

# ORDINARY COUNCIL MINUTES

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

**TUESDAY 12 JULY 2011 at 6:30pm**

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Minutes

**PRESENT:** Cr Col Murray (Mayor), Cr Phil Betts, Cr Helen Tickle, Cr James Treloar, Cr Russell Webb and Cr Warren Woodley.

**IN ATTENDANCE:** The General Manager, Director Water Enterprises, Director Corporate and Governance, Director Business and Economic Development, Director Planning and Community Services and Director Regional Services.

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## 1 APOLOGIES

Apologies were announced as having been received from Cr Paul Durant, Cr Ray Tait and Cr Juanita Wilson who were unable to attend the Meeting due to personal business.

### MOTION

Moved Cr Betts/Cr Treloar

### 186/11 RESOLVED

That apologies be accepted from Cr Paul Durant, Cr Ray Tait and Cr Juanita Wilson and leave of absence granted from the Meeting.

## 2 COMMUNITY CONSULTATION

### 2.1 STAFF MATTER: FAREWELL TO ANTHONY (TONY) McCANN – FILE NO EF2670

Mrs Lorraine Woodley addressed Council and acknowledged that this Council Meeting on 12 July 2011, would be the last Meeting attended by Tony McCann as a staff member of the Council. Mrs Woodley recognised Tony's dedication and commitment for his 27 years of service to the former Tamworth City Council and the Tamworth Regional Council. She further expressed her view that he will be sadly missed by all the Councillors and fellow employees who have had the pleasure to work with him. Mrs Woodley also recognised the contribution of Tony's wife, Pam, and congratulated her on her ongoing support of Tony throughout his local government career dating back to May 1970.

## 3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

### MOTION

Moved Cr Webb/Cr Woodley

### 187/11 RESOLVED

That the Minutes of the Ordinary Meeting of the Council held on Tuesday 28 June 2011, copies of which were circulated, be taken as read and confirmed as a correct record of the proceedings of the Meeting.

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#### **4 DISCLOSURE OF INTEREST**

Nil

#### **5 MAYORAL MINUTE**

Nil

### **COUNCIL REPORTS**

#### **OPEN COUNCIL REPORTS**

#### **6 ENVIRONMENT & PLANNING**

##### **6.1 PROPOSED AMENDMENTS TO PART 3A OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 – FILE NO SF1390**

**DIRECTORATE: PLANNING AND COMMUNITY SERVICES**

**AUTHOR: Lucy Walker, Senior Development Assessment Planner**

##### **MOTION**

**Moved Cr Woodley/Cr Webb**

**188/11**

**RESOLVED**

That, the report in relation to the proposed amendments to Part 3A of the Environmental Planning and Assessment Act 1979, be received and noted.

#### **7 INFRASTRUCTURE AND SERVICES**

##### **7.1 WATER LOSS PROGRAM UPDATE TAMWORTH, TOWNS AND VILLAGES – FILE NO SF3869**

**DIRECTORATE: WATER ENTERPRISES**

**AUTHOR: Bruce Logan, Director Water Enterprises**

##### **MOTION**

**Moved Cr Betts/Cr Woodley**

**189/11**

**RESOLVED**

That in relation to the report “Water Loss Program Update Tamworth, Towns and Villages”, Council receive and note the report.

## 7.2 TAMWORTH REGIONAL LOCAL TRAFFIC COMMITTEE MEETING – JUNE 2011 – FILE NO SF1387

**DIRECTORATE: REGIONAL SERVICES**

**AUTHOR: Murray Russell, Manager Operational Services**

### **MOTION**

**Moved Cr Betts/Cr Webb**

### **190/11 RESOLVED**

That in relation to the report "Tamworth Regional Local Traffic Committee Meeting – June 2011":

- (i) Council endorse the following recommendations from that Committee Meeting:

25/2011 With regard to the proposed installation of a sealed carpark on the south-eastern side of Jewry Street and the north-east of Ebsworth Street, endorse Amended Plan No. 19096 with the following amendments:

- (i) removal of Stop Sign on carpark exit;
- (ii) left hand turn lane into carpark from Jewry Street have mandatory painted left turn arrows; and
- (iii) removal of centre median in Jewry St and replace with painted BB lines and a painted right turn storage bay be installed.

26/2011 With regard to the proposed Restricted Access Vehicle (RAV) gazettal (25 metre B-Doubles and 4.6 height restricted) of section of the road including Happy Valley Road (Former Timber Mill to Old Hanging Rock Road); Old Hanging Rock Road (Happy Valley Road to Jenkins Street via Oakenville Street), Nundle Road (Jenkins Street to Lindsay Gap Road) and Lindsay Gap Road to the Liverpool Plains Shire Council boundary, that Council approve the route and refer it to the RTA for listing in the State Gazettal Notices.

28/2011 With regard to the proposed Event Approval for the "Bike for Bibles" ride between Barraba and Manilla, no objections be raised.

- (ii) That with regard to Item 27/2011, the proposed Restricted Access Vehicle (RAV) gazettal 25 metre B-Doubles and 4.6 height restricted of section of the road from Happy Valley Road (Former Timber Mill) to the Walcha Shire Council boundary along Barry Road and Forest Way, Council advise the proponent that it will not approve this route for the reason of amenity within the village of Nundle.

## 8 CORPORATE & GOVERNANCE

### 8.1 REGIONAL RELOCATION BILL 2011 – FILE No SF2414

**DIRECTORATE:** OFFICE OF THE GENERAL MANAGER  
**AUTHOR:** Tony McCann, Executive Support Officer

#### **MOTION**

**Moved Cr Webb/Cr Woodley**

#### **191/11 RESOLVED**

That in relation to the report on the Regional Relocation Bill 2011, Council:

- (i) advise the NSW Department of Trade and Investment, Regional Infrastructure and Services that Council strongly supports the NSW Government and the Department with respect to the Relocation Grant Scheme;
- (ii) actively seek broader opportunities for population growth and economic development in our local government area;
- (iii) refer this matter to the Executive Officer, Namoi Councils for attention, with a view to fostering partnership opportunities between neighbouring councils with respect to this scheme; and
- (iv) request the General Manager write to the NSW Department of Trade and Investment, Regional Infrastructure and Services to expand the Relocation Grant Scheme to include metropolitan residents that have a proven and reliable long term rent history and are wishing to relocate to a regional area.

### 8.2 COUNCIL SECTION 355 COMMITTEES – MINUTES – FILE No SF2256

**DIRECTORATE:** CORPORATE AND GOVERNANCE  
**AUTHOR:** Jodie Archer, Section 355 Co-ordinator

#### **MOTION**

**Moved Cr Webb/Cr Treloar**

#### **192/11 RESOLVED**

That in relation to the report “Section 355 Committees – Minutes”, Council:

- (i) receive and note the minutes of the Section 355 Committee listed below:

<u>Committee</u>	<u>Date</u>
Dungowan Hall Trust	28 February 2011
Grey Fergie Tractor Muster Committee	23 March 2011
Kootingal Recreational Reserve Committee	6 May 2011
Tamworth Sister City Committee	11 May 2011
Dungowan Hall Trust	16 May 2011
Duri Progress Association	17 May 2011
Duri Progress Association - AGM	17 May 2011
Manilla Showground Committee	24 May 2011
Dungowan Recreation Ground Committee	1 June 2011

- (ii) adopt the recommendation of the Grey Fergie Tractor Muster Committee at its meeting held 23 March 2011, to accept Deon Heemskerk and Tiarni Sukadana as members of the Grey Fergie Tractor Muster Committee;
- (iii) adopt the recommendation of the Grey Fergie Tractor Muster Committee at its meeting held 23 March 2011, to appoint Tiarni Sukadana as Treasurer of the Grey Fergie Tractor Muster Committee, effective June 2011;
- (iv) adopt the recommendation of the Duri Progress Association at its Annual General Meeting held 17 May 2011, to appoint the following persons as Office Bearers of the Duri Progress Association:

President: L. Grant  
Vice President: L. Donaldson  
Treasurer: P. Collins  
Secretary: L. Donaldson  
Hall Committee: B. Johnston, J. Alderson, L. Fisher and K. Harvey;  
Gymkhana Conveners: Debbie Craig and David Ware; and  
ANZAC Representative: Betty Horsburgh;

- (v) adopt the recommendation of the Manilla Showground Committee at its meeting held 24 May 2011, to accept the resignation of Warren McAdam as a member of the Manilla Showground Committee; and
- (vi) adopt the recommendation of the Manilla Showground Committee at its meeting held 24 May 2011, to appoint Chris Lake as Vice President of the Manilla Showground Committee.

### **8.3 COMMUNITY DEVELOPMENT COMMITTEES – MINUTES – FILE NO SF1907, SF2586, SF2637, SF2965 AND SF2664**

**DIRECTORATE:** CORPORATE AND GOVERNANCE  
**AUTHOR:** Jodie Archer, Section 355 Co-ordinator

#### **MOTION**

**Moved Cr Woodley/Cr Webb**

**193/11 RESOLVED**

That in relation to the report "Community Development Committee – Minutes", Council:

- (i) receive and note the minutes of the Community Development Committees listed below:

<u>Committee</u>	<u>Date</u>
Bendemeer Community Development Committee	16 November 2010
Manilla Community Development Committee	1 June 2011
Nundle Community Development Committee	6 June 2011
Barraba Community Development Committee	6 June 2011
Kootingal Community Development Committee	13 June 2011

- (ii) adopt the recommendation of the Bendemeer Community Development Committee at its meeting held 16 November 2010, to accept Nicole MacFarlane as a member of the Bendemeer Community Development Committee;

- (iii) adopt the recommendation of the Manilla Community Development Committee at its meeting held 1 June 2011, to accept Gwen Taylor, Sandy Allen and Eric Dekkers as members of the Manilla Community Development Committee; and
- (iv) adopt the recommendation of the Barraba Community Development Committee at its meeting held 6 June 2011, to accept Pauline Hancock as a member of the Barraba Community Development Committee.

#### **8.4 LEASE RENEWAL AUSTRALIAN COUNTRY MUSIC FOUNDATION INCORPORATED – FILE NO SF885**

**DIRECTORATE: CORPORATE AND GOVERNANCE**  
**AUTHOR: Barbara Thomson, Leases and Licences Officer**

##### **MOTION**

**Moved Cr Betts/Cr Treloar**

**194/11 RESOLVED**

That in relation to the lease agreement between Tamworth Regional Council and the Australian Country Music Foundation Incorporated over the building at 93 Brisbane Street, Tamworth, Council:

- (i) maintain a policy of recovering 40% of Council's annual outgoings for the building at 93 Brisbane Street, Tamworth, from rental of the building to the Australian Country Music Foundation Incorporated;
- (ii) authorise the renewal of the current lease with the Australian Country Music Foundation Incorporated for a further period of three years commencing on 1 July 2011, at a rental of 40% of Council's annual outgoings (excluding depreciation) for the building; and
- (iii) authorise the Seal of Council to be affixed to the lease document between Council and the Australian Country Music Foundation Incorporated.

#### **8.5 LOCAL GOVERNMENT ASSOCIATION OF NSW ANNUAL CONFERENCE 2011, SHOALHAVEN CITY COUNCIL, SUNDAY 23 TO WEDNESDAY 26 OCTOBER 2011 – FILE NO SF4657**

**DIRECTORATE: CORPORATE AND GOVERNANCE**  
**AUTHOR: Robert Charlesworth, Manager Governance**

##### **MOTION**

**Moved Cr Webb/Cr Betts**

**195/11 RESOLVED**

That in relation to report, "Local Government Association of NSW Annual Conference 2011, Shoalhaven City Council, Sunday 23 to Wednesday 26 October 2011", Council receive and note the report and advise the General Manager, prior to the next Ordinary Council Meeting, of any submissions or motions from the Tamworth Regional Council to be forwarded to the Local Government Association for consideration for inclusion in the agenda for the Local Government Association of NSW Annual Conference.

**8.6 SALE OF COUNCIL LAND – 474 PEEL STREET, TAMWORTH – FILE No LF4438**

**DIRECTORATE:** CORPORATE AND GOVERNANCE  
**AUTHOR:** Sylvia Elliott, Commercial Property Officer

**MOTION**

**Moved Cr Woodley/Cr Treloar**

**196/11 RESOLVED**

That in relation to the report proposing the sale of Council owned land at 474 Peel Street, Tamworth, Council:

- (i) offer the property at 474 Peel Street Tamworth for sale by calling for Expressions of Interest;
- (ii) request a full independent valuation report from a Registered Valuer;
- (iii) request the Director of Corporate and Governance to submit a further report to Council upon the conclusion of the calling period for Expressions of Interest; and
- (iv) authorise that an amount up to \$22,000 be allocated from the Property Acquisition and Development Reserve for the promotion and marketing of the property and associated sale costs.

**8.7 TAMWORTH ENVIRONMENTAL LABORATORY – AMENDMENT TO 2011/2012 FEES AND CHARGES – FILE No SF1478**

**DIRECTORATE:** BUSINESS AND ECONOMIC DEVELOPMENT  
**AUTHOR:** Mark Crompton, Manager Business Strategy and Operations

**MOTION**

**Moved Cr Woodley/Cr Webb**

**197/11 RESOLVED**

That in accordance with Section 502 of the Local Government Act, 1993, Council adopt the amended fees and charges and endorse the notations listed for the Tamworth Environmental Laboratory for 2011/2012:

<b>BACTERIAL EXAMINATION FEE IF RESULT NEGATIVE</b>			
<b>TEST DESCRIPTION</b>	<b>NATA ACCREDITED</b>	<b>2011/2012 Adopted Fee</b>	<b>2011/2012 Amended Fee</b>
Total Coliforms	SUB-CONTRACTED	39.95	52.80
Faecal Coliforms	SUB-CONTRACTED	39.95	46.20

Total / Faecal Coliforms Package	SUB-CONTRACTED	62.90	72.60
Standard Plate Counts	SUB-CONTRACTED	39.95	46.20
Potable water E. Coli (E. Coli and Total Coliforms)	SUB-CONTRACTED	58.60	72.60
Non-potable water E. Coli (E. Coli and Faecal Coliforms)	SUB-CONTRACTED	N/A	66.00

<b>BACTERIAL EXAMINATION FEE IF RESULT CONFIRMED POSITIVE</b>			
TEST DESCRIPTION	NATA ACCREDITED	2011/2012 Adopted Fee	2011/2012 Amended Fee
Total Coliforms	SUB-CONTRACTED	54.45	63.40
Faecal Coliforms	SUB-CONTRACTED	54.45	66.00
Total / Faecal Coliforms Package	SUB-CONTRACTED	90.70	99.00
Potable water E. Coli (E. Coli and Total Coliforms)	SUB-CONTRACTED	99.20	105.60
Non-potable water E. Coli (E. Coli and Faecal Coliforms)	SUB-CONTRACTED	N/A	92.40

\*Additional service not previously available

The following note will also be included in the fees and charges:

- Bacteriological Testing can be performed by the Tamworth Environmental Laboratory, however we are not NATA Accredited for this testing. If non-NATA Accredited Testing is requested for bacteriological samples, prices listed above will attract a 20% discount.

<b>ALGAE COUNT/IDENTIFICATION FOR WATER</b>			
TEST DESCRIPTION	NATA ACCREDITED	2011/2012 Adopted Fee	2011/2012 Amended Fee
Blue Green Algal Count / Identification to Genus + Biovolume*	SUB-CONTRACTED	95.00	114.00
Blue Green Algal Count / Identification to Species + Biovolume*	SUB-CONTRACTED	95.00	126.00

\*Test name has changed from those adopted.

In addition to the above noted changes in the fees and charges the following statement will also be included in the fees and charges schedule:

- Samples received after 4.30pm will be treated as having been received on the following work day.

## **9 REPORTS FROM DELEGATES**

Nil

## **10 QUESTIONS AND MATTERS OF CONCERN**

### **10.1 CARBON TAX – FILE No SF3957**

Cr Webb sought advice from the General Manager in relation to the impact of the recently announced Policy on Carbon Tax (to be introduced on and from 1 July 2012) by the Federal Labour Government. Cr Webb commented on the impact this proposed Tax will have on the Tamworth Regional Council and its ratepayers.

He stated that preliminary cost investigations for electricity alone indicate that for Council's current electricity costs, Council may have a potential cost increase of \$300,000.

Cr Webb requested the General Manager investigate this issue and submit a report to a future Meeting of Council on possible strategies and compensation opportunities to alleviate this predicted financial impost on our community.

#### **MOTION**

**Moved Cr Treloar/Cr Woodley**

**198/11**

#### **RESOLVED**

That in relation to the predicted impact of the announced Carbon Tax, Council:

- (i) request the General Manager to investigate the full impact the Carbon Tax will have on Council's operations;
- (ii) request the General Manager to write to the Prime Minister, seeking assistance with respect to the impost this Tax will have on Council's future budgets and the flow on effects on the community; and
- (iii) request a motion be submitted to the Local Government Association of NSW Annual Conference 2011, to be held in October 2011, requesting the State Government to consider the impact of the proposed Carbon Tax on local government when determining the rate pegging legislation.

### **10.2 PEDESTRIAN CROSSING IN MARIUS STREET – FILE No SF242**

Cr Woodley referred to correspondence that he received from Mr David Bell, Regional Manager, Northern Region, of the Roads and Traffic Authority (RTA) in relation to the moving of the pedestrian crossing in Marius Street to another location. The Director of Regional Services advised that the correspondence received relates to the issues raised by Cr Wilson at the Council Meeting on 24 May 2011, and the resulting letter to the RTA requesting that the location of the pedestrian crossing be investigated.

### 10.3 TREES MARIUS STREET – FILE NO RF580

Cr Woodley referred to an email that he had received from a Council employee in relation to the request for the Director Regional Services to investigate the continuing problem of trees dying in Marius Street. The email advised that the trees had been affected by frost, to which Cr Woodley stated that the trees were dying prior to the onset of cold weather and requested the Director Regional Services further investigate the matter.

The Director Regional Services advised that he would organise an onsite meeting with Cr Woodley and the Parks and Horticulture staff of Council to discuss this issue.

### 10.4 DOCUMENT DISTRIBUTED WITH THE BUSINESS PAPER – 301, 303 AND 305 PEEL STREET, TAMWORTH – FILE NO LF22741, LF7574 AND LF1911

Cr Treloar referred to a document that was included in the Councillors' Business Paper and sought advice from the Mayor on the reason for its inclusion. Cr Murray advised that it was a summary of information for new post supports to existing awnings at 301, 303 and 305 Peel Street, Tamworth.

A Development Application had been lodged in August 2010, seeking approval to install support posts underneath the awnings of the buildings to prevent further cracking of the walls in the three premises. The Mayor advised that this matter is subject to a further report to be submitted to Council, and this document was provided to Councillors, at this stage, for information only.

## 11 REPORTS TO BE CONSIDERED IN CLOSED COUNCIL

### MOTION

Moved Cr Woodley/Cr Treloar

### 199/11 RESOLVED

That the confidential reports as listed be considered in a meeting closed to the public in accordance with Section 10A(2) of the Local Government Act 1993.

### 11.1 LONGYARD PRECINCT BACKWASH AND WATER HARVESTING SCHEME – FILE NO SF4631

**DIRECTORATE:** WATER ENTERPRISES

**AUTHOR:** Michael Bryant, Water Executive Services Manager

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

## **11.2 160 QUEEN STREET BARRABA SEWER MAIN RENEWAL – ACQUISITION OF SEWER EASEMENT – FILE NO LF10973**

**DIRECTORATE: WATER ENTERPRISES**

**AUTHOR: Michael Bryant, Water Executive Services Manager**

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

## **11.3 TENDER No T068/2011 – SUPPLY AND INSTALLATION OF SECURITY FENCING, GATES, SECURITY CAMERAS AND ACCESS CONTROLLED GATES AT THE TAMWORTH REGIONAL AIRPORT – FILE NO T068/2011**

**DIRECTORATE: BUSINESS AND ECONOMIC DEVELOPMENT**

**AUTHOR: Michael Dubois, Business Manager**

The Council will determine this matter in part of the meeting closed to the public pursuant to Section 10 (2) (c) & (d) of the Local Government Act 1993 on the grounds that the matter and information, is information that would, if disclosed confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and/or is commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

## **11.4 TENDER No T055/2011 – SUPPLY AND INSTALLATION OF SECURITY EQUIPMENT UNDER THE STRENGTHENING OF AVIATION SECURITY INITIATIVE – REGIONAL AND DOMESTIC AVIATION SECURITY – NEW ENTRANTS REGIONAL AIRPORT PROGRAM AT THE TAMWORTH REGIONAL AIRPORT, DUBBO CITY REGIONAL AIRPORT AND WAGGA WAGGA REGIONAL AIRPORT – FILE NO T055/2011**

**DIRECTORATE: BUSINESS AND ECONOMIC DEVELOPMENT**

**AUTHOR: Michael Dubois, Business Manager**

The Council will determine this matter in part of the meeting closed to the public pursuant to Section 10 (2) (c) & (d) of the Local Government Act 1993 on the grounds that the matter and information, is information that would, if disclosed confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and/or is commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

## 11.5 DESTINATION TAMWORTH BUSINESS STRUCTURE AND STRATEGY – FILE No SF1044

**DIRECTORATE:** BUSINESS AND ECONOMIC DEVELOPMENT

**AUTHOR:** Paul Sullivan, Director Business and Economic Development

The Council will determine this matter in part of the meeting closed to the public pursuant to Section 10A(2) (a), (c), (d) and (f) of the Local Government Act 1993 on the grounds that the matters and information, relates to personnel matters concerning particular individuals other than Councillors, is information that would, if disclosed confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and/or is commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it, and the matters affect the security of the council, councillors, council staff or council property.

\* \* \* \* \*

At 7.12 pm, 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.

## 12 CLOSED COUNCIL REPORTS

### 12.1 LONGYARD PRECINCT BACKWASH AND WATER HARVESTING SCHEME – FILE No SF4631

**DIRECTORATE:** WATER ENTERPRISES

**AUTHOR:** Michael Bryant, Water Executive Services Manager

#### **MOTION**

**Moved Cr Woodley/Cr Webb**

**200/11 RESOLVED**

That in relation to the report “Longyard Precinct Backwash and Water Harvesting Scheme”, Council:

- (i) receive and note the report;
- (ii) allocate an additional \$146,000 from the Water Fund Reserve to fund additional works at the Recycled Water Treatment Plant;

- (iii) request the Director Water Enterprises provide a further report to Council on the performance of the recycled water scheme 12 months after the proposed works have been completed and put into operation; and
- (iv) request the Director Water Enterprises write to Hunter Water Australia expressing Council's disappointment with their initial response not to fund the additional works required at the Recycled Water Treatment Plant and request that Hunter Water Australia review this decision.

## **12.2 160 QUEEN STREET BARRABA SEWER MAIN RENEWAL – ACQUISITION OF SEWER EASEMENT – FILE NO LF10973**

**DIRECTORATE: WATER ENTERPRISES**

**AUTHOR: Michael Bryant, Water Executive Services Manager**

**MOTION**

**Moved Cr Webb/Cr Woodley**

**201/11 RESOLVED**

That in relation to the report "160 Queen Street Barraba Sewer Main Renewal – Acquisition of Sewer Easement", Council:

- (i) authorise the signing of a Deed of Agreement between Council and the property owner of Lot 12, DP1086444, in relation to the creation of a 6m wide sewer easement through Lot 12, DP1086444, under the terms and conditions detailed in this confidential report; and
- (ii) authorise the affixing of the Seal of Council for the creation of an easement over the land and associated documents between the Council and the property owner.

## **12.3 TENDER No T068/2011 – SUPPLY AND INSTALLATION OF SECURITY FENCING, GATES, SECURITY CAMERAS AND ACCESS CONTROL GATES AT THE TAMWORTH REGIONAL AIRPORT - FILE NO T068/2011**

**DIRECTORATE: BUSINESS AND ECONOMIC DEVELOPMENT**

**AUTHOR: Michael Dubois, Business Manager**

**MOTION**

**Moved Cr Webb/Cr Betts**

**202/11 RESOLVED**

That in relation to Tender No T068/2011 for the supply and installation of security fencing, gates, security cameras and access controlled gates at the Tamworth Regional Airport, Council:

- (i) award the contract to Northern Fencing Specialist for an amount of \$384,598.18 exclusive of GST;
- (ii) make a further application to the Department of Industry and Investment for additional grant funding of \$32,300 towards this project; and
- (iii) enter into a formal supply contract with Northern Fencing Specialist Pty Ltd.

## **12.4 TENDER NO T055/2011 – SUPPLY AND INSTALLATION OF SECURITY EQUIPMENT UNDER THE STRENGTHENING OF AVIATION SECURITY INITIATIVE – REGIONAL AND DOMESTIC AVIATION SECURITY – NEW ENTRANTS REGIONAL AIRPORT PROGRAM FOR TAMWORTH REGIONAL AIRPORT, DUBBO CITY REGIONAL AIRPORT AND WAGGA WAGGA REGIONAL AIRPORT – FILE NO T055/2011**

**DIRECTORATE: BUSINESS AND ECONOMIC DEVELOPMENT**

**AUTHOR: Michael Dubois, Business Manager**

### **MOTION**

**Moved Cr Betts/Cr Woodley**

**203/11 RESOLVED**

That in relation to Tender No T055/2011 for the supply and installation of security equipment for Tamworth Regional Airport, Council:

- (i) accept the tender price from L3 Communications, in principle, for a lump sum tendered price of Six Hundred and Forty Nine Thousand, Nine Hundred and Ninety Nine Dollars (\$649,999.00) excluding GST;
- (ii) embargo the announcement of the successful tenderer until Wagga Wagga City Council and Dubbo City Council have held their Council meetings on 25 July 2011;
- (iii) enter into a funding agreement with the Department of Infrastructure and Transport - Office of Transport Security (OTS) for the tendered price submitted by L3 Communications; and
- (iv) enter into a formal supply contract with L3 Communications once the funding agreement has been approved with the Department of Infrastructure and Transport – Office of Transport Security (OTS).

## **12.5 DESTINATION TAMWORTH BUSINESS STRUCTURE AND STRATEGY – FILE NO SF1044**

**DIRECTORATE: BUSINESS AND ECONOMIC DEVELOPMENT**

**AUTHOR: Paul Sullivan, Director Business and Economic Development**

### **MOTION**

**Moved Cr Woodley/Cr Tickle**

That the Destination Tamworth Business Structure and Strategy as identified, in confidence, in this report be adopted and the Mayor and General Manager:

- (i) be authorised to commence implementation of the Structure and Strategy; and
- (ii) liaise with the Board and the General Manager of Tourism Tamworth Ltd to determine an appropriate date to wind up the Company.

## AMENDMENT

### Moved Cr Treloar/Cr Betts

That the Destination Tamworth Business Structure and Strategy as identified, in confidence, in this report be adopted “in principle”, and that Council advertise the model for a period of twenty eight days seeking written submissions from the public, for or against, the proposal.

## AMENDMENT LOST

204/11

### RESOLVED

That the Destination Tamworth Business Structure and Strategy as identified, in confidence, in this report be adopted and the Mayor and General Manager:

- (i) be authorised to commence implementation of the Structure and Strategy; and
- (ii) liaise with the Board and the General Manager of Tourism Tamworth Ltd to determine an appropriate date to wind up the Company.

DISSENTING VOTE: Cr Treloar requested that his dissenting vote be recorded against the Resolution.

## 13 RESOLUTIONS PASSED IN CLOSED COUNCIL

At 7.53pm 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.

Council’s Executive Officer, Mr Anthony (Tony) McCann addressed Council to thank the Councillors and the staff for their support during his time at Council. Tony presented to the Mayor a painting “*Dust Storm 2009*” depicting Tamworth during the 2009 dust storm which covered the length of eastern Australia at that time.

As an aside, Tony advised that his nephew, Barry McCann, was the artist and that Barry was a finalist in the 2008 Archibald Prize Competition. The source of the painting was a photograph taken by Tony from the fourth floor balcony on Ray Walsh House.

The Mayor thanked Tony for his service and advised that the picture will hang proudly in the Council Chamber. Crs Webb, Woodley, Tickle, Treloar and Betts and Mayor Murray expressed their appreciation and gratitude to Tony for his professionalism and friendship throughout his career at Council.

**Closure:** There being no further business the Ordinary Meeting of Council concluded at 8.05pm.

Chairperson

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