Orders

3.03/16 MOVED/ CARRIED (Crs I Strutt/M Dusting)

To suspend standing order of Agenda and move to hear Item 1 Notice of Motion from Cr L Cooper, Appointment of Interim General Manager, in Closed Session.

MEETING PROCEDURE

Move to Closed Session

This report is presented to the CLOSED section of the meeting 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:

- (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).

4.03/16 MOVED/ CARRIED (Crs M Dusting / K Ward)

That Council move into Closed Session.

CLOSED SESSION OF COUNCIL

The meeting was closed to the public at 2:07pm.

At the request of Cr L Cooper, all staff left the meeting room, with only the minute taker remaining.

The meeting was reopened to the public at 3:02pm.

COUNCIL RETURNED TO OPEN SESSION

The following resolution was passed in Closed Session.

PROCEDURAL MOTION

5.03/16 MOVED/CARRIED (Crs M Dusting/B Crouch)

That Council resumes Standing Orders and have a 10 minute adjournment.

Meeting resumed in Open Session at 3:20pm.

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

8. MAYORAL MINUTE

- Item 1: General Manager – Appointment and Delegations of Authority
- Item 2: Armidale Dumaresq Council Merger Proposal

Department: Mayor's Office
Submitted by: Mayor, Cr Michael Pearce
Reference: Item 1
Subject: General Manager – Appointment and Delegations of Authority
Attachments:
Functions Delegated to GM

SUMMARY:

The purpose of this report is to endorse the appointment of Mr George Cowan to the position of Acting General Manager and pass a resolution of the Council under section 377 of the Local Government Act 1993 to delegate functions of the Council to the recently appointed Interim General Manager, George Cowan.

6.03/16 **MOVED/ CARRIED (Crs M Dusting/ I Strutt)**

Against motion: K Ward and L Cooper

MAYOR'S RECOMMENDATION

- 1. That Council endorse the appointment of Mr George Cowan to the position of Acting General Manager for the period of 21 March 2016 until 19 August 2016;**
- 2. That in accordance with Section 377 of the Local Government Act 1993 Council Delegate the Functions of Council identified in Attachment A to the Acting General Manager, Mr George Cowan, on and from 21 March 2016.**

REPORT:

The new and recently appointed Interim General Manager, Mr George Cowan, will commence his role with Uralla Shire Council on Monday, 21 March 2016. This report will recommend the passing of a resolution of the Council to confer certain and specific functions of the Council held by the previous General Manager, Mr Glenn Inglis, upon take up of the position by Mr Cowan on and as from 21 March 2016 so as to ensure a seamless transfer of discharge of Council functions to the continuing position of General Manager.

The functions of the Council delegated to the General Manager are extensive, comprehensive and provide for the effective and efficient functioning of the Council, without undue delay and in accordance with adopted Council management plans, strategies and policy. The functions delegated to the General Manager, in some instances, provide for conditions and limitations and are exercised in good faith, with due diligence, probity and accountability.

The General Manager has authority under the Act to delegate any of the functions

**Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016**

Resolution
Number

delegated by the Council, other than the power of delegation, to any person or body (including another employee of the council). In accordance with this authority, functions are delegated by the General Manager to the Acting Director of Infrastructure and Regulation, Executive Manager Community and Culture, Chief Financial Officer, Manager Governance and Information and Manager Human Services staff for the efficient and effective discharge of a raft of Council functions.

The Council Functions proposed to be delegated to Mr George Cowan as from 21 March 2016 are as follows:

FUNCTIONS OF THE GENERAL MANAGER

The function of the General Manager, as determined by Section 335 of the Local Government Act, is:

- (1) The general manager is generally responsible for the efficient and effective operation of the council's organisation and for ensuring the implementation, without undue delay, of decisions of the council.
- (2) The general manager has the following particular functions:
 - to assist the council in connection with the development and implementation of the community strategic plan and the council's resourcing strategy, delivery program and operational plan and the preparation of its annual report and state of the environment report
 - the day-to-day management of the council
 - to exercise such of the functions of the council as are delegated by the council to the general manager
 - to appoint staff in accordance with an organisation structure and resources approved by the council
 - to direct and dismiss staff
 - to implement the council's equal employment opportunity management plan.
- (3) The general manager has such other functions as may be conferred or imposed on the general manager by or under this or any other Act.

Council confirms the roles and duties of the General Manager as set out in his current employment contract.

DELEGATIONS OF AUTHORITY TO GENERAL MANAGER

In accordance with the provisions of Sections 377, 378, 379 and 381 of the Local Government Act 1993, as amended, Council delegates to the General Manager the following functions:

1. To carry out the regular services and operations of the Council within the sums voted by the Council for expenditure thereon and in accordance with the resolutions of the Council. To authorise variations of expenditure on individual line items and jobs which make up voted project/program items in Council's adopted budget, subject to the total voted expenditure in the project/program items not being exceeded.

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

2. To exercise and implement the powers, authorities, duties and functions of the Council under the Local Government Act and any other Act of Parliament or any rule, regulation, ordinance or by-law under or pursuant to any such Act but subject to Section 377 of the Local Government Act.

Cr Michael Pearce
MAYOR

Department:	Mayor's Office
Submitted by:	Mayor, Cr Michael Pearce
Reference:	Item 2
Subject:	Armidale Dumaresq Council Merger Proposal

MOVED/ CARRIED (Crs F Geldof /M Dusting)

7.03/16

MAYOR'S RECOMMENDATION

That Mayoral Minute dated 29 March 2016 be received and noted and further that Uralla Shire Council on behalf of the Uralla Shire community records its absolute and from the bottom of the heart opposition to the merger proposal as submitted by Armidale Dumaresq Council to the Minister for Local Government.

REPORT:

As a result of the proposal totally and singularly initiated by Armidale Dumaresq Council for a merger of Armidale Dumaresq, Guyra Shire, Uralla Shire and Walcha Councils, I submit this Mayoral Minute to formally record on behalf of our community Uralla Shire Council's absolute and whole hearted opposition to the merger proposal.

It is worthy of note that such proposal submitted by Armidale Dumaresq Council was undertaken without any notification or dialogue with Uralla Shire Council. Not a single word, not even a phone call to let us know of Council's intentions. It is indeed a sad state of affairs when the need for common manners and basic courtesy seems unnecessary.

As previously discussed with Councillors the actual formal proposal submitted by Armidale Dumaresq Council to the Minister for Local Government is nothing more than a simple resolution of Council. The proposal as submitted and available on the public enquiry website contains no statement of justification, no statement of advantages, no statement of disadvantages, and absolutely no statement of potential impacts on ratepayers like rating levels, levels of representation, community of interest, geographic cohesion, rural community implications, and delivery of facilities and services.

On any basic level of fairness and the need to act reasonably, surely all affected

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

communities by this proposal have the right and maintain a legitimate expectation to be informed of the facts that may affect any final decision in such an important matter. The question must be asked – how can the community make any kind of informed judgement on the merger proposal if the case for the merger has not been made?

The Delegate will be conducting his examination of the merger proposal having regards to the factors contained in section 263 (3) of the Local Government Act 1993. The Delegate will base his final report and final recommendations principally on the community's attitude and considerations of these specific factors. Our community in this proposal is being expected to form an opinion as to the merits or otherwise of these factors with access to absolutely zero information. Not fair and extremely unreasonable.

Cr Michael Pearce
MAYOR

9. REPORTS FROM THE GENERAL MANAGER

There are no reports from the General Manager.

10. REPORTS FROM THE CORPORATE & COMMUNITY COMMITTEE

Department: Organisational Services - Finance
Reference: Item 1
Subject: 10.1 Cash at Bank and Investments
Submitted by: Simon Paul – Chief Financial Officer
Attachments:
Council's Investments as 29 February, 2016
Diary of Investment Maturity Dates and Amounts

8.03/16 **MOVED/ CARRIED (Crs I Strutt / K Ward)**

COMMITTEE'S RECOMMENDATION:

That:

Council note the cash position as at 29 February, 2016 consisting of cash and overnight funds of \$2,808,916, term deposits of \$8,400,000 totalling \$11,208,916 of readily convertible funds.

OFFICER'S RECOMMENDATION:

That:

Council note the cash position as at 29 February, 2016 consisting of cash and overnight funds of \$2,808,916, term deposits of \$8,400,000 totalling \$11,208,916 of readily convertible funds.

Question on Notice: What was the term of the long term loan Council has taken? The Chair took this question on notice

Department: Community & Culture

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

Reference: **Item 2**

Subject: 10.2 Additional Growth Funding- Tablelands Community Transport (TCT)

Submitted by: **Olivia Wood – Executive Manager Community Care**

Attachments:

A. Letter of offer – Transport for NSW

9.03/16 **MOVED/ CARRIED (Crs M Dusting/ L Cooper)**

COMMITTEE’S RECOMMENDATION:

That the additional funds offered from Transport NSW of \$66,174.38 recurrent CTP funding be accepted.

OFFICER’S RECOMMENDATION:

That the additional funds offered from Transport NSW of \$66,174.38 recurrent CTP funding be accepted.

Department: **Community & Culture**

Reference: **Item 3**

Subject: 10.3 CNRL ordinary meeting March 2016

Submitted by: **Olivia Wood – Executive Manager Community Care**

Attachments:

A. CNRL Agenda and minutes

CNRL Quarterly report

10.03/16 **MOVED/ CARRIED (Crs D Field/I Strutt)**

COMMITTEE’S RECOMMENDATION:

That the CNRL ordinary meeting papers from March 2016 be received and noted.

OFFICER’S RECOMMENDATION:

That the CNRL ordinary meeting papers from March 2016 be received and noted.

Department: **General Manager’s Office**

Reference: **Item 4**

Subject: 10.4 National General Assembly of Local Government

Submitted by: **Glenn Inglis - Acting General Manager**

Attachments:

A. National General Assembly of Local Government

11.03/16 **MOVED/ CARRIED (Crs F Geldof/ I Strutt)**

COMMITTEE’S RECOMMENDATION:

That the Acting General Manager’s report be received and noted and further that Council determine if it desires to lodge any motions to the 2016 NGA.

OFFICER’S RECOMMENDATION:

That the Acting General Manager’s report be received and noted and further that Council determine if it desires to lodge any motions to the 2016 NGA.

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

**11. REPORTS FROM THE ENVIRONMENT, DEVELOPMENT & INFRASTRUCTURE
COMMITTEE**

Department: Infrastructure & Regulation

Reference: Item 1

Subject: 11.1 Development Approvals and Refusals for February 2016

Submitted by: Owen Johns – Acting Director of Infrastructure & Regulation

Attachments:
Nil

12.03/16 MOVED/ CARRIED (Crs D Field/ B Crouch)

COMMITTEE'S RECOMMENDATION:

That Council receive and note the development approvals and refusals for February 2016.

OFFICER'S RECOMMENDATION:

That Council receive and note the development approvals and refusals for February 2016.

Department: Infrastructure & Regulation

Reference: Item 2

Subject: 11.2 Works Progress Report to 29 February 2016

Submitted by: Owen Johns – Acting Director of Infrastructure & Regulation

Attachments:
Nil

13.03/16 MOVED/ CARRIED (Crs K Ward/ M Dusting)

That:

COMMITTEE'S RECOMMENDATION:

That the report be received and noted for the works completed or progressed February 2016.

OFFICER'S RECOMMENDATION:

That the report be received and noted for the works completed or progressed February 2016.

Department: Infrastructure & Regulation

Reference: Item 3

Subject: 11.3 Works Planning Report March 2016

Submitted by: Owen Johns – Acting Director of Infrastructure & Regulation

Attachments:
Nil

14.03/16 MOVED/ CARRIED (Crs B Crouch/ F Geldof)

That:

COMMITTEE'S RECOMMENDATION:

That the report be received and noted for the works planned for March 2016.

OFFICER'S RECOMMENDATION:

That the report be received and noted for the works planned for March 2016.

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

Department: Infrastructure & Regulation

Reference: Item 4

Subject: 11.4 Draft Management Plan for Wooldridge Fossicking Reserve

Submitted by: Stephanie McCaffrey - Environmental Management Coordinator

Attachments:

A. Draft Management Plan for the Wooldridge Fossicking Reserve

15.03/16 MOVED/ CARRIED (Crs M Dusting / D Field)

That:

COMMITTEE'S RECOMMENDATION:

That the report be received and noted and that the Draft Management Plan be approved for public exhibition for 28 days.

OFFICER'S RECOMMENDATION:

That the report be received and noted and that the Draft Management Plan be approved for public exhibition for 28 days.

Department: Infrastructure & Regulation

Reference: Item 5

Subject: 11.5 Update Z-NET Beyond the Blueprint

Submitted by: Stephanie McCaffrey - Environmental Management Coordinator

Attachments:

Nil

16.03/16 MOVED/ CARRIED (Crs B Crouch/ I Strutt)

That:

COMMITTEE'S RECOMMENDATION:

That the report be received and noted.

OFFICER'S RECOMMENDATION:

That the report be received and noted.

LATE REPORTS TO COUNCIL

Department: Infrastructure & Regulation (Late Report)

Reference: Item 1

Subject: Roads to Recovery Funding Priorities

Submitted by: Owen Johns – Acting Director of Infrastructure & Regulation

Attachments:

Nil

17.03/16 MOVED/ CARRIED (Crs K Ward/D Field) Cr M&K Dusting were absent for the vote.

Crs K Dusting & M Dusting left room at 3:55pm having earlier declared a non-pecuniary interest in this item.

That:

OFFICER'S RECOMMENDATION:

That Council adopt the following priority list for the expenditure of Roads to Recovery funding over the next four years:-

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

Project	R2R Budget
1 Bergen Road - completion of unsealed section. Realignment and bitumen seal (under construction)	\$600,000
2 Mihi Bridge - based on 50% State funding-(ie \$ 520,000 total cost) 26.2 metres x 8 metres wide	\$260,000
3 Munsies Bridge - based on 100% State funding-(ie \$800,000 total cost) 65.5 metres X 4 metres wide	\$800,000
4 Bingara Road - continue gravel and bitumen sealing program -2 kms	\$420,000
5 Jacksons Road - 640 metres gravel and bitumen seal-single lane	\$150,000
6 Saumarez War Service Road - 350 metres - gravel and bitumen seal	\$150,000
7 Tulong Road - 1.15 kms gravel and bitumen seal	\$200,000
8 Eastern Avenue from causeway to Glenroy Road 2.1 kms - rehabilitation - single lane, very weak material, may need extra pavement	\$320,000
9 Burtons Lane 1.39 kms - rehabilitation-single lane	\$250,000
10 Gilmore Place, Uralla - rehabilitation-AC overlay	\$40,000
11 Park Street, Uralla, from Queen Street towards Uralla Street - rehabilitation-100metresx 10.2 metres	\$50,000
12 John Street, Uralla, from Bridge Street to Queen Street - rehabilitation 205 metres x 13.7 metres	\$100,000
13 Leece Road - west of Wilkins Street - realign and rehabilitate-350 metres	\$120,000
Total	\$3,460,000

Cr M & K Dusting returned to room at 4:06pm

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

Department: Infrastructure & Regulation (Late Report)
Reference: Item 2
Subject: Water Restrictions
Submitted by: Owen Johns – Acting Director of Infrastructure & Regulation
Attachments:
Nil

18.03/16 MOVED/ CARRIED (Crs B Crouch/ M Disting)

That:

OFFICER'S RECOMMENDATION:

That Council note that level one water restrictions in Uralla and Bundarra, commencing Thursday, 31 March 2016, in accordance with the Council's Drought Management Plan.

12. MOTIONS ON NOTICE

Department: Motions on Notice
Reference: Item 2 – Cr K Ward
Subject: Allocation of Administration Overheads to Capital Projects

Councillor's Recommendation

That:

The Chief Financial Officer prepare a report to Council on the rationale for the change of accounting treatment of administrative overhead expense as a period cost to a component of capital expense for own constructed assets, using the construction of Emu Crossing Bridge as an example.

19.03/16 MOVED / CARRIED (Crs K Ward/L Cooper)

13. SCHEDULE OF ACTIONS

As at 21 March 2016.

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

14. CONFIDENTIAL BUSINESS

MEETING PROCEDURE

Move to Closed Session

20.03/16 **MOVED/ CARRIED (Crs M Dusting / B Crouch)**

That Council move into Closed Session.

The General Manager outlined the reasons for the closure of the meeting to members of the Public and the Press.

MOTION

Closure of Meeting to Members of Public and Press

21.03/16 **MOVED/ CARRIED (Crs M Dusting/ D Field)**

This report is presented to the **CLOSED** section of the meeting under section 10A (2d) of the Local Government Act (NSW) 1993.

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

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

(2) The matters and information are the following:

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business,
- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it.

CLOSED SESSION OF COUNCIL

Council moved into Closed Session at 4:22pm.

Cr L Cooper left meeting at 4:35pm

COUNCIL RETURNED TO OPEN SESSION

The following resolutions of Council were made in Closed Session:

22.03/16 **MOVED/ CARRIED**

That Council write to show its support of the concept as presented in the feasibility study of the Acquired Brain Injury (ABI) Unit possibility being located in the Uralla Shire and note that whilst supportive that Council will not be committing any funds to the project.

PROCEDURAL MOTION

23.03/16 **MOVED/CARRIED (Crs M Dusting/B Crouch)**

That Council resumes Standing Orders and returns to the Open Session of Council.

The meeting was reopened to the public at 4:42pm.

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

20. AUTHORITY TO AFFIX THE COMMON SEAL

REFERENCE: Item 1

SUBJECT: 15.1 Application of Council Seal to Section 88b instrument
– DA 57/2015 – Mr I & Mrs K Taylor

DEPARTMENT: *Infrastructure & Regulation – Division Decision*

AUTHOR: Acting Director of Infrastructure & Regulation

Attachments:

Nil

24.03/16 **MOVED/ CARRIED** (Crs K Ward/ F Geldof)

OFFICER'S RECOMMENDATION:

That Council endorse the affixing of the Council Seal on the Section 88b Instrument relating to Development Application DA 57/2015 on land known 50 Budumba Road, Invergowrie, being Lot 9 DP 246614.

DIVISION DECISION:

FOR: M Pearce, D Field, F Geldof, B Crouch, M Dusting, K Dusting, K Ward, I Strutt

AGAINST:

ABSENT: Cr L Cooper

REFERENCE: Item 2

SUBJECT: 15.2 Application of Council Seal to Section 88b instrument – DA
69/2015 – Mr C & Mrs S Ritchie

DEPARTMENT: *Infrastructure & Regulation – Division Decision*

AUTHOR: Acting Director of Infrastructure & Regulation

Attachments:

Nil

OFFICER'S RECOMMENDATION:

That Council endorse the affixing of the Council Seal on the Section 88b Instrument relating to Development Application DA 69/2015 on land known 41 Rock Abbey Road Uralla, being Lot 1 DP 1192269.

Cr L Cooper returned to room at 4:45pm

25.03/16 **MOVED/ CARRIED** (Crs B Crouch/L Cooper)

Motion to lay item on table until April Council Meeting, awaiting clarification of conditions from Technical Services staff.

DIVISION DECISION:

FOR:

AGAINST:

ABSENT:

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

REFERENCE: Item 3
SUBJECT: 15.3 Application of Council Seal to Section 88b instrument – DA 46/2011 – Mr R Elks & Mr M Elks
DEPARTMENT: *Infrastructure & Regulation – Division Decision*
AUTHOR: Acting Director of Infrastructure & Regulation
Attachments:
Nil

26.03/16 MOVED/ CARRIED (Crs B Crouch/ F Geldof)

OFFICER'S RECOMMENDATION:

That Council endorse the affixing of the Council Seal on the Section 88b Instrument relating to Development Application DA 46/2011 on land known 2 Marsh Street and 12 Rowan Avenue Uralla, being Lots 10 & 8 Section B DP 6763.

DIVISION DECISION:

FOR: All councillors

AGAINST:

ABSENT:

CLOSED SESSION OF COUNCIL

MEETING PROCEDURE

Move to Closed Session

27.03/16 MOVED/ CARRIED (Crs M Dusting / D Field)

That Council move into Closed Session.

This report is presented to the CLOSED section of the meeting under section 10A (2d) 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: [delete non-relevant clauses]

- (a) personnel matters concerning particular individuals (other than councillors),
- (b) the personal hardship of any resident or ratepayer,
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business,
- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret,
- (e) information that would, if disclosed, prejudice the maintenance of law,
- (f) matters affecting the security of the council, councillors, council staff or council property,
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege,
- (h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.

Minutes of the Uralla Shire Council at an Ordinary Meeting
held at 1:00pm on 29 March 2016

Resolution
Number

Council moved into Closed Session at 4:22pm.

The meeting was reopened to the public at 5:00pm.

COUNCIL RETURNED TO OPEN SESSION

The following resolutions of Council were made in Closed Session:

28.03/16 MOVED/ CARRIED

Motion to lay item regarding the Grace Munro Aged Care Centre lease on the table, awaiting a further report following the meeting with Bundarra Grace Munro Centre, on 4 April 2016.

PROCEDURAL MOTION

29.03/16 MOVED/CARRIED (Crs D Field/M Dusting)

That Council returns to Open Session of Council.

21. CLOSURE OF MEETING

There being no further business, the Chair declared the meeting closed at: 5:01pm