



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

25 MAY 2021

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 25 MAY 2021 at 6:30PM

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PRESENT: Cr Col Murray (Mayor), Cr Phil Betts, Cr Charles Impey (via video conference), Cr Glenn Inglis, Cr Jim Maxwell, Cr Mark Rodda, Cr Helen Tickle, Cr Russell Webb and Cr Juanita Wilson.

IN ATTENDANCE: The General Manager, Director Planning and Compliance, Director Growth and Prosperity, Director Regional Services, Director Water and Waste and Acting Director Corporate and Governance/Executive Manager Strategy and Performance.

1 APOLOGIES AND LEAVE OF ABSENCE

Nil

2 COMMUNITY CONSULTATION

Nil

3 MINUTES OF PREVIOUS MEETING SUBMITTED FOR APPROVAL

MOTION

Moved Cr Inglis/Cr Webb

That the Minutes of the Ordinary Meeting held on Tuesday, 11 May 2021, copies of which were circulated, be taken as read and confirmed as a correct record of the proceedings of the Meeting.

135/21 RESOLVED

4 DISCLOSURE OF INTEREST

Cr Inglis declared a conflict of interest in Item 9.1 – 2020-2021 Quarterly Budget Review Statements to 31 March 2021 and Item 9.2 – Annual Operational Plan 2020-2021 Budget Variation Report – April 2021, for reason that he is a Director of StateCover Mutual Limited and as Tamworth Regional Council is a member of StateCover Mutual Limited and holds a partly paid share in such entity. Cr Inglis further stated that he has a less than significant, non-pecuniary interest in these matters and will remain in the Chamber and participate in the debate.

5 MAYORAL MINUTE

Nil

6 NOTICE OF MOTION

Nil

OPEN COUNCIL REPORTS

7 ENVIRONMENT AND PLANNING

7.1 TAMWORTH REGIONAL HERITAGE WORKING GROUP - DRAFT REVISED TERMS OF REFERENCE AND MINUTES OF WORKING GROUP MEETING HELD ON 30 APRIL 2021

DIRECTORATE: PLANNING AND COMPLIANCE
AUTHOR: Gina Vereker, Director Planning and Compliance
Reference: Item 7.2 to Ordinary Council 9 February 2021 - Minute No 3/21

MOTION

Moved Cr Wilson/Cr Maxwell

That in relation to the report “Tamworth Regional Heritage Working Group – Draft Revised Terms of Reference and Minutes of Working Group Meeting held on 30 April 2021”, Council:

- (i) adopt the Revised Terms of Reference for the Tamworth Regional Heritage Working Group;
- (ii) receive and note the Minutes of the Tamworth Regional Heritage Working Group Meeting held 30 April 2021;
- (iii) adopt the following recommendations of the Tamworth Regional Heritage Working Group Meeting:
 - the funds left over from the 2020-2021 Heritage Assistance Fund (approximately \$3,000.00) be allocated towards the relocation of “the Gibbons Inn” sign to the correct site and a sign to be installed at the correct site of “Our House Inn”; and
 - endorse the appointment of additional members to the Working Group, being:
 - Melinda Gill on behalf of the Tamworth Historical Society;
 - Daisy Cutmore on behalf of the Tamworth Local Aboriginal Lands Council, with Amber Vernon to attend when Daisy Cutmore is unavailable; and
 - an Expression of Interest be advertised to fill the vacancy for the third community member.

136/21 RESOLVED

8 INFRASTRUCTURE AND SERVICES

8.1 PROPOSED LEASE TO TAMWORTH CROQUET CLUB INCORPORATED OF PART LOT 3 IN DEPOSITED PLAN 781317

DIRECTORATE: REGIONAL SERVICES
AUTHOR: Paul Kelly, Manager Sports and Recreation

MOTION

Moved Cr Inglis/Cr Webb

That in relation to the report "Proposed Lease to Tamworth Croquet Club Incorporated of Part Lot 3 in Deposited Plan 781317", Council:

- (i) authorise the Mayor and General Manager to negotiate the terms of a new lease to the Tamworth Croquet Club Incorporated as set out herein; and
- (ii) authorise the affixing of the Seal of Council to the lease document and any other associated documentation.

137/21 RESOLVED

8.2 VICTORIA PARK MASTER PLAN

DIRECTORATE: REGIONAL SERVICES
AUTHOR: Paul Kelly, Manager Sports and Recreation

MOTION

Moved Cr Wilson/Cr Betts

That in relation to the report "Victoria Park Master Plan", Council adopt the master plan titled "Victoria Park Master Plan".

138/21 RESOLVED

8.3 2021 COUNTRY CAPITAL CUP FEE WAIVER REQUEST

DIRECTORATE: REGIONAL SERVICES
AUTHOR: Paul Kelly, Manager Sports and Recreation

MOTION

Moved Cr Rodda/Cr Maxwell

That in relation to the report "2021 Country Capital Cup Fee Waiver Request", Council waive the fees associated with the use of the Tamworth Regional Entertainment and Conference Centre for this event totalling \$16,191.00 (including GST).

139/21 RESOLVED

8.4 2021 LOCAL GOVERNMENT WATER MANAGEMENT CONFERENCE, NARRABRI - 7 TO 9 JULY 2021

DIRECTORATE: WATER AND WASTE
AUTHOR: Zoe-Marie West, Executive Assistant - Water and Waste

MOTION

Moved Cr Webb/Cr Tickle

That in relation to the report “2021 Local Government Water Management Conference, Narrabri - 7 to 9 July 2021”, Council nominates Deputy Mayor, Phil Betts and Councillor Jim Maxwell to attend this conference.

140/21 RESOLVED

9 GOVERNANCE, STRATEGY AND FINANCE

9.1 2020-2021 QUARTERLY BUDGET REVIEW STATEMENTS TO 31 MARCH 2021

DIRECTORATE: CORPORATE AND GOVERNANCE
AUTHOR: Sherrill Young, Manager Financial Services

MOTION

Moved Cr Inglis/Cr Wilson

That in relation to the report “2020-2021 Quarterly Budget Review Statements to 31 March 2021”, Council receive and note the report and related statements.

141/21 RESOLVED

9.2 ANNUAL OPERATIONAL PLAN 2020-2021 BUDGET VARIATION REPORT - APRIL 2021

DIRECTORATE: CORPORATE AND GOVERNANCE
AUTHOR: Sherrill Young, Manager Financial Services
Reference: Item 9.3 to Ordinary Council 23 June 2020 - Minute No 173/20

MOTION

Moved Cr Inglis/Cr Tickle

That in relation to the report “Annual Operational Plan 2020-2021 Budget Variation Report – April 2021”, Council note and approve the variations to the existing budget included in the attached Annexure.

142/21 RESOLVED

9.3 COUNCIL INVESTMENTS APRIL 2021

DIRECTORATE: CORPORATE AND GOVERNANCE
AUTHOR: Sherrill Young, Manager Financial Services

MOTION

Moved Cr Inglis/Cr Rodda

That in relation to the report “Council Investments April 2021”, Council receive and note the report.

143/21 RESOLVED

9.4 DEBT RECOVERY POLICY

DIRECTORATE: CORPORATE AND GOVERNANCE
AUTHOR: Sherrill Young, Manager Financial Services
Reference: Item 9.3 to Ordinary Council 23 March 2021 - Minute Number 67/21

MOTION

Moved Cr Wilson/Cr Maxwell

That in relation to the report “Debt Recovery Policy”, Council approve the Debt Recovery Policy and include in the General Policy Register.

144/21 RESOLVED

9.5 BOUNDARY ADJUSTMENT - TRG AND JM WATTS

DIRECTORATE: CORPORATE AND GOVERNANCE
AUTHOR: Seon Millsted, Revenue Accountant

MOTION

Moved Cr Webb/Cr Maxwell

That in relation to the report “Boundary Adjustment – TRG and JM Watts”, Council:

- (i) note the report;
- (ii) agree to the transfer of the 1.393 hectares of land owned by TRG and JM Watts from Liverpool Plains Shire Council to Tamworth Regional Council; and
- (iii) Council make an application to the Minister and the Governor for approval to alter the boundaries of Liverpool Plains Shire Council Tamworth Regional Council that bisect Lot 3 DP1192528.

145/21 RESOLVED

9.6 BOUNDARY ADJUSTMENT - GJ AND KP GIBLETT

DIRECTORATE: CORPORATE AND GOVERNANCE
AUTHOR: Seon Millsted, Revenue Accountant

MOTION

Moved Cr Maxwell/Cr Tickle

That in relation to the report “Boundary Adjustment – GJ and KP Giblett”, Council:

- (i) note the report;
- (ii) agree to the transfer of approximately 119 hectares of land owned by GJ and KP Giblett from Liverpool Plains Shire Council to Tamworth Regional Council; and
- (iii) Council make an application to the Minister and the Governor for approval to alter the boundaries of Liverpool Plains Shire Council Tamworth Regional Council that bisect Lots 96 to 99 DP751014, Lot 105 DP751014, and Lots 63 and 73 DP755341.

146/21 RESOLVED

10 COMMUNITY SERVICES

10.1 CENTRAL NORTHERN REGIONAL LIBRARY

DIRECTORATE: GROWTH AND PROSPERITY
AUTHOR: Kay Delahunt, Manager - Cultural and Community Services

MOTION

Moved Cr Wilson/Cr Tickle

That in relation to the report “Central Northern Regional Library”, Council:

- (i) receive and note the minutes from the Central Northern Regional Library Ordinary Meeting held 21 April 2021;
- (ii) approve the extension of the current Central Northern Regional Library Agreement for a further five-year period; and
- (iii) approve the Seal of Council be affixed to the Central Northern Regional Library Agreement 2021.

147/21 RESOLVED

10.2 LOAN OF ARTWORK FROM THE VISUAL ART COLLECTION

DIRECTORATE: GROWTH AND PROSPERITY
AUTHOR: Bridget Guthrie, Director Tamworth Regional Gallery and Museums

MOTION

Moved Cr Wilson/Cr Inglis

That in relation to the report “Loan of Artwork from the Visual Arts Collection”, Council approve the loan of the artwork “A Cure for Plant Blindness” by artist Rebecca Mayo for inclusion in an exhibition at the Austrian Museum of Applied Arts.

148/21 RESOLVED

10.3 CULTURAL COLLECTIONS DIGITISATION PROJECT

DIRECTORATE: GROWTH AND PROSPERITY
AUTHOR: Bridget Guthrie, Director Tamworth Regional Gallery and Museums

MOTION

Moved Cr Betts/Cr Inglis

That in relation to the report “Cultural Collections Digitisation Project”, Council:

- (i) authorise the Mayor and General Manager to enter into a Deed of Agreement on the terms set out in the body of this report; and
- (ii) authorise the affixing of the Seal of Council to the Deed of Agreement and any other documents to give effect to this proposal.

149/21 RESOLVED

10.4 DISABILITY ACCESS WORKING GROUP MEETING MINUTES – 27 APRIL 2021

DIRECTORATE: GROWTH AND PROSPERITY
AUTHOR: Kay Delahunt, Manager - Cultural and Community Services

MOTION

Moved Cr Webb/Cr Tickle

That in relation to the report “Disability Access Working Group Meeting Minutes – 27 April 2021”, Council:

- (i) receive and note the Minutes; and
- (ii) approve the updated Draft Disability Access Working Group “Terms of Reference”.

150/21 RESOLVED

11 REPORTS TO BE CONSIDERED IN CLOSED COUNCIL

At 7.02pm, 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 Maxwell/Cr Webb

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.

151/21 RESOLVED

11.1 TENDER T128/2021 – PROJECT MANAGEMENT AND SERVICES CONSULTANT PANEL

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) 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.

11.2 TENDER T092/2021 – RURAL WASTE FACILITIES INFRASTRUCTURE WORKS

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

11.3 TENDER P00380 – NORTHERN INLAND REGIONAL WASTE – TENDER FOR FERROUS & NON-FERROUS SCRAP METAL PROCESSING

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

11.4 TENDER T059/2008 – TAMWORTH EFFLUENT REUSE FARM OPERATIONS

DIRECTORATE: WATER AND WASTE

AUTHOR: Daniel Coe, Manager - Water Operations

Reference: Item 12.3 to Ordinary Council 23 February 2021 - Minute No 45/21

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.

MINUTE

12 CLOSED COUNCIL REPORTS

12.1 TENDER T128/2021 – PROJECT MANAGEMENT AND SERVICES CONSULTANT PANEL

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

MOTION

Moved Cr Inglis/Cr Webb

That in relation to the report “Tender T128/2021 – Project Management and Services Consultant Panel”, Council accept the placement of the recommended tenderers on the panel for engagement as detailed in the report.

152/21 RESOLVED

12.2 TENDER T092/2021 – RURAL WASTE FACILITIES INFRASTRUCTURE WORKS

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

1 CONFIDENTIAL ENCLOSURES ENCLOSED

MOTION

Moved Cr Inglis/Cr Webb

That in relation to the report “Tender T092/2021 – Rural Waste Facilities Infrastructure Works”, Council:

- (i) accept the Conforming Tender from Hunter Rail & Civil for the Nundle component of Rural Waste Facilities Infrastructure Works Tender T092/2021;
- (ii) allocate additional funds of \$886,000 from the Waste Reserve to allow the Nundle Works to be completed;
- (iii) not proceed with the capping of the Bendemeer and Kootingal Landfills this financial year;
- (iv) request the Director of Water and Waste to continue to stockpile cover material for Bendemeer and Kootingal and test the market again late 2021-2022; and
- (v) authorise the affixing of the Seal of Council to the Rural Waste Facilities Infrastructure Works Contract.

153/21 RESOLVED

12.3 TENDER P00380 – NORTHERN INLAND REGIONAL WASTE – TENDER FOR FERROUS & NON-FERROUS SCRAP METAL PROCESSING

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

1 CONFIDENTIAL ENCLOSURES ENCLOSED

MOTION

Moved Cr Rodda/Cr Wilson

That in relation to the report “Tender P00380 – Northern Inland Regional Waste – Tender for Ferrous & Non-Ferrous Scrap Metal Processing”, Council:

- (i) accept the Tender of Infrabuild Recycling for the supplied schedule of rates as provided in their Tender Submission; and
- (ii) authorise the affixing of the Seal of Council to the Ferrous & Non-Ferrous Scrap Metal Processing Contract.

154/21 RESOLVED

12.4 TENDER T059/2008 – TAMWORTH EFFLUENT REUSE FARM OPERATIONS

DIRECTORATE: WATER AND WASTE
AUTHOR: Daniel Coe, Manager - Water Operations
Reference: Item 12.3 to Ordinary Council 23 February 2021 - Minute No 45/21

2 CONFIDENTIAL ENCLOSURES ENCLOSED

MOTION

Moved Cr Inglis/Cr Maxwell

That in relation to the report “Tender T059/2008 – Tamworth Effluent Reuse Farm Operations”, Council:

- (i) receive and note the report; and
- (ii) proceed as per the recommendation detailed in the body of the report.

155/21 RESOLVED

13 RESOLUTIONS PASSED IN CLOSED COUNCIL

MOTION

Moved Cr Impey/Cr Maxwell

That Council move into Open Council.

156/21 RESOLVED

At 7.26pm 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 7.27pm.

Cr Col Murray, Chairperson

Tuesday, 8 June 2021

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