

MINUTES OF THE ORDINARY MEETING OF UPPER HUNTER SHIRE COUNCIL HELD ON MONDAY 27 MAY 2024 IN THE COUNCIL CHAMBERS, SCONE COMMENCING AT 5.00PM

PRESENT:

Cr Maurice Collison (Mayor), Cr James Burns (Deputy Mayor), Cr Ron Campbell, Cr Tayah Clout, Cr Allison McPhee, Cr Lee Watts.

IN ATTENDANCE:

Mr Greg McDonald (General Manager), Mr Mathew Pringle (Director Environmental & Community Services), Mr Rag Upadhyaya (Director Infrastructure Services), Mr Wayne Phelps (Manager Finance) and Mrs Robyn Cox (Executive Assistant).

PRAYER

ACKNOWLEDGEMENT OF COUNTRY

STATEMENT OF ETHICAL OBLIGATIONS

APPLICATIONS FOR ATTENDING MEETING VIA VIDEO LINK:

Nil

APOLOGIES / APPLICATIONS FOR LEAVE OF ABSENCE BY COUNCILLORS:

24/086

RESOLVED

That the apologies received from Crs Belinda McKenzie and Adam Williamson be accepted.

Moved: Cr L Watts

Seconded: Cr A McPhee

CARRIED UNANIMOUSLY

PUBLIC PARTICIPATION:

Nil

CONFIRMATION OF MINUTES:

24/087

RESOLVED that the minutes of the ordinary Council meeting held on 29 April 2024 and the extraordinary Council meeting held on 6 May 2024 be adopted.

Moved: Cr R Campbell

Seconded: Cr J Burns

CARRIED UNANIMOUSLY

DISCLOSURES OF INTEREST:

Nil

MAYORAL MINUTES

A.05.1 *RECOGNITION OF 20 YEAR ANNIVERSARY OF AMALGAMATION*

RESPONSIBLE OFFICER: Greg McDonald - General Manager

AUTHOR: Robyn Cox - Executive Assistant

24/088

RESOLVED

That Council recognise the 20 year anniversary of amalgamation.

Moved: Cr M Collison CARRIED UNANIMOUSLY

STANDING COMMITTEE REPORTS

SCR.05.1 *ENVIRONMENTAL & COMMUNITY SERVICES COMMITTEE*

RESPONSIBLE OFFICER: Greg McDonald - General Manager

AUTHOR: Mathew Pringle - Director Environmental & Community Services

24/089

RESOLVED

That Council:

1. adopt the minutes of the Environmental & Community Services Committee meeting held on 14 May 2024 (Attachment 1 to the report).
 - a) as the local plan-making authority, pursuant to Section 3.36 of the Environmental Planning and Assessment Act 1979, make the local environmental plan to reclassify the following parcels of land from community to operational:
 - Lot 1 DP212047 – 97 Hill Street, Scone
 - Lot 3 DP212047 – 97 Hill Street, Scone
 - Lot 12 DP 227553 – 98 Hill Street, Scone
 - Lot 21 DP 1235763 – 2912 New England Highway, Scone
 - b) refer the local environmental plan to Parliamentary Counsel for legal drafting.
 - c) delegate authority to the General Manager to sign all associated documents.
2. approve Development Application 172/2023 for a dwelling at Lot 101 DP 1199696, 59B Marquet Street Merriwa, subject to the conditions of consent in Attachment 2 to the report.

Moved: Cr A McPhee Seconded: Cr R Campbell CARRIED UNANIMOUSLY

SCR.05.2 *INFRASTRUCTURE SERVICES COMMITTEE*

RESPONSIBLE OFFICER: Rag Upadhyaya - Director Infrastructure Services

AUTHOR: Anna Brennan - Infrastructure Support Officer

24/090

RESOLVED

That Council:

1. adopt the minutes of the Infrastructure Services Committee meeting held on Tuesday, 14 May 2024;
2. endorse the allocation of \$70,000 ex GST, from Council's Section 94A funds, to upgrade the switchboard at Scone Hardcourt Tennis and Rugby League sporting precinct.

Moved: Cr R Campbell Seconded: Cr A McPhee CARRIED UNANIMOUSLY

SCR.05.3 ***CORPORATE SERVICES COMMITTEE***

RESPONSIBLE OFFICER: Greg McDonald - General Manager

AUTHOR: Wayne Phelps - Manager Finance

24/091

RESOLVED

That Council:

1. adopt the minutes of the Corporate Services Committee meeting held on 17 May 2024;
2. adopt the proposed budget variations as provided in attachment 2 to the report.

Moved: Cr J Burns

Seconded: Cr T Clout

CARRIED UNANIMOUSLY

COMMITTEE/DELEGATES REPORTS

C.05.1 ***GUMMUN AGED HOSTEL***

RESPONSIBLE OFFICER: Mathew Pringle - Director Environmental & Community Services

AUTHOR: Amanda Catzikiris - Manager Community Services

24/092

RESOLVED

That Council;

1. adopt the minutes of the Merriwa Aged Hostel Committee meeting held on 18 April, 2024.
2. accept the nominations for membership from Ron Whitaker and Carlita McConnell.

Moved: Cr L Watts

Seconded: Cr R Campbell

CARRIED UNANIMOUSLY

DEVELOPMENT REPORTS

D.05.1 ***DEVELOPMENT APPLICATION NO. 160/2022 - DWELLING HOUSE AND STRATA SUBDIVISION***

RESPONSIBLE OFFICER: Mathew Pringle - Director Environmental & Community Services

AUTHOR: Paul Smith - Senior Environmental Planner

MOTION

That Council approve Development Application No. 160/2022 for a dwelling house and strata subdivision at 99 Liverpool Street Scone (Lot: 22 DP: 558794) subject to conditions of consent.

FORESHADOWED MOTION

That Council defer the item until next Council meeting to allow further discussion.

Moved: Cr A McPhee

24/093

RESOLVED

That Council approve Development Application No. 160/2022 for a dwelling house and strata subdivision at 99 Liverpool Street Scone (Lot: 22 DP: 558794) subject to conditions of consent.

Moved: Cr J Burns

Seconded: Cr R Campbell

CARRIED

FOR

Councillor Burns
 Councillor Campbell
 Councillor Clout
 Councillor Collison
 Councillor Watts

Total (5)**AGAINST**

Councillor McPhee

Total (1)

The foreshadowed motion lapsed.

FINANCE REPORTS**F.05.1*****LONG TERM FINANCIAL PLAN - PUBLIC EXHIBITION*****RESPONSIBLE OFFICER:** Greg McDonald - General Manager**AUTHOR:** Wayne Phelps - Manager Finance

24/094

RESOLVED**That Council:**

1. endorse the draft Long Term Financial Plan 2024/2025 to 2033/2034 and place the document on exhibition for a period of not less than 28 days, commencing on Monday, 3 June 2024 and closing on Friday, 5 July 2024;
2. undertake community consultation for the draft Long Term Financial Plan 2024/2025 to 2033/2034; and
3. receive a report back to Council on the outcome of any submissions made during the Community consultation with consideration given to these submissions prior to adopting the final Long Term Financial Plan 2024/2025 to 2033/2034.

Moved: Cr J Burns

Seconded: Cr T Clout

CARRIED UNANIMOUSLY

F.05.2***SPECIAL RATE VARIATION - COMMUNITY ENGAGEMENT ACTION PLAN*****RESPONSIBLE OFFICER:** Greg McDonald - General Manager**AUTHOR:** Wayne Phelps - Manager Finance

24/095

RESOLVED

That Council note the Community Engagement Action Plan to be utilised during the Community consultation for the potential Special Rate Variation.

Moved: Cr J Burns

Seconded: Cr T Clout

CARRIED UNANIMOUSLY

CR.05.2

**TENDER EVALUATION REPORT ON TENDER NO. 13/2024 -
MURRURUNDI YOUTH & COMMUNITY CENTRE**

RESPONSIBLE OFFICER: Rag Upadhyaya - Director Infrastructure Services

AUTHOR: Chris Agosto - Project Manager

This matter is considered to be confidential under Section 10A(2) (c) of the Local Government Act, as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

PURPOSE

The purpose of this report is to outline the process that has been followed for the evaluation of tenders for the Murrurundi Youth & Community Centre and associated works (Tender No. 13/2024) and to make a recommendation to Council.

24/099

RESOLVED

That Council:

1. **decline to accept any of the tenders for Tender No. 13/2024 as per Clause 178 (1)(b) of Part 7: Division 4 of the Local Government (General) Regulation 2005, as all tenders were significantly higher than the project budget;**
2. **not invite fresh tenders as the current market pricing for the tendered scope is significantly higher than the project budget;**
3. **negotiate with the tenderers and any other providers to arrive at an adjusted scope within the funding budget;**
4. **report back to Council on construction options as well as possible scope variation, phasing of works and the use of other contractors (including Council's Works Department) undertaking portions of the work.**

Moved: Cr J Burns

Seconded: Cr L Watts

CARRIED UNANIMOUSLY

RETURN TO OPEN MEETING

24/100

RESOLVED That the meeting move back into Open Council.

Moved: Cr T Clout

Seconded: Cr R Campbell

CARRIED UNANIMOUSLY

Upon resuming Open Council, and in accordance with the Code of Meeting Practice, the General Manager provided a summary of the resolutions passed in Closed Council.

THERE BEING NO FURTHER BUSINESS THE MEETING CLOSED AT 5.34PM.