



**Minutes from meeting of:  
ORDINARY COUNCIL**

**Held  
Tuesday 21 July 2009  
6.00pm  
Council Chambers, Civic Centre  
184 - 194 Bourke Street, Goulburn**

**VISION**

*A sustainable vibrant community protecting, enhancing and enjoying Goulburn Mulwaree's rich social, environmental and economic heritage.*

**Mission**

*To serve the Community*

**Minutes of the Ordinary Meeting of Council held Tuesday 21 July 2009  
commencing at 6pm in the Council Chambers**

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**Present**

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Mayor James, Cr Kirk, Cr Kettle, Cr Peterson, Cr Dillon, Cr Penning, Cr O'Neill & Cr Sturgiss.

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**Also Present**

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General Manager (Mr C Berry), Acting Director Planning and Community Services (Mr C Stewart), Director Corporate Services (Mr B Hollands), Acting Director Engineering Services (Mr T Cooper), Public Communications Officer (Mr P Oliver), Manager Economic Development & Administration (Mr K Wheeldon arrived at 8.15pm) & Executive Assistant Corporate Services (Miss A Croke).

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**Opening Prayer**

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Read by Cr Penning.

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**Apologies**

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That an apology from Cr Banfield be received and leave of absence granted.

**Resolved 09/410**

**Cr O'Neill/Cr Kettle**

*That an apology from Cr Banfield be received and leave of absence granted.*

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**Disclosure of Interest**

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Nil

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**Calendar of Events**

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**Resolved 09/411**

**Cr Dillon/Cr Kirk**

*That the Calendar of events be noted.*

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**Mayoral Minute**

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**Recommendation**

That the Mayoral Minute on Mayoral Activities be noted.

**Resolved 09/412**

**Cr Sturgiss/Cr Dillon**

*That the Mayoral Minute on Mayoral Activities be noted.*

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**Confirmation of Minutes**

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**Recommendation**

That the Minutes of the Ordinary Meeting of Council held Tuesday 16 June 2009 and contained in Minute Pages Nos 1 to 52 inclusive and in Minute Nos 09/300 to 09/361 inclusive be confirmed.

**Resolved 09/413**

**Cr O'Neill/Cr Penning**

*That the Minutes of the Ordinary Meeting of Council held Tuesday 16 June 2009 and contained in Minute Pages Nos 1 to 52 inclusive and in Minute Nos 09/300 to 09/361 inclusive be confirmed.*

**Recommendation**

That the Minutes of the Extraordinary Meeting of Council held Tuesday 23 June 2009 and contained in Minute Pages Nos 1 to 41 inclusive and in Minute Nos 09/362 to 09/400 inclusive be confirmed.

**Resolved 09/414**

**Cr Sturgiss/Cr Dillon**

*That the Minutes of the Extraordinary Meeting of Council held Tuesday 23 June 2009 and contained in Minute Pages Nos 1 to 41 inclusive and in Minute Nos 09/362 to 09/400 inclusive be confirmed.*

**Recommendation**

That the Minutes of the Extraordinary Meeting of Council held Tuesday 29 June 2009 and contained in Minute Pages Nos 1 to 8 inclusive and in Minute Nos 09/401 to 09/405 inclusive be confirmed.

**Resolved 09/415**

**Cr Sturgiss/Cr Kettle**

*That the Minutes of the Extraordinary Meeting of Council held Tuesday 29 June 2009 and contained in Minute Pages Nos 1 to 8 inclusive and in Minute Nos 09/401 to 09/405 inclusive be confirmed.*

**Minutes of the Ordinary Meeting of Council held Tuesday 21 July 2009  
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**Recommendation**

That the Minutes of the Extraordinary Meeting of Council held Tuesday 8 July 2009 and contained in Minute Pages Nos 1 to 6 inclusive and in Minute Nos 09/406 to 09/409 inclusive be confirmed.

**Resolved 09/416**

**Cr O'Neill/Cr Penning**

*That the Minutes of the Extraordinary Meeting of Council held Tuesday 8 July 2009 and contained in Minute Pages Nos 1 to 6 inclusive and in Minute Nos 09/406 to 09/409 inclusive be confirmed and that the voting be recorded as unanimous.*

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**Committee Reports for Adoption**

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**1. Environment Advisory Committee**

**Resolved 09/417**

**Cr Dillon/Cr Penning**

*That the report of the Environment Advisory Committee held 17 June 2009 be received and the recommendations therein be adopted.*

**2. Community Services Advisory Committee**

**Resolved 09/418**

**Cr O'Neill/Cr Dillon**

*That the report of the Community Services Advisory Committee held 17 June 2009 be received and the recommendations therein be adopted.*

**3. Economic Development & Tourism Committee**

**Resolved 09/419**

**Cr Dillon/Cr Kettle**

*That the report of the Economic Development & Tourism Advisory Committee held 30 June 2009 be received and the recommendations therein be adopted.*

**4. General Purposes Committee**

**Resolved 09/420**

**Cr Sturgiss/Cr Penning**

*That the report of the General Purposes Committee held 7 July 2009 be received and the recommendations therein be adopted.*

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**Other Committee Reports**

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**Resolved 09/421**

**Cr O'Neill/Cr Kirk**

*That the following reports be noted:*

- 1. Country Mayors Association held 20 March 2009*
- 2. Safety Committee held 3 June 2009*
- 3. Community Transport Committee held 19 June 2009*
- 4. Safety Committee held 1 July 2009*

**Consideration of Motion of Which Due Notice has been Given**

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**Christmas and New Year period – Cr O'Neill dated 16 June 2009**

**NOTICE OF MOTION**  
*(CI33 Code of Meeting Practice)*

**Background**

Christmas/New Year and January are traditionally a quiet period for many local government activities. During this period many of the industry groups local government deals with, such as the construction industry, legal and professional consultancy firms, have extended closures. Most local government activities can be managed adequately with reduced staffing levels.

This period is also the summer school holidays and a time for families a fact that needs to be recognised if Council is to be considered family friendly and an employer of choice. Many staff and Councillors organise their annual leave around this time to “recharge the batteries”.

Some certainty for this period is necessary to allow staff and Councillors to make plans for their leave and for the organisation to plan its recourcing levels.

It should be noted that under s365 *Local Government Act 1993* only 10 Council Meetings per year (in different months) are necessary.

**Motion**

Notice is given for the following motion to be debated at the July 2009 Council Meeting:

*“That:*

- A. All Council and Committee meetings scheduled for January be cancelled.*
- B. Extraordinary Meeting(s) be organised to deal with any urgent business if necessary.*
- C. A policy and/or administrative guideline be developed to provide for an appropriate closure over the Christmas and New Year period.*
- D. Staff levels be reduced during Christmas, New Year and January to encourage staff to take the opportunity to have annual leave.”*

Cr O'NEILL

Signature Margaret J O'Neill

Date: 16-6-09

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**Resolved 09/422**

**Cr O'Neill/Cr Kirk**

*That:*

- A. All Council and Committee meetings scheduled for January be cancelled*
- B. Extraordinary meetings(s) be organised to deal with any urgent business if necessary*
- C. A policy and/or administrative guideline be developed to provide for an appropriate closure over Christmas and New Year period.*
- D. Staff levels be reduced during Christmas, New Year and January to encourage staff to take the opportunity to have annual leave.*

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**Executive Services Report**

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**Item 1 Closed Session**

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**Reporting Officer**

Acting General Manager – Chris Berry

**Purpose of Report**

To consider moving into Closed Session.

The following confidential reports have been distributed separately:

<b>Report</b>
<i>Item 1 – Review of Goulburn Pre-School Association Inc. Licence</i>
<i>Item 2 – Highland Source Pipeline Expressions of Interest</i>
<i>Item 3 – Roadside Vegetation Expressions of Interest</i>
<i>Item 4 – Goulburn Airport Sale</i>

**Statutory Requirements**

Section 10A *Local Government Act 1993*, empowers Council and Committees of which all the members are Councillors to close a part of a meeting in certain circumstances in accordance with the requirements of the Act, and relevant Regulations and Guidelines.

Subject to the provisions of s10 of the Act, so much of a meeting may be closed as comprises certain information as outlined in s10A(2) which states:

**(1) a council, or a committee of the council of which all the members are councillors, may close to the public so much of its meeting as comprises:**

- (a) the discussion of any of the matters listed in subclause (2), or*
- (b) the receipt or discussion of any of the information so listed.*

**(2) the matters and information are the following:**

- (a) personnel matters concerning particular individuals (other than councillors),*
- (b) the personal hardship of any resident or ratepayer,*
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business,*
- (d) commercial information of a confidential nature that would, if disclosed:*
  - (i) prejudice the commercial position of the person who supplied it, or*
  - (ii) confer a commercial advantage on a competitor of the council, or*
  - (iii) reveal a trade secret,*
- (e) information that would, if disclosed, prejudice the maintenance of law,*
- (f) matters affecting the security of the council, councillors, council staff or council property,*
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege,*
- (h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.*

**(3) a council, or a committee of the council of which all the members are councillors, may also close to the public so much of its meeting as comprises a motion to close another part of the meeting to the public.**

**(4) a council, or a committee of a council, may allow members of the public to make representations to or at a meeting, before any part of the meeting is closed to the public, as to whether that part of the meeting should be closed.**

*However, the Act also contains the following provisions qualifying the use of Section 10A(2).*

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## Section 10B

- (1) *[Time spent closed to be minimised] A meeting is not to remain closed during the discussion of anything referred to in section 10A(2):*
  - (a) *except for so much of the discussion as is necessary to preserve the relevant confidentiality, privilege or security, and*
  - (b) *if the matter is concerned is a matter other than a personnel matter concerning particular individuals, the personal hardship of a resident or ratepayer or a trade secret – unless the council or committee concerned is satisfied that discussions of the matter in an open meeting would, on balance, be contrary to the public interest.*
- (2) *[Qualification of 10A(2)(g)] A meeting is not to be closed during the receipt and consideration of information or advice referred to in section 10A(2)(g) unless the advice concerns legal matters that:*
  - (a) *are substantial issues relating to a matter in which the council or committee is involved, and*
  - (b) *are clearly identified in the advice, and*
  - (c) *are fully discussed in that advice.*
- (3) *[Qualification of 10A(3)] If a meeting is closed during the discussion of a motion to close another part of the meeting to the public (as referred to in section 10A(3)), the consideration of the motion must not include any consideration of the matter or information to be discussed in that other part of the meeting (other than consideration of whether the matter concerned is a matter referred to in section 10A(2)).*
- (4) *[Irrelevant matters] For the purpose of determining whether the discussion of a matter in an open meeting would be contrary to the public interest, it is irrelevant that:*
  - (a) *a person may misinterpret or misunderstand the discussion, or*
  - (b) *the discussion of the matter may:*
    - (i) *cause embarrassment to the council or committee concerned, or to councillors or to employees of the council, or*
    - (ii) *cause a lot of confidence in the council or committee.*

## Recommendation

That Council move into Closed Council in accordance with the requirements of s10 *Local Government Act 1993* to consider the following matter:

### Executive Services

#### Item 1 Review of Goulburn Pre-School Association Inc. Licence

s10A(2)(c) *Local Government Act 1993 – information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.*

##### **Purpose of Report**

To advise on the outcome of a review of the Goulburn Pre-School Association Inc. Licence.

This matter is referred for discussion in Closed Council due to the commercial nature of the information.

#### Item 2 Highland Source Project

s10A(2)(c) *Local Government Act 1993 – information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.*

##### **Purpose of Report**

To advise and recommend to Council on Detailed Proposals submitted for Project Management and Design Services for the Highlands Source Project

This matter is referred for discussion in Closed Council due to the commercial nature of the information.

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**Item 3 Roadside Vegetation Management Services**

*s10A(2)(c) Local Government Act 1993 – information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.*

**Purpose of Report**

To advise and recommend to Council on tenders received Roadside Vegetation Management Services for the period 1 July 2009 to 30 June 2011

This matter is referred for discussion in Closed Council due to the commercial nature of the information.

**Item 4 Goulburn Airport Sale**

*s10A(2)(c) Local Government Act 1993 – information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.*

**Purpose of Report**

To provide an update on the sale of Goulburn Airport.

This matter is referred for discussion in Closed Council due to the commercial nature of the information.

**Resolved 09/423**

**Cr Penning/Cr O'Neill**

*That Council move into Closed Council in accordance with the requirements of s10 Local Government Act 1993 to consider the following matter:*

*Executive Services*

**Item 1 Review of Goulburn Pre-School Association Inc. Licence**

*s10A(2)(c) Local Government Act 1993 – information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.*

**Purpose of Report**

*To advise on the outcome of a review of the Goulburn Pre-School Association Inc. Licence.*

*This matter is referred for discussion in Closed Council due to the commercial nature of the information.*

**Item 2 Highland Source Project**

*s10A(2)(c) Local Government Act 1993 – information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.*

**Purpose of Report**

*To advise and recommend to Council on Detailed Proposals submitted for Project Management and Design Services for the Highlands Source Project*

*This matter is referred for discussion in Closed Council due to the commercial nature of the information.*

*Note that Appendix 3 in Item 2 of Closed Session is a public document.*

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***Item 3 Roadside Vegetation Management Services***

*s10A(2)(c) Local Government Act 1993 – information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.*

***Purpose of Report***

***To advise and recommend to Council on tenders received Roadside Vegetation Management Services for the period 1 July 2009 to 30 June 2011***

***This matter is referred for discussion in Closed Council due to the commercial nature of the information.***

***Item 4 Goulburn Airport Sale***

*s10A(2)(c) Local Government Act 1993 – information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.*

***Purpose of Report***

***To provide an update on the sale of Goulburn Airport.***

***This matter is referred for discussion in Closed Council due to the commercial nature of the information.***

***Late Report***

***Item 5 Australian Blues Music Festival***

*s10A(2)(c) Local Government Act 1993 – information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.*

***Purpose of Report***

***To consider future operational and management options for the Australian Blues Music Festival (ABMF).***

***This matter is referred for discussion in Closed Council due to the commercial nature of the information.***

**Item 2 Department of Local Government Circulars**  
**Reporting Officer**

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Executive Assistant – Karen Gardiner

**Purpose of Report**

To advise of Department of Local Government Circulars since the last Council Meeting (copies have been sent to all Councillors).

**Recommendation**

That the information of Department of Local Government Circulars be noted.

**Resolved 09/424**

**Cr Kirk/Cr Sturgiss**

*That the information of Department of Local Government Circulars be noted.*

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**Item 3 Correspondence for Information / Attention**  
**(Enclosure)**

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**Reporting Officer**

Executive Assistant – Karen Gardiner

**Purpose of Report**

To advise of particular correspondence received since the last Council Meeting.

**Recommendation**

That –

- A. The information on correspondence be noted.
- B. The Mulwaree Support Brigades request to waive road closure fee for Montague Street for event to be held on Saturday 26 September 2009 be supported.

**Resolved 09/425**

**Cr O'Neill/Cr Dillon**

*That –*

- A. *The information on correspondence be noted.*
- B. *The Mulwaree Support Brigades request to waive road closure fee for Montague Street for event to be held on Saturday 26 September 2009 be supported.*
- C. *The General Manager arrange the submission to host the Local Government Conference if Council is invited to do so.*

**Item 4 Questions Without Notice & Task List Status Report**

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**Reporting Officer**

Executive Assistant – Karen Gardiner

**Purpose of Report**

To advise of replies to Questions Without Notice from Councillors at the 16 June 2009 Council Meeting and status on Task List requiring an update from previous Council Meetings.

**Recommendation**

That the information on Questions Without Notice & Task List status be noted.

**Resolved 09/426**

**Cr Penning/Cr O'Neill**

*That the information on Questions Without Notice & Task List status be noted.*

---

**Item 5 Councillor Workshops, Briefing Sessions, Meetings & Professional Development Program (Enclosure)**

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**Reporting Officer**

Executive Assistant – Karen Gardiner

**Purpose of Report**

To advise of Councillor Workshops, Briefing Sessions, Meetings and Professional Development Program held since last being report to Council Meeting on 16 June 2009.

**Recommendation**

That the information on the Councillor Workshops, Briefing Sessions and Councillor Professional Development sessions be noted.

**Resolved 09/427**

**Cr Sturgiss/Cr Kettle**

*That the information on the Councillor Workshops, Briefing Sessions and Councillor Professional Development sessions be noted.*

**Item 6 Delegation of Authority to General Manager  
(Attachment)**

---

**Reporting Officer**

Administration Officer – Vivienne Flanagan

**Purpose of Report**

To advise if the existing delegations conferred upon the General Manager and to seek authorisation for the balance of the Council term.

**Recommendation**

That the attached Delegated Authorities of the General Manager in accordance with Section 377 of the *Local Government Act 1993* be confirmed.

**Resolved 09/428**

**Cr Kirk/Cr Penning**

*That the attached Delegated Authorities of the General Manager in accordance with Section 377 of the Local Government Act 1993 be confirmed.*

---

**Item 7 General Purpose Committee and Outreach Meeting,  
Marulan**

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**Reporting Officer**

Acting General Manager – Chris Berry

**Purpose of Report**

To seek direction in relation to the proposed General Purpose Committee and Outreach Meeting scheduled for August 2009 in Marulan.

**Recommendation**

That –

- A. The August 2009 General Purpose Committee Meeting scheduled for Marulan be cancelled.
- A. The August 2009 Outreach Meeting scheduled for Marulan continue to be held as published.

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**Resolved 09/429**

**Cr Peterson/Cr Sturgiss**

*That –*

- A. The August 2009 General Purpose Committee Meeting scheduled for Marulan be cancelled.*
- B. The August 2009 Outreach Meeting scheduled for Marulan continue to be held as published.*

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**Item 8 Christmas Closure**

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**Reporting Officer**

Acting General Manager – Chris Berry

**Purpose of Report**

To inform of the development of a policy/guideline in relation to the Christmas/New Year Closure.

**Report**

Cr O'Neill's Notice of Motion calls for the development of a policy or administrative guideline for an appropriate closure of the organisation over the Christmas/New Year period.

The development of a guideline is currently underway and this will be discussed at a Councillor Briefing/Workshop organised for 23 July 2009.

**Budget Implications**

Nil

**Policy Considerations**

When finalised will provide a policy base for future operations.

**Recommendation**

That the report on the development of a policy/guideline for the Christmas/New Year closure of the organisation be noted.

**Resolved 09/430**

**Cr O'Neill/Cr Kirk**

*That the report on the development of a policy/guideline for the Christmas/New Year closure of the organisation be noted.*

**Item 9 Local Government & Shires Association Membership**

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**Reporting Officer**

Acting General Manager – Chris Berry

**Purpose of Report**

To advise of Council's membership renewal for the Local Government & Shires Associations (LGSA).

**Recommendation**

That the membership subscription to the Local Government and Shires Associations be renewed for 2009/10.

**Resolved 09/431**

**Cr O'Neill/Cr Dillon**

*That the membership subscription to the Local Government Association be renewed for 2009/10.*

---

**Item 10 Annual Local Government Conference (Enclosure)**

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**Reporting Officer**

Executive Assistant – Karen Gardiner

**Purpose of Report**

To advise of dates and details for the 2009 Local Government Conference and to seek three delegates to attend the Conference.

**Recommendation**

That:

- A. The number and names of Council representatives who will be attending the 2009 Local Government Conference be nominated.
- B. Two voting delegates in addition to the 2009/10 Mayor be nominated.

**Resolved 09/432**

**Cr O'Neill/Cr Peterson**

*That:*

- A. *Cr O'Neill, Cr Peterson, Cr Sturgiss, Cr Kettle, Mayor James and the General Manager attend the 2009 Local Government Conference.*
- B. *The three voting delegates be the Mayor, Deputy Mayor and Cr Peterson.*
- C. *The Local Government Association develop a campaign (similar to the recent "Keep It Local" planning campaign) outlining the actions intended to be taken in support of its policy on the introduction of Container Deposit Legislation.*
- D. *The Local Government Association seek –*
  - 1. *The completion as a matter of urgency by the State Government of a Statewide Plan for Noxious Weeds Management.*
  - 2. *Additional State Government funding to Local Government to address the noxious weed problems throughout NSW.*
- E. *The Local Government Association develop a Rates Hardship Policy.*

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## **Item 11 Lilac City Festival**

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### **Reporting Officer**

Acting General Manager – Chris Berry

### **Purpose of Report**

To inform of discussions with the Lilac City Festival Committee by Council representatives.

### **Recommendation**

That the involvement of Councillors in the Lilac City Festival Committee be reviewed in September 2009 along with other Committee appointments.

**Resolved 09/433**

**Cr O'Neill/Cr Penning**

*That the involvement of Councillors in the Lilac City Festival Committee be reviewed in September 2009 along with other Committee appointments.*

## Corporate Services Report

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### Item 1 Statement of Investments and Bank Balances (Attachment)

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#### Reporting Officer

Acting Finance Manager (Operational) – Chris Lambert

#### Purpose of Report

To report on the Investment Performance and Bank Balances as at 30 June 2009.

#### Recommendation

That the Statement of Investments and Bank Balances report be noted.

**Resolved 09/434**

**Cr Sturgiss/Cr Dillon**

*That the Statement of Investments and Bank Balances report be noted.*

---

### Item 2 Monthly Financial Report (Enclosure)

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#### Reporting Officer

Acting Finance Manager (Operational) – Chris Lambert

#### Purpose of Report

To provide details on income and expenditure to date in relation to the original estimates. This report is made in compliance with the requirements of Part 2 Clause 6 *Local Government (Financial Management) Regulation 1999*, relating to Council's budgetary control.

#### Recommendation

That the information on the Monthly Financial Report be noted.

**Resolved 09/435**

**Cr Dillon/Cr Peterson**

*That the information on the Monthly Financial Report be noted.*

**Item 3 Debtors Outstanding Report**

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**Reporting Officer**

Revenue Officer – Cheree Langford

**Purpose of Report**

To advise on the status of Debtor collections as at 30 June 2009.

**Recommendation**

That the report on outstanding sundry debtors be noted.

**Resolved 09/436**

**Cr Sturgiss/Cr Kirk**

*That the report on outstanding sundry debtors be noted.*

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**Item 4 Water Outstanding Report**

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**Reporting Officer**

Revenue Officer – Karen Gray

**Purpose of Report**

To advise on the status of water collections as at 30 June 2009

**Recommendation**

That the report on outstanding water accounts be noted.

**Resolved 09/437**

**Cr Sturgiss/Cr Penning**

*That the report on outstanding water accounts be noted.*

---

**Item 5 Rates Outstanding Report**

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**Reporting Officer**

Revenue Coordinator – Julie Todkill

**Purpose of Report**

To advise on the status of rates collections as at 6 July 2009.

**Recommendation**

That the report on outstanding rates be noted.

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**Resolved 09/438**

**Cr Penning/Cr Peterson**

*That the report on outstanding rates be noted.*

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**Item 6 Review of Incomplete Projects (Attachment)**

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**Reporting Officer**

Acting Finance Manager (Management) – Kylie Newton

**Purpose of Report**

To report projects incomplete as at the 30 June 2009 that will require unspent funds to be carried forward into the 2009/10 Budget.

**Recommendation**

That the 2008/09 budget re-votes listed in the attachment be approved.

**Resolved 09/439**

**Cr Sturgiss/Cr Dillon**

*That the 2008/09 budget re-votes listed in the attachment be approved.*

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**Item 7 Monthly Report – 2009/10 (Attachment)**

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**Reporting Officer**

Acting Finance Manager (Management) – Kylie Newton

**Purpose of Report**

To provide details on income and expenditure to date in relation to the original estimates. This report is made in compliance with the requirements of Part 2 Clause 6 *Local Government (Financial Management) Regulation 1999*, relating to Council's budgetary control.

**Recommendation**

That the 2009/10 budget re-votes listed in the attachment be approved.

**Resolved 09/440**

**Cr O'Neill/Cr Kirk**

*That the 2009/10 budget re-votes listed in the attachment be approved.*

## Planning and Community Services Report

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### Item 1 Significant Development Applications & Recent Decisions (Attachment)

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#### Reporting Officer

Executive Assistant Planning & Community Services - Debbie McCarthy

#### Purpose of Report

To provide summary details of Significant Development Applications received along with details of recent decisions under the Goulburn and Mulwaree LEPs (LEP).

#### Recommendation

That the report on significant Development Applications and recent decisions under the Goulburn and Mulwaree LEPs be noted.

**Resolved 09/442**

**Cr Penning/Cr Peterson**

*That the report on significant Development Applications and recent decisions under the Goulburn and Mulwaree LEPs be noted.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

Councillor	For the Motion	Against the Motion
Cr Banfield (Absent)		
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Peterson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kettle	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Minutes of the Ordinary Meeting of Council held Tuesday 21 July 2009  
commencing at 6pm in the Council Chambers**

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**Item 2 Development Statistics**

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**Reporting Officer**

Executive Assistant Planning & Community Services - Debbie McCarthy

**Purpose of Report**

To inform of the Development Statistics for the month of June 2009.

**Recommendation**

That the information on development activity be noted.

**Resolved 09/442**

**Cr Peterson/Cr Kettle**

*That the information on development activity be noted.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield (Absent)		
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Peterson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kettle	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Minutes of the Ordinary Meeting of Council held Tuesday 21 July 2009  
commencing at 6pm in the Council Chambers**

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**Item 3 Draft Upper Lachlan Local Environmental Plan 2008**

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**Reporting Officer**

Strategic Planning Support Assistant – Crystal Golden

**Purpose of Report**

To report on the Draft Upper Lachlan Local Environmental Plan (LEP) 2008.

**Recommendation**

That a submission be lodged on the Draft Upper Lachlan LEP 2008 indicating no objections to the plan and suggesting greater consistency with the minimum rural lot sizes along the common local government boundary in line with the outcomes of the Goulburn Mulwaree review of the rural zones.

**Resolved 09/443**

**Cr Sturgiss/Cr Kirk**

*That a submission be lodged on the Draft Upper Lachlan LEP 2008 indicating no objections to the plan and suggesting greater consistency with the minimum rural lot sizes along the common local government boundary in line with the outcomes of the Goulburn Mulwaree review of the rural zones.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield (Absent)		
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Peterson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kettle	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Minutes of the Ordinary Meeting of Council held Tuesday 21 July 2009  
commencing at 6pm in the Council Chambers**

**Item 4 Rural Lands Planning Proposal & Spot Rezoning  
Request (Enclosure)**

**Reporting Officer**

Manager Strategic Planning – John Massey

**Purpose of Report**

To report on current Planning Proposals including a request to rezone 505 and 565 Marulan South Road, Marulan from “Rural Landscape” to “General Industrial” zone.

**Recommendation**

That:

- A. The priority status of the Rural Lands Planning Proposal be noted.
- B. The Practice Note relating to rezoning and amendment requests to Goulburn Mulwaree LEP 2009 be amended to reflect legislative changes
- C. In principle support is given to the Marulan South rezoning proposal subject to Council preparing and endorsing a formal planning proposal for the Minister’s approval.

**Resolved 09/444**

**Cr Kettle/Cr Sturgiss**

*That:*

- A. The priority status of the Rural Lands Planning Proposal be noted.*
- B. The Practice Note relating to rezoning and amendment requests to Goulburn Mulwaree LEP 2009 be amended to reflect legislative changes*
- C. In principle support is given to the Marulan South rezoning proposal subject to Council preparing and endorsing a formal planning proposal for the Minister’s approval.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield (Absent)		
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O’Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kettle	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Peterson	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Minutes of the Ordinary Meeting of Council held Tuesday 21 July 2009  
commencing at 6pm in the Council Chambers**

**Item 5 Regional State of Environment Report 2004 - 2008  
(Enclosure)**

**Reporting Officer**

Strategic Planner – Jack Miller

**Purpose of Report**

To present an update to on the Regional State of Environment Report 2004 – 2008.

**Recommendation**

That;

- A. The report on the Regional State of the Environment Report 2007-2008 sustainability be noted.
- B. The Office of the Commissioner for Sustainability and the Environment ACT be requested to make a presentation to the joint sitting of the General Purpose Committee and Environment Committee on the Regional State of Environment Report 2004 – 2008.

**Resolved 09/445**

**Cr Penning/Cr Kirk**

*That;*

- A. The report on the Regional State of the Environment Report 2007-2008 sustainability be noted.*
- B. The Office of the Commissioner for Sustainability and the Environment ACT be requested to make a presentation to the joint sitting of the General Purpose Committee and Environment Committee on the Regional State of Environment Report 2004 – 2008.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield (Absent)		
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kettle	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Peterson	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Minutes of the Ordinary Meeting of Council held Tuesday 21 July 2009  
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**Item 6 001/0910/DA - Stock & Saleyards, 62-102 Mazamet  
Road, South Goulburn (Attachment & Enclosure)**

**Reporting Officer**

Acting Director Planning & Community Services – Chris Stewart

**Purpose of Report**

To outline the assessment process for a Development Application for a Stock and Saleyard at 62-102 Mazamet Road, South Goulburn.

**Recommendation**

That:

- A. The services of a Town Planning consultant be arranged to prepare the assessment report for a proposed stock and saleyards facility at 62 – 102 Mazamet Road, South Goulburn.
- B. The assessment report be presented to the Southern Region Planning Panel for determination.

**Resolved 09/446**

**Cr Penning/Cr Kirk**

*That:*

- A. *The services of a Town Planning consultant be arranged to prepare the assessment report for a proposed stock and saleyards facility at 62 – 102 Mazamet Road, South Goulburn.*
- B. *The assessment report be presented to the Southern Region Planning Panel for determination.*
- C. *Council seek a legal briefing with a view to forming a Councillor Sub-Committee to expedite the establishment of a Regional Saleyards in the Goulburn Area.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield (Absent)		
Cr Dillon	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kettle	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Peterson	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Minutes of the Ordinary Meeting of Council held Tuesday 21 July 2009  
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**Item 7 337/0809/DA & 338/0809/DA – Variable Message  
Signs, 15 Market Street, Goulburn (Enclosure)**

**Reporting Officer**

Acting Director Planning & Community Services – Chris Stewart

**Purpose of Report**

To present the Assessment Report for the retention of variable message signs at 15 Market Street, Goulburn.

**Recommendation**

That Development Application Nos. 3370809/DA and 338/0809/DA for retention of variable message signs at 15 Market Street, Goulburn be approved under delegation with appropriate conditions relating to:

- (i) The display time for the variable message sign in Market Street being increased to a minimum of 20 seconds.
- (ii) The use of consistent and more sympathetic letter colouring for the variable message sign in Market Street.

**Resolved 09/447**

**Cr Peterson/Cr Kettle**

*That Development Application Nos. 3370809/DA and 338/0809/DA for retention of variable message signs at 15 Market Street, Goulburn be approved under delegation with appropriate conditions relating to:*

- (i) *The display time for the variable message sign in Market Street being increased to a minimum of 20 seconds.*
- (ii) *The use of consistent and more sympathetic letter colouring for the variable message sign in Market Street.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield (Absent)		
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Peterson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kettle	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Item 8 473/2003/DA – Residential Subdivision, Corner  
Marys Mount and Crookwell Roads, Goulburn  
(Attachment)**

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**Reporting Officer**

Acting Director Planning & Community Services – Chris Stewart

**Purpose of Report**

To present a report to regarding a request to defer payment of Section 94 Contributions for a subdivision of land at the Cnr Marys Mount and Crookwell Road, Goulburn.

**Recommendation**

That payment of Section 94 and 64 contributions associated with Consent No. 473/2003/DA for land at the corner of Marys Mount and Crookwell Roads, Goulburn be deferred in accordance with the following general terms:

- The cost of all direct works (i.e. internal road construction and provision of infrastructure) shall be borne by the developer.
- A Bank Guarantee equal to the outstanding developer contributions plus a suitable loading shall be furnished to Council.
- A caveat shall be registered over each residential lot outlining Council's interest in the property.
- Upon the sale of individual lot the developer shall pay the required contribution and legal costs to remove the caveat.
- All outstanding contributions shall be paid to Council upon expiration of the deferred payment period (i.e. 5 years)

**Resolved 09/448**

**Cr O'Neill/Cr Dillon**

*That payment of Section 94 and 64 contributions associated with Consent No. 473/2003/DA for land at the corner of Marys Mount and Crookwell Roads, Goulburn be deferred in accordance with the following general terms:*

- *The cost of all direct works (i.e. internal road construction and provision of infrastructure) shall be borne by the developer.*
- *A Bank Guarantee equal to the outstanding developer contributions plus a suitable loading shall be furnished to Council.*
- *A caveat shall be registered over each residential lot outlining Council's interest in the property.*
- *Upon the sale of individual lot the developer shall pay the required contribution and legal costs to remove the caveat.*
- *All outstanding contributions shall be paid to Council upon expiration of the deferred payment period (i.e. 5 years)*

**Minutes of the Ordinary Meeting of Council held Tuesday 21 July 2009 commencing at 6pm in the Council Chambers**

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield (Absent)		
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Peterson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kettle	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Item 9 2004/0664/DA – Boundary Adjustment, 430 Murrays Flat Road, Towrang (Enclosure)**

**Reporting Officer**

Acting Director Planning & Community Services - Chris Stewart

**Purpose of Report**

To present a report on a request to review Consent conditions for a proposed boundary adjustment at 430 Murrays Flat Road, Towrang.

**Recommendation**

That Development Consent 2004/0664/DA for a proposed boundary adjustment between Lots 47 and 48 in DP 750037 (No 430) Murrays Flat Road, Towrang be modified to include:

- The revised engineering standard for road construction of 4m wide gravel seal with 1m wide shoulders on either side of the gravel section.
- A requirement for the creation of appropriate access arrangements (i.e. right of carriageway) over adjoining properties for any deviation of the road pavement alignment from the road reserve.
- Deletion of Condition No 6 regarding upgrade works to the river crossing.

**Minutes of the Ordinary Meeting of Council held Tuesday 21 July 2009  
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**Resolved 09/449**

**Cr Sturgiss/Cr Kirk**

*That Development Consent 2004/0664/DA for a proposed boundary adjustment between Lots 47 and 48 in DP 750037 (No 430) Murrays Flat Road, Towrang be modified to include:*

- *The revised engineering standard for road construction of 4m wide gravel seal with 1m wide shoulders on either side of the gravel section.*
- *A requirement for the creation of appropriate access arrangements (i.e. right of carriageway) over adjoining properties for any deviation of the road pavement alignment from the road reserve.*
- *Deletion of Condition No 6 regarding upgrade works to the river crossing.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield (Absent)		
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Peterson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kettle	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Minutes of the Ordinary Meeting of Council held Tuesday 21 July 2009  
commencing at 6pm in the Council Chambers**

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**Item 10 102/0809/DA – Commercial Premises, 14 Clinton  
Street, Goulburn (Enclosure)**

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**Reporting Officer**

Acting Director Planning & Community Services – Chris Stewart

**Purpose of Report**

To present the Assessment Report for a bulky goods facility at 14 Clinton Street, Goulburn.

**Recommendation**

That Conditional Development Consent is granted under delegation for Development Application No. 102/0809/DA for a construction of a commercial building at 14 Clinton Street, Goulburn.

**Resolved 09/450**

**Cr O'Neill/Cr Penning**

*That Conditional Development Consent is granted under delegation for Development Application No. 102/0809/DA for a construction of a commercial building at 14 Clinton Street, Goulburn.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield (Absent)		
Cr Dillon	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Peterson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kettle	<input checked="" type="checkbox"/>	<input type="checkbox"/>

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**Item 11 321/0809/DA – Building Alterations, 25 Market Street, Goulburn (Enclosure)**

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**Reporting Officer**

Acting Director Planning & Community Services – Chris Stewart

**Purpose of Report**

To present the Assessment Report for building alterations at 25 Market Street, Goulburn.

**Recommendation**

That Conditional Development Consent is granted under delegation for Development Application No. 321/0809/DA for building alterations at 25 Market Street, Goulburn.

**Motion**

**Cr Peterson/Cr Kirk**

That Conditional Development Consent is granted under delegation for Development Application No. 321/0809/DA for building alterations at 25 Market Street, Goulburn.

**Resolved 09/451**

**Cr O'Neill/Cr Kirk**

*That an extension of time be granted to Cr Peterson to continue his discussions for the motion.*

**Amendment**

**Cr O'Neill/Cr Kettle**

*The matter be deferred to enable legal advice from Council's Solicitors to be sought.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield (Absent)		
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Cr Kirk	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Peterson	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Cr Kettle	<input checked="" type="checkbox"/>	<input type="checkbox"/>

*The amendment became the motion.*

**Resolved 09/452**

**Cr O'Neill/Cr Kettle**

*The matter be deferred to enable legal advice from Council's Solicitors to be sought.*

## Minutes of the Ordinary Meeting of Council held Tuesday 21 July 2009 commencing at 6pm in the Council Chambers

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Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

Councillor	For the Motion	Against the Motion
Cr Banfield (Absent)		
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Peterson	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Cr Kettle	<input checked="" type="checkbox"/>	<input type="checkbox"/>

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### Item 12 Road Naming Request (Enclosure)

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#### Reporting Officer

Development Assessment Officer – Lauren Evans

#### Purpose of Report

To present a second request for the naming of a public road.

#### Recommendation

That the applicant be advised:

- A. The use of “Bullus Place” as the proposed name for a new road is declined
- B. A suitable name for the new road be selected from the Approved Names for Roads and Place Naming Policy
- C. The use of “Bullus Estate” as a proposed name for the rural subdivision is not opposed.

**Resolved 09/453**

**Cr Sturgiss/Cr Kettle**

*That the applicant be advised:*

- A. *The use of “Bullus Place” as the proposed name for a new road is declined*
- B. *A suitable name for the new road be selected from the Approved Names for Roads and Place Naming Policy*
- C. *The use of “Bullus Estate” as a proposed name for the rural subdivision is not opposed.*

**Minutes of the Ordinary Meeting of Council held Tuesday 21 July 2009 commencing at 6pm in the Council Chambers**

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

Councillor	For the Motion	Against the Motion
Cr Banfield (Absent)		
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kettle	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Peterson	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Item 13 Regulatory Report**

**Reporting Officer**

Manager Environmental Services – Sonia Spotswood

**Purpose of Report**

To present information in relation to public health water sampling, Woodlawn supervisory licence, noxious weeds, companion animal and livestock impounding and parking infringements for the month of June 2009.

**Recommendation**

That the information on regulatory activity be noted.

**Resolved 09/454**

**Cr O'Neill/Cr Sturgiss**

*That the information on regulatory activity be noted.*

Councillor	For the Motion	Against the Motion
Cr Banfield (Absent)		
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Peterson	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kettle	<input checked="" type="checkbox"/>	<input type="checkbox"/>

## **Engineering Services Reports**

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### **Item 1 Engineering Services Update**

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*Cr Kirk left the meeting at 8.16pm.*

#### **Reporting Officer**

Acting Director Engineering Services – Terry Cooper.

#### **Purpose of Report**

Major activities being undertaken in the Engineering Services Directorate are outlined below.

#### **Recommendation**

That the Engineering Services Update be noted.

**Resolved 09/455**

**Cr O'Neill/Cr Sturgiss**

*That the Engineering Services Update be noted.*

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### **Item 2 Roadside Weed Control June 2009**

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#### **Reporting Officer**

Cemetery & Facilities Co-ordinator - Brian Ohlback

#### **Purpose of Report**

To advise on road side weed control for the month of June 2009.

#### **Recommendation**

That the information on roadside weed control be noted.

**Resolved 09/456**

**Cr Sturgiss/Cr Kettle**

*That the information on roadside weed control be noted.*

**Item 3 Progress Report – Lumley Road Bridge  
Replacement, Tarago**

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**Reporting Officer**

Works Manager – Andrew Palmer

**Purpose of Report**

To present a regular project update on the replacement of the Lumley Road Bridge, Tarago.

**Recommendation**

That the report on the progress of the Lumley Bridge replacement be noted.

**Resolved 09/457**

**Cr O'Neill/Cr Sturgiss**

*That the report on the progress of the Lumley Bridge replacement be noted.*

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**Item 4 Revised Engineering Standards**

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**Reporting Officer**

Manager Engineering Development - Ian Aldridge

**Purpose of Report**

To report on the revision of the Engineering Standards.

**Recommendation**

That revised Standards for Engineering Works, July 2009, be placed on public exhibition for a 28 day period and be adopted subject to no significant objections being received.

**Resolved 09/458**

**Cr Penning/Cr Sturgiss**

*That revised Standards for Engineering Works, July 2009, be placed on public exhibition for a 28 day period and be adopted subject to no significant objections being received.*

**Minutes of the Ordinary Meeting of Council held Tuesday 21 July 2009  
commencing at 6pm in the Council Chambers**

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**Item 5 Aquatic Centre Operating Hours Review**

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**Reporting Officer**

Acting Waste and Aquatic Coordinator - Andrew Galland

**Purpose of Report**

To advise of the outcome of a review of the Aquatic Centre operational hours.

**Recommendation**

That the operating hours for the Aquatic Centre be as follows:

- Monday – Friday 6.00am – 7.45pm \*
- Saturday – Sunday 9.00am – 5.45pm \*
- Public Holidays 9.00am – 5.45pm \*

*During the peak summer period and depending on demand, Aquatic Centre staff have the capacity to extend operating hours.*

**Resolved 09/459**

**Cr O'Neill/Cr Dillon**

*That the operating hours for the Aquatic Centre be as follows:*

- *Monday – Friday 6.00am – 7.45pm \**
- *Saturday – Sunday 9.00am – 5.45pm \**
- *Public Holidays 9.00am – 5.45pm \**

*During the peak summer period and depending on demand, Aquatic Centre staff have the capacity to extend operating hours.*

**Water Services Report**

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**Item 1 Water Supply Status Report – June 2009**

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**Reporting Officer**

Acting Water Services Manager – Marina Hollands

**Purpose of Report**

To inform of the performance of the Goulburn and Marulan water supplies during June 2009.

**Recommendation**

That the information on the water supply status report for June 2009 be noted.

**Resolved 09/460**

**Cr O'Neill/Cr Sturgiss**

*That the information on the water supply status report for June 2009 be noted.*

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*Cr Kirk returned to the meeting at 8.19pm.*

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**Item 2 Water Services Update**

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**Reporting Officer**

Project Engineer Water Services – Grant Moller

**Purpose of Report**

To inform of the major activities being undertaken in the Water Services Division.

**Recommendation**

That the Water Services Update be noted.

**Resolved 09/461**

**Cr Penning/Cr O'Neill**

*That the Water Services Update be noted.*

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**Item 3 Goulburn Mulwaree Water Management Strategy –  
Progress Report**

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**Reporting Officer**

Acting Water Services Manager – Marina Hollands

**Purpose of Report**

To give an update on the progress of the Goulburn Mulwaree Water Management Strategy.

**Recommendation**

That the progress report on the Goulburn Mulwaree Water Management Strategy be noted.

**Resolved 09/462**

**Cr O'Neill/Cr Dillon**

*That the progress report on the Goulburn Mulwaree Water Management Strategy be noted.*

**Item 4 Highlands Source Project – Progress Report**

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**Reporting Officer**

Project Engineer Water Services – Grant Moller

**Purpose of Report**

To report on progress on the Highland Source Project.

**Recommendation**

That the progress report on the Highland Source Project be noted.

**Resolved 09/463**

**Cr Kirk/Cr Sturgiss**

*That the progress report on the Highland Source Project be noted.*

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**Item 5 Fodder King (Enclosure)**

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**Reporting Officer**

Acting Water Services Manager – Marina Hollands

**Purpose of Report**

To present a proposal by Fodder King Ltd for management of Council's effluent irrigation area.

**Recommendation**

That:

- A. The existing arrangements for the operation of the Goulburn irrigation area continue.
- B. Consideration of future management options for the irrigation area does not occur until the IWCM has been completed and future wastewater directions/upgrades are known.
- C. Fodder King Ltd be advised in terms of this report.

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**Resolved 09/464**

**Cr Sturgiss/Cr Kirk**

*That:*

- A. *The existing arrangements for the operation of the Goulburn irrigation area continue.*
- B. *Consideration of future management options for the irrigation area does not occur until the IWCM has been completed and future wastewater directions/upgrades are known.*
- C. *Fodder King Ltd be advised in terms of this report.*

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**Petitions**

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*Nil*

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**Urgent Business / Late Items**

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*Nil*

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**Questions Without Notice**

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- Cr Penning - Have we been notified of a date for the next Noxious Weeds meeting?  
- Do we send reply letters to people who have made submissions to the Management Plan?
- Cr O'Neill - Congratulation to Chris Berry on his appointment as General Manager.  
- When will the review of Council's Organisational Structure take place?

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**Closed Council**

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**Resolved 09/465**

**Cr O'Neill/Cr Kirk**

*That Council resolved into closed session and close the meeting to the press and public to discuss confidential matters referred to in the Business Paper.*

*Council took a break at 8.23pm*

*Council resolved into Closed Council at 8.33pm.*

The items listed in Executive Report Item 1 where discussed.

**Council resolved into Open Council at 9.13pm.**

**Resolved 09/466**

**Cr O'Neill/Cr Sturgiss**

*That the resolutions of the closed session meeting including the following reports which were submitted to Closed Session in accordance with Section 10A of the Local Government Act 1993 (refer Executive Services Report Item 1) be adopted.*

These motions were:

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**Executive Services Report**

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**Item 1 Goulburn Pre-School Association Inc Licence Review  
(Enclosure)**

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**Resolved 09/467**

**Cr O'Neill/Cr Sturgiss**

*That a new licence be entered into with the Goulburn Pre-School Association Inc. for a period of 12 years on the terms set out in this report and the seal affixed to all documentation necessary to complete this matter.*

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**Item 2 Highlands Source Project - Project Management and  
Design Services Evaluation (Enclosure)**

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**Resolved 09/468**

**Cr Sturgiss/Cr Kettle**

*That:*

- A. GHD be accepted as the preferred proponent for the Design and Project Management Services for the Highland Source Project.*
- B. The General Manager be authorised to negotiate with GHD to finalise a contractual agreement for the Design and Project Management Services for the Highland Source Project.*
- C. The General Manager be authorised to enter into a contract with GHD for the provisions of Design and Project Management Services for the Stage 1 (\$1,298,535) and Stage 2 (\$442,182) of the Highland Source project for the total amount of \$1,740,717 in accordance with the specification and documents associated with the Expression of Interest following the completion of negotiations.*
- D. The contract includes an appropriate clause indicating that Stage 2 of the project will not commence until such time that Council has resolved to proceed and if the project does not proceed this will be at no cost to Council.*
- E. The Mayor and General Manager be authorised to sign and seal all documentation necessary to complete this matter.*
- F. Monthly reports on the progress of the contract be provided to Council.*
- G. A further report be presented to Council at the completion of Stage 1 of the Contract to determine whether Stage 2 of the project should proceed.*

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**Item 3 Roadside Vegetation Management Services Tender  
(Attachment)**

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**Resolved 09/469**

**Cr Sturgiss/Cr Kettle**

*That the following conforming offers be accepted for the components of service required under the Roadside Vegetation Management Services for the period 1 July 2009 to 30 June 2010 on an "as required" basis:*

- *Slashing Service – a panel of contractors be formed consisting of LT & MA Ashton P/L, Divall's Earthmoving, Rick's Trees and Wolfcon P/L.*
- *Chipping and Cutting Services – a panel of contractors be formed consisting of LT & MA Ashton P/L, Divall's Earthmoving, Rick's Trees and Wolfcon P/L.*
- *High Level Cutting and Chipping Service – a panel of contractors be formed consisting of LT & MA Ashton P/L, Divall's Earthmoving, Rick's Trees and Wolfcon P/L.*
- *Herbicide Application Service - a panel of contractors be formed consisting of Divall's Earthmoving, ACF Weed Control P/L and Wolfcon P/L*

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**Item 4 Goulburn Airport Sale (Attachment)**

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**Resolved 09/470**

**Cr Kirk/Cr Peterson**

*That the request from Domain Corporation (Goulburn Airport) Pty Ltd to extend settlement of the Goulburn Airport until on or before 14 August 2009, be approved subject to the conditions referred to in this report being satisfied.*

**Late Report**

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**Item 5 Australian Blues Music Festival**

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**Resolved 09/471**

**Cr O'Neill/Cr Sturgiss**

*That:*

- A. *The organisation and management of the Australian Blues Music Festival be outsourced to Laing Entertainment for a period of five years (i.e. 2010 to 2014).*
- B. *An appropriate Deed of Agreement be prepared.*
- C. *The seal be affixed to all documentation necessary to complete this matter.*

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**Task List**

<b>Responsible Directorate</b>	<b>Responsible Officer</b>	<b>Item No</b>	<b>Task</b>
<b>Executive Services</b>	<b>General Manager</b>	3	Arrange letter to Mulwaree Support Brigade notifying them of the fee for road closure being waived.
		7	Arrange General Purpose Meeting cancellation notice to be advertised
		9	Renew membership to Local Government Association
		10	Arrange positions, accommodation and airfares for Local Government Conference
		10	Arrange a letter to Department of Local Government seeking support in: <ul style="list-style-type: none"> <li>- Noxious Weeds Management</li> <li>- Rating Hardship Policy</li> <li>- Container Disposal Legislation</li> </ul>
<b>Corporate Services</b>	<b>Director Corporate Services</b>	<i>Exec 6</i>	Arrange General Manager Delegation Authority
		6	Make necessary changes to the 2008/09 budget as per re-vote schedule.
		7	Make necessary changes to the 2009/10 budget as per re-vote schedule.
		<i>Closed 1</i>	Arrange new lease agreement with Goulburn Preschool
		<i>Closed 4</i>	Notify Domain Corporation (Goulburn Airport) Pty Ltd of Council's decision to grant an extension of time for settlement of the Goulburn Airport
		<i>Closed 5</i>	Notify successful and unsuccessful applicants and arrange deed of agreement

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<b>Responsible Directorate</b>	<b>Responsible Officer</b>	<b>Item No</b>	<b>Task</b>
<b>Planning &amp; Community Services</b>	<b>Acting Director Planning &amp; Community Services</b>	3	Place a submission on the Draft Upper Lachlan LEP 2008 indicating no objection to the plan.
		4	Amend practice note of LEP and provide principle support to Marulan South rezoning proposal
		5	Invite the Office of the Commissioner for Sustainability and the Environment ACT to make a presentation to the joint sitting of the General Purpose Committee and Environment Committee on the Regional State of Environment Report 2004 – 2008.
		6	<ul style="list-style-type: none"> <li>- Arrange town planning consultant to prepare assessment of proposed Saleyards at Mazamet Road</li> <li>- Provide assessment report to Southern Region Planning Panel</li> <li>- Seek a legal brief with the view of establishing a Councillor Sub-Committee to expedite the establishment of a Regional Saleyards in the Goulburn Area</li> </ul>
		7	Arrange consent for 3370809/DA and 338/0809/DA for retention of variable message signs at 15 Market Street, Goulburn
		8	Arrange deferral of payments for Section 94 and 64 contributions for Marys Mount Road
		9	Arrange modification of boundary adjustment for 2004/0664/DA Lots 47 and 48 in DP 750037 (No 430) Murrays Flat Road, Towrang
		10	Arrange development consent for 102/0809/DA for a construction of a commercial building at 14 Clinton Street, Goulburn.
		11	Seek legal advice regarding 321/0809/DA for building alterations at 25 Market Street, Goulburn
		12	Notify applicant that “Bullus” is unsuitable name for a new road or estate

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<b>Responsible Directorate</b>	<b>Responsible Officer</b>	<b>Item No</b>	<b>Task</b>
<b>Engineering Services</b>	<b>Acting Director of Engineering Services</b>	<i>Exec 3</i>	Arrange for road closure of Montague Street fee to be waived for Mulwaree Support Brigade for their event being held on 26 September 2009
		<i>4</i>	Place revised Standards for Engineering Works on public exhibition
		<i>5</i>	Amend Aquatic Centre opening hours and notify appropriate people
		<i>Water 5</i>	Notify Fodder King Ltd that the operations of the Goulburn irrigation area will retain the status quo until IWCM has been completed
		<i>Closed 2</i>	Arrange contract for Highland Source Project with GHD and proceed with first stage of project
		<i>Closed 3</i>	Notify both successful and unsuccessful tenderers regarding Roadside Vegetation Management

***Meeting closed at 9.13pm.***

The minutes were confirmed at the Council meeting on 18 August 2009 at which this signature was endorsed.

.....  
**Mayor Carol James**  
**Mayor**

.....  
**Mr Chris Berry**  
**General Manager**