



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

## **MINUTES OF ORDINARY COUNCIL MEETING WEDNESDAY 23 AUGUST 2023**

MINUTES OF THE **Ordinary Council Meeting** OF TENTERFIELD SHIRE held at the "Koreelah Room", Administration Building, 247 Rouse St, Tenterfield on Wednesday 23 August 2023 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 Greg Sauer  
Councillor Geoff Nye  
Councillor Peter Murphy

### **ALSO IN ATTENDANCE**

Chief Executive (Daryl Buckingham)  
Executive Assistant & Media (Elizabeth Melling)  
Acting Chief Corporate Officer (Roy Jones)  
Director Infrastructure (Fiona Keneally) Via Zoom

*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)

Nil.

### 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

*"Tenterfield Shire Council would like to acknowledge the Ngarabal people, the traditional custodians of this land that we are meeting on today, and also pay our respect to the Jukembal, Bundjalung, Kamilaroi, Githabul and Wahlubul people of our Shire, and extend our respect to all people."*

#### APOLOGIES

That there were no apologies.

#### DISCLOSURE & DECLARATIONS OF INTEREST

**131/23** **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>
Councillor Tim Bonner	Less than significant Non Pecuniary	ITEM GOV47/23) MONTHLY OPERATIONAL REPORT JULY 2023

(Kim Rhodes/Greg Sauer)

**Motion Carried**

## **(ITEM MIN7/23) CONFIRMATION OF PREVIOUS MINUTES**

**132/23**

**Resolved** that the Minutes of the following Meetings of Tenterfield Shire Council:

- Ordinary Council Meeting – 26 July 2023
- With the reversal in order of Mover & Seconder on ITEM NM/23 Notice of Motion – Proposed Reimbursement of Unused Tenterfield Cinema Vouchers.

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

(Greg Sauer/Tom Peters)

**Motion Carried**

## **TABLING OF DOCUMENTS**

Nil.

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

Nil.

## **MAYOR MINUTE**

Nil.

## **PROCEDURAL MOTION**

**133/23**

**Resolved** that (ITEM GOV48/23) AMENDED TENTERFIELD SHIRE COUNCIL DELIVERY PROGRAM AND OPERATIONAL PLAN 2023/2024 be brought forward in the Agenda to the start of the OUR GOVERNANCE section of the meeting.

(Kim Rhodes/Peter Petty)

**Motion Carried**

## **OPEN COUNCIL REPORTS**

*David Counsell, Manager Asset & Program Planning entered the meeting, the time being 9.38 am.*

## **OUR COMMUNITY**

### **(ITEM COM7/23) SUNNYSIDE HALL ROAD - PUBLIC GATE & VEHICLES BY-PASS APPLICATION**

#### **SUMMARY**

The purpose of this report is to advise of a request to alter an existing public gate with the installation of a grid (gate and vehicular by-pass) on Sunnyside Hall Road.

**134/23**

**Resolved** that Council:

- (1) Approve the alteration of an existing public gate with a new grid (gate and vehicular by-pass) installation on Sunnyside Hall Road located 100m from Bruxner Way; and

- (2) Provide the applicant with Council Consent in accordance with Policy 2.162 subject to no objections being received.
- (3) Advertise the approval with proposed installation 1 month after advertising as required by the Roads Regulation 2008.

(Peter Petty/Tom Peters)

**Motion Carried**

*David Counsell, Manager Asset & Program Planning left the meeting, the time being 9.41 am.*

**OUR ECONOMY**

Nil.

**OUR ENVIRONMENT**

Nil.

*Erika Bursford, Manager Customer Service, Governance & Records entered the meeting, the time being 9.36 am.*

**OUR GOVERNANCE**

**(ITEM GOV48/23) AMENDED TENTERFIELD SHIRE COUNCIL DELIVERY PROGRAM AND OPERATIONAL PLAN 2023/2024**

**SUMMARY**

The purpose of this Report is to present the amended Tenterfield Shire Council Operational Plan 2023/2024, including amended financial budget, following IPART advice of 16 June 2023, and following public exhibition of the proposed amendments, from 30 June 2023 to 30 July 2023.

**135/23**

**Resolved** that Council adopts the amended Tenterfield Shire Council Delivery Program and Operational Plan 2023/2024.

(Kim Rhodes/Peter Petty)

**Motion Carried**

**(ITEM GOV47/23) MONTHLY OPERATIONAL REPORT JULY 2023**

**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 2023/2024 Operational Plan.

**136/23**

**Resolved** that Council receives and notes the status of the Monthly Operational Report for July 2023.

(Peter Petty/Kim Rhodes)

**Motion Carried**

Erika Bursford, Manager Customer Service, Governance & Records left the meeting, the time being 10.11 am.

**(ITEM GOV49/23) FINANCE & ACCOUNTS - PERIOD ENDED 31 JULY 2023**

**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.

**137/23**

**Resolved** that Council receive and note the Finance and Accounts Report for the period ended 31 July 2023.

(Peter Petty/Kim Rhodes)

**Motion Carried**

**(ITEM GOV50/23) CAPITAL EXPENDITURE REPORT AS AT 31 JULY 2023**

**SUMMARY**

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

**138/23**

**Resolved** that Council receive and note the Capital Expenditure Report for the period ended 31 July 2023.

(Kim Rhodes/Geoff Nye)

**Motion Carried**

**(ITEM GOV51/23) REPORT ON LOAN BALANCES**

**SUMMARY**

The purpose of this Report is to inform Council of its loan balances as at 30 June 2023

**139/23**

**Resolved** that Council notes the loan balance as at 30 June was \$21,078,245.54 (\$21,148,595.71 as at 31 March 2023).

(Peter Petty/Kim Rhodes)

**Motion Carried**

**(ITEM GOV52/23) "MODE" AND "TIMING" OF THE MAYOR AND DEPUTY MAYOR ELECTIONS**

**SUMMARY**

The purpose of this report is for Council to consider the mode and timing of the election of Deputy Mayor, together with the mode of the election of Mayor at next month's Ordinary Council Meeting - Wednesday 23 September 2023.

Holding both the Mayor and Deputy Mayor elections simultaneously will result in the re-alignment of both positions leading up to the 14 September 2024 Local Government elections. Both positions will be held for a short term, until declared vacant on 14 September 2024.

The Mode of the elections are also relevant, as some Councillors have indicated that they may not be attending the September 2023 Ordinary Council Meeting in person. Should a Councillor be unable to attend the Council meeting in person, then the only mode they are able to use to be eligible to vote on either election, is by an "Open Ballet". This is a show of hands when using "audio-visual" means to attend the meeting i.e., Via Zoom link.

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

**That:-**

- 1) Council realigns the Deputy Mayor election and term with the Mayoral election and term, to be conducted together on Wednesday 27 September 2023; and**
- 2) Council notes the form of ballot to be used for both Elections to be held at the Ordinary Council Meeting 27 Wednesday September 2023, will need to be by an "Open Ballot" allowing for Councillors to vote via "audio-visual" means i.e., Zoom link, to be resolved immediately prior to the election.**

### **AMENDMENT**

That:-

- 1) Council realigns the Deputy Mayor election and term with the Mayoral election and term, to be conducted together on Wednesday 27 September 2023; and
- 2) Council notes the form of ballot to be used for both Elections to be held at the Ordinary Council Meeting 27 Wednesday September 2023, would need to be by an "Open Ballot" to allow for Councillors to vote via "audio-visual" means i.e., Zoom link, to be resolved immediately prior to the election.

(Peter Murphy/Tom Peters)

### **Amendment Carried**

**140/23**

**Resolved that:-**

- 1) Council realigns the Deputy Mayor election and term with the Mayoral election and term, to be conducted together on Wednesday 27 September 2023; and**

2) Council notes the form of ballot to be used for both Elections to be held at the Ordinary Council Meeting 27 Wednesday September 2023, would need to be by an "Open Ballot" to allow for Councillors to vote via "audio-visual" means i.e., Zoom link, to be resolved immediately prior to the election.

(Peter Murphy/Tom Peters)

**Motion Carried**

**REPORTS OF DELEGATES & COMMITTEES**

**(ITEM RC10/23) REPORT OF COMMITTEES & DELEGATES - COUNTRY MAYORS ASSOCIATION - FRIDAY 4 AUGUST 2023**

**141/23** **Resolved** that the report of the Country Mayors Association of NSW meeting from 4 August 2023 be received and noted.

(Greg Sauer/Kim Rhodes)

**Motion Carried**

**(ITEM RC11/23) REPORTS OF COMMITTEES & DELEGATES - 2023 DESTINATION VISITOR ECONOMY CONFERENCE IN MANLY/NORTHERN BEACHES, SYDNEY NSW**

**142/23** **Resolved** that the report from Cr Kim Rhodes and Cr Tim Bonner regarding their attendance at the 2023 Destination & Visitor Economy Conference be received and noted.

(John Macnish/Tom Peters)

**Motion Carried**

**SUSPENSION OF STANDING ORDERS**

**143/23** **Resolved** that Standing Orders be suspended.

(Peter Petty/Geoff Nye)

**Motion Carried**

*The meeting was adjourned for morning tea, the time being 10.52 am.*

*The meeting reconvened, the time being 11.15 am.*

*Cr Peter Murphy was absent from the room, the time being 11.15 am.*

*Cr Peter Murphy returned to the room, the time being 11.16 am.*

**RESUMPTION OF STANDING ORDERS**

**144/23** **Resolved** that Standing Orders be resumed.

(Peter Petty/Kim Rhodes)

**Motion Carried**

**(ITEM RC12/23) REPORT OF DELEGATES & COMMITTEES - MURRAY DARLING ASSOCIATION REGION 11 ORDINARY MEETING MINUTES 19 MAY 2023**

**145/23** **Resolved** that Council receive and note the Region 11 Ordinary Meeting Minutes from Friday 19 May 2023.

(Kim Rhodes/Peter Petty)

**Motion Carried**

**(ITEM RC13/23) REPORTS OF COMMITTEES & DELEGATES - TENTERFIELD SHIRE COUNCIL LOCAL TRAFFIC COMMITTEE MEETING - MINUTES THURSDAY 3 AUGUST 2023**

**146/23** **Resolved** that Council receive and note the minutes of the Tenterfield Shire Council Local Traffic Committee meeting of 3 August 2023.

(Peter Petty/Geoff Nye)

**Motion Carried**

**NOTICES OF MOTION**

Nil.

**RESOLUTION REGISTER**

**(ITEM RES7/23) COUNCIL RESOLUTION REGISTER - JULY 2023**

**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.

**147/23** **Resolved** that Council notes the status of the Council Resolution Register to July 2023.

(Peter Petty/Kim Rhodes)

**Motion Carried**

**MEETING CLOSED**

There being no further business the Mayor declared the meeting closed at 11.30 am.

.....  
Councillor Bronwyn Petrie  
Mayor/Chairperson