



QUALITY NATURE - QUALITY HERITAGE - QUALITY LIFESTYLE

MINUTES OF ORDINARY COUNCIL MEETING WEDNESDAY, 28 JULY 2021

MINUTES OF THE **Ordinary Council Meeting** OF TENTERFIELD SHIRE held at the Tenterfield Shire Council Chamber on Wednesday 28 July 2021 commencing at 9.30 am

ATTENDANCE

Councillor Peter Petty (Mayor)
Councillor Greg Sauer (Deputy 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

Chief Executive (Daryl Buckingham)
Acting Executive Assistant & Media (Elizabeth Melling)
Director Engineering (Fiona Keneally)
Manager Finance & Technology (Paul Della)

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 Jukemba, Kamilaroi and Bundjalung Nations and extend that respect to other Aboriginal people present.

APOLOGIES

Nil

DISCLOSURE & DECLARATIONS OF INTEREST

151/21 **Resolved** that Councillors now disclose any interests and reasons for declaring such interest in the matters under consideration by Council at this meeting.

Name	Type	Item
Mayor Peter Petty	Less than Significant Non Pecuniary	ECO13/21 Road Asset Management Plan July 2021

(Bob Rogan/Bronwyn Petrie)

Motion Carried

(ITEM MIN20/21) CONFIRMATION OF PREVIOUS MINUTES

152/21 **Resolved** that the Minutes of the following Meeting of Tenterfield Shire Council:

- Ordinary Council Meeting – 23 June 2021

as typed and circulated, be confirmed and signed as a true record of the proceedings of these meetings.

(Brian Murray/Michael Petrie)

Motion Carried

Thank you to Cr. Greg Sauer for Chairing last meeting from Mayor Peter Petty

TABLING OF DOCUMENTS

Nil

URGENT, LATE & SUPPLEMENTARY ITEMS OF BUSINESS

(ITEM COM19/21) BLACK SUMMER BUSHFIRE RECOVERY GRANS PROGRAM

- 153/21** **Resolved** that the Addendum Agenda relating to ITEM COM19/21 – Black Summer Bushfire Recovery Grants Program to be received and noted.

(Bronwyn Petrie/Greg Sauer)

Motion Carried

COMMUNITY CONSULTATION (PUBLIC ACCESS)

Nil

MAYOR MINUTE

Nil

RECOMMENDATIONS FOR ITEMS TO BE CONSIDERED IN CONFIDENTIAL SECTION

- 154/21** **Resolved** that the following items be considered in the Confidential Section of the meeting:

- Item ECO14/21 Light Vehicle Supply Tender

(Gary Verri/Tom Peters)

Motion Carried

OPEN COUNCIL REPORTS

OUR COMMUNITY

(ITEM COM16/21) COMMUNITY DONATIONS AND CONTRIBUTIONS POLICY REVIEW

SUMMARY

The purpose of this report is to provide an update to Council's Community Donations and Contributions Policy.

(John Macnish/Bronwyn Petrie)

RECOMMENDATION

That Council:

- (1) Place the revised Community Donations and Contributions Policy out for 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 submissions are received from the public on this Policy that submissions be presented at a Council meeting for discussion prior to adopting the policy.

AMENDMENT

Add (4) That Councils "Community Donations and Contribution Policy" be changed to include "All Progress Associations."

(John Macnish/Bronwyn Petrie)

Amendment Carried

155/21 **Resolved** that Council:

- (1) Place the revised Community Donations and Contributions Policy out for 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 submissions are received from the public on this Policy that submissions be presented at a Council meeting for discussion prior to adopting the policy.
- (4) That Councils "Community Donations and Contribution Policy" be changed to include "All Progress Associations."

(John Macnish/Bronwyn Petrie)

Motion Carried

Acting Tourism & Marketing Manager, Emma Johnson entered the meeting, the time being 9.46 am.

(ITEM COM17/21) GRANT FUNDING UPDATE RE: 2021 PETER ALLEN FESTIVAL

SUMMARY

This Report is to provide an update on information in relation to the funding from Regional Tourism Bushfire Recovery Grant program where Council received from grant applicant 'Destination Network Country & Outback NSW' to fund the Peter Allen Festival.

156/21 **Resolved** that Council note the change in delivery partner from the Tenterfield Chamber of Tourism, Industry & Business to The Cuskelly College of Music to plan and execute the 2021 Peter Allen Festival to be held 5-7 November 2021.

(Bronwyn Petrie/Greg Sauer)

Motion Carried

Acting Tourism & Marketing Manager, Emma Johnson left the meeting, the time being 9.49 am.

(ITEM COM18/21) BLACK SUMMER BUSHFIRE RECOVERY GRANTS PROGRAM

SUMMARY

The purpose of this Report is to provide Council with the opportunity to propose projects for grant funds under the Black Summer Bushfire Recovery Grants Program.

RECOMMENDATION:

That Council:

- (1) Endorse the five (5) Projects listed below for Application:
 - Redevelopment of the Bruxner Park toilet and access - \$550,000;
 - Jubullum Village Youth Park - \$550,000;
 - Upgrades to Jubilee Park and installation of an outdoor basketball court \$280,000;
 - Pool equipment upgrades - \$300,000; and
 - Dead tree removal within Tenterfield Shire - \$170,000.
- (2) Council support Angry Bull Trails Application by applying for the balance of funding under the Black Summer Bushfire Recovery Grants Program, with Council funding a dedicated grant writer to assist the Angry Bull Trails to apply for the remaining \$2.6 million allocated under this fund;
- (3) Should Angry Bull Trails Ltd advise that they are not willing to submit an Application with the support provided, staff may apply for items identified in the Operational Plan or previously resolved by Council, in line with resources to develop the Applications e.g. Drake Drainage Project.

MOTION

That Council defer the entire "Officer's Recommendation" until a specific Councillor Workshop in August 2021 to further the project specifics to apply for.

(Brian Murray/Tom Peters)

Motion Lost

AMENDMENT

That Council:

- (1) Undertake a Councillor Workshop on Wednesday 4 August 2021, to progress all funding grant ideas, priorities and further progress Applications.
- (2) Support Angry Bull Trails Ltd Application under the Black Summer Bushfire Recovery Grants Program by providing a grant of up to \$10,000 to Angry Bull Trails Ltd to engage a dedicated grant writer to assist them in applying. With this amount to be recouped to Council should the grant application be successful.

(Bronwyn Petrie/Michael Petrie)

Amendment Carried

157/21 **Resolved** that Council:

- (1) Undertake a Councillor Workshop on Wednesday 4 August 2021, to progress all funding grant ideas, priorities and further progress Applications.
- (2) Support Angry Bull Trails Ltd Application under the Black Summer Bushfire Recovery Grants Program by providing a grant of up to \$10,000 to Angry Bull Trails Ltd to engage a dedicated grant writer to assist them in applying. With this amount to be recouped to Council should the grant application be successful.

(Bronwyn Petrie/Michael Petrie)

Motion Carried

SUSPENSION OF STANDING ORDERS

158/21 **Resolved** that standing Orders be suspended.

(Donald Forbes/Michael Petrie)

Motion Carried

The Meeting adjourned for Morning Tea, the time being 10.33 am.

The Meeting reconvened with Acting Manager Economic Development & Community, Rebekah Kelly present, the time being 10.53 am.

RESUMPTION OF STANDING ORDERS

159/21 **Resolved** that Standing Orders be resumed.

(Brian Murray/Bob Rogan)

Motion Carried

OUR ECONOMY

(ITEM ECO12/21) PARTNERSHIP AGREEMENT BETWEEN SERVICE NSW AND TENTERFIELD SHIRE COUNCIL

SUMMARY

The purpose of this Report is to seek Councils support for the renewal of the Partnership Agreement between Tenterfield Shire Council and Service NSW.

160/21 Resolved that Council:

- (1) Council delegates Authority to the Chief Executive to enter into an Agreement with Service NSW; and
- (2) Any necessary documents to be authorised for execution under the Common Seal of Council.

(Donald Forbes/Michael Petrie)

Motion Carried

Acting Manager Economic Development & Community Engagement, Rebekah Kelly left the meeting and Manager Asset & Program Planning, David Counsell entered the meeting, the time being 10.55 am.

(ITEM ECO13/21) ROAD ASSET MANAGEMENT PLAN JULY 2021

SUMMARY

This Report presents the revision of the Road Asset Management Plan.

RECOMMENDATION:

That Council note the Report and adopt the Road Asset Management Plan July 2021.

AMENDMENT

That Council note the report and adopt the Road Asset Management Plan July 2021, with the removal of "E" Class Roads from the Rural Unsealed Roads (Table 3.4 & 3.5 and Appendix b) and returned to previous status.

(Bronwyn Petrie/John Macnish)

Amendment Carried

Voting for the amendment: Councillor Tom Peters, Councillor Michael Petrie, Councillor Gary Verri, Councillor Peter Petty, Councillor Bronwyn Petrie, Councillor Greg Sauer and Councillor John Macnish. Total (7).

Voting against the amendment: Councillor Don Forbes, Councillor Brian Murray and Councillor Bob Rogan. Total (3).

161/21 **Resolved**

That Council note the report and adopt the Road Asset Management Plan July 2021, with the removal of "E" Class Roads from the Rural Unsealed Roads (Table 3.4 & 3.5 and Appendix b) and returned to previous status.

(Greg Sauer/Brian Murray)

Motion Carried

Manager Asset & Program Planning, David Counsell left the meeting, the time being 11.28 am.

OUR ENVIRONMENT

Nil

OUR GOVERNANCE

(ITEM GOV49/21) MONTHLY OPERATIONAL REPORT - JUNE 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.

162/21 **Resolved** that Council receives and notes the status of the Monthly Operational Report for June 2021.

(Don Forbes/Brian Murray)

Motion Carried

Manager Property & Buildings, Heidi Ford entered the meeting, the time being 11.35 am.

(ITEM GOV50/21) NOMINATION OF NATIVE TITLE MANAGERS

SUMMARY

Council is required to give notice to the Minister for Planning, Industry and Environment – Crown Lands of the name and contact details of Council's nominated Native Title Managers.

163/21 **Resolved** that Council:

- (1) Nominate the Engineering Officer, Jessica Gibbins and Property Specialist, Neville Vincent Coonan as its Native Title Managers; and further
- (2) That Council give Notice to the Minister for Planning, Industry and Environment of contact details of Council's Engineering Officer and Property Specialist as required under Section 8.8 of the Crown Land Management Act 2016.

(Michael Petrie/Donald Forbes)

Motion Carried

Manager Property & Buildings, Heidi Ford left the meeting, the time being 11.40 am.

(ITEM GOV51/21) MAYORAL VEHICLE TRAVEL

SUMMARY

The purpose of this Report is to detail the number of kilometers travelled by the Mayor annually for the purpose of determining whether a vehicle should be provided to the Mayor.

164/21 **Resolved** that Council:

- (1) Receive and note this report.
- (2) That a vehicle not be provided solely for Mayoral use based on the number of kilometers currently travelled by the Mayor.

(Gary Verri/Michael Petrie)

Motion Carried

(ITEM GOV52/21) REPORT ON LOAN BALANCES

SUMMARY

The purpose of this Report is to inform Council of its loan balances as at 30 June 2021.

165/21 **Resolved** that Council notes the loan balance as at 30 June 2021 was \$13,708,476.21 (\$13,932,571.71 as at 31 March 2021).

(Gary Verri/Bob Rogan)

Motion Carried

(ITEM GOV53/21) CAPITAL EXPENDITURE REPORT AS AT 30 JUNE 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.

166/21 **Resolved** that Council receive and note the Capital Expenditure Report for the period ended 30 June 2021.

(Brian Murray/Greg Sauer)

Motion Carried

(ITEM GOV54/21) FINANCE & ACCOUNTS - PERIOD ENDED 30 JUNE 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.

167/21 **Resolved** that Council:

- (1) Receive and note the Finance and Accounts Report for the period ended 30 June 2021.
- (2) Adopts a Purchase of Niche Fee at the cemetery of \$270 (including GST) for the 2021/22 Financial Year.

(Michael Petrie/Gary Verri)

Motion Carried

REPORTS OF DELEGATES & COMMITTEES

(ITEM RC20/21) REPORTS OF COMMITTEES & DELEGATES - AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION 27TH NATIONAL GENERAL ASSEMBLY - 20 TO 23 JUNE 2021 CANBERRA

168/21 **Resolved** that the report of the Mayor of the 2021 - 27th National General Assembly be received and noted.

(Peter Petty/Bob Rogan)

Motion Carried

(ITEM RC21/21) REPORTS OF COMMITTEES & DELEGATES - DESTINATION & VISITOR ECONOMY CONFERENCE 2021 REPORT

169/21 **Resolved** that the report of Councillors Bob Rogan, Bronwyn Petrie and Gary Verri of the Destination and Visitor Economy Conference 2021 be received and noted.

(Bob Rogan/Gary Verri)

Motion Carried

(ITEM RC22/21) REPORTS OF COMMITTEES & DELEGATES - PARKS, GARDENS & OPEN SPACE ADVISORY COMMITTEE

170/21 **Resolved** that Council:

- (1) Receive and note the Reports from the Parks, Gardens & Open Space Advisory Committee meetings, as listed above; and
- (2) Note the amended "Community Donations and Contributions" Policy as proposed (ITEM Com16/21) for consideration.

(Brian Murray/Gary Verri)

Motion Carried

(ITEM RC23/21) REPORTS OF COMMITTEES & DELEGATES - AUDIT & RISK COMMITTEE MEETING - 16 JUNE 2021

171/21 **Resolved** that the report from the Internal Audit Committee meeting of 16 June 2021 be received and noted.

(Donald Forbes/Bob Rogan)

Motion Carried

NOTICES OF MOTION

(ITEM NM1/21) NOTICE OF MOTION - RENAMING OF LISMORE ELECTORATE

SUMMARY

The purpose of this motion is to change the name of the Lismore Electorate to the Bruxner Electorate.

672/21 **Resolved** that Council write to the NSW Electoral Commission asking to implement the necessary steps to change the name of the Lismore Electorate to the Bruxner Electorate.

(Gary Verri/Greg Sauer)

Motion Carried

(ITEM NM2/21) NOTICE OF MOTION - NAMING OF COUNCIL ADMINISTRATION BUILDING OR CHAMBERS

SUMMARY

The purpose of this Motion is to name the Administration Building or the Council Chambers "Koreelah".

RECOMMENDATION:

That Council:

- (1) Name the Council Administration building the Koreelah Building; or
- (2) Name the Council Chambers the Koreelah Room

AMENDMENT

That Council:

- (1) Name the Council Chambers the Koreelah Room.

(Don Forbes/Bronwyn Petrie)

Amendment Carried

173/21 **Resolved** that Council:

- (1) Name the Council Chambers the Koreelah Room

(Don Forbes/Bronwyn Petrie)

Motion Carried

RESOLUTION REGISTER

(ITEM RES6/21) COUNCIL RESOLUTION REGISTER - JULY 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.

174/21 **Resolved** that Council notes the status of the Council Resolution Register to July 2021.

(Bob Rogan/Brian Murray)

Motion Carried

CONFIDENTIAL BUSINESS

SUSPENSION OF STANDING ORDERS - CONFIDENTIAL BUSINESS

175/21 **Resolved** that Standing Orders be suspended and:

- a) the meeting be closed to the public and members of the press because of the need for confidentiality, privilege or security, as specified below and provided for under Section 10A(2) of the Local Government Act, 1993; and
- b) the Agenda and associated correspondence, unless specified are not to be released to the Public as they relate to a matter of either personal hardship, personal matters, trade secrets or matters which cannot be lawfully disclosed.

(Brian Murray/Donald Forbes)

Motion Carried

The recording device was turned off and the meeting moved into closed committee, the time being 12.20 am.

(ITEM ECO14/21) LIGHT VEHICLE SUPPLY TENDER

That above item be considered in Closed Session to the exclusion of the press and public in accordance with Section 10A(2) (c) (d(i)) of the Local Government Act, 1993, as the matter involves information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it.

SUMMARY

Council has had a Motor Vehicle Supply Agreement with Norther Rivers Motors Pty Ltd (Lismore Toyota). The agreement expired on the 31st October 2020. Tenders were invited from interested parties to meet Council motor vehicle supply requirements.

176/21 **Resolved** that Council:

- (1) Receive and note the report "Light Vehicle Supply Tender"; and
- (2) Accept the Tender of Northern Rivers Motors Pty Ltd, entering into a 3 year Contract, with a 2 x 3 year option to extend.

(Brian Murray/Donald Forbes)

Motion Carried

RESUMPTION OF STANDING ORDERS

177/21 **Resolved** that the meeting move out of Closed Committee and Standing Orders be resumed.

(Greg Sauer/Bob Rogan)

Motion Carried

The meeting moved out of Closed Committee and the recording device turned on, the time being 12.26 am

The Mayor read the resolution as resolved by Council whilst in Closed Committee.

MEETING CLOSED

There being no further business the Mayor declared the meeting closed at 12.27 pm.

.....
Councillor Peter Petty
Mayor/Chairperson