



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

27 OCTOBER 2020

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 27 OCTOBER 2020 at 6:30PM

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PRESENT: Cr Col Murray (Mayor), Cr Phil Betts, Cr Charles Impey, 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 Corporate and Governance, Acting Director Planning and Compliance, Acting Director Growth and Prosperity, Director Regional Services and Director Water and Waste.

1 APOLOGIES AND LEAVE OF ABSENCE

Nil

2 COMMUNITY CONSULTATION

Nil

3 MINUTES OF PREVIOUS MEETING SUBMITTED FOR APPROVAL

MOTION

Moved Cr Tickle/Cr Betts

That the Minutes of the Ordinary Meeting held on Tuesday, 13 October 2020, copies of which were circulated, be taken as read and confirmed as a correct record of the proceedings of the Meeting.

323/20 RESOLVED

4 DISCLOSURE OF INTEREST

Nil

5 MAYORAL MINUTE

Nil

6 NOTICE OF MOTION

Nil

OPEN COUNCIL REPORTS

7 ENVIRONMENT AND PLANNING

Nil

8 INFRASTRUCTURE AND SERVICES

8.1 TAMWORTH REGIONAL LOCAL TRAFFIC COMMITTEE - GENERAL - 2 SEPTEMBER 2020 AND 7 OCTOBER 2020

DIRECTORATE: REGIONAL SERVICES
AUTHOR: Michael Hazelwood, Acting Manager Infrastructure and Works

MOTION

Moved Cr Betts/Cr Inglis

That in relation to the report "Tamworth Regional Local Traffic Committee – General

– 2 September 2020 and 7 October 2020”, Council:

- (i) approve the following changes in relation to a bus stop at Treloar Park:
 - a) the installation of painted medians on Napier Street, East Tamworth, at either end of the bus zone to delineate the bus zone;
 - b) extend the length of the bus zone, 15 metres north of the existing bus shelter; and
 - c) move the 45 degree parking zone to the southern side of the bus shelter;
- (ii) approve the installation of Give Way signage on the western approach to the causeway on Duri Dungowan Road, Loomberah;
- (iii) approve the installation of line marked parking bays on Peel Street between Darling and Bourke Streets, Tamworth;
- (iv) approve the proposed line marking and signage plan for the Namoi River Crossing Project, Market Street and Barraba Street, Manilla;
- (v) approve the installation of a No Parking zone on George Street, Moonbi, at the Moonbi Public School;
- (vi) approve the removal of No Parking and Taxi Zone signage on Showground Road, Taminda pending consultation with taxi companies;
- (vii) approve the gazettal of the detour route from New Winton Road to Suttons Pit on Country Road for B-Doubles;
- (viii) approve the installation of the following parking restrictions at the Riverside Sports Fields adjacent to the old netball courts:
 - a) 30 metres parallel TRC authorised vehicle parking;
 - b) 45 metres (approximately) for six 60 degree rear angle parking for TRC authorised vehicles; and
 - c) No Stopping zones opposite and adjacent to the TRC authorised vehicle parking from Monday to Friday 6:00am-4:00pm;
- (ix) approve the extension of time at the 3 Jenkins Street Nundle Bus Zone, to 3:00pm-5:30pm, to accommodate the preschool pickup service; and
- (x) approve the proposed Tamworth Triathlon races for the 2020-2021 season.

324/20 RESOLVED

8.2 OPERATION OF THE CHAFFEY DAM PIPELINE - EXTENSION OF INTERIM APPROVAL

DIRECTORATE: WATER AND WASTE
AUTHOR: Bruce Logan, Director Water and Waste
Reference: Item 8.1 to Ordinary Council 14 July 2020 - Minute No 186/20

MOTION

Moved Cr Betts/Cr Tickle

That in relation to the report “Operation of the Chaffey Dam Pipeline – Extension of Interim Approval”, Council receive and note the report.

325/20 RESOLVED

8.3 MANILLA FREEDOM CAMPING SITE - PROPOSED CARAVAN WASTEWATER DUMP POINT INSTALLATION

DIRECTORATE: WATER AND WASTE
AUTHOR: Daniel Coe, Manager - Water Operations
Reference: Item 7.3 to Ordinary Council 18 December 2018 - Minute No 326/18

MOTION

Moved Cr Wilson/Cr Impey

That in relation to the report “Manilla Freedom Camping Site – Proposed Caravan Wastewater Dump Point Installation”, Council:

- (i) receive and note the report; and
- (ii) proceed with the installation of a caravan wastewater dump point at the Freedom Camping Site in Manilla.

326/20 RESOLVED

9 GOVERNANCE, STRATEGY AND FINANCE

9.1 CODE OF MEETING PRACTICE

DIRECTORATE: CORPORATE AND GOVERNANCE
AUTHOR: Karen Litchfield, Manager Governance
Reference: Item 9.6 to Ordinary Council 25 August 2020 - Minute No 252/20

MOTION

Moved Cr Wilson/Cr Rodda

That in relation to the report “Code of Meeting Practice”, Council adopt the new Code of Meeting Practice.

327/20 RESOLVED

9.2 REVIEW OF GENERAL POLICY REGISTER

DIRECTORATE: CORPORATE AND GOVERNANCE
AUTHOR: Karen Litchfield, Manager Governance
Reference: Item 9.1 to Ordinary Council 25 August 2020 - Minute No 247/20

MOTION

Moved Cr Webb/Cr Betts

That in relation to the report “Review of General Policy Register”, Council:

- (i) formally revoke or amend all previous General Policies; and
- (ii) confirm adoption of the updated General Policy Register as identified in Annexure 1.

328/20 RESOLVED

9.3 GIFTS AND BENEFITS POLICY

DIRECTORATE: CORPORATE AND GOVERNANCE
AUTHOR: Karen Litchfield, Manager Governance
Reference: Item 7.7 to Ordinary Council 8 September 2020 - Minute No 271/20

MOTION

Moved Cr Inglis/Cr Tickle

That in relation to the report “Gifts and Benefits Policy”, Council approve the Gifts and Benefits Policy.

329/20 RESOLVED

9.4 COUNCIL INVESTMENTS SEPTEMBER 2020

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

MOTION

Moved Cr Webb/Cr Impey

That in relation to the report “Council Investments September 2020”, Council receive and note the report.

330/20 RESOLVED

9.5 ANNUAL OPERATIONAL PLAN 2020/2021 BUDGET VARIATION REPORT - SEPTEMBER 2020

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 Webb

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

331/20 RESOLVED

10 COMMUNITY SERVICES

Nil

11 REPORTS TO BE CONSIDERED IN CLOSED COUNCIL

At 6.38pm, 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.

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MOTION

Moved Cr Tickle/Cr Wilson

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.

332/20 RESOLVED

11.1 PROPOSED LEASE OF COUNCIL PROPERTY

DIRECTORATE: CORPORATE AND GOVERNANCE

AUTHOR: Kirrilee Ringland, Manager Property and Legal Services

Reference: Item 15.1 to Ordinary Council 23 August 2016 - Minute No 256/16
Item 12.8 to Ordinary Council 22 October 2019 - Minute No 392/19

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.

11.2 REQUEST TO EXTEND THE LICENCE FOR PART OF COUNCIL OWNED PREMISES - PEEL HOUSE

DIRECTORATE: CORPORATE AND GOVERNANCE

AUTHOR: Kirrilee Ringland, Manager Property and Legal Services

Reference: Item 14.6 to Ordinary Council 12 March 2019 - Minute No 74/19
Item 14.6 to Ordinary Council 30 April 2019 - Minute No 138/19

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.

11.3 LICENCES FOR CAR RENTAL CONCESSIONS AT TAMWORTH REGIONAL AIRPORT

DIRECTORATE: GROWTH AND PROSPERITY

AUTHOR: John Sommerlad, Commercial Director - Airport and Aviation Development

Reference: Item 14.2 to Ordinary Council 10 October 2017 - Minute No 344/17

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.

11.4 PRIVATE TREATY SALE LAND UNPAID RATES

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

Reference: Item 14.3 to Ordinary Council 22 May 2018 - Minute No 183/18
1 CONFIDENTIAL ENCLOSURES ENCLOSED

Council will determine this matter in part of the Meeting closed to the public pursuant to Section 10A(2) (b) of the Local Government Act 1993, on the grounds that the matter and information is discussion in relation to the personal hardship of a resident or ratepayer.

11.5 EXPRESSION OF INTEREST - E034/2021 - WATER SUPPLY OPTIONS - FRACTURED ROCK AQUIFER RESOURCE INVESTIGATION

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

Reference: Item 12.5 to Ordinary Council 14 July 2020 - Minute No 197/20
2 CONFIDENTIAL ENCLOSURES ENCLOSED

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.

11.6 CHALLENGE COMMUNITY SERVICES KERBSIDE RECYCLABLES PROCESSING PROPOSAL

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

Reference: Item 12.8 to Ordinary Council 26 May 2020 - Minute No 151/20

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 PROPOSED LEASE OF COUNCIL PROPERTY

DIRECTORATE: CORPORATE AND GOVERNANCE
AUTHOR: Kirrilee Ringland, Manager Property and Legal Services

Reference: Item 15.1 to Ordinary Council 23 August 2016 - Minute No 256/16

**Item 12.8 to Ordinary Council 22 October 2019 -
Minute No 392/19**

MOTION

Moved Cr Impey/Cr Webb

That in relation to the report “Proposed Lease of Council Property”, Council:

- (i) authorise the Mayor and the General Manager to enter into a Lease for the Council owned property as described in the body of this report; and
- (ii) authorise the affixing of the Seal of Council to the Lease and any other documentation required to give effect to the resolution.

333/20 RESOLVED

**12.2 REQUEST TO EXTEND THE LICENCE FOR PART OF COUNCIL OWNED
PREMISES - PEEL HOUSE**

DIRECTORATE: CORPORATE AND GOVERNANCE
AUTHOR: Kirrilee Ringland, Manager Property and Legal Services

Reference: Item 14.6 to Ordinary Council 12 March 2019 - Minute No 74/19
Item 14.6 to Ordinary Council 30 April 2019 - Minute No 138/19

MOTION

Moved Cr Maxwell/Cr Impey

That in relation to the report “Request to extend the licence for part of Council owned premises – Peel House”, Council:

- (i) authorise the Mayor and General Manager to negotiate a new licence agreement on the terms contained in the body of this report; and
- (ii) authorise the affixing of the Seal of Council to any agreements the subject of this report.

334/20 RESOLVED

**12.3 LICENCES FOR CAR RENTAL CONCESSIONS AT TAMWORTH REGIONAL
AIRPORT**

DIRECTORATE: GROWTH AND PROSPERITY
AUTHOR: John Sommerlad, Commercial Director - Airport and Aviation Development

Reference: Item 14.2 to Ordinary Council 10 October 2017 - Minute No 344/17

MOTION

Moved Cr Betts/Cr Inglis

That in relation to the report “Licences for Car Rental Concessions at Tamworth Regional Airport”, Council:

- (i) authorise the Mayor and General Manager to negotiate new three year

licence agreements for the businesses as set out in the body of this report;
and

- (ii) authorise the Seal of Council to be affixed to the Licence Agreements for the relevant businesses and any associated documentation.

335/20 RESOLVED

12.4 PRIVATE TREATY SALE LAND UNPAID RATES

DIRECTORATE: CORPORATE AND GOVERNANCE
AUTHOR: Sherrill Young, Manager Financial Services
Reference: Item 14.3 to Ordinary Council 22 May 2018 - Minute No 183/18

1 CONFIDENTIAL ENCLOSURES ENCLOSED

MOTION

Moved Cr Rodda/Cr Impey

That in relation to the report "Private Treaty Sale Land Unpaid Rates", Council:

- (i) authorise the General Manager or his nominated delegate to negotiate the sale of Lot 86, DP752202 in accordance with Div 5, Section 716 paragraph 2 of the Local Government Act 1993;
- (ii) agree to accept an offer made by AMP Capital for no less than the value attached to the report;
- (iii) authorise the affixing of the Seal of Council to any documents required for the completion of the sale transaction; and
- (iv) utilise previously appointed solicitor Lyons Barnett Kennedy to facilitate the sale.

336/20 RESOLVED

12.5 EXPRESSION OF INTEREST - E034/2021 - WATER SUPPLY OPTIONS - FRACTURED ROCK AQUIFER RESOURCE INVESTIGATION

DIRECTORATE: WATER AND WASTE
AUTHOR: Daniel Coe, Manager - Water Operations
Reference: Item 12.5 to Ordinary Council 14 July 2020 - Minute No 197/20

2 CONFIDENTIAL ENCLOSURES ENCLOSED

MOTION

Moved Cr Wilson/Cr Maxwell

That in relation to the report "Expression of Interest – E034/2021 – Water Supply Options - Fractured Rock Aquifer Resource Investigation", Council:

- (i) engage SMEC to undertake a desktop study and field geophysical survey to identify locations in proximity to Tamworth's existing water supply infrastructure where the potential groundwater yields from fractured rock aquifers is sufficient to meet 10 ML/day supply;
- (ii) allocate \$65,000 from the Water Reserve to fund the investigation works; and
- (iii) request the Director Water and Waste to prepare a further report for Council

consideration once the investigations by SMEC are completed.

337/20 RESOLVED

12.6 CHALLENGE COMMUNITY SERVICES KERBSIDE RECYCLABLES PROCESSING PROPOSAL

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

Reference: Item 12.8 to Ordinary Council 26 May 2020 - Minute No 151/20

MOTION

Moved Cr Webb/Cr Impey

That in relation to the report “Challenge Community Services Kerbside Recyclables Processing Proposal”, Council:

- (i) advise Challenge that its latest proposal for the processing of kerbside recyclables is not acceptable at this time; and
- (ii) enter into discussions with selected companies seeking alternate proposals.

338/20 RESOLVED

13 RESOLUTIONS PASSED IN CLOSED COUNCIL

MOTION

Moved Cr Rodda/Cr Inglis

That Council move into Open Council

339/20 RESOLVED

At 7:06pm 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 7:07pm.

Cr Col Murray, Chairperson
Tuesday, 17 November 2020

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