



QUALITY NATURE - QUALITY HERITAGE - QUALITY LIFESTYLE

MINUTES OF ORDINARY COUNCIL MEETING WEDNESDAY 27 APRIL 2022

MINUTES OF THE **Ordinary Council Meeting** OF TENTERFIELD SHIRE held at the Koreelah Room, Tenterfield Shire Council Chambers on Wednesday 27 April 2022 commencing at 9:30 am

ATTENDANCE

Councillor Bronwyn Petrie (Mayor)
Councillor John Macnish (Deputy Mayor)
Councillor Peter Petty (Via Zoom)
Councillor Tim Bonner
Councillor Tom Peters
Councillor Kim Rhodes
Councillor Giana Saccon
Councillor Greg Sauer
Councillor Geoff Nye
Councillor Peter Murphy

ALSO IN ATTENDANCE

Chief Executive (Daryl Buckingham)
Executive Assistant & Media (Elizabeth Melling)
Acting Chief Corporate Officer (Tamai Davidson)
Director 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

Nil.

DISCLOSURE & DECLARATIONS OF INTEREST

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
Nil.		

(ITEM MIN4/22) CONFIRMATION OF PREVIOUS MINUTES

77/22

Resolved that the Minutes of the following Meeting of Tenterfield Shire Council:

- Ordinary Council Meeting – 23 March 2022

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

(John Macnish/Giana Saccon)

Motion Carried

TABLING OF DOCUMENTS

Nil.

URGENT, LATE & SUPPLEMENTARY ITEMS OF BUSINESS

- 78/22** **Resolved** that Cr Kim Rhodes and Cr Tim Bonner attend the NSW Destination Tourism Conference to be held 17 to 19 May 2022 in Orange, and that all expenses are met by Council.

(John Macnish/Greg Sauer)

Motion Carried

COMMUNITY CONSULTATION (PUBLIC ACCESS)

Agenda Item – Financial Position of the Tenterfield Shire Council

Speakers "for" Supporting Tenterfield Shire Councils Position

- 1) *Mr Peter Robinson, Community Member*

MAYOR MINUTE

Nil.

RECOMMENDATIONS FOR ITEMS TO BE CONSIDERED IN CONFIDENTIAL SECTION

- 79/22** **Resolved**

That the following item be considered in the Confidential Section of the meeting:

- 1) Item COM4/22 – Proposal to Amend Resolution 295/20 regarding the Leasing of Lots 2, 3 and 4 Section 37 DP 758959 by removing lot 4 from the proposed lease.

(Greg Sauer/Kim Rhodes)

Motion Carried

OPEN COUNCIL REPORTS

Nil.

OUR COMMUNITY

Nil.

OUR ECONOMY

Nil.

OUR ENVIRONMENT

Nil.

OUR GOVERNANCE

(ITEM GOV36/22) MONTHLY OPERATIONAL REPORT MARCH 2022

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 2021/2022 Operational Plan.

80/22

Resolved that Council receives and notes the status of the Monthly Operational Report for March 2022.

(Tim Bonner/Tom Peters)

Motion Carried

Cr Peter Petty entered the meeting via zoom, the time being 10.03 am

Roy Jones, Manager Finance & Technology entered the meeting, the time being 10.05 am.

(ITEM GOV37/22) TENTERFIELD SHIRE COUNCIL - ADDITIONAL SPECIAL RATE VARIATION (ASV) FOR 2022-23.

SUMMARY

The purpose of this report is for the Responsible Accounting Officer to provide, in accordance with section 508 (2) of the Local Government Act 1993 financial based scenarios for Council to consider whether or not to apply for an Additional Special Rate Variation for the Financial year 2022-23.

81/22

Resolved that Council does not proceed with the additional special rate variation for 2022/23 financial year, considering the cost/benefit to council operations and the current community consultation/engagements in place for the recommended special rate variation scenarios for the financial year 2023/24.

Motion Carried

Upon being put to the meeting, the motion was declared carried.

For the Motion were Crs Tom Peters, Greg Sauer, John Macnish, Tim Bonner, Bronwyn Petrie, Kim Rhodes, Geoffrey Nye and Peter Murphy Total (8).

Against the Motion was Cr Giana Saccon Total (1).

(ITEM GOV38/22) MANAGEMENT LETTER FOR THE FINAL PHASE OF THE 2020/2021 AUDIT

SUMMARY

The purpose of this Report is to present to Council the Final Management Letter from the Audit Office of New South Wales for the Final Phase of the 2020/2021 Audit.

81/22 **Resolved** that Council receive and note the Final Management Letter from the Audit Office of New South Wales for the Final Phase of the 2020/2021 Audit.
(Giana Saccon/Kim Rhodes)

Motion Carried

SUSPENSION OF STANDING ORDERS

82/22 **Resolved** that Standing Orders be suspended.
(Greg Sauer/Kim Rhodes)

Motion Carried

The meeting adjourned for morning tea, the time being 10.36 am.

The meeting reconvened, the time being 11.21 am.

RESUMPTION OF STANDING ORDERS

83/22 **Resolved** that Standing Orders be resumed.
(Greg Sauer/Kim Rhodes)

Motion Carried

(ITEM GOV39/22) FINANCE & ACCOUNTS - PERIOD ENDED 31 MARCH 2022

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.

84/22 **Resolved** that Council receive and note the Finance and Accounts Report for the period ended 31 March 2022.
(Greg Sauer/Kim Rhodes)

Motion Carried

(ITEM GOV40/22) CAPITAL EXPENDITURE REPORT AS AT 31 MARCH 2022

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.

85/22

Resolved that Council receive and note the Capital Expenditure Report for the period ended 31 March 2022.

(Giana Saccon/Geoff Nye)

Motion Carried

REPORTS OF DELEGATES & COMMITTEES

Nil.

NOTICES OF MOTION

Nil.

RESOLUTION REGISTER

(ITEM RES4/22) COUNCIL RESOLUTION REGISTER - MARCH 2022

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.

86/22

Resolved that Council notes the status of the Council Resolution Register to March 2022.

(Giana Saccon/Kim Rhodes)

Motion Carried

Roy Jones, Manager Finance & Technology left the meeting, the time being 11.50 am.

CONFIDENTIAL BUSINESS

SUSPENSION OF STANDING ORDERS – CONFIDENTIAL BUSINESS

87/22

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.

(Kim Rhodes/Greg Sauer)

Motion Carried

The recording device was turned off and the meeting moved into Closed Committee, the time being 11.51 am.

Neville Coonan, Property Specialist entered the meeting, the time being 11.53 am.

(ITEM COM4/22) PROPOSAL TO AMEND RESOLUTION 295/20 REGARDING THE LEASING OF LOTS 2, 3 AND 4 SECTION 37 DP758959 BY REMOVING LOT 4 FROM THE PROPOSED LEASE.

SUMMARY

The purpose of this report is to consider the removal of Lot 4 Section 37 DP 758959 to the proposed lease offered to the Transport Museum.

88/22

Resolved that Council:

- (1) Delegates authority to the Chief Executive to enter into a new Lease over Lots 2 and 3 Section 37 DP758959 for a 2-year period from 1 November 2021 with a 10-year optional extension to the Lease; and
- (2) Reduces the annual rental from \$1,000 excluding GST to \$800 excluding GST with other lease terms and conditions to remain unchanged from Resolution 295/20; and
- (3) Authorises the Lease be signed under seal of Council by the Mayor and the Chief Executive.

(Peter Petty/Tom Peters)

Motion Carried

RESUMPTION OF STANDING ORDERS

90/22 **Resolved** that Standing Orders be resumed.

(John Macnish/Tom Peters)

Motion Carried

The meeting moved out of Closed Committee and the recording device was turned on, the time being 12.01 pm.

In accordance with Section 253 of Local Government Regulations (General) 2005, the Mayor read the resolutions as resolved whilst in Closed Committee.

MEETING CLOSED

There being no further business the Mayor declared the meeting closed at 12.03 pm.

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Councillor Bronwyn Petrie
Mayor/Chairperson