



**QUALITY NATURE - QUALITY HERITAGE - QUALITY LIFESTYLE**

## **MINUTES OF ORDINARY COUNCIL MEETING WEDNESDAY 26 OCTOBER 2022**

MINUTES OF THE **Ordinary Council Meeting** OF TENTERFIELD SHIRE held at the Koreelah Room, Tenterfield Shire Council Chambers on Wednesday 26 October 2022 commencing at 9:30 am

### **ATTENDANCE**

Councillor Bronwyn Petrie (Mayor)  
Councillor John Macnish (Deputy Mayor)  
Councillor Peter Petty  
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)  
Chief Corporate Officer (Kylie Smith)  
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.*

## COMMUNITY CONSULTATION (PUBLIC ACCESS)

### WEBCASTING OF MEETING

*I advise all present that this meeting is being recorded for placement on Council's website and live-streamed on Council's You-Tube Channel 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

**214/22** **Resolved** that councillors now disclose any interests and reasons for declaring such interest in the matters under consideration by Council at this meeting.

<b>Name</b>	<b>Type</b>	<b>Item</b>
Cr Bronwyn Petrie	Less than Significant Non-Pecuniary	ITEM COM 26/22 – Community Contributions/Donations – 2022/2023 Financial Year
Cr Kim Rhodes	Less than Significant Non-Pecuniary	ITEM COM 26/22 – Community Contributions/Donations – 2022/2023 Financial Year

(Peter Petty/Greg Sauer)

**Motion Carried**

## **(ITEM MIN10/22) CONFIRMATION OF PREVIOUS MINUTES**

**215/22** **Resolved** that the Minutes of the following Meeting of Tenterfield Shire Council:

- Ordinary Council Meeting – 28 September 2022 with the correction to ITEM GOV 75/22 Council Delegates to Committees, External Boards & Associations – Period September 2022 to September 2023 Representation for Border Region Organisations of Councils to read “Mayor + Deputy Mayor.”

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

(Kim Rhodes/Peter Petty)

### **Motion Carried**

## **TABLING OF DOCUMENTS**

### **URGENT, LATE & SUPPLEMENTARY ITEMS OF BUSINESS**

**216/22** **Resolved** that Council accept the following Addendum Agendas:

- (1) (ITEM GOV92/22) Tenterfield Shire Council – consideration of providing credit / credits to assessments / ratepayers arising from application of water infrastructure charge.
- (2) (ITEM GOV93/22) Notification to IPART of intent to apply for a Special Rate Variation.

(Greg Sauer/Tom Peters)

### **Motion Carried**

## **MAYORAL MINUTE**

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

**217/22** **Resolved** that the following items be considered in the Confidential Section of the Meeting: -

- (1) (ITEM ECO21/22) Sale of surplus land – Bendall’s

(Peter Petty/Tom Peters)

### **Motion Carried**

## **OPEN COUNCIL REPORTS**

### **OUR COMMUNITY**

#### **(ITEM COM26/22) COMMUNITY CONTRIBUTIONS/DONATIONS - 2022/2023 FINANCIAL YEAR**

##### **SUMMARY**

The purpose of this report is to advise Council of the applications received requesting financial support through Council’s Community Donations/Contributions Policy and for Council to adopt the donations for the 2022/2023 financial year.

**218/22**

**Resolved** that Council adopt the individual allocation of community contributions / donations to a total of \$20,000, as detailed below.

(John Macnish/Tom Peters)

**Motion Carried**

## **PROCEDURAL MOTION**

**219/22**

**Resolved** that ITEM COM27/22 Arts, Culture and Library Services – Updates of Policies (Page 39); ITEM GOV83/22 Civic Office – Update of Policies (Page 203) and ITEM GOV91/22 Customer Service, Governance & Records – Updates of Policies (Page 286) be dealt with together with separate Resolution Numbers recorded.

(Greg Sauer/Peter Petty)

**Motion Carried**

## **(ITEM COM27/22) ARTS, CULTURE AND LIBRARY SERVICES - UPDATES OF POLICIES**

### **SUMMARY**

The purpose of this report is to update the listed policies that align with Arts, Culture and Library Services.

**220/22**

**Resolved** that Council:

(1) Adopt the following policies:

- Library Services Policy
- School of Arts Theatre/Cinema Front of House Policy – with the inclusion at Item 3.1 “Smoking & Vaping”
- School of Arts – Use for Weddings and other Activities Policy

(2) Adopt the following policy, pending a 28-day public exhibition period for community comment:

- Public Art Policy

(Kim Rhodes/Peter Petty)

**Motion Carried**

## **(ITEM GOV83/22) CIVIC OFFICE - UPDATE OF POLICIES**

### **SUMMARY**

The purpose of this report is to update the listed policies aligned with Civic Office.

**221/22**

**Resolved** that Council:

- (1) Adopt the following policies: -
- Updated Aboriginal Recognition of Protocol Policy 1.013- after referring the Policy to the Aboriginal Advisory Committee regarding the inclusion of the Ngoorabul and Githabul people to Council's "Acknowledgment of Country".
  - Updated Australia Day Awards & Citizenship Ceremonies Policy 1.016;
  - Updated Community Donations/Contributions Policy 1.031;
  - Updated Councillor Expenses and Facilities Policy 1.160;
- (2) Adopt the following policy, pending 28-day public exhibition period for community comment.
- Councillors Access to Information and Interaction with Staff Policy
- (Greg Sauer/Peter Petty)

### **Motion Carried**

## **(ITEM GOV91/22) CUSTOMER SERVICE, GOVERNANCE & RECORDS - UPDATES OF POLICIES**

### **SUMMARY**

The purpose of this report is to update the listed policies that align with Customer Service, Governance and Records.

**222/22**

**Resolved** that Council

- (1) adopt the following policies:
- Complaints and Unreasonable Conduct Policy
  - Disclosures by Councillors and Designated Persons
  - Exclusion for Disruptive or Abusive Citizens and Customers Policy
  - Flying of Flags Policy
  - Fraud and Corruption Prevention Policy
- (2) adopt the following policy, pending a 14-day public exhibition period for community comment:
- Customer Service Policy

(Kim Rhodes/Peter Petty)

### **Motion Carried**

## **(ITEM COM28/22) SESQUICENTENARY 2021**

### **SUMMARY**

Council at its February 2021 meeting resolved to establish a Steering Committee to make arrangements for celebration of the Sesquicentenary of the Municipality of Tenterfield.

A steering committee was formed together with community interest group participants to prepare for the event. Formalised meetings were conducted with

celebration activities; gala dinners; souvenir publications and street parades planned.

Unfortunately, Council was unable to secure significant funding to undertake all these planned activities, this coupled with Covid-19 guidelines on events made the planning difficult.

The committee made the hard decision to down-scale the celebration, and in November 2022 Council unveiled a commemorative brass plaque and launched its souvenir publication.

This report is to officially conclude the Sesquicentenary celebrations, which were recently workshopped at Council's 10 August 2022 Councillor Workshop and remove the Committee from Council's 22/23 Committee Register.

**223/22**

**Resolved** that Council:

Receive and note the report regarding the celebration activities of the Sesquicentenary Steering Committee of Tenterfield Shire Council which have now been finalised; and

- (1) Remove the Sesquicentenary Steering Committee from Council's 22/23 Committees Register: and
- (2) Write to the Committee members, thanking them for their interest, work and participation.

(John Macnish/Kim Rhodes)

**Motion Carried**

## **OUR ECONOMY**

## **OUR ENVIRONMENT**

## **OUR GOVERNANCE**

### **(ITEM GOV80/22) MONTHLY OPERATIONAL REPORT SEPTEMBER 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 2022/2023 Operational Plan.

**224/22**

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

(Peter Petty/Kim Rhodes)

**Motion Carried**

## SUSPENSION OF STANDING ORDERS

**225/22** **Resolved** that Standing Orders be suspended.

(Peter Petty/Geoff Nye)

### **Motion Carried**

*The meeting adjourned for morning tea, the time being 11.07 am.*

*The meeting reconvened, the time being 11.29 am.*

## RESUMPTION OF STANDING ORDERS

**226/22** **Resolved** that [enter text] Standing Orders be resumed.

(Tim Bonner/Peter Petty)

### **Motion Carried**

## **(ITEM GOV81/22) 2022 - REVIEW OF VARIATION OF WARD BOUNDARIES**

### **SUMMARY**

The purpose of this report is to advise Council that Staff have been liaising with NSW Electoral Commission with regard to a variation of more than 10% of elector numbers as required under the NSW Local Government Act.

**227/22** **Resolved** that pursuant to s.211(2) of the *Local Government Act 1993* (NSW) that Council advises:

- (1) The Electoral Commission of its elector numbers being greater than 10% in variance in the month of April and September 2022; and
- (2) That it is Council's intention to monitor the number of electors of each ward until April 2023, when Census 2021 data is fully integrated at the Electoral Commission NSW; and
- (3) Should, in April 2023, the elector numbers still be greater than a 10% variation it is then Council's intention to change the existing Ward Boundaries for the Local Government election to be held in September 2024.

(Kim Rhodes/Greg Sauer)

### **Motion Carried**

## **(ITEM GOV82/22) COUNCIL RECESS PERIOD - PROPOSED COUNCIL MEETING DATES 2023/2024**

### **SUMMARY**

The purpose of this report is for Council to recommend the dates for the Ordinary Council Meetings – January 2023 to January 2024. In accordance with s356 of

the NSW Local Government Act 1993, Council is required to meet at least ten (10) times per year, each time in a separate month.

**228/22**

**Resolved** that Council:

- (1) Note the closedown period for Staff from the close of business on 21 December 2022 to 9 January 2023.
- (2) Resolve to hold the first meeting of the Council on 22 February 2023 with the following dates for meetings:
  - a) Ordinary Council Meetings be held in each month of the calendar year with the exception of January 2024;
  - b) Council Meetings be held on the fourth Wednesday of the meeting month at a time to be determined, with the exception of December 2023 which will be held on the third Wednesday of the month; and
  - c) Ordinary Council Meetings be held each month in the "Koreelah Room", Council Administration Building with the exception of two meetings to be held in villages of Legume and Torrington.

(Peter Petty/Kim Rhodes)

**Motion Carried**

## **(ITEM GOV84/22) COUNCIL RECESS PERIOD - 2022/2023 & DELEGATION FOR CHIEF EXECUTIVE LEAVE PERIOD**

### **SUMMARY**

The purpose of this report is for Council to approve recess arrangements and provide the Mayor and/or Deputy Mayor, and the Chief Executive with delegations over the recess period and provide delegation for Acting Chief Executive during period of leave of Chief Executive.

**229/22**

**Resolved** that Council:

- (1) Be in recess from close of business 21 December 2022 to 22 February 2023.
- (2) Pursuant to Section 377 of the *Local Government Act 1993*, delegate authority to the Mayor and/or Deputy Mayor, and the Chief Executive jointly to exercise any function of Council during the recess period with the exception of:
  - Determination of applications for all dwelling types and ancillary structures where significant objections have been received;
  - Rezoning matters;
  - Subdivision applications; and
  - Entering into Leases and Licences.



- (3) That a full list of any matters considered under such delegated authority be submitted for Council's information to the first 2023 Ordinary Council Meeting of Council to be held on 22 February 2023.

(Kim Rhodes/John Macnish)

**Motion Carried**

**(ITEM GOV85/22) DISCLOSURE OF INTEREST RETURNS 2021/2022**

**SUMMARY**

The purpose of this Report is to document the tabling of the Disclosure of Interest Returns for the period 2021/2022.

**230/22**

**Resolved** that Council note the tabling of the Disclosure of Interest Returns for the period 2021/2022.

(Kim Rhodes/Giana Saccon)

**Motion Carried**

**(ITEM GOV86/22) 2024 LOCAL GOVERNMENT ELECTIONS - ELECTORAL COMMISSION AND QUOTATION PROCESS**

**SUMMARY**

Council is required to advise the Electoral Commission of NSW (ECNSW) whether it requires them (ECNSW) to conduct the upcoming Local Government Elections in September 2024. Notice from Council must be provided to this effect eighteen months prior to the 2024 Local Government elections, which is March 2023.

During the 2021 Local Government Elections, the question was asked if a suitably qualified local contractor or Council would be better positioned to conduct the election at a reduced cost. The costs associated with the 2021 Local Government elections, conducted by the ECNSW totaled \$86,000. Council, in January 2022 resolved "not to apply countback provisions in the event of a by-election", with Council nominated to conduct the election.

**231/22**

**Resolved** that Council:

- (1) Advertise for quotations from a suitably qualified Contractor to conduct the September 2024 Local Government Elections; and
- (2) If no suitably qualified Contractor be forthcoming; Council advise the NSW Electoral Commission (ECNSW) of its intent to proceed with NSWEC conducting the 2024 Local Government Election.

(Geoff Nye/John Macnish)

**Motion Carried**

Roy Jones, Manager Finance and Technology entered the meeting, the time being 11.47 am.

**(ITEM GOV87/22) FINANCE & ACCOUNTS - PERIOD ENDED 30 SEPTEMBER 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.

**232/22**

**Resolved** that Council receive and note the Finance and Accounts Report for the period ended 30 September 2022.

(John Macnish/Geoff Nye)

**Motion Carried**

**(ITEM GOV88/22) CAPITAL EXPENDITURE REPORT AS AT 30 SEPTEMBER 2022**

**SUMMARY**

The purpose of this report is to show the Year-to-date (YTD) financial progress of Capital Works projects against the budget.

**233/22**

**Resolved** that Council receive and note the Capital Expenditure Report for the period ended 30 September 2022.

(Peter Petty/Kim Rhodes)

**Motion Carried**

**(ITEM GOV89/22) REPORT ON LOAN BALANCES**

**SUMMARY**

The purpose of this Report is to inform Council of its loan balances as at 30 September 2022.

**234/22**

**Resolved** that Council notes the loan balance as at 30 September 2022 was \$18,505,230.55 (\$18,848,630.12 as at 30 June 2022).

(Peter Petty/Giana Saccon)

**Motion Carried**

Roy Jones, Manager Finance and Technology left the meeting, the time being 12.03pm

Erika Bursford, Manager Customer Service, Governance & Records entered the meeting, the time being 12.04 pm.

## **(ITEM GOV90/22) TENTERFIELD SHIRE COUNCIL COMMUNITY SATISFACTION SURVEY 2022**

### **SUMMARY**

The purpose of this report is to present the Tenterfield Shire Council Community Satisfaction Survey 2022 Report.

**235/22**

**Resolved** that Council receive and note the Tenterfield Shire Council Community Satisfaction Survey 2022 Report.

(Kim Rhodes/Tom Peters)

### **Motion Carried**

*Erika Bursford, Manager Customer Service, Governance & Records left the meeting, the time being 12.25pm.*

*Roy Jones, Manager Finance and Technology entered the meeting, the time being 12.25pm*

## **(ITEM GOV92/22) TENTERFIELD SHIRE COUNCIL - CONSIDERATION OF PROVIDING CREDIT / CREDITS TO ASSESSMENTS / RATEPAYERS ARISING FROM APPLICATION OF WATER INFRASTRUCTURE CHARGE.**

### **SUMMARY**

The purpose of this report is to seek Council's approval to provide a credit/credits to the selected property assessments in the 2023/2024 budget for those ratepayers who have paid a water infrastructure charge originally levied for the purpose of part funding a loan required for the Tenterfield Water Treatment Plant and also charges levied on localities which did not form part of the previous written resolutions regarding the infrastructure charge.

The impact of this credit will be reflected in adoption of Operational Budget 2023/2024.

**236/22**

**Resolved** that Council:

1. Note the review of water charging in relation to the NSW Local Government Act 1993 Section 502 levies for the past four years, acknowledging that the wording of this charge was specific in year one (2019/2020) and that the funding was not required for the intended purpose;
2. Note the specifics of the application of the resolutions relating to water Charges under Section 502 in years (2020/2021, 2021/2022 and 2022/2023) which have been impacted by lack of clarity due to phrasing of resolutions from year 2;
3. Approve the inclusion of a credit to the value of \$77, in the operational budget FY 2023/2024 for assessments charged the water infrastructure charge of \$77.00 under resolution (101/19) as part of the Operational

Plan adopted on 24 May 2019 and impacted the localities of Tenterfield, Urbenville and Jennings.

4. Approve the inclusion of credit to the value of \$77, in the operational budget FY 2023/2024 for assessments within Urbenville and Jennings localities in line with Council resolution (116/20) as part of the Operational Plan adopted on 24 June 2020.
5. Approve the inclusion of credit to the value of \$77, in the operational budget FY 2023/2024 for assessments within Jennings locality in line with Council resolution (120/21) as part of the Operational Plan adopted on 31 May 2021.
6. Approve the inclusion of credit to the value of \$77, in the operational budget FY 2023/2024 for assessments associated with Jennings locality in line with Council resolution (100/22) as part of the Operational Plan adopted on 25 May 2022.
7. Approve the reflection of credit provided as a separate line item on the rate notice for assessments impacted issued in July 2023.

(Greg Sauer/Kim Rhodes)

### **Motion Carried**

## **(ITEM GOV93/22) NOTIFICATION TO IPART OF INTENT TO APPLY FOR A SPECIAL RATE VARIATION.**

### **SUMMARY**

This report recommends that Council proceed with commencement to notify IPART (Independent Pricing and Regulatory Tribunal) of Council's intention to apply for a Section 508 A (Permanent) Special Rate Variation (SRV) for the Financial Year commencing 2023/2024 and 2024/2025.

The proposed Special Rate Variation comprises a permanent Special Rate Variation of 43% (including rate peg) in 2023/2024 and 43% (including rate peg) in 2024/2025, representing a cumulative increase of 104.49%.

The Special Rate Variation is to ensure council maintains and renews assets, maintains service levels to a satisfactory level and condition, ensures and improves financial sustainability and is all the more urgent in the current uncertain economic and environmental conditions, with significant investments required in Council's transport network.

**237/22** **Resolved** that Council:

- (1) Request the Chief Executive Officer notify the Independent Pricing and Regulatory Tribunal of its intent to apply under section 508A of the Local Government Act 1993 for a Special Rate Variation of 43% (including the rate peg) in 2023/2024 and 43% (including the rate peg) in 2024/2025 to be a permanent increase retained within the rate base, for the purpose of maintaining current service levels, maintenance and renewal of assets and enhancing financial sustainability.

- (2) Receive the report on Notification to IPART of Intent to Apply for a Special Rate Variation
- (3) Receive the report on community engagement undertaken between April 2022 to September 2022 and its outcomes.
- (4) Receive a further report that will include a draft Application to the Independent Pricing and Regulatory Tribunal (IPART) under section 508A of the Local Government Act 1993 for an increase to the ordinary rate income, on the confirmed percentage increase as resolved by Council as part of this meeting.

(Peter Petty/Kim Rhodes)

### **Motion Carried**

*Officer's Recommendation dealt with "in seriatim" with all Line Items "carried unanimously" except for Line Item (1) Carried with Cr Giana Saccon recording 1 (one) vote against.*

*Roy Jones, Manager Finance and Technology left the meeting, the time being 1.19 pm.*

*Cr Peter Murphy left the meeting, the time being 1.20 pm.*

*Cr Peter Murphy returned to the meeting, the time being 1.23 pm.*

## **REPORTS OF DELEGATES & COMMITTEES**

### **(ITEM RC13/22) TENTERFIELD SHIRE COUNCIL LOCAL TRAFFIC COMMITTEE MEETING - THURSDAY 1 SEPTEMBER 2022**

#### **OFFICER'S RECOMMENDATION**

That Council:

- (1) Receive and note the report of the Tenterfield Shire Council Local Traffic Committee meeting of 1 September 2022;
- (2) Adopt the recommendations from General Business Items 1 and 2:-
  - (a) WYLIE CREEK ROAD – HORSE RIDING SIGN REQUEST  
Not install additional horse warning signage and continue to prepare a signage policy with a focus on regulatory and core traffic safety signage across the network; and
  - (b) KILLARNEY STATE SCHOOL - That Council offer no objection to the event and crossing of roads as per the application received from the Killarney State School for a 2022 Trail Bike Ride, subject to Police and Council approval.

#### **AMENDMENT**

Correspondence be forwarded to Transport for NSW and Essential Energy requesting that they expedite the "Lighting request/design in Rouse St, Tenterfield" as a matter of serious community concern.

(Kim Rhodes/Greg Sauer)

**Amendment Carried**

**238/22**

**Resolved** that Council:

- (1) Receive and note the report of the Tenterfield Shire Council Local Traffic Committee meeting of 1 September 2022;
- (2) Adopt the recommendations from General Business Items 1 and 2:-
  - a) WYLIE CREEK ROAD – HORSE RIDING SIGN REQUEST  
Not install additional horse warning signage and continue to prepare a signage policy with a focus on regulatory and core traffic safety signage across the network; and
  - b) KILLARNEY STATE SCHOOL - That Council offer no objection to the event and crossing of roads as per the application received from the Killarney State School for a 2022 Trail Bike Ride, subject to Police and Council approval.
- (3) Correspondence be forwarded to Transport for NSW and Essential Energy requesting that they expedite the "Lighting request/design in Rouse St, Tenterfield" as a matter of serious community concern.

(Kim Rhodes/Greg Sauer)

**Motion Carried**

*Cr Kim Rhodes left the meeting, the time being 1.38 pm.*

*Lee Mathers, Manager Arts, Culture & Library Services entered the meeting, the time being 1.37 pm.*

*Cr Kim Rhodes returned to the meeting, the time being 1.39 pm*

**(ITEM RC14/22) SIR HENRY PARKES MEMORIAL SCHOOL OF ARTS (SHPMSOA) - JOINT MANAGEMENT COMMITTEE - 1 SEPTEMBER 2022**

**239/22**

**Resolved** that Council:

- (1) Receive and note the report and minutes of the Sir Henry Parkes Memorial Management Committee ("Joint Committee") meeting of 1 September 2022.

(Peter Petty/Giana Saccon)

**Motion Carried**

*Lee Mathers Manager Arts, Culture & Library Services left the meeting, the time being 1.43pm.*

**(ITEM RC15/22) REPORT OF COMMITTEE & DELEGATES - MURRAY DARLING ASSOCIATION CONFERENCE & ANNUAL GENERAL MEETING - 19 - 21 SEPTEMBER 2022**

**240/22** **Resolved** that Councillor Greg Sauer, Executive Committee Member's report of the 78<sup>th</sup> Murray Darling Association Conference and Annual General Meeting be received and noted.

(Kim Rhodes/Tim Bonner)

**Motion Carried**

**NOTICES OF MOTION**

Nil.

**RESOLUTION REGISTER**

**(ITEM RES10/22) COUNCIL RESOLUTION REGISTER - SEPTEMBER 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.

**241/22** **Resolved** that Council notes the status of the Council Resolution Register to September 2022.

(Peter Petty/Giana Saccon)

**Motion Carried**

**SUSPENSION OF STANDING ORDERS**

**242/22** **Resolved** that Standing Orders be suspended.

(Peter Murphy/Kim Rhodes)

**Motion Carried**

*The meeting adjourned for lunch, the time being 1.47 pm.*

*The meeting reconvened, the time being 2.21 pm.*

**RESUMPTION OF STANDING ORDERS**

**243/22** **Resolved** that Standing Orders be resumed.

(Peter Petty/Greg Sauer)

**Motion Carried**

## **CONFIDENTIAL BUSINESS**

### **SUSPENSION OF STANDING ORDERS**

**244/22** **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.

(John Macnish/Tom Peters)

### **Motion Carried**

*The recording device was turned off and the meeting moved into closed committee, the time being 2.22 pm.*

*Bruce Mills, Manager Economic Development and Special Projects entered the meeting the time being 2.22 pm.*

### **(ITEM ECO21/22) SALE OF SURPLUS LAND - BENDALL'S**

That above item be considered in Closed Session to the exclusion of the press and public in accordance with Section 10A(2) (c) 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.

### **SUMMARY**

The purpose of this report is to seek decision from Council to proceed with sale of surplus Council-owned land – “Bendall’s” – Lot 2 DP 1037068, 21.46ha, 8933 New England Highway, Tenterfield.

**245/22** **Resolved** that Council:

- (1) Authorise the Chief Executive to Sell Bendall’s (Lot 2 DP 1037068) via public auction; and
- (2) Seek quotations from Agents to List, advertise and manage the auction.

(Kim Rhodes/Geoff Nye)

### **Motion Carried**



*Upon being put to the meeting, the motion was declared carried. The record of the vote was sought by Cr Giana Saccon and supported by the Chairperson.  
Against the Motion was Councillors Giana Saccon and Tom Peters.*

**RESUMPTION OF STANDING ORDERS**

**246/22** **Resolved** that Standing Orders be resumed.

(Greg Sauer/Peter Petty)

**Motion Carried**

*Bruce Mills, Manager Economic Development and Special Projects left the meeting the time being 3.25 pm.*

*The meeting moved out of Closed Committee and the recording device was turned on, the time being 3.27 pm.*

*In accordance with Section 253 of the 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 3.29pm.

.....  
Councillor Bronwyn Petrie  
Mayor/Chairperson