



TAMWORTH REGIONAL COUNCIL

ORDINARY COUNCIL MINUTES

of the Meeting of Tamworth Regional Council held in the Council Chambers,
Lands Building, Nemingha Room, 25-27 Fitzroy Street, Tamworth

28 FEBRUARY 2023

**PAUL BENNETT
GENERAL MANAGER**

ORDINARY COUNCIL MINUTES

Meeting of Tamworth Regional Council held in the Council Chambers, Lands Building,
Nemingha Room, 25-27 Fitzroy Street, Tamworth
TUESDAY 28 FEBRUARY 2023 at 6.30PM

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

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

1 APOLOGIES AND LEAVE OF ABSENCE

A request for leave of absence was announced as having been received from Cr Russell Webb who will be unable to attend the Meeting scheduled for Tuesday, 28 March 2023, due to personal leave.

MOTION

Moved Cr Webb/Cr Southwell

That the apology be accepted and Cr Russell Webb be granted leave of absence from the Meeting scheduled for Tuesday 28 March 2023.

23/23 RESOLVED

2 COMMUNITY CONSULTATION

Nil

3 MINUTES OF PREVIOUS MEETING SUBMITTED FOR APPROVAL

MOTION

Moved Cr Coates/Cr Mears

That the Minutes of the Ordinary Meeting held on Tuesday, 14 February 2023, copies of which were circulated, be taken as read and confirmed as a correct record of the proceedings of the Meeting.

24/23 RESOLVED

4 DISCLOSURE OF INTEREST

Cr Brooke Southwell declared an interest in Item 9.2 of the Business Paper “2022/2023 Facility Improvement Fund Program” as her uncle is a representative on the Piallamore Recreation Reserve committee. Cr Southwell further stated that this was a less than significant non pecuniary interest and she would leave the Chamber and not participate in the debate.

5 MAYORAL MINUTE

Nil

6 NOTICE OF MOTION

Nil

OPEN COUNCIL REPORTS

7 ENVIRONMENT AND PLANNING

7.1 DRAFT POLICY FOR MANAGING CONFLICT OF INTEREST IN COUNCIL-RELATED DEVELOPMENT APPLICATIONS

DIRECTORATE:

LIVEABLE COMMUNITIES

AUTHOR:

Sam Lobsey, Manager - Development

Mitchell Gillogly, Team Leader – Development Assessment

MOTION

Moved Cr Southwell/Cr Coates

That in relation to the report “Draft Policy for Managing Conflict of Interest in Council Related-Development Applications”, Council:

- (i) proceed to public exhibition of the Draft Policy for Managing Conflict of Interest in Council-Related Development Applications for a period of 28 days;
- (ii) receive a further report following the public exhibition period in the event that submissions are received and/or the Draft Policy is proposed to be amended; and
- (iii) authorise the adoption of the Draft Policy in the event that no submissions are received and no changes are made to the Draft Policy.

25/23 RESOLVED

8 INFRASTRUCTURE AND SERVICES

8.1 TAMWORTH WOMEN'S INTERNATIONAL RUGBY TENS TOURNAMENT FEE WAIVER REQUEST

DIRECTORATE: REGIONAL SERVICES
AUTHOR: Paul Kelly, Manager - Sports and Recreation
Linda Bridges, Coordinator Visitor Economy

MOTION

Moved Cr Mears/Cr Burke

That in relation to the report "Tamworth Women's International Rugby Tens Tournament Fee Waiver Request", Council:

- (i) provide internal crowd control fencing;
- (ii) waive field hire charges; and
- (iii) cover the costs of production and live streaming of the event.

26/23 RESOLVED

8.2 TAMWORTH REGIONAL LOCAL TRAFFIC COMMITTEE GENERAL MEETING - 1 FEBRUARY 2023

DIRECTORATE: REGIONAL SERVICES
AUTHOR: Steven Marshall, Strategy, Assets and Design Engineer

MOTION

Moved Cr Betts/Cr Coates

That in relation to the report "Tamworth Regional Local Traffic Committee General Meeting - 1 February 2023", Council:

- (i) approve the proposed traffic impacts and the proposed traffic management plan associated with the Taste Tamworth event from 11:00am 17 March 2023 to 12:00am 18 March 2023;
- (ii) approve the installation of two disabled parking spaces and associated kerb access at 12 Bourke Street;
- (iii) approve the installation of one disabled parking space and associated kerb access on Peel Street outside Tamworth Regional Council's Customer Service and Development Hub;
- (iv) approve the relocation of the bus stop and associated signage from 30-32 Macgregor Street to 22 Macgregor Street, West Tamworth;
- (v) approve the installation of line marking and signage at the intersection of Avro Street and Plain Street, Taminda as part of the proposed Black Spot upgrade, including the removal of 23 parking spaces;
- (vi) approve the installation of kerb blisters adjacent 82 Gunnedah Road, West Tamworth; and
- (vii) approve pavement widening and the installation of a new kerb and gutter

system with associated kerb ramps, signage and line marking at the intersection of Gunnedah Road and Evans Street, Westdale.

27/23 RESOLVED

8.3 COMBINED NSW PRIMARY SCHOOLS SPORT ASSOCIATION AND NORTH WEST SCHOOLS SPORT ASSOCIATION FEE WAIVER REQUEST

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

MOTION

Moved Cr Coates/Cr Southwell

That in relation to the report “Combined NSW Primary Schools Sport Association and North West Schools Sport Association Fee Waiver Request”, Council approve a complete fee waiver for all costs associated with the use of the Tamworth Sports Dome.

28/23 RESOLVED

8.4 WATER SUSTAINABILITY SIX MONTHLY REPORT

DIRECTORATE: WATER AND WASTE
AUTHOR: Louise Cadell, Sustainability Officer - Water

MOTION

Moved Cr Betts/Cr Southwell

That in relation to the report “Water Sustainability Six Monthly Report”, Council receive and note the report.

29/23 RESOLVED

8.5 CSIRO WASTEWATER TREATMENT SYSTEM TRIAL OUTCOMES

DIRECTORATE: WATER AND WASTE
AUTHOR: Daniel Coe, Manager - Water and Environmental Operations

Reference: Item 8.1 to Ordinary Council 17 November 2020 - Minute No 342/20

MOTION

Moved Cr Rodda/Cr Mears

That in relation to the report “CSIRO Wastewater Treatment System Trial Outcomes”, Council receive and note the report.

30/23 RESOLVED

8.6 DUNGOWAN DAM CATCHMENT – DUNGOWAN STARBUSH REPLANTING

DIRECTORATE: WATER AND WASTE
AUTHOR: Daniel Coe, Manager - Water and Environmental Operations

MOTION

Moved Cr Betts/Cr Southwell

That in relation to the report “Dungowan Dam Catchment – Dungowan Starbush Replanting”, Council receive and note the report.

31/23 RESOLVED

9 GOVERNANCE, STRATEGY AND FINANCE

9.1 PLACE MANAGEMENT AND SECTION 355 COMMITTEE ACTIVITIES

DIRECTORATE: LIVEABLE COMMUNITIES
AUTHOR: Kay Burnes, Team Leader - Place Management
Jodie Archer, Community Working Group Officer

MOTION

Moved Cr Coates/Cr Sutherland

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

- (i) receive and note the Minutes of the following Committees:
- | | |
|--|------------------|
| Barraba Showground Management Committee | 13 October 2022 |
| Barraba Showground Management Committee | 7 December 2022 |
| Nundle Common Trust | 5 December 2022 |
| Tamworth Regional Film and Sound Archive Committee | 6 December 2022 |
| Victoria Park Coordination Committee | 20 October 2022; |
- (ii) adopt the recommendation of the Barraba Sportsground Committee’s Annual General Meeting held 23 June 2022, to appoint Sinclair Hughson as Chairperson; and
- (iii) appoint Jennifer Porter, Helen Lesley, Di Hall, Ken Hall, Mal McPherson, Hamish Slade, Narelle Burke, Ian Hobbs, Eddie Whitham, Shalini Veer, Councillor Brooke Southwell and Councillor Judy Coates to the Tamworth Australia Day Working Group.

32/23 RESOLVED

Cr Brooke Southwell left the meeting, the time being 06:56pm

9.2 2022/2023 FACILITY IMPROVEMENT FUND PROGRAM

DIRECTORATE: LIVEABLE COMMUNITIES
AUTHOR: Kay Burnes, Team Leader - Place Management
Jodie Archer, Community Working Group Officer

MOTION

Moved Cr Betts/Cr Sutherland

That in relation to the report “2022/2023 Facility Improvement Fund Program”, Council approve the following funding allocation to the total of \$31,647.00:

- | | | |
|-------|--|-------------|
| (i) | Bendemereer Town Hall Committee | |
| | Secure storage cupboards | \$910.00 |
| (ii) | Dungowan Hall Trust Committee | |
| | Undercover BBQ area with concrete floor | \$8,500.00 |
| (iii) | Kootingal Recreational Reserve Committee | |
| | Kootingal multi-purpose basketball court re-surface | \$10,000.00 |
| (iv) | Piallamore Recreation Reserve Committee | |
| | Tank relocation and Memorial Garden | \$10,000.00 |
| (v) | Weabonga Hall and Recreation Reserve Local Committee | |
| | Weabonga Recreation Reserve Shed access and pathway | \$2,237.00 |

33/23 RESOLVED

Cr Brooke Southwell returned to the meeting, the time being 06:58pm

9.3 2022/2023 QUARTERLY BUDGET REVIEW STATEMENTS TO 31 DECEMBER 2022

DIRECTORATE: OFFICE OF THE GENERAL MANAGER
AUTHOR: Sherrill Young, Manager - Financial Services
Michael Gould, Management Accountant

Reference: Item 9.2 to Ordinary Council 28 June 2022 - Minute No 191/22

MOTION

Moved Cr Coates/Cr Mears

That in relation to the report “2022/2023 Quarterly Budget Review Statements to 31 December 2022” Council receive and note the report and related statements.

34/23 RESOLVED

9.4 COUNCIL INVESTMENTS DECEMBER 2022 AND JANUARY 2023

DIRECTORATE: OFFICE OF THE GENERAL MANAGER
AUTHOR: Tiffany Pugh, Rates Accountant

MOTION

Moved Cr Southwell/Cr Sutherland

That in relation to the report “Council Investments December 2022 and January 2023”, Council receive and note the report.

35/23 RESOLVED

9.5 ANNUAL OPERATIONAL PLAN 2022/2023 BUDGET VARIATION REPORT - DECEMBER 2022, JANUARY 2023

DIRECTORATE: OFFICE OF THE GENERAL MANAGER
AUTHOR: Sherrill Young, Manager - Financial Services

Reference: Item 9.2 to Ordinary Council 28 June 2022 - Minute No 191/22

MOTION

Moved Cr Betts/Cr Tickle

That in relation to the report “Annual Operational Plan 2022/2023 Budget Variation Report - December 2022, January 2023”, Council note and approve the variations to the existing budget as listed in ANNEXURE 1 attached to the report.

36/23 RESOLVED

9.6 DESTINATION AND VISITOR ECONOMY CONFERENCE 2023

DIRECTORATE: OFFICE OF THE GENERAL MANAGER
AUTHOR: Tracey Carr, Coordinator - Governance and Executive Services

MOTION

Moved Cr Betts/Cr Coates

That in relation to the report “Destination and Visitor Economy Conference 2023”, Council authorise Councillor Helen Tickle to attend the Destination and Visitor Economy Conference to be held 29 to 31 May 2023.

37/23 RESOLVED

9.7 AUDIT, RISK AND IMPROVEMENT COMMITTEE

DIRECTORATE: OFFICE OF THE GENERAL MANAGER
AUTHOR: Karen Litchfield, Internal Auditor

MOTION

Moved Cr Coates/Cr Tickle

That in relation to the report “Audit, Risk and Improvement Committee”, Council:

- (i) receive and note the Minutes of the meeting held 6 February 2023;
- (ii) accept the Annual Report presented by the Audit, Risk and Improvement Committee;
- (iii) approve the Terms of Reference for the Audit, Risk and Improvement Committee to replace the Audit, Risk and Improvement Committee Charter; and
- (iv) rescind and remove the ‘Payment to Independent Members of the Audit, Risk and Improvement Committee’ Policy from the General Policy Register.

38/23 RESOLVED

9.8 ACQUISITION OF PROPERTY FROM SALE OF LAND FOR UNPAID RATES AND CHARGES – FILE NO

DIRECTORATE: OFFICE OF THE GENERAL MANAGER
AUTHOR: Seon Millsted, Revenue Accountant

MOTION

Moved Cr Betts/Cr Coates

That in relation to the report “Acquisition of Property from Sale of Land for Unpaid Rates and Charges”, Council:

- (i) authorise the purchase of any land where no bid has been made; and
- (ii) authorise the affixing of the Seal of Council to the Contract for the Sale of Land, the Transfer and all associated land transfer documents.

39/23 RESOLVED

10 **COMMUNITY SERVICES**

10.1 **NSW COUNTRY RUGBY UNION CHAMPIONSHIPS**

DIRECTORATE: GROWTH AND PROSPERITY

AUTHOR: Linda Bridges, Coordinator Visitor Economy

MOTION

Moved Cr Betts/Cr Mears

That in relation to the report “NSW Country Rugby Union Championships”, Council:

- (i) provide funding to support the event in 2023 and 2024; and
- (ii) support an option for funding in 2025.

40/23 RESOLVED

11 **REPORTS TO BE CONSIDERED IN CLOSED COUNCIL**

At 7.10pm, 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 Burke/Cr Southwell

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.

41/23 RESOLVED

T081/2023 CARTHAGE STREET TRUNK WATER MAIN REHABILITATION

DIRECTORATE: WATER AND WASTE

AUTHOR: Daniel Coe, Manager - Water and Environmental Operations

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.

12 **CLOSED COUNCIL REPORTS**

12.1 T081/2023 CARTHAGE STREET TRUNK WATER MAIN REHABILITATION

DIRECTORATE: WATER AND WASTE
AUTHOR: Daniel Coe, Manager - Water and Environmental Operations

MOTION

Moved Cr Mears/Cr Southwell

That in relation to the report “T081/2023 Carthage Street Trunk Water Main Rehabilitation”, Council:

- (i) agree to accept the Tender submission from Interflow Pty Ltd for the preferred Tender submission option as detailed in the body of the report.

42/23 RESOLVED

13 **RESOLUTIONS PASSED IN CLOSED COUNCIL**

MOTION

Moved Cr Rodda/Cr Southwell

That Council move into Open Council.

43/23 RESOLVED

At 7:15pm 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 7:15pm.

Cr Russell Webb, Chairperson

Tuesday, 14 March 2023

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