



QUALITY NATURE - QUALITY HERITAGE - QUALITY LIFESTYLE

MINUTES OF ORDINARY COUNCIL MEETING WEDNESDAY 28 AUGUST 2024

MINUTES OF THE **Ordinary Council Meeting** OF TENTERFIELD SHIRE held at the "Koreelah Room", 247 Rouse St, Tenterfield NSW 2372 on Wednesday 28 August 2024 commencing at 9.30 am

ATTENDANCE

Councillor Bronwyn Petrie (Mayor)
Councillor John Macnish (Deputy Mayor)
Councillor Peter Petty
Councillor Tim Bonner
Councillor Tom Peters
Councillor Kim Rhodes
Councillor Greg Sauer (via ZOOM)
Councillor Geoff Nye
Councillor Peter Murphy

ALSO IN ATTENDANCE

General Manager (Hein Basson)
A/Executive Assistant & Media (Heather Grasso)
Director of Infrastructure (Matthew Francisco)

Clause 254(b) of the Local Government (General) Regulation 2005 requires that the names of the mover and seconder of the motion or amendment are recorded and shown in the Minutes of the meeting.

COMMUNITY CONSULTATION (PUBLIC ACCESS)

WEBCASTING OF MEETING

I advise all present that this meeting is being recorded for placement on Council's website for the purposes of broadening knowledge and participation in Council issues, and demonstrating Council's commitment to openness and accountability.

All speakers must ensure their comments are relevant to the issue at hand and to refrain from making personal comments or criticisms or mentioning any private information.

No other persons are permitted to record the meeting, unless specifically authorised by Council to do so.

OPENING AND WELCOME

CIVIC PRAYER

We give thanks for the contribution by our pioneers, early settlers and those who fought in the various wars for the fabric of the Tenterfield Community we have today.

May the words of our mouths and the meditation of our hearts be acceptable in thy sight, O Lord.

ACKNOWLEDGEMENT OF COUNTRY

"Tenterfield Shire Council would like to acknowledge the Ngarabal people, the traditional custodians of this land that we are meeting on today, and also pay our respect to the Jukemba, Bundjalung, Kamilaroi, Githabul and Wahlubul people of our Shire, and extend our respect to all people."

APOLOGIES

There were no apologies.

DISCLOSURE & DECLARATIONS OF INTEREST

That councillors now disclose any interests and reasons for declaring such interest in the matters under consideration by Council at this meeting.

Name	Type	Item
Nil		

(ITEM MIN11/24) CONFIRMATION OF PREVIOUS MINUTES

124/24 **Resolved**

- **Ordinary Council Meeting – 14 August 2024**

be confirmed and signed as a true record of the proceedings of these meetings.

(Kim Rhodes/Peter Petty)

Motion Carried

TABLING OF DOCUMENTS

The Mayor tabled a report on Cobb & Co Heritage Weekend highlighting the success and financial outcome of the event.

125/24

Resolved

That Council:

Receives and notes the report of the Mayor on the Cobb & Co Heritage Weekend.

(Peter Petty/Tom Peters)

Motion Carried

URGENT, LATE & SUPPLEMENTARY ITEMS OF BUSINESS

Nil

MAYOR MINUTE

Nil

RECOMMENDATIONS FOR ITEMS TO BE CONSIDERED IN CONFIDENTIAL SECTION

There are no items to be considered in the confidential section of the meeting.

OPEN COUNCIL REPORTS

OUR COMMUNITY

(ITEM COM5/24) FUNDING FOR DISABLED PUBLIC TOILET AMENITIES AT THE YOUTH PRECINCT

SUMMARY

The purpose of the report is to investigate and propose suitable funding sources for the provision of a disabled public toilet amenities facility in the youth precinct.

126/24

Resolved

That Council:

(1) Requests a variation to the scope of works for the grant received under the Stronger Country Communities Fund (SCCF) 5 to include the construction and / or installation of a disabled public toilet amenities facility at the youth precinct.
(2) Authorises the Director of Infrastructure Services to request quotations for a design and construct process to install the disabled public toilet amenities facility, if approval from The NSW State Government – Regional NSW is received for the change to the scope of works.

(3) Requests the Director of Infrastructure Services reports to Council on which works, if any, are not delivered following the change to the scope of works (if approved), once this impact is known, after the design and construct contract for the disabled public toilet amenities facility is sufficiently advanced.

(Kim Rhodes/Tom Peters)

Motion Carried

(ITEM COM6/24) ACKNOWLEDGEMENT OF TENTERFIELD TOURISM GROUP QUARTERLY REPORT FROM APRIL TO JUNE 2024

SUMMARY

The purpose of this report is to seek Council acknowledgement of the Tenterfield Tourism Group Quarterly report from April to June 2024.

127/24

**Resolved
That Council:**

Acknowledges Report 3 from the Tenterfield Tourism Group for the period of 1 April 2024 to 30 June 2024.

(Peter Petty/Tim Bonner)

Motion Carried

OUR ECONOMY

Nil

OUR ENVIRONMENT

Tamai Davidson, Manager Planning Property & Development entered the meeting, the time being 9.55 am.

(ITEM ENV9/24) BOLIVIA COMMUNICATION TOWER - 5465 NEW ENGLAND HIGHWAY, BOLIVIA

SUMMARY

The purpose of this report is to recommend that Council hand over ownership of the Bolivia Communication Tower (the tower) which is no longer in operation and serves no purpose for Council or the community it originally serviced. It is recommended that the tower be handed over to the current owner of the land at no cost and Council be released from the right of carriageway as a beneficiary.

128/24

**Resolved
That Council:**

1. Hands ownership of the Bolivia Communication Tower to the current owner of Lot 137 DP 751487; and
2. Requests the release of Council as a beneficiary on the right of carriageway attached to the title of the land.

(John Macnish/Peter Murphy)

Motion Carried

Tamai Davidson, Manager Planning Property & Development left the meeting, the time being 9.57 am.

OUR GOVERNANCE

(ITEM GOV66/24) FUTURE OPERATIONAL MANAGEMENT OF THE SIR HENRY PARKES MEMORIAL SCHOOL OF ARTS

SUMMARY

The purpose of this report is for Council to consider a future operational management structure for the Sir Henry Parkes Memorial School of Arts, i.e. the establishment of an incorporated not for profit association under the NSW *Associations Incorporations Act 2009*.

OFFICERS RECOMMENDATION

That Council:

- (1) Notes the information contained in the report of the General Manager.
- (2) Supports and facilitates the establishment and functioning of an incorporated not for profit association under the *Associations and Incorporations Act 2009* (NSW) for purposes of managing the day-to-day operations of the Sir Henry Parkes Memorial School of Arts.
- (3) Authorises the General Manager to make the necessary arrangements for the establishment of the Association mentioned in paragraph two above, through the engagement of Ms Kerri Swain of the local legal firm Jennings and Kneipp. Further, that the costs of this engagement, as well as other incidental costs like advertising costs for expressions of interests for membership of this newly formed Association, and other similar minor expenses, be borne by Council.
- (4) Approves a collaborative approach with all stakeholders to arrive at a Constitution for the new Association that will guarantee the ongoing operations of the Sir Henry Parkes Memorial School of Arts – in the best interest of the Tenterfield local community, but also the Australian nation because of its historical significance.
- (5) Deliberates the annual financial contribution that it will be willing to make towards the Tenterfield School of Arts operations and set the amount as \$....., which will be used as a starting point for discussions regarding the establishment of an incorporated not for profit Association.

- (6) Reserves the right to approve the final list of functions, services, and actions that will be enshrined within the Constitution of the newly formed Association.
- (7) Reserves the right to approve the final recurrent annual funding and the purposes thereof that will be made available by Council to the newly formed Association.
- (8) Reserves the right to approve the terms and conditions of the Agreement that will have to be entered into between Council and the newly established Association for it to be able to exercise the day-to-day operational management responsibilities of the Sir Henry Parkes Memorial School of Arts.

AMENDMENT

That Council:

- (5) Approves a first year contribution to the newly formed Association of \$40,000, which will be used as a starting point for discussions regarding its establishment.

(Peter Murphy/Peter Petty)

AMENDMENT

That Council:

- (9) Continues to be responsible for the ongoing operational expenditure for museum advisory services, Arts North West membership, School of Arts building operations, cleaning, fire monitoring and inspections, security monitoring, insurance, and depreciation.

(Peter Petty/Kim Rhodes)

129/24

Resolved

That Council:

- (1) Notes the information contained in the report of the General Manager.
- (2) Supports and facilitates the establishment and functioning of an incorporated not for profit association under the *Associations and Incorporations Act 2009* (NSW) for purposes of managing the day-to-day operations of the Sir Henry Parkes Memorial School of Arts.
- (3) Authorises the General Manager to make the necessary arrangements for the establishment of the Association mentioned in paragraph two above, through the engagement of Ms Kerri Swain of the local legal firm Jennings and Kneipp. Further, that the costs of this engagement, as well as other incidental costs like advertising costs for expressions of interests for membership of this newly formed Association, and other similar minor expenses, be borne by Council.
- (4) Approves a collaborative approach with all stakeholders to arrive at a Constitution for the new Association that will guarantee the ongoing operations of the Sir Henry Parkes Memorial School of Arts – in the best

interest of the Tenterfield local community, but also the Australian nation because of its historical significance.

- (5) Approves a first year contribution to the Association of \$40,000, which will be used as a starting point for discussions regarding its establishment.
- (6) Reserves the right to approve the final list of functions, services, and actions that will be enshrined within the Constitution of the newly formed Association.
- (7) Reserves the right to approve the final recurrent annual funding and the purposes thereof that will be made available by Council to the newly formed Association.
- (8) Reserves the right to approve the terms and conditions of the Agreement that will have to be entered into between Council and the newly established Association for it to be able to exercise the day-to-day operational management responsibilities of the Sir Henry Parkes Memorial School of Arts.
- (9) Continues to be responsible for the ongoing operational expenditure for museum advisory services, Arts North West membership, School of Arts building operations, cleaning, fire monitoring and inspections, security monitoring, insurance, and depreciation.

(Peter Petty/Kim Rhodes)

Motion Carried

(ITEM GOV67/24) MONTHLY OPERATIONAL REPORT FOR JULY 2024

SUMMARY

The purpose of this Report is to provide a standing monthly report to the Ordinary Meeting of Council that demonstrates staff accountabilities and actions taken against Council's 2024/2025 Operational Plan.

130/24

**Resolved
That Council:**

Notes the status of the Monthly Operational Report for July 2024.

(Peter Petty/Kim Rhodes)

Motion Carried

Roy Jones, Manager Finance & Technology entered the meeting, the time being 10.29 am

(ITEM GOV68/24) FINANCE & ACCOUNTS - PERIOD ENDED 31 JULY 2024

SUMMARY

The purpose of this Report is for the Responsible Accounting Officer to provide, in accordance with Clause 212 of the Local Government (General) Regulation 2005 a written report setting out details of all money that the Council has invested under Section 625 of the Local Government Act 1993. The Report must be made up to the last day of the month immediately preceding the meeting.

Addition financial information on Water Leakage, 603 Certificates, and financial business units is presented for Councillor and community information.

131/24

Resolved

That Council notes the Finance and Accounts Report for the period ended 31 July 2024.

(Kim Rhodes/John Macnish)

Motion Carried

(ITEM GOV69/24) REPORT ON LOAN BALANCES 30 JUNE 2024

SUMMARY

The purpose of this Report is to inform Council of its loan balances as at 30 June 2024.

132/24

Resolved

That Council notes the loan balance as at 30 June 2024 was \$20,127,922.63 (\$20,190,432.82 as at 31 March 2024).

(Peter Petty/John Macnish)

Motion Carried

REPORTS OF DELEGATES & COMMITTEES

Nil

NOTICES OF MOTION

Nil

RESOLUTION REGISTER

(ITEM RES7/24) COUNCIL RESOLUTION REGISTER - AUGUST 2024

SUMMARY

The purpose of this Report is to provide a standing monthly report to the Ordinary Meeting of Council that outlines all Resolutions of Council previously adopted and yet to be finalised.

133/24

Resolved

That Council notes the status of the Council Resolution Register to June 2024.

(Peter Petty/John Macnish)

Motion Carried

CONFIDENTIAL BUSINESS

Nil

MEETING CLOSED

There being no further business the Mayor thanked the Councillors for their term of office and highlighted significant achievements during their term. She also thanked Council staff for their support of the Councillors.

The Mayor declared the meeting closed at 11.08 am.

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Councillor Bronwyn Petrie
Mayor/Chairperson