



QUALITY NATURE - QUALITY HERITAGE - QUALITY LIFESTYLE

MINUTES OF ORDINARY COUNCIL MEETING WEDNESDAY, 19 MAY 2021

MINUTES OF THE **Ordinary Council Meeting** OF TENTERFIELD SHIRE held at the Torrington Community Hall, Torrington on Wednesday, 19 May 2021 commencing at 9.30 am.

ATTENDANCE

Councillor Peter Petty (Mayor)
Councillor Don Forbes
Councillor John Macnish
Councillor Brian Murray
Councillor Tom Peters
Councillor Bronwyn Petrie
Councillor Michael Petrie
Councillor Bob Rogan
Councillor Gary Verri

ALSO IN ATTENDANCE

Acting Chief Executive (Kylie Smith)
Acting Executive Assistant & Media (Elizabeth Melling)
Acting Chief Corporate Officer (Paul Della)
Director of Infrastructure (Fiona Keneally)

Clause 254(b) of the Local Government (General) Regulation 2005 requires that the names of the mover and seconder of the motion or amendment are recorded and shown in the Minutes of the meeting.

WEBCASTING OF MEETING

I advise all present that this meeting is being recorded for placement on Council's website for the purposes of broadening knowledge and participation in Council issues, and demonstrating Council's commitment to openness and accountability.

All speakers must ensure their comments are relevant to the issue at hand and to refrain from making personal comments or criticisms or mentioning any private information.

No other persons are permitted to record the meeting, unless specifically authorised by Council to do so.

OPENING AND WELCOME

CIVIC PRAYER

We give thanks for the contribution by our pioneers, early settlers and those who fought in the various wars for the fabric of the Tenterfield Community we have today.

May the words of our mouths and the meditation of our hearts be acceptable in thy sight, O Lord.

ACKNOWLEDGEMENT OF COUNTRY

I would like to acknowledge the traditional custodians of this land that we are meeting on today. I would also like to pay respect to the Elders past, present, and emerging of the Jukembal, Kamilaroi and Bundjalung Nations and extend that respect to other Aboriginal people present.

APOLOGIES

100/21 **Resolved** that the apology of Deputy Mayor Greg Sauer be received and accepted.

(Brian Murray/John Macnish)

Motion Carried

DISCLOSURE & DECLARATIONS OF INTEREST

Nil

(ITEM MIN4/21) CONFIRMATION OF PREVIOUS MINUTES

101/21 **Resolved** that the Minutes of the following Meetings of Tenterfield Shire Council, as typed and circulated, be confirmed and signed as a true record of the proceedings of these meetings:

- Ordinary Council Meeting held on 28 April 2021 to include an amendment on page 9, Resolution 93/21 to include division of votes as follows:

Voting for the motion: Mayor Peter Petty, Councillor Gary Verri, Councillor Tom Peters, Councillor Bronwyn Petrie, Councillor Greg Sauer, Councillor John Macnish

Voting Against the motion: Councillor Don Forbes, Councillor Bob Rogan,
Councillor Michael Petrie, Councillor Brian Murray
(Bronwyn Petrie/John Macnish)

Motion Carried

TABLING OF DOCUMENTS

102/21 **Resolved** that the tabled document be received:

- Cr Brian Murray – Statement of personal stress pertaining to Resolution 93/21.

(Brian Murray/John Macnish)

Motion Carried

URGENT, LATE & SUPPLEMENTARY ITEMS OF BUSINESS

103/21 **Resolved** that the Addendum Agenda relating to Item COM13/21 – Stronger Country Communities Fund – Round 4 be received and accepted.

(Bob Rogan/Brian Murray)

Motion Carried

COMMUNITY CONSULTATION (PUBLIC ACCESS)

Nil

MAYOR MINUTE

Nil

RECOMMENDATIONS FOR ITEMS TO BE CONSIDERED IN CONFIDENTIAL SECTION

Nil

OPEN COUNCIL REPORTS

OUR COMMUNITY

Property Specialist, Neville Coonan entered the meeting, the time being 9.47 am.

(ITEM COM12/21) APPLICATION FOR COUNCIL TO BE APPOINTED AS CROWN LAND MANAGER OF THREE (3) RESERVES IN TENTERFIELD

SUMMARY

The purpose of the report is to advise Council of three (3) Crown Land Reserves that are currently devolved to Council however Council is not the Crown Land Manager. There are several proposals that are supported/approved by Council to be located on these devolved land reserves however Council does not have the authority to approve them.

104/21 Resolved that Council:

- (1) Resolve to delegate authority to the Chief Executive to apply to Crown Lands to be appointed as Crown Land Manager of Public Recreation Reserve R22044 (Old Power House Reserve) Lot 12 Section 22 DP 758959, Lot 701 DP 1059521 and Lot 7029 DP 1112788;
- (2) Resolve to delegate authority to the Chief Executive to apply to Crown Lands to be appointed as Crown Land Manager of Public Recreation Reserve R42597 Lots 7026, 7027 & 7028 DP 1126960; and
- (3) Resolve to delegate authority to the Chief Executive to apply to Crown Lands to be appointed as Crown Land Manager of Public Recreation Reserve R22042 Lot 7306 DP 1138684.

(Bronwyn Petrie/Michael Petrie)

Motion Carried

Property Specialist, Neville Coonan left the meeting, the time being 9.55 am.

(ITEM COM13/21) STRONGER COUNTRY COMMUNITIES FUND - ROUND 4

SUMMARY

The purpose of this report is to advise that Applications for Stronger Country Communities Funding – Round Four (4) are now open and for Council to determine which eligible projects will be applied for based on the funding guidelines and the aspirations of the community as made known to Council.

RECOMMENDATION

That Council:

1. Nominate and apply for the following projects for submission to the Stronger Country Communities Funding - Round Four (4)

(Councilor's to re-order based on agreed priority)

1. Drake Hall Infrastructure Application - \$113,000
(Upgrades including air-conditioning, floor covering and gutters)
2. Urbenville Footpath Extension Infrastructure Application - \$160,000
3. Memorial Hall Female Participation Application - \$126,116.50
(Floor refurbishment and line marking of basketball courts)
4. Steinbrook Hall Infrastructure Application - \$95,000
(Renew kitchen and repair guttering)
5. Sunnyside Hall Infrastructure Application- \$85,116.50
(Upgrade sub-floor, bathroom fit-out and baby change facilities, external wall replacement)
6. Sunnyside Hall Female Participation Application - \$53,000

(Upgrade sub-floor, bathroom fit-out and baby change facilities, external wall replacement and outdoor covered areas)

7. Federation Park Female Participation Application- \$160,000
(Upgrade of netball courts)

AMENDMENT

That Council:

1. Nominate and apply for the following projects for submission to the Stronger Country Communities Funding - Round Four (4)
 1. Drake Hall Infrastructure Application - \$113,000
(Upgrades including air-conditioning, floor covering and gutters)
 2. Northern Border Walk - \$90,000, and toilet block \$42,000
 3. Urbenville Footpath Extension Infrastructure Application - \$160,000
 4. Steinbrook Hall Infrastructure Application - \$95,000
(Renew kitchen and repair guttering)
 5. Sunnyside Hall Infrastructure Application- \$138,116
(Upgrade sub-floor, bathroom fit-out and baby change facilities, external wall replacement, out-door covered area)
 6. Federation Park Female Participation Application- \$160,000
(Upgrade of netball courts)
 7. Memorial Hall Female Participation Application - \$126,116.50
(Floor refurbishment and line marking of basketball courts)

(Gary Verri/Bob Rogan)

Amendment Carried

105/21 **Resolved** that Council:

1. Nominate and apply for the following projects for submission to the Stronger Country Communities Funding - Round Four (4)
 1. Drake Hall Infrastructure Application - \$113,000
(Upgrades including air-conditioning, floor covering and gutters)
 2. Northern Border Walk - \$90,000, and toilet block \$42,000
 3. Urbenville Footpath Extension Infrastructure Application - \$160,000
 4. Steinbrook Hall Infrastructure Application - \$95,000
(Renew kitchen and repair guttering)
 5. Sunnyside Hall Infrastructure Application- \$138,116

(Upgrade sub-floor, bathroom fit-out and baby change facilities, external wall replacement, out-door covered area)

6. Federation Park Female Participation Application- \$160,000
(Upgrade of netball courts)

7. Memorial Hall Female Participation Application - \$126,116.50
(Floor refurbishment and line marking of basketball courts)

(Donald Forbes/Bob Rogan)

Motion Carried

OUR ECONOMY

NIL

OUR ENVIRONMENT

(ITEM ENV8/21) VARIATION OF SEWAGE DISCHARGE FACTOR POLICY

SUMMARY

The purpose of this report is to outline Council's policy requirements for non-residential customers to apply for a variation of the Sewage Discharge Factor in relation to their water account.

106/21 **Resolved** that Council:

- 1) That the variation of sewage discharge factor policy be placed on public consultation for 28 days; and
- 2) If no submissions are received from the public on this policy that it be adopted at the end of the public consultation period; or
- 3) If submission are received from the public on this policy that submissions be presented at a council meeting for discussion prior to adopting the policy.

(Gary Verri/Brian Murray)

Motion Carried

OUR GOVERNANCE

(ITEM GOV36/21) MONTHLY OPERATIONAL REPORT - APRIL 2021

SUMMARY

The purpose of this report is to provide a standing monthly report to the Ordinary Meeting of Council that demonstrates staff accountabilities and actions taken against Council's 2020/2021 Operational Plan.

107/21 **Resolved** that Council receives and notes the status of the Monthly Operational Report for April 2021.

(Gary Verri/Bob Rogan)

Motion Carried

SUSPENSION OF STANDING ORDERS

108/21 **Resolved** that Standing Orders be suspended.

(Brian Murray/Bob Rogan)

Motion Carried

The meeting adjourned for morning tea and to allow the Councillors attend the opening of the Torrington Waste Transfer Station, the time being 10.36 am.

The meeting reconvened with the same members present, the time being 11.49 am.

RESUMPTION OF STANDING ORDERS

109/21 **Resolved** that Standing Orders be resumed.

(Tom Peters/Michael Petrie)

Motion Carried

(ITEM GOV37/21) ANNUAL REMUNERATION FOR COUNCILLORS AND THE MAYOR - 2021-2022

SUMMARY

The purpose of this report is to address the recent determination of the NSW Local Government Remuneration Tribunal which handed down an increase in the fees payable to Councillors and the Mayor of 2.0% for the 2021/2022 financial year.

The increase applies to both the minimum and maximum allowable rates for both Councillors and the Mayor. Council is required to determine at which rate it sets fees for both Councillors and the Mayor within the minimum and maximum allowable amounts for the upcoming financial year.

RECOMMENDATION

That Council:

- (1) Notes the Report and Determination of the NSW Remuneration Tribunal 23 April 2021; and
- (2) Sets the level of fees payable to all Councillors at \$12,400 per annum effective from 1 July 2021 to 30 June 2022; and
- (3) Sets the additional fee payable to the Mayor at \$27,060 per annum effective from 1 July 2021 to 30 June 2022; and
- (4) Sets the reimbursement amount for approved travel using own vehicle at \$0.68 per km (under 2.5 litres) or \$0.78 per km (2.5 litres and above) where a Council vehicle is unavailable.

AMENDMENT

- (5) Receive a report at the next Ordinary Council Meeting detailing the number of kilometres travelled by the Mayor annually in order for Council to investigate the option of a mayoral vehicle.

Amendment Carried

(Gary Verri/Bob Rogan)

110/21 **Resolved** that Council:

- (1) Notes the Report and Determination of the NSW Remuneration Tribunal 23 April 2021; and
- (2) Sets the level of fees payable to all Councillors at \$12,400 per annum effective from 1 July 2021 to 30 June 2022; and
- (3) Sets the additional fee payable to the Mayor at \$27,060 per annum effective from 1 July 2021 to 30 June 2022; and
- (4) Sets the reimbursement amount for approved travel using own vehicle at \$0.68 per km (under 2.5 litres) or \$0.78 per km (2.5 litres and above) where a Council vehicle is unavailable.
- (5) Receive a report at the next Ordinary Council Meeting detailing the number of kilometres travelled by the Mayor annually in order for Council to investigate the option of a mayoral vehicle.

(Tom Peters/Michael Petrie)

Motion Carried

Acting Manager Finance & Technology, Jessica Wild entered the meeting the time being 11.54 am.

(ITEM GOV38/21) QUARTERLY BUDGET REVIEW STATEMENT - MARCH 2021

SUMMARY

The purpose of this report is to provide Council with a Quarterly Budget Review Statement in accordance with Regulation 203 of the Local Government (General) Regulation 2005 (the Regulation).

111/21 **Resolved** that Council adopts the March 2021 Quarterly Budget Review Statement, noting that the previous recommendations from the September Quarterly Budget Review still stand (notwithstanding that there was an increase to the projected deficit in the December Quarterly Budget Review that was outside of Council's control).

(Donald Forbes/Tom Peters)

Motion Carried

(ITEM GOV39/21) FINANCE & ACCOUNTS - PERIOD ENDED 30 APRIL 2021

SUMMARY

The purpose of this report is for the Responsible Accounting Officer to provide, in accordance with Clause 212 of the Local Government (General) Regulation 2005 a written report setting out details of all money that the Council has invested under Section 625 of the Local Government Act 1993. The report must be made up to the last day of the month immediately preceding the meeting.

112/21 **Resolved** that Council receive and note the Finance and Accounts Report for the period ended 30 April 2021.

(Gary Verri/Michael Petrie)

Motion Carried

(ITEM GOV40/21) CAPITAL EXPENDITURE REPORT AS AT 30 APRIL 2021

SUMMARY

The purpose of this report is to show the progress of Capital Works projects against the Year to Date (YTD) budget each month. This report outlines Council's financial progress against each project.

113/21 **Resolved** that Council receive and note the Capital Expenditure Report for the period ended 30 April 2021.

(Bronwyn Petrie/Bob Rogan)

Motion Carried

(ITEM GOV41/21) REPORT ON LOAN BALANCES

SUMMARY

The purpose of this report is to inform Council of its loan balances as at 31 March 2021.

114/21 **Resolved** that Council notes the loan balance as at 31 March 2021 was \$13,932,571.71 (\$9,987,515.76 as at 31 December 2020).

(Brian Murray/Gary Verri)

Motion Carried

Acting Manager Finance & Technology, Jessica Wild left the meeting the time being 12.07 am.

REPORTS OF DELEGATES & COMMITTEES

(ITEM RC13/21) REPORTS OF COMMITTEES & DELEGATES - TOURISM ADVISORY COMMITTEE - MEETING WEDNESDAY, 7 FEBRUARY 2021

115/21 **Resolved** that the report of the Tourism Advisory Committee meeting of 7 February 2021 be received and noted.

(Bob Rogan/Tom Peters)

Motion Carried

NOTICES OF MOTION

Nil

RESOLUTION REGISTER

(ITEM RES4/21) COUNCIL RESOLUTION REGISTER - MAY 2021

SUMMARY

The purpose of this report is to provide a standing monthly report to the Ordinary Meeting of Council that outlines all resolutions of Council previously adopted and yet to be finalised.

116/21 **Resolved** that Council notes the status of the Council Resolution Register to May 2021.

(Bronwyn Petrie/Brian Murray)

Motion Carried

PUBLIC FORUM – 12.29 pm

As per Council Policy regarding Council Meetings outside of Tenterfield town, the Mayor invited members of the public to raise issues with Councillors and Council staff.

- Residents require further assistance with burnt debris disposal.
- Access to Stannum Torrington Rural Fire Service Shed driveway to be sealed September 2021.
- Speeding Traffic is an issue on Silent Grove Road. Advised that it is against current Legislation to place speed signs on unsealed roads. Council to investigate appropriate warning signs.
- Residents are able to remove trees from the Road Reserve – Council requires a Sect 138 – Works Within A Road Reserve Approval to be issued prior to removal – No fee.
- Permission sought to paint pictures onto the telegraph poles – advised Essential Energy would need to approve.
- Tom Toy & Sherrat Lane issues with pipes installed since rainfall event – washing gullies. Council will be back for maintenance after emergency access works undertaken.
- Tenterfield Shire Council trucks working on the Waste Transfer Station have been great on the road, could the drivers please be congratulated and acknowledged.
- Torrington Road at Stannum has some dangerous, large trees leaning over the road which need removal.
- Tenterfield Shire Council budget does not include respray weeds on road verges as in previous years. Landowners are able to spray their own verge as long as they are close to their own property. A Section 138 needs to be lodged with Council prior to works, again with no fee.

SUSPENSION OF STANDING ORDERS

117/21 **Resolved** that Standing Orders be suspended.

(Donald Forbes/Gary Verri)

Motion Carried

The Meeting adjourned for lunch, the time being 12.37 pm.

The Meeting reconvened with the same members present, the time being 1.27 pm.

RESUMPTION OF STANDING ORDERS

118/21 **Resolved** that Standing Orders be resumed.

(Bronwyn Petrie/Gary Verri)

Motion Carried

- Illegal dwellings in the Torrington area, what are Council doing about them.
- Catarrh Creek Road replace "No Through Road" sign.
- Council can look into curve warning signs and other suitable warning signs for unsealed roads.
- Is there any product that can be sprayed onto unsealed roads to reduce dust.
- Tree inspection along Road Reserve on Catarrh Creek Rd not completed.
- Residents appreciate the works done to clear the trees after the fires.
- Could Council install a Stop sign on the intersection of Torrington Rd and Catarrh Creek Road. Require this request in writing to go before the Local Traffic Committee.

The Mayor thanked the Public Gallery for their attendance at the meeting.

MEETING CLOSED

There being no further business the Mayor declared the meeting closed at 1.45 pm.

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Councillor Peter Petty
Mayor/Chairperson