

TAMWORTH REGIONAL COUNCIL

Notice is hereby given, in accordance with the provisions of the Local Government Act 1993 that a **Meeting of Tamworth Regional Council** will be held in the **Lands Building Nemingha Room, 25-27 Fitzroy Street, Tamworth**, commencing at **6:30pm**.

ORDINARY COUNCIL AGENDA

9 AUGUST 2022

**PAUL BENNETT
GENERAL MANAGER**

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Council

Meeting Date: 2nd and 4th Tuesday of the month commencing at 6:30pm.

Matters determined by Ordinary meetings will include all those non-delegable functions identified in Section 377 of the Local Government Act as follows:

- *“the appointment of a general manager*
- *the making of a rate*
- *a determination under section 549 as to the levying of a rate*
- *the making of a charge*
- *the fixing of a fee*
- *the borrowing of money*
- *the voting of money for expenditure on its works, services or operations*
- *the compulsory acquisition, purchase, sale, exchange or surrender of any land or other property (but not including the sale of items of plant or equipment)*
- *the acceptance of tenders which are required under this Act to be invited by the council*
- *the adoption of an operational plan under section 405*
- *the adoption of a financial statement included in an annual financial report*
- *a decision to classify or reclassify public land under Division 1 of Part 2 of Chapter 6*
- *the fixing of an amount or rate for the carrying out by the council of work on private land*
- *the decision to carry out work on private land for an amount that is less than the amount or rate fixed by the council for the carrying out of any such work*
- *the review of a determination made by the council, and not by a delegate of the council, of an application for approval or an application that may be reviewed under section 82A of the [Environmental Planning and Assessment Act 1979](#)*
- *the power of the council to authorise the use of reasonable force for the purpose of gaining entry to premises under section 194*
- *a decision under section 356 to contribute money or otherwise grant financial assistance to persons*
- *the making of an application, or the giving of a notice, to the Governor or Minister*
- *this power of delegation*
- *any function under this or any other Act that is expressly required to be exercised by resolution of the council.”*

Other matters and functions determined by Ordinary Council Meetings will include:

- *Notices of Motion*
- *Notices of Motion of Rescission*
- *Council Elections, Polls, Constitutional Referendums and Public Hearings/Inquiries*
- *Ministerial Committees and Inquiries*
- *Mayor and Councillors Annual Fees*
- *Payment of Expenses and Provision of Facilities to Mayor and Councillors*
- *Local Government Remuneration Tribunal*
- *Local Government Boundaries*
- *NSW Ombudsman*
- *Administrative Decisions Tribunal*
- *Delegation of Functions by the Minister*
- *Delegation of Functions to General Manager and Principal Committees*
- *Organisation Structure*
- *Code of Conduct*
- *Code of Meeting Practice*
- *Honesty and Disclosure of Interests*
- *Access to Information*
- *Protection of Privacy*
- *Enforcement Functions (statutory breaches/prosecutions/recovery of rates)*
- *Dispute Resolution*
- *Council Land and Property Development*
- *Annual Financial Reports, Auditors Reports, Annual Reports and Statement of the Environment Reports*
- *Performance of the General Manager*
- *Equal Employment Opportunity*
- *Powers of Entry*
- *Liability and Insurance*
- *Membership of Organisations*

Membership: All Councillors
Quorum: Five members
Chairperson: The Mayor
Deputy Chairperson: The Deputy Mayor

Community Consultation Policy

The first 30 minutes of Open Council Meetings is available for members of the Public to address the Council Meeting or submit questions either verbally or in writing, on matters INCLUDED in the Business Paper for the Meeting.

Members of the public will be permitted a maximum of three minutes to address the Council Meeting. An extension of time may be granted if deemed necessary.

Members of the public seeking to represent or speak on behalf of a third party must satisfy the Council or Committee Meeting that he or she has the authority to represent or speak on behalf of the third party.

Members of the public wishing to address Council Meetings are requested to contact Council either by telephone, in person or online prior to 4:30pm the day prior to the Meeting to address the Council Meeting. Persons not registered to speak will not be able to address Council at the Meeting.

Council will only permit three speakers in support and three speakers in opposition to a recommendation contained in the Business Paper. If there are more than three speakers, Council's Governance division will contact all registered speakers to determine who will address Council. In relation to a Development Application, the applicant will be reserved a position to speak.

Members of the public will not be permitted to raise matters or provide information which involves:

- personnel matters concerning particular individuals (other than Councillors);
- personal hardship of any resident or ratepayer;
- information that would, if disclosed confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business;
- Commercial information of a confidential nature that would, if disclosed:
 - prejudice the commercial position of the person who supplied it, or
 - confer a commercial advantage on a competitor of the Council; or
 - reveal a trade secret;
- information that would, if disclosed prejudice the maintenance of law;
- matters affecting the security of the Council, Councillors, Council staff or Council property;
- advice concerning litigation or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege;
- information concerning the nature and location of a place or an item of Aboriginal significance on community land;
- alleged contraventions of any Code of Conduct requirements applicable under Section 440; or
- on balance, be contrary to the public interest.

Members of the public will not be permitted to use Community Consultation to abuse, vilify, insult, threaten, intimidate or harass Councillors, Council staff or other members of the public. Conduct of this nature will be deemed to be an act of disorder and the person engaging in such behaviour will be ruled out of the order and may be expelled.

Disclosure of Political Donations or Gifts

If you have made a relevant planning application to Council which is listed for determination on the Council Business Paper you must disclose any political donation or gift made to any councillor or employee of the Council within the period commencing two years before the application is made and ending when the application is determined (Section 147(4) Environmental Planning and Assessment Act 1979).

If you have made a relevant public submission to Council in relation to a relevant planning application which is listed for determination on the Council Business Paper you must disclose any political donation or gifts made to any councillor or employee of the Council by you as the person making the submission or any associate within the period commencing two years before the submission is made and ending when the application is determined (Section 147(5) Environmental Planning and Assessment Act 1979).

AGENDA

- 1 APOLOGIES AND LEAVE OF ABSENCE**
- 2 COMMUNITY CONSULTATION**
- 3 MINUTES OF PREVIOUS MEETING SUBMITTED FOR APPROVAL**

RECOMMENDATION

That the Minutes of the Ordinary Meeting held on Tuesday, 26 July 2022, 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

Pecuniary Interest

Non Pecuniary Conflict of Interest

Political Donations

5 MAYORAL MINUTE

5.1 NOTICE OF MOTION – CR RUSSELL WEBB - REGIONAL UNLIMITED - THE AUNTY YVONNE KENT COMMEMORATIVE PORTRAIT PROJECT

Reference: Item 5.1 to Ordinary Council 14 June 2022 – Minute No 155/22
1 ANNEXURES ATTACHED

MOTION

That in relation to the Mayoral Minute ‘Regional Unlimited – The Aunty Yvonne Kent Commemorative Portrait Project’, Council accepts the offer to become the Platinum Sponsor of the project by providing a combined cash and in-kind contribution of \$25,000.

Notice is given that I intend to move the above Motion at the Meeting of the Council to be held on 9 August 2022.

SUPPORTING INFORMATION

At the Ordinary Council Meeting held 14 June 2022 the Motion above was presented to the Council with the outcome being a request for further information prior to making a decision. Following the presentation of further information the Motion is now submitted again for consideration.

Regional Unlimited was formed following the 10X Tamworth Leadership Program that Council sponsored in August 2016. The program was held across three days and included the Mayor and General Manager along with numerous business and community leaders from

all areas of industry, government and not-for profit entities. The essential idea behind this program is that 10X symbolizes the process of engaging a vision so large that the present way of thinking and acting cannot fulfil it. 10X thinking requires creative leaps beyond what already exists, including disrupting what is working now to achieve what is aspired to. One of the core assumptions in this approach is that individually and collectively, we have the vision within us that will exponentially accelerate our ability to generate powerful outcomes.

The program was delivered by Dr Gene Early and Deb Maes, and is a Network Model of Leadership that aims to bring a community together by breaking down the artificial silos that segregate people and groups. Network leadership is about working together to make sure that people in the network (i.e. community) are connected in a way that encourages the flow of resources, information and support to every part of the network. The aim is to engage people to co-design new structures that get resources flowing to projects, create opportunities for learning and peer support so that everyone is continually building skills and insights. By developing the leadership capacity more broadly within the Tamworth Region and modelling a 'Culture of Inclusion' we create a community where all its residents feel respected, valued and included.

The first project of RU, in partnership with Tamworth Regional Council (TRC), created the RU Volunteering 'Hub' to promote and coordinate community volunteering. This project was completed in May 2021, and has been handed over to TRC to continue operations out of the Lands Building in Fitzroy Street. Also in May 2021, RU commenced the second phase of the vision for Tamworth, initiating a gathering to reignite Community Based Leadership Development that had started in 2016.

A brochure outlining the next project that RU is undertaking – The Aunty Yvonne Kent Commemorative Portrait (AYKCP) is **ATTACHED**, refer **ANNEXURE 1**. This information provides additional detail regarding the support that is currently being sought from Council, i.e. becoming the Platinum Sponsor for the proposed project and the associated leadership development program that will be run in conjunction with the delivery of the portrait. The sponsorship package would be a combination of cash and in-kind support to the amount of \$25,000.

The cash contribution of \$20,000 would assist with catering for four community painting events, painting supplies, facilitation of the leadership development program, video production for the entire project, event marketing and promotion, and project administration. The in-kind contribution of \$5,000 would consist of room and equipment hire, and staff assistance with delivering a communication plan. The total budget for the project is \$54,971.

This project aligns closely with our Community Strategic Plan and Blueprint under the pillars of community leadership and cultural heritage, as well as supporting our Reconciliation Action Plan and current efforts to develop a Closing the Gap Strategy. In addition, the development of Community Leaders that are prepared to invest their own time to willingly engage with Council and assist in our interactions with the community to deliver the best possible outcomes is an extremely valuable outcome.

Cr Russell Webb

3 August 2022

6 NOTICE OF MOTION

Nil

OPEN COUNCIL REPORTS

7 ENVIRONMENT AND PLANNING

Nil

8 INFRASTRUCTURE AND SERVICES

8.1 ECONOMIC BENEFITS OF A MORE RELIABLE WATER SUPPLY FOR TAMWORTH STUDY

DIRECTORATE: WATER AND WASTE

AUTHOR: Louise Cadell, Sustainability Officer - Water

Reference: Item 8.4 to Ordinary Council 26 October 2021 - Minute No. 309/21

1 ENCLOSURES ENCLOSED

RECOMMENDATION

That in relation to the report “Economic Benefits of a More Reliable Water Supply for Tamworth study”, Council receive and note the report.

SUMMARY

In the last 15 years, the Tamworth Region has experienced two severe droughts, and multiple periods of water restrictions.

In order to better understand the associated economic impact within the Tamworth local government area, Council engaged Regional Australia Institute in partnership with CSIRO to investigate the Economic benefits of a more reliable water supply for Tamworth and prepare a report.

The purpose of this report is to present the final report to Council.

COMMENTARY

At the Ordinary Meeting on Tuesday 26 October 2021 Councillors resolved to agree to fund the *Economic Benefits of a More Reliable Water Supply for Tamworth study*. At the same Council meeting, Councillors agreed to proceed with the Regional Australia Institute (RAI) in partnership with CSIRO to undertake the study.

Over the course of the last six months, the RAI and CSIRO have undertaken the project to assist Council in better understanding the economic impacts of the drought during the period 2017 – 2020.

The study was completed in two parts. Part one investigated the long-term historical climate trends to put the latest drought into context. The second part analysed the socio and economic impact of the drought in Tamworth.

CSIRO undertook hydroclimatic modelling to estimate the frequency of historic droughts, including the 2017 – 2020 event, and evaluated the projected change in drought frequency based on climate model outputs.

The study found that the drought experienced by Tamworth in 2017-2020 was slightly less than a 1 in a 100 years event. This finding is in line with the modelling undertaken by the NSW Department of Planning and Environment during the formulation of the Namoi Draft Regional Water Strategy.

When the analysis looked at the region under the scope of climate change, it was found that the region will face a drought of a similar duration and intensity around 1 in 50 years.

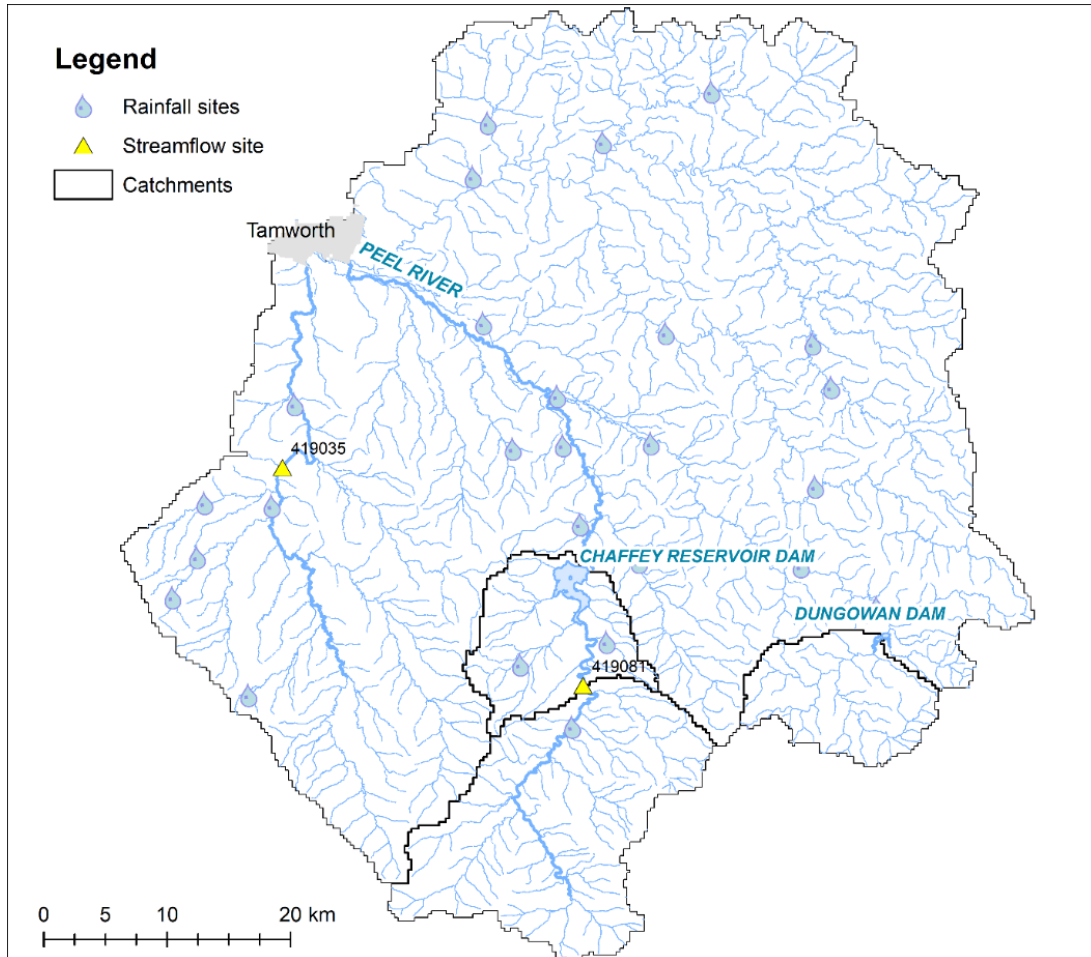


Figure 1. Catchment area contributing flow toward Tamworth. The areas contributing to Chaffey and Dungowan dams are shown, as well as the sub-catchment used for modelling (station 419081). Climate data derived for station 419035 was used to provide future climate projections.

Targeted stakeholder consultation was undertaken by RAI with a number of members of the business community contacted and asked to participate in a survey and interview process. Due to a low response rate from these stakeholders, the survey was opened up to the broader business and commercial community via the Tamworth Regional Council Have Your Say portal. A number of local media opportunities were undertaken to promote the survey and encourage participation.

A copy of the executive summary of the report is **ENCLOSED, refer ENCLOSURE 1.**

Those who did participate were asked to share their experiences, thoughts and ideas about the impacts of the drought and associated water restrictions. Analysis found that while the impact on the number of people employed in the regional economy was not significant, the economic output was significantly affected.

The retention of staff proves the underlying resilience of these businesses with many tending to hang on to valued staff rather than let them go. Businesses adapted to find ways to stay operational rather than close or let go staff.

These adaptations were likely:

- reduced investment and operations;
- avoiding hiring new staff; and
- no new businesses established in the region during this time.

However, the study did find that if the drought and harsh water restrictions persisted, it is likely the impact on businesses would have been vastly different. The RAI concluded that through qualitative data collected from local businesses, a number of large employers would have been required to lay-off staff and more businesses would have been forced to close their doors if the drought had persisted.

Another finding was around population growth. The net internal migration during the drought period and during the highest levels of water restrictions, declined. This indicates that people were not moving to Tamworth during this time.

While resilience in terms of stable employment levels was shown, the region underperformed in terms of economic value generation. The drought caused a 2.1% contraction in regional economic output – approximately \$70 million less value added generated in 2020 than in 2016. Value added is defined as the total output of industry minus the input costs and represents a measure of the productivity of an industry.

The report suggests that over the next 13 years the impact of the drought could be as much as \$4billion in lost production if drought resilience doesn't increase. This has been estimated through using Lower Bound (LB) and Upper Bound (UB) projections of the regional economy's output – as seen in Figure 2. By using different percentage confidence intervals, certain scenarios show the potential for a compounding effect of the 2017 – 2020 drought. By applying the UB of the 80% confidence interval; the Tamworth regional economy could have reached around \$3.98 billion to the year 2035, as opposed to the middle range projection of \$3.56 billion. This scenario suggests the annual average economic output loss due to compounding effects of the 2017 – 2020 drought could be approximately \$420 million, between 2022 and 2035.

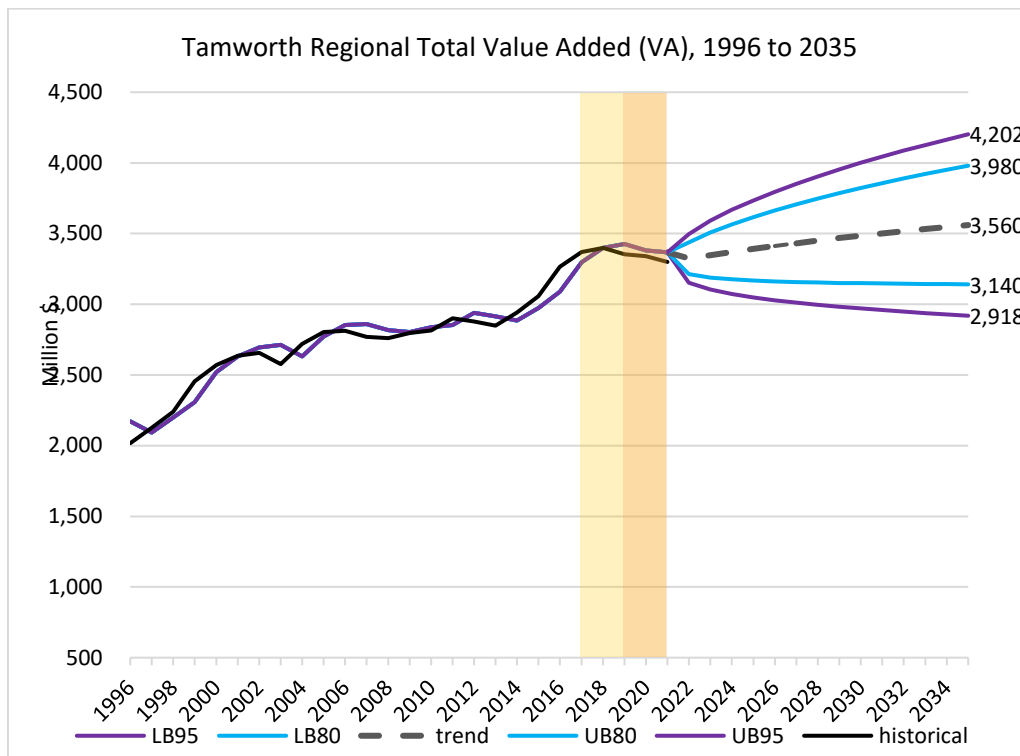


Figure 2: Past trends and projections to 2035 of total value added in the Tamworth Regional Council Local Government Area

Overall, the *Economic benefits of a more reliable water supply for Tamworth* study found that:

- there was an economic loss due to the drought period, however Tamworth showed resilience, particularly in relation to employment;
- the construction industry was impacted the most broadly, agriculture was impacted the most economically; and
- increasing drought resilience in the coming decades can provide socio-economic benefits to the community, especially in relation to income generation.

The benefits of investment in reducing or avoiding the economic impacts of drought conditions can be valued at approximately \$1.4 million per year. This figure is based on taking the \$70 million reduction in value added produced by the Tamworth region's economy and the projection that under climate change the region will face a similar drought around 1 in 50 years - \$70 million/50 years. The study demonstrates through the hydroclimate modelling and economic analysis, by increasing the resilience of the Tamworth region to future droughts, there will be important socio-economic benefits to the community especially in relation to income generation.

The study will now be used to help build a case to government for more investment in water security for Tamworth City and for increased attention to building drought resilience across the region.

(a) Policy Implications

Nil

(b) Financial Implications

To undertake this work, funding to engage Regional Australia Institute in partnership with the CSIRO was made available from the Water Reserve.

(c) Legal Implications

Nil

(d) Community Consultation

The Regional Australia Institute undertook targeted consultation with regional businesses and other community stakeholders.

e) Delivery Program Objective/Strategy

Focus Area 1 – Our water security.

9 GOVERNANCE, STRATEGY AND FINANCE

Nil

10 COMMUNITY SERVICES

10.1 TAMWORTH REGIONAL YOUTH COUNCIL - MINUTES OF THE ORDINARY MEETING HELD ON 30 JUNE 2022

DIRECTORATE: LIVEABLE COMMUNITIES

AUTHOR: Gina Vereker, Director Liveable Communities

1 ANNEXURES ATTACHED

RECOMMENDATION

That in relation to the report “Tamworth Regional Youth Council - Minutes of the Ordinary Meeting held on 30 June 2022”, Council receive and note the minutes.

SUMMARY

The purpose of this report is to present the Minutes of the Tamworth Regional Youth Council meeting held on 30 June 2022 and provide Council with an overview of the outcomes.

COMMENTARY

An Ordinary Meeting of the Tamworth Regional Youth Council was held on Thursday, 30 June 2022. The Minutes of the meeting are **ATTACHED**, refer **ANNEXURE 1**.

The main topics considered at the meeting are summarised below:

- Council’s Manager of Communications, Karlee Cole presented an overview of the Communications Strategy which was on public exhibition for feedback until Monday 4 July, 2022. Young people engage with Council communication channels and messaging in differing ways, and they are encouraged to complete the survey by visiting the MyTRC Online Community at haveyoursay.tamworth.nsw.gov.au.
 - The Youth Council moved that they will nominate to sit on various Council Committees and Working Groups. A report from Director – Liveable Communities,
-

Gina Vereker proposed that Youth Councillors serve as members on these Committees and Working Groups now that they have settled into their roles and have a greater understanding of how Council operates. Youth Councillors will now consider which Committees and Working Groups they are interested in joining and will discuss further at the next Youth Council meeting.

- The Youth Council discussed a potential ‘Youth Forum’ in October to provide young people with an opportunity to share youth issues, challenges and experiences with the aim of sending a youth message to government regarding youth needs and priorities through a Tamworth Region ‘Youth Statement’. The proposed ‘Youth Wellness Series’ was also discussed and it was decided that the first of this series will be combined with the potential Youth Forum in October because of the synergies between the two events/series. The Youth Council will explore potential funding and sponsorship opportunities with Council staff.

(a) Policy Implications

Nil

(b) Financial Implications

Nil

(c) Legal Implications

Nil

(d) Community Consultation

The Tamworth Regional Youth Council represent a diverse group of young people of various backgrounds, who advise Council on issues that are relevant to young people across the local government area.

(e) Delivery Program Objective/Strategy

Focus area 9 – Open and collaborative leadership.

10.2 TAMWORTH REGIONAL YOUTH COUNCIL - MINUTES OF THE ORDINARY MEETING HELD ON 28 JULY 2022

DIRECTORATE: LIVEABLE COMMUNITIES

AUTHOR: Gina Vereker, Director Liveable Communities

1 ANNEXURES ATTACHED

RECOMMENDATION

That in relation to the report “Tamworth Regional Youth Council - Minutes of the Ordinary Meeting held on 28 July 2022”, Council:

- (i) receive and note the minutes;***
 - (ii) in collaboration with the Youth Council work with the University of New England, relevant state agencies and community organisations to complete a final version of the Youth Strategy for consideration prior to the end of the 2022 calendar year; and***
-

- (iii) *commit to funding the implementation of the Youth Council Action Plan to the amount of \$10,000.00 and continue to take advantage of relevant funding programs to assist with that implementation.***

SUMMARY

The purpose of this report is to present the Minutes of the Tamworth Regional Youth Council meeting held 28 July 2022, and provide Council with an overview of the outcomes.

COMMENTARY

An Ordinary Meeting of the Tamworth Regional Youth Council was held on Thursday, 28 July 2022. The Minutes of the meeting are **ATTACHED**, refer **ANNEXURE 1**.

The main topics considered at the meeting are summarised below:

- representatives from the Manilla Matters group consulted with the Youth Council on a funding opportunity for future youth-focused events servicing the communities of Manilla, Barraba, Attunga, and Somerton. Considerable discussion ensued with Youth Councillors suggesting a range of options of interest to youth.
- Council's Sustainability Officer – Water, Louise Cadell, spoke to the Youth Council about Water Night, an event that aims to raise awareness about water usage. In 2022, The Water Conservancy is focused on engaging with Generation Z to spread the event's message. Water Night will run as a part of National Water Week between 17 and 23 October, 2022.
- Youth Mayor, Cr Calli Nagle; Deputy Mayor, Cr Jack Lyon; and Youth Council Secretary, Cr Chloe-Lee Opie presented a Draft Youth Council Action Plan 2022-2023. The plan has been developed by members of the Youth Council and a revised version will be presented to the August meeting.

(a) Policy Implications

- It was agreed that in accordance with the Tamworth Regional Council Youth Council Terms of Reference which provides for a maximum of twenty five Youth Councillors, an Expression of Interest (EOI) should be advertised soon to encourage new members to join the Youth Council. The purpose of this process will be to fill the vacancies that will be created due to the departure of Youth Councillors completing their HSC this year.

(b) Financial Implications

It is recommended that Council consider a budget allocation of \$10,000.00 to assist with the implementation of the Youth Council Action Plan. Staff will also take advantage of any relevant funding opportunities where they arise, to further support delivery of the Action Plan.

(c) Legal Implications

Nil

(d) Community Consultation

The Tamworth Regional Youth Council represent a diverse group of young people of various backgrounds, who advise Council on issues that are relevant to young people across the local government area.

(e) Delivery Program Objective/Strategy

Focus Area 9 – Open and collaborative leadership.

11 REPORTS TO BE CONSIDERED IN CLOSED COUNCIL

RECOMMENDATION

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.

TENDER T005/2023 - UPGRADE OF DELINEATION FOR MOONBI TO HALLSVILLE ROUTE UPGRADE (PACKAGE 4)

DIRECTORATE: REGIONAL SERVICES
AUTHOR: Callum Fletcher, Senior Project Engineer

The Council will determine this matter in part of the meeting closed to the public pursuant to Section 10A(2) (c)&(d)ii 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 Council is conducting (or proposes to conduct) business and information that would, if disclosed, confer a commercial advantage on a competitor of Council.

SUMMARY

The purpose of this report is to seek Council's acceptance of tender T005/2023 to award a contract for the upgrade of delineation and associated minor works for the Moonbi to Hallsville Route Upgrade project.

The Moonbi to Hallsville route consists of 24.6 kilometres of Tamworth Regional Council's (Council) local road network, including Davidsons Lane, Upper Moore Creek Road, Moonbi Gap Road and Charles Street. These roads form the link between the New England Highway and MR63 Manilla Road (and further west onto the Oxley Highway via Appleby Lane). This link, shown in Figure 1 below, is a key freight and tourism connection for the New England region and NSW. The route upgrade project aims to improve the safety on this route for all road users with the Australian Government having committed \$2 million under the Heavy Vehicle Safety and Productivity Program (HVSPP), with Council matching this contribution.



Figure 1 – Locality plan for route

Sections along the route currently carry between 500 and 1,400 vehicles per day with approximately 87% passenger vehicles and 13% heavy vehicles. An independent road safety audit (RSA) was undertaken for the route and a number of locations were identified and prioritised for safety improvements. The number of locations able to be upgraded will be limited by the available funding.

In addition to the identification of discrete locations for improvement, the RSA provided safety observations along the entire route. These observations proposed upgrades and improvements to:

- line marking and raised retroreflective pavement markers (RRPMs);
- signage;
- guardrail terminal upgrades/repairs;
- bridge barrier reflectors;
- guidepost installation;
- adjacent intersection throat sealing;
- minor pipe culvert extensions; and
- minor ancillary works i.e. relocation of letter box and asphalt wearing course on causeway approach etc.

These items have collectively been referred to as ‘delineation upgrades’ and were identified as a high priority item in the RSA.

LANGENS LANE, MOORE CREEK - LAND ACQUISITION FOR ROAD REALIGNMENT AND TRANSFER OF PROPOSED PART ROAD CLOSURE

DIRECTORATE: REGIONAL SERVICES
AUTHOR: Callum Fletcher, Senior Project Engineer
Reference: Item 12.2 to Ordinary Council 12 April 2022 - Minute No 102/22
3 CONFIDENTIAL ENCLOSURES ENCLOSED

The Council will 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 is information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

SUMMARY

This report is to update Council on the submissions received pursuant to Council's proposal to close part of the road as detailed in the report to Council dated 12 April 2022 and to seek Council's authorisation to resolve any matters raised in the submissions and proceed on that basis with the proposed closure.

TENDER T026/2022 - BOURNES LANE RESERVOIR AND PIPELINE

DIRECTORATE: WATER AND WASTE
AUTHOR: Nathan Morgan, Senior Project Engineer
Reference: Item 12.1 to Ordinary Council 8 March 2022 - Minute No. 72/22
1 CONFIDENTIAL ENCLOSURES ENCLOSED

The Council will determine this matter in part of the meeting closed to the public pursuant to Section 10A(2) (c)&(d)i 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 Council is conducting (or proposes to conduct) business and commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

SUMMARY

The purpose of this report is to seek direction from Council in relation to issues that have arisen during construction of the Bournes Lane Reservoir, which may require additional funding to address soil stabilisation of the embankment associated with the construction of the 10ML Bournes Lane Reservoir and a future 10ML Reservoir to be built on site.

At the Council meeting of 8 March 2022, Council awarded the contract for the construction of the 10ML Bournes Lane Reservoir and Pipeline – contract T026/2022. Work on the excavation of the site to allow a level area for the construction of both the required 10ML reservoir and a possible future additional 10ML reservoir on the site has commenced. The contracted works include design and construction of a 10ML reservoir, based upon the reference design completed by Council's consultants.

Pre-tender activities such as preliminary geotechnical investigations, including core samples, were undertaken. This information was included within the tender documentation. The preliminary geotechnical investigations indicated that stabilisation of the embankment created during excavation of the site would not be required; however, it was also recognised that with such extensive bulk earthworks involved with the project, in excess of 30,000m³,

until earthworks had significantly commenced there was a risk that stabilisation of the embankment may be required. Tenderers were asked to address this risk by including in their tenders, schedule of rate items for soil nails and shotcrete, which could be used to stabilise the embankment if required.

PROPOSED ACQUISITION OF A SEWER EASEMENT - DURIE ROAD

DIRECTORATE: WATER AND WASTE
AUTHOR: Ian Cross, Senior Project Engineer

2 CONFIDENTIAL ENCLOSURES ENCLOSED

The Council will determine this matter in part of the meeting closed to the public pursuant to Section 10A(2) (c)&(d)i 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 Council is conducting (or proposes to conduct) business. and commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

SUMMARY

The purpose of this report is to gain Council approval for the acquisition of land in relation to the establishment of a sewer easement for the installation of sewer infrastructure to allow the development of the adjacent Arcadia area to proceed.

CHALLENGE COMMUNITY SERVICES – UPDATE ON NEGOTIATIONS

DIRECTORATE: WATER AND WASTE
AUTHOR: Bruce Logan, Director Water and Waste

Reference: Item 12.2 to Ordinary Council 28 September 2021 - Minute No 273/21

The Council will determine this matter in part of the meeting closed to the public pursuant to Section 10A(2) (c)&(d)i 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 Council is conducting (or proposes to conduct) business and commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

SUMMARY

The purpose of this report is to update Council in relation to negotiations between Council and Challenge Community Services.

PROPOSED LEASE AGREEMENT FOR 127 MARIUS STREET, TAMWORTH

DIRECTORATE: GROWTH AND PROSPERITY
AUTHOR: Luke Stevenson, Commercial Property Officer
Reference: Item 12.3 to Ordinary Council 26 July 2022

The Council will determine this matter in part of the meeting closed to the public pursuant to Section 10A(2) (d)i 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.

SUMMARY

The purpose of this report is to update Council on the progress being made to relocate staff from Ray Walsh House and authorise the Mayor and General Manager to negotiate the terms of a proposed lease for 127 Marius Street, Tamworth.