



OUR VISION

To be a financially sustainable Council fostering community connection through transparent decision-making and open communication; nurturing our natural environment, heritage and community lifestyle through balanced, sustainable strategic planning and management practices.

MINUTES OF ORDINARY COUNCIL MEETING WEDNESDAY 24 SEPTEMBER 2025

MINUTES OF THE **Ordinary Council Meeting** OF TENTERFIELD SHIRE held at the "Koreelah Room", 247 Rouse St, Tenterfield, NSW, 2372 on Wednesday 24 September 2025 commencing at 9:30 am.

ATTENDANCE

Councillor Bronwyn Petrie (Mayor)
Councillor Owen Bancroft
Councillor Tim Bonner
Councillor Peter Murphy
Councillor Tom Peters
Councillor Peter Petty
Councillor Greg Purcell
Councillor Kim Rhodes
Councillor Greg Sauer
Councillor Roger Turner

ALSO IN ATTENDANCE

General Manager (Hein Basson)
Director Corporate Services (Liz Alley)
Director Infrastructure Services (Matthew Francisco)
Executive Assistant & Media (Allison Graham)

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 THE PUBLIC FORUM AND MEETING

Recording of the meeting commenced at 9.00am, with a Citizenship Ceremony commencing at 9.00am, followed by the Community Consultation Session and Council Meeting commencing at 9.30am.

The Mayor read the following:

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.

COMMUNITY CONSULTATION (PUBLIC ACCESS)

Mr Kevin Markwell, in his capacity as nominated President of the School of Arts Tenterfield Incorporated, addressed Council on Item COM24/25 – "Sir Henry Parkes Memorial School of Arts: School of Arts Tenterfield Incorporated (SOATI): Progress Report", him being in favour of Council pursuing a three-year Facility Permitted Use Licence with and funding for SOATI.

OPENING AND WELCOME

The Mayor welcomed everyone to the September Council Meeting.

CIVIC PRAYER

The Mayor read the following:

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

The Mayor read the following:

We acknowledge the Ngarabal, Jukemba, Bundjalung, Kamilaroi, Githabul and Wahlubul people as the traditional custodians of various parts of the Tenterfield Shire.

APOLOGIES

No apologies were received from any Councillors.

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
Councillor Tim Bonner	Non Pecuniary Significant	ENV18/25 "DA 2024.104 Caravan Park 44 Francis Street Tenterfield"
Councillor Bronwyn Petrie	Less than Significant Non Pecuniary	ENV18/25 "DA 2024.104 Caravan Park 44 Francis Street Tenterfield"

(ITEM MIN8/25) CONFIRMATION OF PREVIOUS MINUTES

138/25

Resolved

That the Minutes of the following Meeting of Tenterfield Shire Council:

- **Ordinary Council Meeting – 27 August 2025**

as typed and circulated, be confirmed and signed as a true record of the proceedings of this meeting, with the removal of the wording "until 12.00noon" behind Cr Peter Petty's name on the attendance list.

(Peter Petty/Kim Rhodes)

Motion Carried

TABLING OF DOCUMENTS

Nil.

URGENT, LATE & SUPPLEMENTARY ITEMS OF BUSINESS

Nil.

MAYORAL MINUTE

Nil.

RECOMMENDATIONS FOR ITEMS TO BE CONSIDERED IN CONFIDENTIAL SECTION

139/25

Resolved

That:-

- 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.

(Gregory Purcell/Peter Petty)

Motion Carried

OPEN COUNCIL REPORTS

OUR COMMUNITY

(ITEM COM24/25) SIR HENRY PARKES MEMORIAL SCHOOL OF ARTS: SCHOOL OF ARTS TENTERFIELD INCORPORATED (SOATI): PROGRESS REPORT

SUMMARY

The purpose of this report is for Council to note the progress and outstanding issues in relation to pursuing a Facility Permitted Use Licence between SOATI and Council being finalised – as discussed in the body of the report – and to provide direction and answers to pertinent and strategic unanswered questions.

OFFICER'S RECOMMENDATION:

That Council:

- 1. Notes the contents of the report.**
- 2. Considers whether it is willing to enter into a three-year Facility Permitted Use Licence agreement with SOATI.**
- 3. Considers what amount of funding it is willing to make available to SOATI on an annual basis for this three-year period (assuming that the answer to the first question is in the affirmative).**
- 4. If the responses to points 2 and 3 above are in the affirmative, authorises the General Manager to pursue the drafting of a Facility Permitted Use Licence with Bartier Perry Lawyers, and for the other matters that will still have to be clarified and agreed upon in this document, such as the shared foyer and office space with TCTIB, TCTIB's ability to also take visitors through the museum, and exactly what services SOATI would be able to provide for the annual amount made available to them by Council – to name a few – to be addressed as part of this drafting process.**

140/25 Resolved

That Council:

- 1. Notes the contents of the report.**
- 2. In principle is willing to enter into a three-year Facility Permitted Use Licence agreement with SOATI.**
- 3. In principle is willing to make funds of \$50,000 per year with annual CPI increases available to SOATI for this three (3) year period.**
- 4. Arranges for an on-site inspection of the School of Arts with the President, Secretary and Treasurer of SOATI, the Mayor, Deputy Mayor, General Manager and School of Arts Joint Management Committee nominee Cr Kim Rhodes.**
- 5. Invites the SOATI Executive to the Councillors Workshop on 8 October 2025 to present details of their proposed activities and clarification of the shared use with the Tenterfield Chamber of Tourism, Industry and Business (TCTIB).**
- 6. Requests a recommendation for the drafting of a Facility Permitted Use Licence with SOATI to the October 2025 Ordinary Council Meeting.**

(Peter Petty/Greg Sauer)

Motion Carried

(ITEM COM25/25) TEN FM LEASE - 142 MANNERS STREET, TENTERFIELD

SUMMARY

Ten FM wishes to remain at 142 Manners Street on a long-term basis, seeking a 5 x 5 x 5 lease to provide security for future planning, with consideration by Council to reduce the current weekly rental rate.

141/25

Resolved

That the item be laid on the table until such time as Council's list of Fees and Charges has been consulted.

(Bronwyn Petrie/Peter Petty)

Motion Carried

The item was revisited and dealt with at 12.02 pm.

OFFICER'S RECOMMENDATION:

That Council:

- 1. Notes the contents of the report.**
- 2. Considers the request from the President of TenFM for the annual rental amount of \$250 per week at 142 Manners Street, Tenterfield to be reduced, as well as for a 5 x 5 x 5 lease agreement to be entered into.**

142/25

Resolved

That Council:

- 1. Notes the contents of the report.**
- 2. Notes that it is already providing a reduction in commercial rent to Ten FM to the value of \$100.00 per week (i.e. \$5,200.00 per year) as the rental appraisal received by Council is for \$350.00 per week, and a reduction of \$1,588.00 per year in availability charges (as Ten FM is regarded by Council as being a voluntary/charitable organisation).**
- 3. Approves granting to Ten FM a 5 x 5 x 5 lease agreement for 142 Manners Street, Tenterfield at a weekly rent of \$250.00, increased annually by CPI, plus service charges for water and sewer availability at voluntary/charitable rates, plus a waste collection charge, waste management facility charge, waste recycling collection charge, stormwater charge, water consumption charge at normal rates, plus Ten FM being responsible for all phone, internet and electricity utility charges.**
- 4. Authorises the General Manager to conclude a lease agreement with Ten FM to this effect.**

(Kim Rhodes/Peter Murphy)

Motion Carried

(ITEM COM26/25) ALCOHOL FREE ZONES - TENTERFIELD, DRAKE & URBENVILLE - 31 OCTOBER 2025 TO 30 OCTOBER 2029

SUMMARY

The aim of this report is to request Council to re-establish the current Alcohol Free Zones (AFZ) in Tenterfield, Drake and Urbenville.

143/25

Resolved

That Council:

- (1) Receives and notes the report "Alcohol Free Zones - Tenterfield, Drake and Urbenville".**
- (2) Engages in consultation re the re-establishment of the following alcohol free zones, effective from 31 October 2025 to 30 October 2029:**

Tenterfield

All public places that are public roads, footpaths or public car parks within the area bounded by the following:

- **Naas Street between Pelham Street and East Street**
- **East Street between Naas Street and Douglas Street**
- **Douglas Street between East Street and Pelham Street**
- **Pelham Street between Douglas Street and Naas Street**

Drake

Proposed Zones are as follows:

- **Bruxner Highway / Fairfield Street between Stuart Street and Picarbin Street**
- **Alison Street (South) from Bruxner Highway / Fairfield Street to Drake Community Hall**
- **Alison Street (North) from Bruxner Highway / Fairfield Street to Koreelah Street**

Urbenville

Proposed Zones are as follows:

- **Stephen Street between Boomi Street and Tooloom Street.**
- **Beaury Street between Boomi Street and Tooloom Street.**
- **Boomi Street between Beaury Street and Stephen Street.**
- **Welch Street between Beaury Street and Stephen Street.**
- **Urban Street between Deane Street and Lindsay Street.**
- **Tooloom Street between Beaury Street and Lindsay Street.; and further**

- (3) Subject to no objections, the Alcohol Free Zones as detailed in the report be re-established by Council.**

(Peter Petty/Kim Rhodes)

Motion Carried

(ITEM COM27/25) COUNCILLOR WORKS/SERVICE REQUESTS - AUGUST 2025

SUMMARY

The purpose of this report is to provide a standing monthly report to the Ordinary Meeting of Council that reports on the progress with Councillor Work/Service Requests, and as an opportunity to develop an understanding of other factors and considerations impacting the execution or progress of these requests.

144/25

Resolved

That Council:

Notes the status of the Councillor Works/Service Requests for the month of August 2025.

(Kim Rhodes/Gregory Purcell)

Motion Carried

OUR ECONOMY

(ITEM ECO7/25) INVESTMENT REPORT FOR PERIOD ENDED 31 AUGUST 2025

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 2021*, 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.

145/25

Resolved

That Council:

Notes the Finance and Accounts Report for the period ended 31 August 2025.

(Gregory Purcell/Owen Bancroft)

Motion Carried

SUSPENSION OF STANDING ORDERS

146/25

Resolved

That standing orders be suspended for the purpose of a morning tea break, the time being 10.50am.

(Tim Bonner/Peter Petty)

Motion Carried

Recording of the session was paused at 10.50am.

RESUMPTION OF STANDING ORDERS

147/25 Resolved

That the meeting be resumed at 11.25am.

(Peter Petty/Tim Bonner)

Motion Carried

The recording device was turned on, the time being 11.25am.

Ms Tamai Davidson, Manager Planning and Regulation entered the room at 11.25am.

OUR ENVIRONMENT

(ITEM ENV18/25) DA 2024.104 CARAVAN PARK 44 FRANCIS STREET, TENTERFIELD

SUMMARY

The purpose of this report is to present to Council Development Application 2024.104 for the establishment of a Caravan Park at 44 Francis Street, Tenterfield. The application has been assessed externally as the land is owned by Council.

The application was previously presented to Council on 23 June 2025, where Council resolved to support the application and seek the concurrence of the Department of Housing, Planning and Infrastructure (the Department) for exemptions to the requirements of the *Local Government (Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings) Regulation 2021*.

The concurrence of the Department has been obtained, and conditions of consent have been drafted in line with Council's prior resolution of support for the Development Application.

148/25 Resolved

That Council:

- 1. Approves Development Application 2024.104 as per the conditions contained in Attachment 1 and Plans in Attachment 2, with the following amendments shown as underlined words:**
 - a. The wording of the second part of development consent condition one (1) "Approved Development – 'Self-contained movable dwellings'" to be changed as follows:**
 - i. No approval is given for the use of the site by non-self contained caravans or for camping.***
 - b. The wording under development consent condition 10 "Landscape Plan" to be changed to read as follows:**

Prior to commencement of works, a landscape plan shall be submitted to Council for approval. The plan must provide for advanced tree/hedge plantings along the eastern boundary of the site to achieve an effective visual screen. The plan is to:

 - Nominate suitable long-lived tree/hedge species capable of reaching a mature height of at least 3 metres;***
 - Specify a minimum tree planting height of 2.5 metres, or hedge planting height of 1 metre at installation;***
 - Detail planting density and spacing sufficient to ensure a continuous vegetated screen within 3 years of establishment;***
 - Including ongoing maintenance measures requiring replacement of any dead, diseased or damaged plants for the life of the development;***
 - Provide for the erection of a temporary screening fence on the eastern boundary of the premises (until the tree/hedge plantings reaches the specified 3 metre height).***
- 2. Supports a variation to the existing lease with the Tenterfield Transport Museum, with all costs associated with the lease variation at no cost to Council.**

(Peter Petty/Owen Bancroft)

Motion Carried

For the Motion were Councillors Bronwyn Petrie, Greg Sauer, Owen Bancroft, Tim Bonner, Peter Murphy, Peter Petty, Tom Peters, Greg Purcell, Kim Rhodes and Rodger Turner – Total (10).

Against the Motion was Nil – Total (0).

Ms Tamai Davidson, Manager Planning and Regulation left the room at 12.06pm.

(ITEM ENV19/25) 2025/26 LOCAL HERITAGE PLACES FUND APPLICATIONS

SUMMARY

The purpose of this report is to present to Council the applications received for the Local Places Heritage Fund for the 2025/26 financial year. This year a total of seven (7) applications were received for maintenance and conservation works across the Shire which have been reviewed by staff and Council's Heritage Advisor.

149/25

Resolved

That Council:

- (1) Endorses the offers of funding, as detailed in the attachment to this report, and forwards a Letter of Offer to the eligible applicants.**
- (2) Redistribute any funding not accepted, or not claimed by the claim date, amongst completed eligible projects.**

(Kim Rhodes/Tom Peters)

Motion Carried

OUR GOVERNANCE

(ITEM GOV75/25) AMENDED DISCLOSURES BY COUNCILLORS AND DESIGNATED PERSONS POLICY 2025

SUMMARY

The purpose of this report is to review and update the Amended Disclosures by Councilors and Designated Persons Policy.

150/25

Resolved

That Council:

Adopts the amended, revised and updated Disclosures by Councilors and Designated Persons Policy.

(Peter Petty/Owen Bancroft)

Motion Carried

(ITEM GOV76/25) 2024/2025 FINANCIAL STATEMENTS TO BE REFERRED FOR AUDIT

SUMMARY

The purpose of this report is to comply with statutory requirements in relation to the General Purpose Financial Statements and Special Purpose Financial Statements for the year ended 30 June 2025. The Financial Statements are to be referred to Council's Auditor, with authorisation from the Mayor, a Councillor, the General Manager and the Responsible Accounting Officer.

151/25

Resolved

That Council:

- (1) In relation to the Financial Statements and in accordance with Section 413(2)(c) of the *Local Government Act 1993* (as amended):**
 - a) Resolves that in its opinion the General Purpose Financial Statements and the Special Purpose Financial Statements for the year ended 30 June 2025 and Special Schedules are properly drawn up in accordance with the provisions of the *Local Government Act 1993*, (as amended) and the Regulations there under.**
 - b) Approves the Financial Statements for signature by the Mayor, the Deputy Mayor, the General Manager and the Responsible Accounting Officer.**
- (2) Refers the Financial Statements to Council's Auditor for audit.**
- (3) Forwards the audited Financial Statements to the Office of Local Government by 31 October 2025.**
- (4) Delegates to the General Manager the authority to place the Audited Financial Statements on public exhibition from Monday, 3 November 2025 if possible (or the soonest practicable alternative date if not) and that notice be given that Council will present its Audited Financial Statements at the Ordinary Council Meeting to be held on 26 November 2025 if possible (or the soonest practicable alternative date if not).**
- (5) Requests the audited Financial Statements to be presented at the Ordinary Meeting of Council to be held on 26 November 2025, if possible, in accordance with Section 419(1) of the *Local Government Act 1993*, or alternatively at the soonest practicable date as determined by the General Manager.**

(Kim Rhodes/Peter Murphy)

Motion Carried

(ITEM GOV77/25) BUDGET CARRY FOWARDS OPERATIONAL AND CAPITAL WORKS

SUMMARY

The purpose of this Report is to provide an overview of the budgeted operational and capital works from projects in 2024/25 financial year and identifies unspent budgets that could be carried over into the 2025/26 financial year.

152/25

Resolved

That Council receives and adopts the proposed unfinished carryover works from the 2024/25 Financial Year into the 2025/26 Financial Year and for these works to be included with the 2025/26 Budget and Operational Plan:

- **Operational Carryovers of \$4,070,052.**
- **Capital Carryovers of \$7,574,795.**

(Peter Petty/Gregory Purcell)

Motion Carried

(ITEM GOV78/25) COUNCILLOR EXPENSES AND FACILITIES FOR SIX (6) MONTHS JANUARY TO JUNE 2025

SUMMARY

The purpose of this report is to provide details of Councillor Expenses and Facilities required in accordance with relevant legislation, regulations and Council policies.

153/25

Resolved

That Council:

Notes the report on Councillor Expenses and Facilities for the six (6) months January to June 2025.

(Gregory Purcell/Tom Peters)

Motion Carried

(ITEM GOV79/25) WORKFORCE, SAFETY, RISK, RECORDS AND COMMUNICATIONS REPORT - AUGUST 2025

SUMMARY

The purpose of this report is to provide a standing monthly report to Council that provides data within the Civic Department for Workforce, Safety, Risk, Records and Communications

154/25

Resolved

That Council:

Notes the Workforce, Safety, Risk, Records and Communications Report for August 2025.

(Kim Rhodes/Owen Bancroft)

Motion Carried

Councillor Kim Rhodes left the room at 1.20pm.

(ITEM GOV80/25) CORPORATE SERVICES DIRECTORATE MONTHLY REPORT

SUMMARY

The purpose of this report is to:

- update the Council on activities within the Corporate Services Directorate
- provide a written report that sets out details required in accordance with relevant legislation and regulations, and
- provide statistics and data that support corporate policy and activities in accordance with the Operational Plan and Delivery Program 2025 – 2029.

155/25

Resolved

That Council:

Notes the Corporate Services Directorate Report for August 2025.

(Tom Peters/Peter Petty)

Motion Carried

Councillor Kim Rhodes returned to the room at 1.22pm.

(ITEM GOV81/25) INFRASTRUCTURE SERVICES DIRECTORATE MONTHLY REPORT

SUMMARY

An overview of work carried out in the Department of Infrastructure Services for the month of August 2025.

156/25

Resolved

That Council:

Receives and notes the information contained in the report.

(Peter Murphy/Peter Petty)

Motion Carried

(ITEM GOV82/25) TENTERFIELD SHIRE COUNCIL AUDIT RISK AND IMPROVEMENT COMMITTEE (ARIC): FILLING OF VACANCY: APPOINTMENT OF AN INDEPENDENT MEMBER

SUMMARY

The purpose of this report is for Council to appoint a new independent member to its Audit, Risk and Improvement Committee

157/25

Resolved

That Council:

Appoints Ms. Liz Jeremy as an independent and voting member of the Tenterfield Shire Council's Audit, Risk and Improvement Committee.

(Peter Murphy/Peter Petty)

Motion Carried

REPORTS OF DELEGATES & COMMITTEES

(ITEM RC3/25) LOCAL TRAFFIC COMMITTEE MEETING 6TH AUGUST 2025

158/25

Resolved

That Council:

Adopts the recommendations from the Tenterfield Shire Local Traffic Committee Meeting held on 6 August 2025, as follows:

1. (ITEM GB1/25) CONFIRMATION OF MINUTES

That the minutes of the Local Traffic Committee held on Wednesday, 4 June 2025 be confirmed.

2. (ITEM GB2/25) MOUNTAIN CREEK ROAD & BRUXNER WAY - REQUEST FOR EXTENSION AND IMPROVEMENT OF LOCAL BUS STOP

That the Local Traffic Committee notes the report and recommendation to carry out an inspection for review of the bus stop location, also noting that TfNSW will provide Grant Information available for the Country Passenger Transport Infrastructure Grants Scheme (CPTIGS)

3. (ITEM GB4/25) UPDATE FROM TRANSPORT FOR NSW ON PREVIOUS MATTERS

That the committee notes the report and the following updates on the report:

- New England Highway No Parking between 9pm and 7am signage has been installed in Jennings before the State border crossing this week.
- Liston Roads – Undercliffe Road and Rivertree Road speed reduction to 80km/h signs will be installed by October.
- Other speed zone reviews are in progress.
- TfNSW to follow up on progress of Mt Lindesay Road speed zone reduction in Angry Bull Trails zone around Lindrook Road, noting a deadline of March 2026.
- TfNSW to provide formal speed zone reports.

4. BUSINESS WITHOUT NOTICE

a. (ITEM BWN1/25) REQUEST FOR UHF RADIO CALL SIGNS - MOUNT LINDESAY ROAD

That the committee considers the request for signage on Mount Lindesay Road, between Koreelah and Legume areas stating a UHF call sign of Channel 29, to improve communication and for Council to then confirm it they can install UHF call sign signage without Transport for NSW approval.

b. (ITEM BWN2/25) HEAVY VEHICLE PARKING ALTERNATIVE, NEW ENGLAND HIGHWAY JENNINGS For Information.

c. (ITEM BWN3/25) QUESTION ABOUT SPEED ZONES PAINTED ON TOWN ENTRY

For Information, if an opportunity arises again of another TfNSW "Town Entry Statements" programme where speed zones are painted red, the Tenterfield Shire Villages would benefit from town entry treatment.

d. (ITEM BWN4/25) TOURIST PARKING SIGNAGE

For information and has been referred as a Councillor Action Request to the Infrastructure Department, for the installation of Blue Parking signs to direct Tourists for CBD Parking.

(Greg Sauer/Tim Bonner)

Motion Carried

NOTICES OF MOTION

(ITEM NM6/25) ARIC COMMITTEE, INCREASE MEMBERSHIP

The following motion has been received by Cr Peter Murphy, (attached as an Annexure to this report):

I, Councillor Peter Murphy, hereby give notice that I intend to move the following motion at the Ordinary Council meeting to be held on Wednesday, 24 September 2025:-

That Council:

- 1. Approves an increase in the Independent Membership of Council's Audit Review and Improvement Committee (ARIC) from the current three (3) to four (4) at a maximum additional cost of \$7,000 for the 2025/26 Financial Year and that such cost be funded from savings in Council's employee cost budgetary provisions due to vacancies.***
- 2. Does not automatically fill any vacancy that might occur in the future but keep the Independent Membership of ARIC at a maximum number of three (3) members for whom Council makes annual budgetary provision.***
- 3. Authorises the appointment of Mr Ron Gillard to this additional position.***

159/25

Resolved

That Council:

- 1. Approves an increase in the Independent Membership of Council's Audit Review and Improvement Committee (ARIC) from the current three (3) to four (4) at a maximum additional cost of \$7,000 for the 2025/26 Financial Year and that such cost be funded from Council's "Governance" budgetary provision (the same budget area that the current ARIC members are being paid from).**
- 2. Does not automatically fill any vacancy that might occur in the future but keep the Independent Membership of ARIC at a maximum number of three (3) members for whom Council makes annual budgetary provision.**
- 3. Authorises the appointment of Mr Ron Gillard to this additional position.**

(Greg Sauer/Peter Petty)

Motion Carried

(ITEM NM7/25) SUBDIVISIONAL DEVELOPMENT APPLICATIONS, PUBLIC NOTIFICATION

The following motion has been received by Cr Peter Murphy, attached as an Annexure to this report:

I, Councillor Peter Murphy, hereby give notice that I intend to move the following motion at the Ordinary Council meeting to be held on Wednesday, 24 September 2025:-

That Council:

- 1. Requests the General Manager to prepare a report on public notification options that could potentially be included in the Development Control Plan (DCP) regarding Subdivisional Development Applications within the approximately ten (10) kilometre area around Tenterfield and the approximately three (3) kilometre areas around the Shire's Villages, as are depicted in detailed maps in the Tenterfield Local Environment Plan (LEP), including the implications for Council associated with each option.***
- 2. Requests the General Manager to present this report with recommendations to the October 2025, Ordinary Council Meeting.***

160/25

Resolved

That Council:

- 1. Requests the General Manager to prepare a report on public notification options that could potentially be included in the Development Control Plan (DCP) regarding Subdivisional Development Applications within the approximately ten (10) kilometre area around Tenterfield and the approximately three (3) kilometre areas around the Shire's Villages, as are depicted in detailed maps in the Tenterfield Local Environment Plan (LEP), including the implications for Council associated with each option.**
- 2. Requests the General Manager to present this report with recommendations to the October 2025 Ordinary Council Meeting.**

(Peter Murphy/Kim Rhodes)

Motion Carried

Councillor Purcell left the room at 1.53pm.

RESOLUTION REGISTER

(ITEM RES8/25) COUNCIL RESOLUTION REGISTER - AUGUST 2025

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. The updating of this report has been progressed with many actions that have now been finalised within the software system and no longer showing up in this report.

However, there are further actions in this report that still need to be attended to, and it should be regarded as work-in-progress that will continue for still some time because Council resolutions have not been consistently actioned in the past. There are still resolutions dating back to 2007 (that do not show up in this attached report) and are perceived not to have received the necessary executory attention. This situation is exacerbated by scarce resources.

161/25

Resolved

That Council notes the status of the Council Resolution Register to August 2025.

(Tim Bonner/Greg Sauer)

Motion Carried

Councillor Purcell returned to the room at 1.55pm.

SUSPENSION OF STANDING ORDERS

162/25

Resolved

That standing orders be suspended for lunch, and then move into the closed session part of the meeting having a “working lunch”, the time being 1.55pm.

(Greg Sauer/Peter Petty)

Motion Carried

CONFIDENTIAL BUSINESS

(ITEM COM28/25) TENDER EVALUATION OF COUNCIL’S ANNUAL RESEALS AND INITIAL SEALS VIA LOCAL GOVERNMENT PROCUREMENT LGP213-3 RFT 03-25/26 BITUMINOUS SURFACING 2025

That the above item be considered in Closed Session to the exclusion of the press and public in accordance with Section 10A(2) (d(i)) of the *Local Government Act 1993*, as the matter involves commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it.

SUMMARY

The purpose of this report is to provide Council with a report and recommendation on the Council's Reseal Tender via Local Government Procurement LGP213-3 RFT 03-25/26 Bituminous Surfacing 2025

Councillor Tim Bonner left the room at 2.15pm, not participating in any discussion or voting on the item, due to a previous working relationship with Specialised Pavements of Australia Pty Ltd.

163/25

Resolved

That Council:

Engages Stabilised Pavements of Australia Pty Ltd (SPA) for Council reseals and initial seals, pending successful Roads to Recovery funding for additional works up to the value of \$1,600,000.

(Gregory Purcell/Peter Petty)

Motion Carried

(ITEM COM29/25) PROPOSAL ASSESSMENT FOR THE MINOR SLIPS VARIATION (UNDER THE EXISTING DESIGN AND CONSTRUCT OF EMBANKMENT RESTORATION AGRN1012 LONG GULLY ROAD SLIPS CONTRACT NO RFT 08 23/24)

That the above item be considered in Closed Session to the exclusion of the press and public in accordance with Section 10A(2) (d(i)) of the *Local Government Act 1993*, as the matter involves commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it.

SUMMARY

The purpose of this report is to present the assessment of Variation Proposals for the Minor Slips Repairs Variation (MSRV). These works address several minor land slips affecting four (4) road locations roads north of Tenterfield, caused by 2022 storm events. Limited DRFA funding has been secured for the repairs, with no other funding currently available. Given the similarities to existing contracts and the proven capability of those contractors, Council sought Variation Proposals from Civil Mining & Construction Pty Ltd (CMC) and Finn Valley Pty Ltd (Finn Valley), who are already engaged under current GC21 Contracts. This process enabled Council to efficiently seek competitive offers within the funding constraints, while ensuring probity and compliance with procurement requirements. Following assessment, Finn Valley's Alternative Proposal is considered the most suitable option, delivering value-for-money within the DRFA

funding allocation, and is recommended for direction by Tenterfield Shire Council (TSC) as a Variation under the existing GC21 Contract.

164/25

Resolved

That Council:

- 1. Approves accepting the variation proposal offered by Finn Valley Pty Ltd to undertake the Minor Slips Repairs Variation nominally for \$2,015,153.06 (excl. GST) based on their Alternative Proposal as a Variation under their existing Design & Construct Contract with Council (Long Gully Road Slips, RFT 08 23/24), and**
- 2. Authorises the General Manager to negotiate and execute commercial mechanisms and final pricing for the Minor Slips Repairs Variation according to the Long Gully Road Slips Contract.**

(Gregory Purcell/Peter Petty)

Motion Carried

RESUMPTION OF STANDING ORDERS

165/25

Resolved

That Council moves into Open Session again, the time being 2.18pm.

(Owen Bancroft/Peter Petty)

Motion Carried

The recording device was turned on, the time being 2.18pm.

Cr Bonner returned to the room at 2.18pm.

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

(ITEM COM28/25) TENDER EVALUATION OF COUNCIL'S ANNUAL RESEALS AND INITIAL SEALS VIA LOCAL GOVERNMENT PROCUREMENT LGP213-3 RFT 03-25/26 BITUMINOUS SURFACING 2025

That Council:

Engages Stabilised Pavements of Australia Pty Ltd (SPA) for Council reseals and initial seals, pending successful Roads to Recovery funding for additional works up to the value of \$1,600,000.

(ITEM COM29/25) PROPOSAL ASSESSMENT FOR THE MINOR SLIPS VARIATION (UNDER THE EXISTING DESIGN AND CONSTRUCT OF EMBANKMENT RESTORATION AGRN1012 LONG GULLY ROAD SLIPS CONTRACT NO RFT 08 23/24)

That Council:

1. Approves accepting the variation proposal offered by Finn Valley Pty Ltd to undertake the Minor Slips Repairs Variation nominally for \$2,015,153.06 (excl. GST) based on their Alternative Proposal as a Variation under their existing Design & Construct Contract with Council (Long Gully Road Slips, RFT 08 23/24), and
2. Authorises the General Manager to negotiate and execute commercial mechanisms and final pricing for the Minor Slips Repairs Variation according to the Long Gully Road Slips Contract.

MEETING CLOSED

There being no further business, the Mayor declared the meeting closed at 2.20pm.

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Councillor Bronwyn Petrie
Mayor/Chairperson