

ORDINARY COUNCIL

MINUTES

held in the Council Chambers Ray Walsh House, 437 Peel Street, Tamworth

TUESDAY 27 JULY 2010 at 6:30pm

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Minutes

PRESENT: Crs James Treloar (Mayor), Cr Phil Betts, Cr Paul Durant, Cr Col Murray, Cr Ray Tait, Cr Helen Tickle, Cr Russell Webb Cr Juanita Wilson and Cr Warren Woodley.

IN ATTENDANCE: The General Manager, Director Corporate and Governance, Director Environmental & Planning and Economic Development, Director Regional Services, Director Water Enterprises and Finance and Information Technology Manager.

1 APOLOGIES

Nil

2 COMMUNITY CONSULTATION

Nil

3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

MOTION

Moved Cr Ray Tait/Cr J Wilson

234/10 RESOLVED

That the Minutes of the Ordinary Meeting of the Council held on Tuesday 13 July 2010, copies of which were circulated be taken as read and confirmed as a correct record of the proceedings of the Meeting.

MOTION

Moved Cr Warren Woodley/Cr Phil Betts

235/10 RESOLVED

That the Minutes of the Extraordinary Meeting of the Council held on Saturday 10 July 2010, copies of which were circulated be taken as read and confirmed as a correct record of the proceedings of the Meeting.

4 DISCLOSURE OF INTEREST

Cr Paul Durant declared a Non Pecuniary Interest in Item 6.2 Acquisition of Land for Road Widening Florence Lane Tamworth - File No LF1196 & LF7488 for reason that he is the owner of a competing business and indicated that he would leave the Chambers during consideration of this item.

5 MAYORAL MINUTE

Nil

OPEN COUNCIL REPORTS

6 ENVIRONMENT & PLANNING

6.1 DRAFT TAMWORTH REGIONAL DEVELOPMENT CONTROL PLAN 2010 - FILE No SF 4939

DIRECTORATE: ENVIRONMENT, PLANNING AND ECONOMIC DEVELOPMENT
AUTHOR: Catherine Pyne, Team Leader Development Assessment

MOTION

Moved Phil Betts /Cr Col Murray

236/10 RESOLVED

That, in relation to the Draft Tamworth Regional Development Control Plan (TRDCP) 2010:

- (i) the draft TRDCP be placed on public exhibition for public comment for twenty-eight (28) days including changes to the East Tamworth Precinct Option 1 so that the boundaries comprise:
 - North to include both sides of Darling Street, extended to intersect with North Street and then join to Raglan Street,
 - East to continue along Levien Avenue until the intersection with Roderick Street,
 - South to include both sides of Roderick Street,
 - West to extend from the property on the southern side of Roderick Street, along the Railway Line until it joins the Option 1 boundary ; and
- (ii) a further report be submitted to Council following conclusion of the exhibition period to consider any submissions received.

RECORD OF VOTING ON DEVELOPMENT OR PLANNING MATTERS – SECTION 375A(3) LOCAL GOVERNMENT ACT 1993

DIVISION

COUNCILLORS WHO VOTED FOR THE DECISION	COUNCILLORS WHO VOTED AGAINST THE DECISION
(i) Cr Col Murray, Deputy Mayor	(i) Cr James Treloar, Mayor
(ii) Cr Phil Betts	(ii) Cr Russell Webb
(iii) Cr Paul Durant	
(iv) Cr Ray Tait	
(v) Cr Helen Tickle	
(vi) Cr Juanita Wilson	
(vii) Cr Warren Woodley	

6.2 ACQUISITION OF LAND FOR ROAD WIDENING FLORENCE LANE TAMWORTH - FILE NO LF1196 & LF7488

Cr Paul Durant declared a Non Pecuniary Interest in this matter for reason that he is the owner of a competing business and left the Chambers at 7:08pm.

**DIRECTORATE: ENVIRONMENT, PLANNING AND ECONOMIC
DEVELOPMENT**

**AUTHOR: Chris Johnston, Manager, Economic Development and
Commercial Lands**

MOTION

Moved Phil Betts/Cr Col Murray

237/10 RESOLVED

That in relation to the acquisition of part Lot 9 in DP 15714 and part Lot 4 in DP 15714 for road widening associated with the upgrade of Florence Lane, Council:

- (i) authorise the Mayor and General Manager to negotiate the acquisition of the land by private treaty negotiations under terms and conditions as detailed in the report;
- (ii) in the event that private treaty negotiations in (i) above are unsuccessful for both or either of the properties, authorise the commencement of the process to acquire land pursuant to the provisions of the Land Acquisition (Just Terms Compensation) Act 1991; and
- (iii) authorise the affixing of the Seal of Council to the contracts for the sale/purchase of the land, the plan of subdivision creating the road widening and associated land acquisition documents.

At 7.09pm Cr Durant returned to the Meeting.

6.3 REGIONAL ECONOMIC DEVELOPMENT STRATEGY - STAGE II FINAL REPORT – SF 3628

**DIRECTORATE: ENVIRONMENT PLANNING AND ECONOMIC
DEVELOPMENT**

AUTHOR: Sonya Vickery, Economic Development Planner

MOTION

Moved Cr Paul Durant/Cr Russell Webb

238/10 RESOLVED

That, in relation to the Regional Economic Development Strategy (REDS) – Stage II, Council adopt the Final Report (ENCLOSURE 6.3), and endorse the Priority Actions as detailed in this report for implementation.

6.4 COMMUNITY PARTNERSHIPS PROGRAM - FILE No SF2876

DIRECTORATE: ENVIRONMENT PLANNING AND ECONOMIC DEVELOPMENT

AUTHOR: Sonya Vickery, Economic Development Planner

MOTION

Moved Cr Juanita Wilson/Cr Ray Tait

239/10 RESOLVED

That Council adopt the Community Partnerships Priority Lists for Hanging Rock, Nundle, Kootingal/Moonbi, Manilla and Barraba and endorse the identified Priority Actions.

6.5 DEVELOPMENT CONTRIBUTIONS PLANNING REFORM UPDATE – FILE NOS SF 3714 AND SF53

DIRECTORATE: ENVIRONMENT, PLANNING AND ECONOMIC DEVELOPMENT

AUTHOR: Andrew Spicer, Strategic Planner (Section 94)

MOTION

Moved Cr Russell Webb/Cr Col Murray

240/10 RESOLVED

That in relation to the report Development Contributions Planning Reform Update, Council receive and note the implications for the performance of Council's future development contributions schemes.

6.6 PROPOSED NEW ROAD NAME – LONGYARD LOCALITY - FILE No SF2771

DIRECTORATE: OFFICE OF THE GENERAL MANAGER

AUTHOR: General Manager – Glenn Inglis

MOTION

Moved Cr Warren Woodley/Cr Ray Tait

241/10 RESOLVED

That in relation to naming the road as described within this report, Council:

- (i) approve in principle the Street name "Jack Smyth Drive", between the New England Highway and western boundary of Lot 3, DP 1092556;
- (ii) advertise the proposed name as required by the Roads Act 1993 Section 162 and the Roads (General) Regulation 2008, Part 2, Division 2;
- (iii) service notice of the proposed name on Australia Post, Property and Land Management Authority, Chief Executive of the Ambulance Service of NSW, NSW Fire Brigades, the NSW Rural Fire Service, NSW Police and State Emergency Service; and

- (iv) following consideration of any submissions made, proceed to publish the adopted name in the Government Gazette and notify Australia Post, Property and Land Management Authority, Chief Executive of the Ambulance Services of NSW, NSW Fire Brigades, the NSW Rural Fire Service, NSW Police Force and State Emergency Service with sufficient particulars for identification of the road.

7 INFRASTRUCTURE AND SERVICES

7.1 2010 LOCAL GOVERNMENT WATER MANAGEMENT CONFERENCE – ORANGE - FILE NO SF707

DIRECTORATE: WATER ENTERPRISES
AUTHOR: Bruce Logan – Director Water Enterprise

MOTION

Moved Cr Juanita Wilson/Cr Col Murray

242/10 RESOLVED

That in relation to the report 2010 Local Government Water Management Conference, no Councillor representatives be authorised to attend the Conference at this time.

7.2 CRAIGENDS LANE SEWER MAINS UPGRADE ACQUISITION OF 3 METRE WIDE SEWER EASEMENT - FILE NO LF230

DIRECTORATE: WATER ENTERPRISES
AUTHOR: Bruce Logan - Director Water Enterprises

MOTION

Moved Cr Paul Durant/Cr Warren Woodley

243/10 RESOLVED

That Council determine this matter in part of the meeting closed to the public pursuant to Section 10A(2)(c) of the Local Government Act 1993 on the grounds that the matter and information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

7.3 BARRABA WATER SUPPLY – WATER SOFTENING OPTIONS – EXTENSION OF CALCLEAR TRIAL - FILE NO SF4847

DIRECTORATE: WATER ENTERPRISES
AUTHOR: Ian Regan, Project Officer

MOTION

Moved Cr Warren Woodley/Cr Russell Webb

244/10 RESOLVED

In relation to the report Barraba Water Supply – Water Softening Options - Extension of CalcLEAR Trial, Council:

- (i) extend the previously approved three month water conditioning trial for another three months; and
- (ii) advise residents that the trial is to continue and encourage residents to provide feedback on the quality of treated water before, during and after the trial.

7.4 NEMINGHA WATER MAIN AUGMENTATION – ACQUISITION OF 6M WIDE AND VARIABLE WATER MAIN EASEMENTS - FILE NO LF9052

DIRECTORATE: WATER ENTERPRISES
AUTHOR: Bruce Logan – Director Water Enterprises

MOTION

Moved Cr Warren Woodley/Cr Ray Tait

245/10 RESOLVED

That Council determine this matter in part of the meeting closed to the public pursuant to Section 10A(2)(c) of the Local Government Act 1993 on the grounds that the matter and information would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

7.5 WATER SUPPLY AND SEWERAGE PERFORMANCE MONITORING RESULTS 2008/2009 - FILE NO SF735

DIRECTORATE: WATER ENTERPRISES
AUTHOR: Michael Bryant, Water Executive Services Manager

MOTION

Moved Cr Paul Durant/Cr Col Murray

246/10 RESOLVED

That the report in relation to Water Supply and Sewerage Performance Monitoring Results 2008/2009 be received and noted.

7.6 PROPOSED BOURNES LANE HIGH LEVEL WATER RESERVOIR - FILE NO LF23243

DIRECTORATE: WATER ENTERPRISES
AUTHOR: Bruce Logan, Director, Water Enterprises

MOTION

Moved Cr Col Murray/Cr Juanita Wilson

247/10 RESOLVED

That Council determine this matter in part of the meeting closed to the public pursuant to Section 10A(2) (c) of the Local Government Act 1993 on the grounds that the matter and information would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

7.7 TAMWORTH REGIONAL LOCAL TRAFFIC COMMITTEE MEETING – JULY 2010- FILE NO SF1387

DIRECTORATE: REGIONAL SERVICES
AUTHOR: Craig Orvad, Technical Officer, Traffic

MOTION

Moved Cr Russell Webb/Cr Col Murray

248/10 RESOLVED

That in relation to the report from the Tamworth Regional Local Traffic Committee –July 2010 meeting Council endorse the following recommendations of the Tamworth Regional Local Traffic Committee held on 14 July 2010:

- 32/2010 That Give Way control be imposed in Casuarina Drive and Benarkin Drive at the intersection of Browns Lane in Tamworth.
- 33/2010 That the existing 25 metre section of 1/4P restriction from 8.30am to 6.00pm Monday to Friday and 8.30am to 12.30pm Saturday in Dowe Street Tamworth be removed and reverted back to 2P in line with the street's existing parking restrictions.
- 34/2010 That with regard to the amendments to the existing linemarking and signage in the Moonbi School carpark in Charles street Moonbi:
- (i) The 45° rear to be kerb parking adjacent to the garden beds be changed to parallel parking and an area of No Stopping be imposed in front of the part time children's crossing; and
 - (ii) An area of 60° rear to kerb parking – vehicles under 6 metres be imposed on the western side of Charles Street south of the part time children's crossing.
- 35/2010 That two (2) parking bays for persons with a disability be installed on the western side of the new Plain Street carpark nearest to the amenities block in Plain Street Tamworth.
- 36/2010 That with regard to the proposed Event Approvals for July and September 2010, approval be granted subject to further conditions placed upon the event by Police or Council.

8 GOVERNANCE, STRATEGY AND FINANCE

8.1 TAMWORTH REGIONAL DEVELOPMENT CORPORATION - FILE No SF3006

DIRECTORATE: OFFICE OF THE GENERAL MANAGER

AUTHOR: General Manager – Glenn Inglis

MOTION

Moved Cr Warren Woodley/Cr Russell Webb

249/10 RESOLVED

That the General Manager’s Report be received and noted and further that the Deed of Agreement between Tamworth Regional Council and Tamworth Regional Development Corporation Ltd be extended for a further four (4) year period ending on 30 June 2014.

8.2 REGIONAL AND LOCAL COMMUNITY INFRASTRUCTURE PROGRAM (RLCIP): ROUND 3 - FILE No SF4908

DIRECTORATE: OFFICE OF THE GENERAL MANAGER

AUTHOR: Tony McCann, Executive Officer

MOTION

Moved Cr Warren Woodley/Cr Russell Webb

250/10 RESOLVED

That in relation to the Regional and Local Community Infrastructure Program (RLCIP), Round 3 allocation to the Tamworth Regional Council of \$551,000:

- (i) Council approve the following list of projects for submission to the Department of Infrastructure, Transport, Regional Development and Local Government.

Project Name	Project Description	Funding Allocation \$
Tamworth Riverbank Precinct	Stage 1 Works including: <ul style="list-style-type: none"> • locate bollards along Solander Drive, adjacent to the walking/cycling path for pedestrian safety accompanied by the planting of native grasses either side of bollards; • the planting of advanced trees to provide a natural barrier to water edge and entrance to the Gipps Street carpark; • construction of a pedestrian pathway down the river bank to connect with buried gabion baskets to access the waters edge; • extension of the walking/cycle path through the passive recreation area under the footbridge; and • construction of a children’s bicycle park to create an active play area. 	\$106,500

Project Name	Project Description	Funding Allocation \$
Oxley Lookout, Tamworth	Continue facilities upgrade including furniture, safety rails, interpretive signage and paving of platform viewing area.	\$50,000
Woolomin Recreation Reserve, Woolomin	Construct a shower block onto existing toilet block which will include a disabled shower & toilet. This will enable the ground to be more extensively used for events.	\$45,000
Street Tree Planting, various locations in Tamworth	Plant avenues of semi advanced trees in selected streets of Tamworth.	\$40,000
Barraba Sportsground, Barraba	Upgrade power supply so that the capacity is sufficient to operate lights and onsite outlets.	\$40,000
Anzac Park, Tamworth	External refurbishment and renovations to the heritage building in the Tamworth Regional Council's premier public park. The principal building is the Anzac Park Band Hall presently occupied by the Tamworth and District Highland Society Inc. (a not for profit community organisation). The secondary buildings are the Band Rotunda and the covered public general amenities area.	\$27,500
Main Street Beautification, Denman Avenue, Kootingal	This project involves improvements from Stage 1 of the Masterplan which includes:- <ul style="list-style-type: none"> • Construction of 1 Median Module (incl. plans/survey etc) - pedestrian refuge, full width excavation, layback kerb, filling the drainage and plant growing material, ground cover planting, turfing, advanced tree planting, concrete paving at pedestrian refuge and irrigation. • Installation of three seats and two litterbins. 	\$25,000
Main Street Beatification, Caroline Street, Bendemeer	This project involves improvements from Stage 1 of the Masterplan which includes:- <ul style="list-style-type: none"> • Demonstration Median Module 30m in length (incl. plans/survey etc) - full width excavation, and removal of road material, layback kerb, filling with drainage and plant growing material, advanced tree planting, mulch and weed mat. • Supplementary tree planting • Street tree planting 	\$25,000
Marsupial Park, Tamworth	Replacement of the free flight bird aviary net in Marsupial Park.	\$25,000
Gunnedah Road Rest Area, Tamworth	Refurbishment and fit-out of an existing public amenities block, install seating and tables and new fencing, situated on the outskirts of Tamworth. Upgrade and make safe off-road access and egress to this rest area which is located adjacent to the Gunnedah Road (Oxley Highway).	\$25,000

Project Name	Project Description	Funding Allocation \$
Manilla Showground, Manilla	Refurbishment and renovation of the Manilla Showground infrastructure including painting and restoration works. Identified by the community as a significant historical attraction and a facility which supports a large proportion of community activities. The Showground refurbishment has been identified by the Manilla community as their highest current priority.	\$20,000
Street Tree Planting in Manilla	Plant avenues of semi advanced trees in selected streets of Manilla.	\$20,000
Main Street Beautification, Manilla Street, Manilla	Manilla Street, Manilla, Masterplan: This involves improvements from Stage 1 of the Masterplan including removal and disposal of small trees; grass; timber logs etc; pruning of Chinese Elms; creation of garden beds; install topsoil and mulch under Chinese Elms; planting of 4 x Chinese Elms (advanced) and installation of a irrigation system.	\$15,000
Barraba Showground, Barraba	Stage 2 refurbishment of amenities building at Barraba Showground (male amenity block). This Round 3 Project will complete the facility upgrade which was commenced with Round 2 Funding.	\$15,000
Street Tree Planting in Barraba	Plant avenues of semi advanced trees in selected streets of Barraba.	\$12,000
Riverside Sports Complex, Tamworth	This project involves the enhancement of the Riverside Sports Complex in Tamworth and includes the provision of bollards and security gates. These features will protect the community assets for the significant numbers of sporting groups utilising this Complex namely, cricket, netball, baseball, softball, rugby league and oztag.	\$12,000
Main Street Beautification, Jenkins Street Nundle	This project involves improvements from Stage 1 of the Masterplan which includes:- <ul style="list-style-type: none"> · Installation of new Litterbins · Installation of interpretive signage · Removal of fatigued trees and the installation of semi advanced replacement trees · Pathways 	\$10,000
Hanging Rock Lookout, via Nundle	Refurbishment of a popular tourist attraction on the outskirts of the village of Nundle. This project entails the levelling and reshaping of the off-road car park area; the provision of hand rails and safety barriers and the provision of public seating.	\$10,000
Kootingal Park, Kootingal	Cycleway and walkway in Kootingal Park; The Kootingal community identified the provision of a cycleway and walkway in the grounds of the Kootingal Park. The community feels they lack safe exercise and leisure amenities and this particular initiative has been identified by the Kootingal community as their highest current community project.	\$10,000

Project Name	Project Description	Funding Allocation \$
Barraba Sportsground, Barraba	In Round 1 of the RLCIP, Council received funding in the sum of \$150,000 for the refurbishment of the amenities building at the Barraba Sportsground. This Round 3 project bid allows for the completion of the whole project, and entails pathways and a verandah.	\$10,000
Street Tree Planting in Nundle	Plant avenues of semi advanced trees in selected streets of Nundle.	\$8,000
TOTAL		\$551,000

(ii) That Council approve the following projects as alternates if any of the projects in Item (i) above, do not satisfy the Guidelines under the Regional and Local Community Infrastructure Program:-

(a) Hyman Park, Tamworth

Enhancement (tables, seating and solar lighting) to the children's Road Safety Park within Hyman Park \$15,000; and

(b) Belmore Park, Tamworth Construction of a public bar-b-que and shelter \$10,000

(iii) That Council record and acknowledge its appreciation of the following community partners who will assist Council in the respective projects submitted as detailed in Item (i) above, namely:-

- The Woolomin Recreation Ground Committee: Contribution of \$10,000 in addition to the project bid of \$45,000.
- The Tamworth and District Highland Society Inc: Contribution in-kind work in addition to the project bid of \$27,500
- The Barraba Sportsground Committee: Contribution of \$6,000 in addition to the project bid of \$10,000.

8.3 SANNOHE SISTER CITY PROGRAM - FILE NO SF995

DIRECTORATE: CORPORATE AND GOVERNANCE

AUTHOR: Karen Litchfield, Citizen Services Manager

MOTION

Moved Cr Col Murray/Cr Phil Betts

251/10 RESOLVED

That Council accept the official invitation from the Mayor of the Sannohe Town Council, Japan for a Tamworth Regional Council Delegation to visit Sannohe in September and the Mayor (or nominee); the General Manager (or nominee); and the Chairperson of the Tamworth Sister City Committee be authorised as Council's delegates to attend the Sannohe Autumn Festival from Saturday 11 September 2010 to Tuesday 14 September, 2010, in accordance with the current Protocol Agreement between the two Councils

8.4 COUNCIL INVESTMENTS MAY 2010 - FILE No SF3455

DIRECTORATE: CORPORATE AND GOVERNANCE

AUTHOR: Mark Crompton, Finance & Information Technology Manager

MOTION

Moved Cr Ray tait/Cr Paul Durant

252/10 RESOLVED

That the report on Council Investments for the month of June 2010 be received and noted.

8.5 PAYMENT OF EXPENSES AND PROVISION OF FACILITIES TO COUNCILLORS - FILE No SF828

DIRECTORATE: CORPORATE AND GOVERNANCE

AUTHOR: Stephen Bartlett, Director Corporate and Governance

MOTION

Moved Cr Col Murray/Cr Phil Betts

253/10 RESOLVED

- (i) That in accordance with Section 252 of the Local Government Act 1993, Council adopt the "Payment of Expenses and Provision of Facilities to Councillors" Policy as Annexed;
- (ii) That in accordance with section 253 of the Local Government Act 1993, Council give public notice of the Policy identified in the Annexed Policy for the ensuing 12 months and allow at least 28 days for the making of public submissions; and
- (iii) That Council confirm adoption of the Policy identified in the Annexure at the September 2010 Ordinary Meeting of the Council having regard to any public submissions received.

8.6 CODE OF MEETING PRACTICE – MEETING PRACTICE NOTE No - FILE No SF802

DIRECTORATE: CORPORATE AND GOVERNANCE

AUTHOR: Robert Charlesworth, Administration and Governance Manager

MOTION

Moved Cr Warren Woodley/Cr Col Murray

254/10 RESOLVED

- (i) That the report in relation to Council's compliance with Revised Practice Note 16 be received and noted and Council approve and implement the following Council Meeting Practices:

- (a) allow councillors prior to the end of the Council Meeting the opportunity to raise questions on the understanding the answers will be provided at the following meeting;
 - (b) minute the reason(s) when Council makes a decision against the staff recommendation in the report in relation to determining development applications; and
- (ii) That the Tamworth Regional Council Code of Meeting Practice be amended to include clauses 1.4.11 and 11.1.5 of revised Practice Note 16 as identified in (a) and (b) above and be placed on public exhibition for a period of 28 days prior to adoption by Council.

Cr Phil Betts left the Chambers at 7.43pm and returned at 7.45pm.

8.7 BUILDING BETTER REGIONAL CITIES - FILE NO SF 4961

DIRECTORATE: OFFICE OF THE GENERAL MANAGER

AUTHOR: General Manager – Glenn Inglis

MOTION

Moved Cr Col Murray/Cr Russell Webb

255/10 RESOLVED

That the General Manager's Report Building Better Regional Cities be received and noted and further that Council immediately begin preparation of an application for \$15Million to fund investment into local infrastructure projects that directly support creation of new affordable housing stocks.

8.8 TENDER T049/2010 – AUDIT SERVICES - FILE NO T049/2010

DIRECTORATE: CORPORATE & GOVERNANCE

AUTHOR: Mark Crompton – Finance & Information Technology Manager

MOTION

Moved Cr Paul Durant/Cr Col Murray

256/10 RESOLVED

That Council determine this matter in part of the meeting closed to the public pursuant to Section 10A(2) (d) of the Local Government Act 1993 on the grounds that the matter and information is commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

8.9 ANNUAL COUNCILLOR LOCAL GOVERNMENT SECTOR CONFERENCES AND WORKSHOP VOTE - FILE NO SF809

DIRECTORATE: CORPORATE AND GOVERNANCE
AUTHOR: Robert Charlesworth, Administration & Governance Manager

MOTION

Moved Cr Russell Webb/Cr Juanita Wilson

257/10 RESOLVED

That the Councillors determine the distribution of unexpended Councillor Local Government Sector Conferences and Workshop Vote amounting to the sum of \$25,148 to bona fide Council functions and activities and advise the Administration and Governance Manager for a further report to Council:

Councillor	Allocated Expenditure \$	Expenditure \$	Funds to be Distributed \$	Bona Fide Activity
Cr Phil Betts	4,000.00	900.00	3,100.00	
Cr Paul Durant	4,000.00	60.00	3,940.00	
Cr Col Murray	4,000.00	1,216.00	2,784.00	
Cr Ray Tait	4,000.00	1,477.00	2,523.00	
Cr Helen Tickle	4,000.00	2,107.00	1,893.00	
Cr James Treloar	4,000.00	1,321.00	2,679.00	
Cr Russell Webb	4,000.00	2,477.00	1,523.00	
Cr Juanita Wilson	4,000.00	1,084.00	2,916.00	
Cr Warren Woodley OAM	4,000.00	210.00	3,790.00	
Total	\$36,000.00	\$10,852.00	\$25,148.00	

8.10 LOCAL GOVERNMENT OF NSW ANNUAL CONFERENCE 2010 ALBURY- FILE No SF3903

DIRECTORATE: CORPORATE AND GOVERNANCE
AUTHOR: Robert Charlesworth, Administration and Governance
Manager

MOTION

Moved Cr Warren Woodley/Cr Russell Webb

258/10 RESOLVED

- (i) That the Mayor, Deputy Mayor and Crs Russell Webb and Paul Durant be authorised to attend the 2010 Local Government Association of NSW Annual Conference as voting delegates together with the General Manager; and
- (ii) That councillors advise the General Manager of any submissions or motions to be included in the agenda for the Local Government Association of NSW Annual Conference.

9 REPORTS FROM DELEGATES

9.1 MOONBI MUSEUM OFFICIAL OPENING – SF3808

Cr Col Murray presented the Mayor with a plaque from the Moonbi Community Development Committee recognising Council's contribution to the Moonbi Museum. The Museum was officially opened Saturday 24 July 2010 by the Moonbi Community Development Committee president Mr Max Newcombe.

10 QUESTIONS AND MATTERS OF URGENCY

10.1 ROADSIDE ADVERTISING ON TRAILERS – FILE No SF4855

Cr Juanita Wilson referred to a previous request for action in relation to the sale of motor vehicles and roadside advertising and requested an update on progress to date. The Director Environment, Planning and Economic Development advised that all roadside advertising vendors had been contacted and given final notice. The owners had been advised that non compliance with Council's instruction would result in legal action.

10.2 TAMWORTH BASE HOSPITAL – RF154

Cr Juanita Wilson requested advice from the General Manager as to whether any response had been received to Council's communiqué with Hunter New England Health Service in relation to the poor state of repair of the access road to Tamworth Base Hospital. The Mayor, Cr James Treloar advised Council that he had previously written to the Health Service and would again contact them in an attempt to have the access road repaired and upgraded.

10.3 B-PAY CODE RATES NOTICES – SF4467

Cr Ray Tait asked the General Manager why the B-Pay Code for Council Rates Notices repeatedly changed and could this facility remain constant. The Finance and

Information Technology Manager advised that the current software version did not allow for this identifier to remain constant; however the new version to be installed had this facility.

At 8.18pm, the Chairperson offered the opportunity to members of the public to make representations as to whether any part of the Council Meeting should not be considered in Closed Council.

There was no response from the public. The General Manager advised the Chairperson that no written public submissions or representations had been received as to whether or not part of the meeting should be closed to the public.

The Chairperson advised that it is a requirement of clause 253 of the *Local Government (General) Regulation 2005* that any resolution passed in Closed Council, be made public as soon as practicable after the meeting has ended. At the end of Closed Council meeting and upon resumption into Open Council, the Chairperson will provide a summary of those resolutions passed in Closed Council.

11 CLOSED COUNCIL REPORTS

11.1 NEMINGHA WATER MAIN AUGMENTATION – ACQUISITION OF 6M WIDE AND VARIED WATER EASEMENTS - FILE NO LF9052

DIRECTORATE: WATER ENTERPRISES
AUTHOR: Bruce Logan – Director Water Enterprises

MOTION

Moved Cr Col Murray/Cr Paul Durant

259/10 RESOLVED

That in relation to the report Nemingha Water Main Augmentation – Acquisition of 6 Metre Wide and Variable Water Easement Council:

- (i) authorise the acquisition of a 6 metre wide and variable easement through property Lot 2 DP 360993 under the terms and conditions detailed in this confidential report; and
- (ii) authorise the affixing of the Council seal for the creation of an easement over the land and associated documents.

11.2 CRAIGENDS LANE SEWER MAINS UPGRADE - ACQUISITION OF 3 METRE WIDE SEWER EASEMENT - FILE NO LF230

DIRECTORATE: WATER ENTERPRISES
AUTHOR: Bruce Logan - Director Water Enterprises

MOTION

Moved Cr Paul Durant/Cr Warren Woodley

260/10 RESOLVED

That in relation to the report Craigends Lane Sewer Mains Upgrade - Acquisition of a 3 Metre Wide Easement Council:

- (ii) authorise the acquisition of a 3 metre wide sewer easement through property Lot 13 DP38091 under the terms and conditions detailed in this confidential report; and
- (iii) authorise the affixing of the Council seal for the creation of an easement over the land and associated documents.

11.3 PROPOSED BOURNES LANE HIGH LEVEL WATER RESERVOIR - FILE NO LF23243

DIRECTORATE: WATER ENTERPRISES
AUTHOR: Bruce Logan – Director Water Enterprises

MOTION

Moved Cr Russell Webb/Cr Warren Woodley

261/10 RESOLVED

That in relation to the acquisition of the Bournes Lane High Level Reservoir Site Council:

- (i) agree to the acquisition of 1 hectare of land from Lot 154 DP 753851 under the terms and conditions detailed in this report; and
- (ii) authorise the affixing of the Council seal to documents associated with the acquisition of 1 hectare of land from Lot 154 DP 753851.

11.4 TENDER T049/2010 – AUDIT SERVICES FOR THE PERIOD 1 JULY 2010 TO 30 JUNE 2016 - FILE NO T049/2010

DIRECTORATE: CORPORATE & GOVERNANCE
AUTHOR: Mark Crompton – Finance & Information Technology Manager

MOTION

Moved Cr Russell Webb/Cr Phil Betts

262/10 RESOLVED

That in relation to the report Tender T049/2010 – Audit Services for the period 1 July 2010 to 30 June 2016 Council accept the tender from Prosperity Advisors of Newcastle as detailed in the report.

12 RESOLUTIONS PASSED IN CLOSED COUNCIL

At 8.33pm the meeting moved back into Open Council

In accordance with clause 253 of the *Local Government (General) Regulation 2005* the Chairperson provided a summary of the resolutions passed in Closed Council.

Closure: There being no further business the Ordinary Meeting of Council concluded at 8.35pm.

Chairperson of the meeting at which these minutes were adopted, Title of Chairperson
Chairperson
Date at which these minutes will be adopted

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