



TAMWORTH REGIONAL COUNCIL

ORDINARY COUNCIL MINUTES

of the Meeting of Tamworth Regional Council held in the Council Chambers, 4th
Floor Ray Walsh House, 437 Peel Street, Tamworth

22 MARCH 2022

**PAUL BENNETT
GENERAL MANAGER**

ORDINARY COUNCIL MINUTES

Meeting of Tamworth Regional Council held in the Council Chambers, 4th Floor Ray
Walsh House, 437 Peel Street, Tamworth
TUESDAY 22 MARCH 2022 at 6:30PM

Table of Contents

ITEM	SUBJECT	PAGE NO
1	APOLOGIES AND LEAVE OF ABSENCE	3
2	COMMUNITY CONSULTATION.....	3
	6.1 NOTICE OF MOTION - CR STEPHEN MEARS - INFORMATION RELATING TO THE PROPOSED NEW DUNGOWAN DAM	3
	6.1 NOTICE OF MOTION - CR STEPHEN MEARS - INFORMATION RELATING TO THE NEW DUNGOWAN DAM	3
	6.1 NOTICE OF MOTION - CR STEPHEN MEARS - INFORMATION RELATING TO THE NEW DUNGOWAN DAM	3
	SUSPENSION OF STANDING ORDERS.....	3
76/22	RESOLVED	3
	RESUMPTION OF STANDING ORDERS	3
77/22	RESOLVED	3
3	MINUTES OF PREVIOUS MEETING SUBMITTED FOR APPROVAL	4
78/22	RESOLVED	4
4	DISCLOSURE OF INTEREST	4
5	MAYORAL MINUTE	4
6	NOTICE OF MOTION.....	4
	6.1 INFORMATION RELATING TO THE PROPOSED NEW DUNGOWAN DAM.....	4
79/22	RESOLVED	4
	OPEN COUNCIL REPORTS	5
7	ENVIRONMENT AND PLANNING.....	5
8	INFRASTRUCTURE AND SERVICES.....	5
	8.1 2022 NORTHERN INLAND ACADEMY OF SPORT NATIONAL PRIMARY GAMES FINANCIAL ASSISTANCE REQUEST.....	5
80/22	RESOLVED	5
	8.2 IPART – REVIEW OF DOMESTIC WASTE CHARGES	5
81/22	RESOLVED	5

	8.3 WATER NSW'S CUSTOMER ADVISORY GROUP NOMINATIONS 2022-2025.....	6
82/22	RESOLVED	6
	8.4 ORGANICS RECYCLING FACILITY ENVIRONMENTAL TRUST - CONSTRUCTION GRANT FUNDING.....	6
83/22	RESOLVED	6
9	GOVERNANCE, STRATEGY AND FINANCE	7
	9.1 PLACE MANAGEMENT AND SECTION 355 COMMITTEE ACTIVITIES.....	7
84/22	RESOLVED	7
	9.2 2022 ANZAC DAY MEMORIAL SERVICES WITHIN THE TAMWORTH REGIONAL COUNCIL AREA	9
85/22	RESOLVED	9
	9.3 COUNCIL INVESTMENTS FEBRUARY 2022	10
86/22	RESOLVED	10
	9.4 ANNUAL OPERATIONAL PLAN 2021/2022 BUDGET VARIATION REPORT - FEBRUARY 2022	10
87/22	RESOLVED	10
10	COMMUNITY SERVICES	10
	10.1 TAMWORTH REGION ARTS ADVISORY COMMITTEE MEETING – 24 NOVEMBER 2021 - MINUTES.....	10
88/22	RESOLVED	10
	10.2 TAMWORTH REGIONAL YOUTH COUNCIL - MINUTES OF THE ORDINARY MEETING HELD 23 FEBRUARY 2022.....	11
89/22	RESOLVED	11
11	REPORTS TO BE CONSIDERED IN CLOSED COUNCIL	11
90/22	RESOLVED	11
	TAMWORTH GLOBAL GATEWAY PARK STAGE 2 SALE AND MARKETING	11
	PROPOSED PART LEASE BALD HILL.....	12
12	CLOSED COUNCIL REPORTS	13
	12.1 TAMWORTH GLOBAL GATEWAY PARK STAGE 2 SALE AND MARKETING.....	13
91/22	RESOLVED	13
	12.2 PROPOSED PART LEASE BALD HILL	13
92/22	RESOLVED	13
13	RESOLUTIONS PASSED IN CLOSED COUNCIL	14
93/22	RESOLVED	14

PRESENT: Cr Russell Webb (Mayor), Cr Phil Betts, Cr Bede Burke, Cr Judy Coates, Cr Brooke Southwell, Cr Marc Sutherland, Cr Mark Rodda, Cr Helen Tickle.

PRESENT via ZOOM: Cr Stephen Mears

IN ATTENDANCE: The General Manager, Director Liveable Communities, Director Water and Waste, and Executive Manager Strategy and Performance.

1 APOLOGIES AND LEAVE OF ABSENCE

Nil

2 COMMUNITY CONSULTATION

6.1 NOTICE OF MOTION - CR STEPHEN MEARS - INFORMATION RELATING TO THE PROPOSED NEW DUNGOWAN DAM

David McKinnon addressed the Council to speak in support of the recommendation.

6.1 NOTICE OF MOTION - CR STEPHEN MEARS - INFORMATION RELATING TO THE NEW DUNGOWAN DAM

Lyn Allen addressed the Council to speak in support of the recommendation.

6.1 NOTICE OF MOTION - CR STEPHEN MEARS - INFORMATION RELATING TO THE NEW DUNGOWAN DAM

Graham Carter addressed the Council to speak in support of the recommendation.

SUSPENSION OF STANDING ORDERS

MOTION

Moved Cr Tickle/Cr Burke

That Council suspend standing orders to extend the three minutes of Mr Carter by an additional 90 seconds.

76/22 RESOLVED

RESUMPTION OF STANDING ORDERS

MOTION

Moved Cr Rodda/Cr Southwell

That Council resume standing orders.

77/22 RESOLVED

3 MINUTES OF PREVIOUS MEETING SUBMITTED FOR APPROVAL

MOTION

Moved Cr Tickle/Cr Burke

That the Minutes of the Ordinary Meeting held on Tuesday, 8 March 2022, copies of which were circulated, be taken as read and confirmed as a correct record of the proceedings of the Meeting.

78/22 RESOLVED

4 DISCLOSURE OF INTEREST

Nil

5 MAYORAL MINUTE

Nil

6 NOTICE OF MOTION

6.1 NOTICE OF MOTION – CR STEPHEN MEARS - INFORMATION RELATING TO THE PROPOSED NEW DUNGOWAN DAM

MOTION

Moved Cr Mears/Cr Rodda

That Tamworth Regional Council urgently seek the release of the following information from the NSW State Government:

- (i) details of the inputs that have been considered as part of the development of the cost v benefit analysis;
- (ii) impacts and/or costs to existing water users that access supply from the current Dungowan Dam and associated pipeline;
- (iii) the estimated cost of water to Tamworth Regional Council and other users that will be sourced from the proposed new Dungowan Dam; and
- (iv) a copy of the business case currently being considered by Government.

79/22 RESOLVED

OPEN COUNCIL REPORTS

7 ENVIRONMENT AND PLANNING

Nil

8 INFRASTRUCTURE AND SERVICES

8.1 2022 NORTHERN INLAND ACADEMY OF SPORT NATIONAL PRIMARY GAMES FINANCIAL ASSISTANCE REQUEST

DIRECTORATE: REGIONAL SERVICES
AUTHOR: Sam Eriksson, Sports and Recreation Strategy Officer
Paul Kelly, Manager Sports and Recreation

MOTION

Moved Cr Southwell/Cr Coates

That in relation to the report “2022 Northern Inland Academy of Sport National Primary Games Financial Assistance Request”, Council approve a complete fee waiver for all fees associated with the National Primary Games.

80/22 RESOLVED

8.2 IPART – REVIEW OF DOMESTIC WASTE CHARGES

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

MOTION

Moved Cr Betts/Cr Southwell

That in relation to the report “IPART – Review of Domestic Waste Charges”, Council:

- (i) lodge a submission objecting to any further regulation of Domestic Waste Management Charges, for the reasons detailed in the report; and
- (ii) write to the Minister for Local Government, requesting that the delegation to IPART is removed in relation to approving special rate variations and minimum rates, and the function of varying annual domestic waste management (DWM) charges, due to the following reasons:
 - Councils are required to set charges that do not exceed the reasonable cost of providing DWM services;
 - DWM costs have been independently audited as required by the Office of Local Government each year; and
 - many councils outsource DWM services through a competitive tender process.

Furthermore, within the letter Council make mention of the following:

- applying a blanket approach such as a waste peg will ignore several key factors that may be considered unique to each LGA; and

- IPART setting individual DWM charges is considered another administrative burden for already resource stretched councils, thereby taking resources away from delivering crucial services to our communities.

81/22 RESOLVED

8.3 WATER NSW'S CUSTOMER ADVISORY GROUP NOMINATIONS 2022/2025

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

MOTION

Moved Cr Betts/Cr Tickle

That in relation to the report "Water NSW's Customer Advisory Group Nominations 2022/2025", Council:

- nominate the Director Water and Waste as Council's representative on the Namoi/Peel Customer Advisory Group for the period 1 July 2022 to 30 June 2025; and
- not nominate an alternative representative.

82/22 RESOLVED

8.4 ORGANICS RECYCLING FACILITY ENVIRONMENTAL TRUST - CONSTRUCTION GRANT FUNDING

DIRECTORATE: WATER AND WASTE
AUTHOR: Morne Hattingh, Manager - Waste and Resource Recovery

MOTION

Moved Cr Sutherland/Cr Tickle

That in relation to the report "Organics Recycling Facility Environmental Trust - Construction Grant Funding", Council submit the revised milestones for payment of grant funds associated with the construction of the proposed Organics Recycling Facility to the Environmental Trust.

83/22 RESOLVED

9 GOVERNANCE, STRATEGY AND FINANCE

9.1 PLACE MANAGEMENT AND SECTION 355 COMMITTEE ACTIVITIES

DIRECTORATE: LIVEABLE COMMUNITIES
AUTHOR: Kay Burnes, Senior Place Manager

MOTION

Moved Cr Coates/Cr Southwell

That in relation to the report "Place Management and Section 355 Committee Activities", Council:

- (i) receive and note the Minutes of the following Committees:
- | | |
|--|-------------------|
| Attunga Recreation Ground Committee | 21 December 2021 |
| Duri Progress Association | 21 September 2021 |
| Duri Progress Association | 16 November 2021 |
| Kootingal War Memorial Hall Committee | 19 July 2021 |
| Kootingal War Memorial Hall Committee | 30 October 2021 |
| Manilla Showground Advisory Committee AGM | 18 November 2021 |
| Manilla Showground Advisory Committee | 18 November 2021 |
| Moonbi Museum Committee AGM | 27 October 2021 |
| Moonbi Museum Committee | 27 October 2021 |
| Moonbi War Memorial Hall and
Recreation Reserve Committee AGM | 03 November 2021 |
| Moonbi War Memorial Hall and
Recreation Reserve Committee | 03 November 2021 |
| Weabonga Hall and Recreation Reserve
Local Committee AGM | 15 July 2021 |
| Weabonga Hall and Recreation Reserve
Local Committee | 15 July 2021 |
| Weabonga Hall and Recreation Reserve
Local Committee | 16 September 2021 |
| Weabonga Hall and Recreation Reserve
Local Committee | 28 October 2021 |
| Weabonga Hall and Recreation Reserve
Local Committee | 9 December 2021; |
- (ii) in accordance with the decision of the Attunga Recreation Ground S355 Committee disband the committee and under Section 377 of the Local Government Act withdraw the delegation to manage and operate the Recreation Ground including the collection of income from users;
- (iii) determine that any assets and liabilities held by the Attunga Recreation Ground S355 Committee be transferred to Council;
- (iv) note the resignation of Mr Andy Eccleston from the Kootingal War Memorial Hall

Committee at the meeting held 19 July 2021;

- (v) adopt the recommendation of the Kootingal War Memorial Hall Committee's General Meeting held 30 October 2021 to accept Lisa Crayn as a Committee member;

- (vi) adopt the recommendation of the Kootingal War Memorial Hall Committee's General Meeting held 30 October 2021 to appoint the following executive member:

Secretary Lisa Crayn;

- (vii) adopt the recommendation of the Manilla Showground Advisory Committee's Annual General Meeting held 18 November 2021 to appoint the following executive members and members:

Chairperson Jim Maxwell

Deputy Chairperson Rod Northey

Secretary Lou Ellen Overton

Publicity Officer Jane Martin

Delegates:

Manilla Football Club Neil Bonnett

Manilla Team Penning Association Bill McIlrick;

- (viii) adopt the recommendation of the Moonbi Museum Committee's Annual General Meeting held 27 October 2021 to appoint the following executive members and members:

Chairperson Bill Humphrys

Deputy Chairperson (1) Gary Courtney

Deputy Chairperson (2) Ray Nelson

Secretary Dorothea Vaux

Committee: Claudette Humphrys, Lee Rodger Pam Vincent, Elaine Plant, Gwen Davidson, Sheila Blackmore, Kay Wieland, Joy Ballard, Jillian Courtney, Norm Vincent, and Sandy Field.

Noting the resignation of Jim Attard, Mary Attard and Janelle Lewis;

- (ix) adopt the recommendation of the Moonbi War Memorial Hall and Recreation Reserve Committee's Annual General Meeting held 3 November 2021 to appoint the following executive members and members:

Chairperson Graham Thompson

Secretary/Treasurer Dorothea Vaux

Booking Officer Karin Thompson

Committee: Robyn Maher

Noting the resignation of David Emanuel and Jill Emanuel;

- (x) adopt the recommendation of the Weabonga Hall and Recreation Reserve Local Committee's Annual General Meeting held 21 July 2021 to appoint the following executive members and members:

Chairperson Bert Robertson

Secretary

Dennis Chenoweth

Treasurer

Gary Mahoney

Committee: Leon Thompson, Howard Webster, Mia Jenkins, Wayne Williams, David Jones, Billy Mann, and Ruth White;

- (xi) adopt the recommendation of the Weabonga Hall and Recreation Reserve Local Committee's General Meeting held 16 September 2021 to appoint the following member:

Committee: Simon Abrahams; and

- (xii) adopt the recommendation of the Weabonga Hall and Recreation Reserve Local Committee's General Meeting held 28 October 2021 to appoint the following members:

Committee: David Pitt, Eliza Pitt, and Ian Pitt.

84/22 RESOLVED

9.2 2022 ANZAC DAY MEMORIAL SERVICES WITHIN THE TAMWORTH REGIONAL COUNCIL AREA

DIRECTORATE:

OFFICE OF THE GENERAL MANAGER

AUTHOR:

Tracey Carr, Coordinator Governance and Executive Services

MOTION

Moved Cr Rodda/Cr Betts

That in relation to the report "2022 Anzac Day Memorial Services within the Tamworth Regional Council Area", Council nominate Councillor representation at the following locations:

Attunga	Cr Coates	
Barraba	Cr Tickle	
Bendemeer	Cr Coates	
Duri	Cr Southwell	
Kootingal	Cr Betts; Cr Coates	
Moonbi Masonic Village RFBI	Cr Betts	
Manilla	Cr Sutherland	
Manilla Central School	Cr Tickle	Thursday, 28 April
Moonbi	Cr Coates	
Nundle	Cr Mears	
Somerton	Cr Burke	
Tamworth	Cr Webb; Cr Rodda; Cr Southwell; Cr Sutherland; Cr Tickle	
Gipps Street Memorial	Cr Rodda; Cr Tickle	

85/22 RESOLVED

9.3 COUNCIL INVESTMENTS FEBRUARY 2022

DIRECTORATE: OFFICE OF THE GENERAL MANAGER
AUTHOR: Sherrill Young, Finance Manager

MOTION

Moved Cr Rodda/Cr Sutherland

That in relation to the report “Council Investments February 2022”, Council receive and note the report.

86/22 RESOLVED

9.4 ANNUAL OPERATIONAL PLAN 2021/2022 BUDGET VARIATION REPORT - FEBRUARY 2022

DIRECTORATE: OFFICE OF THE GENERAL MANAGER
AUTHOR: Sherrill Young, Finance Manager

Reference: Item 9.5 to Ordinary Council 29 June 2021 - Minute No 180/21

MOTION

Moved Cr Betts/Cr Mears

That in relation to the report “Annual Operational Plan 2021/2022 Budget Variation Report – February 2022”, Council note and approve the variations to the existing budget as listed in the attached Annexure.

87/22 RESOLVED

10 COMMUNITY SERVICES

10.1 TAMWORTH REGION ARTS ADVISORY COMMITTEE MEETING – 24 NOVEMBER 2021 - MINUTES

DIRECTORATE: LIVEABLE COMMUNITIES
AUTHOR: Bridget Guthrie, Director Tamworth Regional Gallery and Museums

MOTION

Moved Cr Tickle/Cr Sutherland

That in relation to the report “Tamworth Region Arts Advisory Committee Meeting – 24 November 2021 - Minutes”, Council:

- (i) receive and note the Minutes; and
- (ii) approve the draft revised Tamworth Region Arts Advisory Committee Terms of Reference ATTACHED refer ANNEXURE 1.

88/22 RESOLVED

10.2 TAMWORTH REGIONAL YOUTH COUNCIL - MINUTES OF THE ORDINARY MEETING HELD 23 FEBRUARY 2022

DIRECTORATE: LIVEABLE COMMUNITIES
AUTHOR: Katey Allwell, Team Leader Inclusive Community

MOTION

Moved Cr Sutherland/Cr Southwell

That in relation to the report "Tamworth Regional Youth Council - Minutes of the Ordinary Meeting held 23 February 2022", Council receive and note the minutes.

89/22 RESOLVED

11 REPORTS TO BE CONSIDERED IN CLOSED COUNCIL

At 7.49pm, 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.

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 asked any members of the Council whether any part of the Council Meeting should not be considered in Closed Council.

MOTION

Moved Cr Coates/Cr Betts

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.

90/22 RESOLVED

TAMWORTH GLOBAL GATEWAY PARK STAGE 2 SALE AND MARKETING

DIRECTORATE: GROWTH AND PROSPERITY
AUTHOR: Luke Stevenson, Commercial Property Officer

Reference: Item 16.11 to Ordinary Council 15 December 2020

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&(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., commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it. and information that would, if disclosed, confer a commercial advantage on a competitor of Council.

PROPOSED PART LEASE BALD HILL

DIRECTORATE: GROWTH AND PROSPERITY

AUTHOR: Daniel Murphy, Business Systems and Solutions

The Council will determine this matter in part of the meeting closed to the public pursuant to Section 10A(2) (c),(d)i,(d)ii&(f) 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., commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it., information that would, if disclosed, confer a commercial advantage on a competitor of Council. and details of systems and/or arrangements that have been implemented to protect Council, Councillors, staff and Council property.

Minutes

12 CLOSED COUNCIL REPORTS

12.1 TAMWORTH GLOBAL GATEWAY PARK STAGE 2 SALE AND MARKETING

DIRECTORATE: GROWTH AND PROSPERITY
AUTHOR: Luke Stevenson, Commercial Property Officer
Reference: Item 16.11 to Ordinary Council 15 December 2020

MOTION

Moved Cr Rodda/Cr Sutherland

That in relation to the report “Tamworth Global Gateway Park Stage 2 Sale and Marketing”, Council:

- (i) authorise the Mayor and General Manager to negotiate and finalise the sale of land in the Tamworth Global Gateway Park identified in the body of this report; and
- (ii) authorise the affixing of the Seal of Council to the Contract for Sale of Land, plans or other documentation required to give effect to the matters set out in the body of this Report.

91/22 RESOLVED

12.2 PROPOSED PART LEASE BALD HILL

DIRECTORATE: GROWTH AND PROSPERITY
AUTHOR: Daniel Murphy, Business Systems and Solutions

MOTION

Moved Cr Betts/Cr Coates

That in relation to the report “Proposed Lease Bald Hill” Council:

- (i) authorise the Mayor and the General Manager to negotiate the terms of the lease agreement set out in the body of this report; and
- (ii) authorise the affixing of the Seal of Council to the lease agreement.

92/22 RESOLVED

13 RESOLUTIONS PASSED IN CLOSED COUNCIL

MOTION

Moved Cr Southwell/Cr Coates

That Council move into Open Council.

93/22 RESOLVED

At 8pm the meeting moved back into Open Council.

In accordance with the Tamworth Regional Council Code of Meeting Practice, Section 14.21, 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 8pm.

Cr Russell Webb, Chairperson

Tuesday, 12 April 2022

- oOo -