



Minutes from meeting of: ORDINARY COUNCIL

**Held
Tuesday 20 October 2009
6.00pm
Council Chambers, Civic Centre
184 - 194 Bourke Street, Goulburn**

Our Vision

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

Our Mission

To serve the Community

Our Values

*Honesty • Openness • Ethics • Community Consultation • Fairness and Equity
Accountability • Community Involvement • Transparency • Respect
Community Inclusion*

Minutes of the Ordinary Meeting of Council held Tuesday 20 October 2009 commencing at 6pm in the Council Chambers

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Present

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

Also Present

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), Corporate Governance Coordinator (Ms S Blay), Acting Finance Manager – Management (Ms K Newton) & Executive Assistant Corporate Services (Miss A Croke).

Opening Prayer

Read by Cr Kirk.

Minute Silence – Barry Humphries

That a minutes silence be held in remembrance of Goulburn Mulwaree Council employee Barry Humphries.

Resolved 09/604

Cr Peterson/CrO'Neill

That a minutes silence be held in remembrance of Goulburn Mulwaree Council employee Barry Humphries.

Apologies

Nil

Disclosure of Interest

Cr O'Neill declared a non-pecuniary conflict of interest in Item 4.1 of the Traffic Committee "Racecourse Drive Traffic Calming" as she is a director of the Goulburn Racing Club. Cr O'Neill left the meeting while discussion on this item took place.

Cr O'Neill declared a non-pecuniary conflict of interest in Item 8 of the Planning & Community Services Report "6/0910/DA – Proposed Industrial Complex, 88 Hume Street (Cnr Lansdowne and Robinson St) South Goulburn" and Item 9 of the Planning & Community Services Report "12/0910/DA – Proposed Factory, 101 Robinson Street, South Goulburn" as a member of the family is the applicant. Cr O'Neill left the meeting while discussion on these items took place.

Minutes of the Ordinary Meeting of Council held Tuesday 20 October 2009 commencing at 6pm in the Council Chambers

Calendar of Events

Resolved 09/605

Cr O'Neill/Cr Dillon

That the Calendar of events be noted.

Mayoral Minute

Recommendation

That the Mayoral Minute on Mayoral Activities be noted.

Resolved 09/606

Cr Sturgiss/Cr Dillon

That the Mayoral Minute on Mayoral Activities be noted.

Confirmation of Minutes

Recommendation

That the Minutes of the Ordinary Meeting of Council held Tuesday 15 September 2009 and contained in Minute Pages Nos 1 to 61 inclusive and in Minute Nos 09/530 to 09/596 inclusive be confirmed.

Resolved 09/607

Cr Sturgiss/Cr Kirk

That the Minutes of the Ordinary Meeting of Council held Tuesday 15 September 2009 and contained in Minute Pages Nos 1 to 61 inclusive and in Minute Nos 09/530 to 09/596 inclusive be confirmed.

Recommendation

That the Minutes of the Extraordinary Meeting of Council held Thursday 24 September 2009 and contained in Minute Pages Nos 1 to 15 inclusive and in Minute Nos 09/597 to 09/603 inclusive be confirmed.

Resolved 09/608

Cr Penning/Cr Kirk

That the Minutes of the Extraordinary Meeting of Council held Thursday 24 September 2009 and contained in Minute Pages Nos 1 to 15 inclusive and in Minute Nos 09/597 to 09/603 inclusive be confirmed and that Cr O'Neill be recored as being in attendance.

Cr O'Neill left the meeting at 6.15pm and returned at 6.18pm.

Resolved 09/609

Cr Penning/Cr Dillon

The minutes of the Traffic Committee held on 1 October 2009 be adopted.

Minutes of the Ordinary Meeting of Council held Tuesday 20 October 2009 commencing at 6pm in the Council Chambers

Resolved 09/610

Cr Penning/Cr Dillon

That:

A. *The minutes from the following committees be adopted:*

1. *Extraordinary Traffic Committee – 10 September 2009*
2. *Community Transport Committee- 18 September 2009*
3. *Facilities Committee – 23 September 2009*
4. *Sporting Hall of Fame Committee – 28 September 2009*
5. *Sports Council Committee – 28 September 2009*
6. *Economic Development and Tourism Advisory Committee – 29 September 2009*
7. *General Purposes Committee – 6 October 2009*
8. *Recreation Area Committee Management – 7 October 2009*

B. *The email note dated 16 October 2009 from the Workshop on the Highlands Source Project, following the General Purpose Committee Meeting presentation, be received and noted.*

Other Committee Reports

Resolved 09/611

Cr O'Neill/Cr Dillon

That the following reports be noted:

1. *SERAS Board of Directors – 13 May 2009*
2. *Local Government Reference Panel – 3 August 2009*
3. *SERAS Board of Directors – 19 August 2009*

Consideration of Motion of Which Due Notice has been Given

Notice of Motion

Council conduct an enquiry into the clash of the dates for the annual Convoy for Kids and the 25th anniversary of the NSW Police College Parade both organised for the 14th of November 2009 in Goulburns' main street which resulted in the Police postponing their parade until next year.

The terms of reference for this enquiry will be that it be an enquiry within Council to identify the reasoning and responsibility for this mess to substantiate a report that if acted on by Council will eliminate the reoccurrence of this or similar bad management.

Cr Neil Penning,



8th October 2009.

Resolved 09/612

Cr Penning/Cr O'Neill

Council conduct an internal enquiry into the clash of the dates for the annual Convoy for Kids and the 25th anniversary of the NSW Police College Parade both organised for the 14th November 2009 in Goulburns main street and provide a report back to a future Council Meeting.

NOTICE OF MOTION
(C133 Code of Meeting Practice)

Background

The NSW Department of Health wants to downgrade professional health care services at the Bourke Street Health Service. It proposes the replacement of skilled nursing staff with unskilled staff, therefore placing at risk the welfare of the frail and aged residents of our community that require hospitalisation at the facility.

This is just another example of Government stripping essential health services from rural and regional centres of NSW.

Motion

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

That

(A) This Council support the actions of Councillor O'Neill and myself. We have written to the Hon Carmel Tebbutt MP, NSW Minister for Health, requesting a meeting to voice our dissatisfaction, on behalf of the people of Goulburn Mulwaree, at this blatant continual reduction of essential medical services, and

(B) This Council, on behalf of the ratepayers and residents of the Goulburn Mulwaree Council LGA, writes to the Hon Carmel Tebbutt MP, NSW Minister for Health, also protesting in the strongest possible way against the proposed staffing changes at the Bourke Street Health Service and the continual reduction in essential medical services from rural and regional centres of NSW.

Cr Geoff Kettle _____

Signature _____



Date: 12/10/2009

Resolved 09/613

Cr Kettle/Cr O'Neill

That:

- A. Council support the actions of Councillors O'Neill & Kettle. Councillors O'Neill & Kettle have written to the Hon Carmel Tebbutt MP, NSW Minister for Health requesting a meeting to voice our dissatisfaction, on behalf of the people of Goulburn Mulwaree, at this blatant continual reduction of essential medical services, and*
- B. Council, on behalf of the ratepayers and residents of the Goulburn Mulwaree Council LGA Write to the Hon Carmel Tebbutt, NSW Minister for Health, also protesting in the strongest possible way against the proposed staffing changes at the Bourke Street Health Service and the continual reduction in essential medical services from rural and regional centres of NSW.*

Executive Services Report

Item 1 Closed Session

Reporting Officer

General Manager – Chris Berry

Purpose of Report

To consider moving into Closed Session.

The following confidential reports have been distributed separately:

Report
<i>Item 1 – Goulburn Airport Sale</i>
<i>Item 2 – Request for Reduction of Water Account</i>

Recommendation

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

Item 1 Goulburn Airport Sale

s10A(2)(g) Local Government Act 1993 - advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege

Purpose of Report

To provide an update on the Notice of Demand served on Domain Corporation (Goulburn Airport) Pty Ltd.

This matter is referred for discussion in Closed Council as the matter relates to legal proceedings.

Discussion of the matter in an open meeting would be, on balance, contrary to the public interest as the matter involves tactics and approach to proposed legal action.

Item 2 Request for Reduction of Water Account

s10A(2)(b) Local Government Act 1993 - the personal hardship of any resident or ratepayer

Purpose of Report

To seek determination of a request for the reduction of a water usage account that falls outside of Council's Water Leakage Policy.

This matter is referred for discussion in Closed Council due to the personal hardship of a ratepayer.

Resolved 09/614

Cr Sturgiss/Cr Peterson

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

Item 1 Goulburn Airport Sale

*s10A(2)(g) Local Government Act 1993 - advice concerning litigation, or advice that would otherwise be privileged from
production in legal proceedings on the ground of legal professional privilege*

Purpose of Report

***To provide an update on the Notice of Demand served on Domain Corporation
(Goulburn Airport) Pty Ltd.***

***This matter is referred for discussion in Closed Council as the matter relates to
legal proceedings.***

***Discussion of the matter in an open meeting would be, on balance, contrary to
the public interest as the matter involves tactics and approach to proposed legal
action.***

Item 2 Request for Reduction of Water Account

s10A(2)(b) Local Government Act 1993 - the personal hardship of any resident or ratepayer

Purpose of Report

***To seek determination of a request for the reduction of a water usage account
that falls outside of Council's Water Leakage Policy.***

***This matter is referred for discussion in Closed Council due to the personal
hardship of a ratepayer.***

Item 2 Department of Local Government Circulars

Reporting Officer

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 09/615

Cr O'Neill/Cr Dillon

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

Item 3 Questions Without Notice & Task List Status Report

Reporting Officer

Executive Assistant – Karen Gardiner

Purpose of Report

To advise of replies to Questions Without Notice from Councillors at the 15 September 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 09/616

Cr Banfield/Cr Kirk

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

**Item 4 Councillor Workshops, Briefing Sessions &
Professional Development Program (Enclosure)**

Reporting Officer

Executive Assistant – Karen Gardiner

Purpose of Report

To advise of a Councillor Workshop, Briefing Sessions and Professional Development Program held since last being report to Council Meeting on 15 September 2009.

Recommendation

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

Resolved 09/617

Cr Kirk/Cr Penning

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

**Item 5 Correspondence for Information / Attention
(Enclosure)**

Reporting Officer

Executive Assistant – Karen Gardiner

Purpose of Report

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

Recommendation

That the information on correspondence be noted.

Resolved 09/618

Cr Kirk/Cr Kettle

That the information on correspondence be noted.

Item 6 Request for Payment of Legal Costs (Attachment)

Reporting Officer

General Manager – Chris Berry

Purpose of Report

To re-present the latest request by Mr & Mrs Raft for payment of their legal costs incurred in their appeal to the Land and Environment Court against a bus depot at 64 Wayo Street, North Goulburn.

Recommendation

That the request by Mr & Mrs Raft of 60 Wayo Street, North Goulburn seeking payment of legal costs incurred in the Land and Environment Court actions be deferred.

Resolved 09/619

Cr Penning/Cr O'Neill

That the request by Mr & Mrs Raft of 60 Wayo Street, North Goulburn seeking payment of legal costs incurred in the Land and Environment Court actions be deferred.

Item 7 Privacy Management Plan (Enclosure)

Reporting Officer

Corporate Governance Coordinator – Simone Blay

Purpose of Report

To present a Draft Privacy Management Plan for consideration and/or adoption.

Recommendation

That:

- A. The Draft *Goulburn Mulwaree Council Privacy Management Plan* be placed on public exhibition.
- B. Following public exhibition of the Draft Plan if no significant objections are received on the Draft *Privacy Management Plan* be adopted.

Resolved 09/620

Cr Sturgiss/Cr Dillon

That:

- A. *The Draft Goulburn Mulwaree Council Privacy Management Plan be placed on public exhibition.*
- B. *Following public exhibition of the Draft Plan if no significant objections are received on the Draft Privacy Management Plan be adopted.*

**Item 8 Payment of Expenses & Provision of Facilities to the
Mayor & Councillors Policy (Enclosure)**

Reporting Officer

Corporate Governance Coordinator – Simone Blay

Purpose of Report

To present a review of the Payment of Expenses & Provision of Facilities to the Mayor & Councillors Policy.

Recommendation

That:

- A. The Draft *Payment of Expenses & Provision of Facilities to the Mayor & Councillors Policy* be placed on public exhibition in accordance with s253 *Local Government Act 1993*.
- B. Following public exhibition of the Draft Policy if no significant objections are received the Draft *Payment of Expenses & Provision of Facilities to the Mayor & Councillors Policy* be adopted.

Resolved 09/621

Cr Penning/Cr Sturgiss

That:

- A. *The Draft Payment of Expenses & Provision of Facilities to the Mayor & Councillors Policy be placed on public exhibition in accordance with s253 Local Government Act 1993 and any direction from the recent Department of Local Government circular.*
- B. *Following public exhibition of the Draft Policy if no significant objections are received the Draft Payment of Expenses & Provision of Facilities to the Mayor & Councillors Policy be adopted.*

Item 9 Gifts & Benefits Policy (Enclosure)

Reporting Officer

Corporate Governance Coordinator – Simone Blay

Purpose of Report

To present a review of the *Gifts & Benefits Policy*.

Recommendation

That:

- A. The Draft *Gifts & Benefits Policy* be placed on public exhibition.
- B. Following the public exhibition of the Draft Policy if no significant objections are received the Draft *Gifts & Benefits Policy* be adopted.

Resolved 09/622

Cr Peterson/Cr Penning

That:

- A. *The Draft Gifts & Benefits Policy be placed on public exhibition.*
- B. *Following the public exhibition of the Draft Policy if no significant objections are received the Draft Gifts & Benefits Policy be adopted.*

Item 10 Complaints & Compliments Policy (Enclosure)

Reporting Officer

Corporate Governance Coordinator – Simone Blay

Purpose of Report

To present a review of the *Complaints & Compliments Policy*.

Recommendation

That the revised *Complaints & Compliments Policy* be adopted.

Resolved 09/623

Cr Peterson/Cr Kettle

That the revised Complaints & Compliments Policy be adopted.

Item 11 Internal Reporting Policy (Enclosure)

Reporting Officer

Corporate Governance Coordinator – Simone Blay

Purpose of Report

To present a review of the *Internal Reporting Policy*.

Recommendation

That the review of the *Internal Reporting Policy* (April 2007) be noted and no changes be made.

Resolved 09/624

Cr Peterson/Cr Dillon

That the review of the Internal Reporting Policy (April 2007) be noted and no changes be made.

Item 12 Sponsorship Policy (Enclosure)

Reporting Officer

Corporate Governance Coordinator – Simone Blay

Purpose of Report

To present a review of the Sponsorship Policy.

Recommendation

That the review of the *Sponsorship Policy* (September 2007) be noted and no changes be made to the existing policy.

Resolved 09/625

Cr Peterson/Cr Kettle

That the review of the Sponsorship Policy (September 2007) be noted and no changes be made to the existing policy.

**Item 13 Local Government Association Annual Conference
Policy (Enclosure)**

Reporting Officer

General Manager – Chris Berry

Purpose of Report

To present a Draft Policy outlining the arrangement for Councillor attendance at the annual Local Government Association Conference.

Recommendation

That the Draft Policy on attendance at the Local Government Association Annual Conference be adopted.

Resolved 09/626

Cr Dillon/Cr Penning

That the Draft Policy on attendance at the Local Government Association Annual Conference be adopted with an amendment that the arrangements for travel be consistent with Council's Expenses Policy.

**Item 14 Administrative Guideline – Late
Information/Reports at Council Meetings
(Attachment)**

Reporting Officer

General Manager – Chris Berry

Purpose of Report

To present a Draft Administrative Guideline to outline the arrangements for the tabling of late reports or information at Council Meetings.

Recommendation

That the Draft Administrative Guideline – Late Information/Reports at Council Meetings be endorsed.

Resolved 09/627

Cr Penning/Cr Banfield

That the Draft Administrative Guideline – Late Information/Reports at Council Meetings be endorsed.

**Item 15 Department of Local Government – Promoting
Better Practice Review (Enclosure)**

Reporting Officer

Corporate Governance Coordinator – Simone Blay

Purpose of Report

To advise of progress in implementing the outcomes from the Promoting Better Practice Review undertaken by the Department of Local Government (DLG).

Recommendation

That the quarterly report on progress in implementing the outcomes from the *Promoting Better Practice Review* undertaken by the Department of Local Government be noted.

Resolved 09/628

Cr O'Neill/Cr Kirk

That the quarterly report on progress in implementing the outcomes from the Promoting Better Practice Review undertaken by the Department of Local Government be deferred to the Strategic Planning Workshop.

**Item 16 Designated Person - Section 449 Local Government
Act 1993**

Reporting Officer

Corporate Governance Coordinator – Simone Blay

Purpose of Report

To table the Disclosure of Interests Register

Recommendation

That the information on the Disclosure of Interests Register be noted.

Resolved 09/629

Cr Peterson/Cr Penning

That the information on the Disclosure of Interests Register be noted.

Item 17 Main Road 92 – Beyond Nerriga (Enclosure)

Reporting Officer

General Manager – Chris Berry

Purpose of Report

To report on recent discussions involving senior staff from Upper Lachlan, Palerang, Shoalhaven and Goulburn Mulwaree Councils regarding Main Road 92.

Recommendation

That:

- A. A commitment be made to implementing, on a collective basis with Palerang, Shoalhaven and Upper Lachlan Councils, a sign strategy in the 2010/11 budget to promote the use of the escarpment crossing based on the Nowra-Nerriga upgrade.
- B. Council agree to consider fund in the 2010/11 budget.
- C. A commitment be made to join with Palerang, Shoalhaven and Upper Lachlan in a partnership alliance to undertake a freight route investigation study from Nerriga to the Highway corridors on the Southern Tablelands.
- D. Council join with Palerang, Shoalhaven and Upper Lachlan to bring to the alliance partners with a common goal to enhance business and trade based on an improved escarpment crossing
- E. A funding package be developed jointly with Palerang, Shoalhaven and Upper Lachlan for the selected freight route based on Infrastructure Australia guidelines.

Resolved 09/630

Cr Penning/Cr O'Neill

That:

- A. *A commitment be made to implementing, on a collective basis with Palerang, Shoalhaven and Upper Lachlan Councils, a sign strategy in the 2010/11 budget to promote the use of the escarpment crossing based on the Nowra-Nerriga upgrade.*
- B. *Council agree to consider funding in the 2010/11 budget.*
- C. *A commitment be made to join with Palerang, Shoalhaven and Upper Lachlan in a partnership alliance to undertake a freight route investigation study from Nerriga to the Highway corridors on the Southern Tablelands.*
- D. *Council join with Palerang, Shoalhaven and Upper Lachlan to bring to the alliance partners with a common goal to enhance business and trade based on an improved escarpment crossing*
- E. *A funding package be developed jointly with Palerang, Shoalhaven and Upper Lachlan for the selected freight route based on Infrastructure Australia guidelines.*

Corporate Services Report

Item 1 Corporate Services Update

Reporting Officer

Acting Director Corporate Services – Ken Wheeldon

Purpose of Report

Some of the major activities being undertaken in the Corporate Services Division are outlined below.

Recommendation

That the Corporate Services update report be noted.

Resolved 09/631

Cr Penning/Cr Kirk

That the Corporate Services update report be noted.

Item 2 Statement of Investments and Bank Balances (Attachment)

Reporting Officer

Acting Finance Manager (Operational) – Chris Lambert

Purpose of Report

To report on the Investment Performance and Bank Balances as at 6 October 2009.

Recommendation

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

Resolved 09/632

Cr Dillon/Cr Kirk

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

Item 3 Monthly Financial Report (Enclosure)

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 09/633

Cr Sturgiss/Cr Penning

That the information on the Monthly Financial Report be noted.

Item 4 Annual Financial Reports and Special Purpose Reports for 2008/09 (Enclosure)

Reporting Officer

Acting Finance Manager (Operational) – Chris Lambert

Purpose of Report

To endorse the Statement by Councillors and Management relating to the Goulburn Mulwaree Council Annual Financial Statements and Special Purpose Statements for the year ended 30 June 2009.

Recommendation

That the Annual Financial Statements and Special Purpose Statements for Goulburn Mulwaree Council for the year ending 30 June 2009 be referred to Audit and the Statements under s413(2) *Local Government Act 1993* be endorsed and signed off.

Resolved 09/634

Cr Kirk/Cr Sturgiss

That the Annual Financial Statements and Special Purpose Statements for Goulburn Mulwaree Council for the year ending 30 June 2009 be referred to Audit and the Statements under s413(2) Local Government Act 1993 be endorsed and signed off.

Item 5 Debtors Outstanding Report

Reporting Officer

Revenue Officer – Cheree Langford

Purpose of Report

To advise on the status of Debtor collections as at 1 October 2009.

Recommendation

That the report on outstanding sundry debtors be noted.

Resolved 09/635

Cr Kettle/Cr Penning

That the report on outstanding sundry debtors be noted.

Item 6 Water Outstanding Report

Reporting Officer

Revenue Officer – Karen Gray

Purpose of Report

To advise Council on the status of water collections as at 28 September 2009.

Recommendation

That the report on outstanding water accounts be noted.

Resolved 09/636

Cr Sturgiss/Cr Penning

That the report on outstanding water accounts be noted.

**Item 7 Management Plan – Crown Land Licence
Agreements**

Reporting Officer

Acting Director Corporate Services - Ken Wheeldon

Purpose of Report

To advise of the current statutory fees set by the Minister administering the *Crown Lands Act* 1989 for licences and/or sub-licences over Crown Land and the impact this has for private learn to swim instructors at the Goulburn Aquatic Centre.

Recommendation

That the new minimum statutory fees of \$450 for licences and sub-licences for the use of Crown Reserves under the *Crown Lands Act* 1989 be noted.

Resolved 09/637

Cr Penning/Cr Kettle

That:

- A. *The new minimum statutory fees of \$450 for licences and sub-licences for the use of Crown Reserves under the Crown Lands Act 1989 be noted*
- B. *Council seek reasoning and substantiation for the fee increase from the State Government and suggest a phasing in period for the current increase.*

**Item 8 Old Band Hall, Clinton Street, Goulburn
(Attachment)**

Reporting Officer

Acting Director Corporate Services - Ken Wheeldon

Purpose of Report

To provide background details on the old Band Hall, Clinton Street, Goulburn.

Recommendation

That the report on the Old Band Hall be noted.

Resolved 09/638

Cr Peterson/Cr Kettle

That the report on the Old Band Hall be noted.

Item 9 By-Election Costs

Reporting Officer

Acting Director Corporate Services - Ken Wheeldon

Purpose of Report

To provide details of costs incurred for the By-Election.

Recommendation

That the information on By-Election Costs be noted.

Resolved 09/639

Cr Peterson/Cr Kettle

That the information on By-Election Costs be noted.

Planning and Community Services Report

Item 1 Goulburn Mulwaree Development Control Plan 2009 Amendment No. 1 (Enclosure)

Reporting Officer

Manager Strategic Planning – John Massey

Purpose of Report

To report on the outcomes from the public exhibition of Goulburn Mulwaree Development Control Plan (DCP) 2009, Amendment No. 1.

Recommendation

That the exhibited Goulburn Mulwaree Development Control Plan Amendment No. 1 be adopted.

Resolved 09/640

Cr Sturgiss/Cr Kirk

That the exhibited Goulburn Mulwaree Development Control Plan Amendment No. 1 be adopted.

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	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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 20 October 2009 commencing at 6pm in the Council Chambers

Item 2 Sustainability Action Plan

Reporting Officer

Strategic Planner - Jack Miller

Purpose of Report

To present a report relating to options to progress Council's Sustainability Action Plan.

Recommendation

That Expressions of Interest to prepare a Sustainability Action Plan be sought.

Resolved 09/641

Cr Sturgiss/Cr O'Neill

That Expression's of Interest to prepare a Sustainability Action Plan 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.

Councillor	For the Motion	Against the Motion
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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 20 October 2009 commencing at 6pm in the Council Chambers

Item 3 Kingsdale Locality (Attachment)

Reporting Officer

Strategic Planning Support Assistant – Crystal Golden

Purpose of Report

To report on the petition regarding the naming of the Kingsdale locality.

Recommendation

That the report on the Kingsdale locality be noted.

Resolved 09/642

Cr O'Neill/Cr Sturgiss

That the report on the Kingsdale locality 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	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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 20 October 2009 commencing at 6pm in the Council Chambers

Item 4 Joint Regional Planning Panel (Attachment)

Reporting Officer

Acting Director Planning & Community Services – Chris Stewart

Purpose of Report

To report on the remuneration for local appointed members.

Recommendation

That local Elected Councillors appointed to the Joint Regional Planning Panel receive a fee of \$600 per application referred to the Panel for determination.

Resolved 09/643

Cr O'Neill/Cr Kettle

That the report on the allowance for Councillors on the Joint Regional Planning Panel be deferred to enable clarification of the issue with the Department of Local Government.

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	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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 20 October 2009 commencing at 6pm in the Council Chambers

Item 5 Significant Development Applications & Recent Decisions (Attachment)

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 Local Environmental Plans (LEP).

Recommendation

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

Resolved 09/644

Cr Peterson/Cr Banfield

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	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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 20 October 2009 commencing at 6pm in the Council Chambers

Item 6 Development Statistics

Reporting Officer

Executive Assistant Planning & Community Services - Debbie McCarthy

Purpose of Report

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

Recommendation

That the information on development activity be noted.

Resolved 09/645

Cr Peterson/Cr O'Neill

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.

Councillor	For the Motion	Against the Motion
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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 20 October 2009 commencing at 6pm in the Council Chambers

Item 7 0001/0910/DA – Proposed Livestock Exchange, 68 & 102 Mazamet Road, South Goulburn. (Enclosure)

Reporting Officer

Senior Town Planner – Dianne James

Purpose of Report

To advise of the progress of the above application and outline a submission to the Southern Region Joint Planning Panel for a stock and sales yard at 68 & 102 Mazamet Road, South Goulburn.

Recommendation

That in relation to Development Application No. 1/0910/DA for a stock and sales yard at 68 & 102 Mazamet Road, South Goulburn:

- A. A submission be lodged to the Southern Region Planning Panel outlining the concerns / issues expressed in this report together with draft conditions.
- B. A presentation be made to the Southern Region Planning Panel on 2 November 2009.
- C. Council staff shall consider any additional information provided by the applicant and prepare revised consent conditions.

A late submission was received from Southern Meats on the 15 October 2009.

Resolved 09/646

Cr Penning/Cr Kettle

That the late submission from Southern Meats be noted and referred to the assessment panel.

Councillor	For the Motion	Against the Motion
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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 20 October 2009 commencing at 6pm in the Council Chambers

Resolved 09/647

Cr Penning/Cr Kettle

That in relation to Development Application No. 1/0910/DA for a stock and sales yard at 68 & 102 Mazamet Road, South Goulburn:

- A. A submission be lodged to the Southern Region Planning Panel outlining the concerns / issues expressed in this report together with draft conditions.*
- B. A presentation be made to the Southern Region Planning Panel on 2 November 2009.*
- C. Council staff shall consider any additional information provided by the applicant and prepare revised consent conditions.*

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	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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 20 October 2009 commencing at 6pm in the Council Chambers

Item 8 6/0910/DA – Proposed Industrial Complex, 88 Hume Street (Cnr Lansdowne & Robinson St), South Goulburn (Enclosure)

Reporting Officer

Senior Town Planner – Dianne James

Purpose of Report

To present the Assessment Report for an industrial complex at 88 Hume Street (Cnr Lansdowne and Robinson Street), South Goulburn.

Recommendation

That Conditional Development Consent be granted under delegation for Development Application No. 6/0910/DA for an industrial complex at 88 Hume Street (Cnr Lansdowne and Robinson Streets), South Goulburn.

Cr O'Neill declared an interest in this item and the following and left the meeting at 7.35pm.

Resolved 09/648

Cr Peterson/Cr Kettle

That Conditional Development Consent be granted under delegation for Development Application No. 6/0910/DA for an industrial complex at 88 Hume Street (Cnr Lansdowne and Robinson Streets), South 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.

Councillor	For the Motion	Against the Motion
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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 (Absent)		
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 20 October 2009 commencing at 6pm in the Council Chambers

Item 9 12/0910/DA – Proposed Factory, 101 Robinson Street, South Goulburn (Enclosure)

Reporting Officer

Senior Town Planner – Dianne James

Purpose of Report

To present the Assessment Report for a factory business at 101 Robinson Street, South Goulburn.

Recommendation

That Conditional Development Consent be granted under delegation for Development Application No. 12/0910/DA for a factory and showroom (light industry) at 101 Robinson Street, South Goulburn following concurrence from SCA.

Resolved 09/649

Cr Peterson/Cr Penning

That Conditional Development Consent be granted under delegation for Development Application No. 12/0910/DA for a factory and showroom (light industry) at 101 Robinson Street, South Goulburn following concurrence from SCA.

Cr O'Neill returned to the meeting at 7.36pm.

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	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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 (Absent)		
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 20 October 2009 commencing at 6pm in the Council Chambers

Item 10 53/0910/DA – Staged Residential Subdivision and Multi Dwellings, Gibson Street, Goulburn (Enclosure)

Cr Peterson left the meeting at 7.36pm.

Reporting Officer

Senior Development Assessment Officer – Stephanie Mowle

Purpose of Report

To present the Assessment Report for the construction of 16 detached dwellings and Torrens title staged subdivision at Gibson Street, Goulburn.

Recommendation

That subject to the concurrence of Sydney Catchment Authority, Development Consent be granted under delegation for Development Application No. 53/0910/DA at Gibson Street, Goulburn to:

- A. Construct 16 detached dwellings to be registered as a Torrens title subdivision, and
- B. Develop the remaining estate in accordance with the submitted concept plan.

Resolved 09/650

Cr Penning/Cr Dillon

That subject to the concurrence of Sydney Catchment Authority, Development Consent be granted under delegation for Development Application No. 53/0910/DA at Gibson Street, Goulburn to:

- A. Construct 16 detached dwellings to be registered as a Torrens title subdivision, and*
- B. Develop the remaining estate in accordance with the submitted concept plan.*

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	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input 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 (Absent)		
Cr Kettle	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Minutes of the Ordinary Meeting of Council held Tuesday 20 October 2009 commencing at 6pm in the Council Chambers

Item 11 17/0910/MOD – Driver Training Centre, 8 Prairie Oak Road, Marulan (Enclosure)

Reporting Officer

Development Assessment Officer – Lauren Evans

Purpose of Report

To present the Assessment Report for a request to modify the Consent for a driver training centre at 8 Prairie Oak Road, Marulan.

Recommendation

That:

- A. Modification Application No. 17/0910/MOD for a driver training centre be refused on the following grounds:
 - (i) The development would have an adverse impact on residential amenity
 - (ii) The development would have unacceptable impacts on the locality by way of noise generation.
- B. Appropriate enforcement action be taken in relation to any breach of conditions in Development Consent No. 360/0708/DA.

Resolved 09/651

Cr Kettle/Cr O'Neill

That the item be deferred until the December 2009 Council Meeting.

Cr Peterson returned to the meeting at 7.37pm.

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	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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"/>

Item 12 Minda Landfill and Quarry, 2622 Oallen Ford Road, Oallen Ford (Enclosure)

Reporting Officer

Acting Director Planning & Community Services – Chris Stewart

Purpose of Report

To advise of recent developments associated with operation of the Minda Landfill and Quarry.

Recommendation

That:

- A. The report on Minda Landfill and Quarry operations be noted.
- B. The Department of Environment, Climate Change and Water's co-operation be sought in terms of enforcement action.
- C. A status report be prepared for future Council meetings regarding progress with collection of contributions for extraordinary road damage.

Cr Kirk left the meeting at 7.55pm and returned to the meeting at 7.57pm

Resolved 09/652

Cr Sturgiss/Cr Kirk

That:

- A. The report on Minda Landfill and Quarry operations be noted.*
- B. The Department of Environment, Climate Change and Water's co-operation be sought in terms of enforcement action.*
- C. A status report be prepared for future Council meetings regarding progress with collection of contributions for extraordinary road damage.*
- D. Enforcement action be taken in accordance with Councils Policy if the required documentation seeking a variation in consent condition is not received within 14 days.*
- E. A status report be presented to a future meeting on the progress of collection of contributions for extraordinary road damage for all extractive industries.*

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	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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"/>

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Item 13 Ardmore Park Quarry, Oallen Ford Road, Bungonia (Enclosure)

Reporting Officer

Acting Director Planning & Community Services – Chris Stewart

Purpose of Report

To advise of a recent determination by the Department of Planning in relation to the proposed quarry at Ardmore Park, Bungonia.

Recommendation

That the report on the Project Approval for the Ardmore Park Quarry, Bungonia by the Minister for Planning be noted.

Resolved 09/653

Cr O'Neill/Cr Kettle

That the report on the Project Approval for the Ardmore Park Quarry, Bungonia by the Minister for Planning 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	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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"/>

Item 14 NSW Weeds Action Program & Community Involvement

Reporting Officer

Acting Manager Environmental Services – Rod Diacono

Purpose of Report

To provide information on proposed changes to the Noxious Weeds Funding from 2010/11 financial year.

Recommendation

That the report on NSW Weeds Action Program & Community Involvement be noted.

Resolved 09/654

Cr O'Neill/Cr Sturgiss

That the report on NSW Weeds Action Program & Community Involvement be noted.

Councillor	For the Motion	Against the Motion
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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"/>

Item 15 Regulatory Report

Reporting Officer

Acting Manager Environmental Services – Rod Diacono

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 September 2009.

Recommendation

That the information on regulatory activity be noted.

Resolved 09/655

Cr O'Neill/Cr Sturgiss

That the information on regulatory activity be noted.

Councillor	For the Motion	Against the Motion
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kettle	<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 Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Item 16 Home and Community Care Funding

Reporting Officer

Manager Community Services – Jim Styles

Purpose of Report

To advise of a new funding agreement for Home and Community Care Programs (HACC) run through the McDermott Centre.

Recommendation

That the Funding agreement be signed under the seal of Council.

Resolved 09/656

Cr O'Neill/Cr Penning

That the Funding agreement be signed under the seal of Council.

Councillor	For the Motion	Against the Motion
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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"/>

Engineering Services Reports

Item 1 Engineering Services Update

Reporting Officer

Acting Director Engineering Services – Terry Cooper.

Purpose of Report

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

Recommendation

That the information in the Engineering Services Update be noted.

Resolved 09/657

Cr O'Neill/Cr Penning

That the information in the Engineering Services Update be noted.

Item 2 Roadside Weed Control September 2009

Reporting Officer

Cemetery & Facilities Co-ordinator – Brian Ohlback

Purpose of Report

To advise on roadside weed control for the month of September 2009.

Recommendation

That the information on roadside weed control be noted.

Resolved 09/658

Cr O'Neill/Cr Penning

That the information on roadside weed control be noted.

Item 3 Agreement for South East Weight of Loads Inspectors

Reporting Officer

Manager Engineering Development – Ian Aldridge

Purpose of Report

To obtain approval for the employment agreement for the appointment of three authorised South East Weight of Loads (SEWOL) officers.

Recommendation

That:

- A. Pursuant to Cl130A(C2) *Motor Traffic Regulations 1935* and s8G(C2) *Environment Offences and Penalties Act 1989* that Christopher John STUART, Derek Michael TOOTH, Julie Denise MATTHEWS, be appointed as authorised officers for the specified purposes of Acts and Regulations.

Pursuant to s251 *Roads Act 1993* and other enabling powers, that Christopher John STUART, Derek Michael TOOTH, Julie Denise MATTHEWS, be appointed as authorised officers for the purposes of each of the provisions of Part 14 *Roads Act 1993* and authorises those persons to exercise the powers conferred by s27C *Road Transport (Vehicles Registration) Act 1997*.

- B. The delegations given in A above to include authorisation to proceed with prosecutions under the *Road Transport (Mass, Loading and Access) Regulation 2005*.
- C. Goulburn Mulwaree Council of New South Wales pursuant to s121(1) *Road Transport (General) Act 2005* hereby appoints the person occupying the position listed in the schedule below as an authorised officer for the purpose of the following sections of the *Road Transport (General) Act 2005*:

- Section 136: Direction to stop vehicle or combination; to enable exercise of other powers
- Section 137: Direction to move vehicle or combination; to enable exercise of other powers
- Section 138: Direction to move vehicle or combination; where danger or obstruction
- Section 140: Manner of giving directions under this Division
- Section 171: Authorised officer may require production of drivers licence and name and address from driver or rider
- Section 173: Authorised officer may require responsible person for vehicle and others to disclose identify of driver who commits offence

SCHEDULE

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Christopher John STUART Inspector

D. The agreement be signed under the seal of Council.

Resolved 09/659

Cr Peterson/Cr O'Neill

That:

C. *Pursuant to CII30A(C2) Motor Traffic Regulations 1935 and s8G(C2) Environment Offences and Penalties Act 1989 that Christopher John STUART, Derek Michael TOOTH, Julie Denise MATTHEWS, be appointed as authorised officers for the specified purposes of Acts and Regulations.*

Pursuant to s251 Roads Act 1993 and other enabling powers, that Christopher John STUART, Derek Michael TOOTH, Julie Denise MATTHEWS, be appointed as authorised officers for the purposes of each of the provisions of Part 14 Roads Act 1993 and authorises those persons to exercise the powers conferred by s27C Road Transport (Vehicles Registration) Act 1997.

D. *The delegations given in A above to include authorisation to proceed with prosecutions under the Road Transport (Mass, Loading and Access) Regulation 2005.*

E. *Goulburn Mulwaree Council of New South Wales pursuant to s121(1) Road Transport (General) Act 2005 hereby appoints the person occupying the position listed in the schedule below as an authorised officer for the purpose of the following sections of the Road Transport (General) Act 2005:*

Section 136: Direction to stop vehicle or combination; to enable exercise of other powers

Section 137: Direction to move vehicle or combination; to enable exercise of other powers

Section 138: Direction to move vehicle or combination; where danger or obstruction

Section 140: Manner of giving directions under this Division

Section 171: Authorised officer may require production of drivers licence and name and address from driver or rider

Section 173: Authorised officer may require responsible person for vehicle and others to disclose identify of driver who commits offence

SCHEDULE

Christopher John STUART Inspector

D. *The agreement be signed under the seal of Council.*

**Item 4 Progress Report – Lumley Road Bridge
Replacement, Tarago**

Reporting Officer

Manager Works – 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 Road bridge construction be noted.

Resolved 09/660

Cr Kirk/Cr Sturgiss

That the report on the progress of the Lumley Road bridge, Tarago construction be noted.

**Item 5 Rehabilitation Works - Lumley/ Cullulla/ Sandy
Point / Oallen Ford Roads, Tarago**

Reporting Officer

Manager Works – Andrew Palmer

Purpose of Report

To advise of the need to undertake urgent road rehabilitation on a number of local roads in the Tarago area due to road damaged caused by heavy haulage vehicles transporting asbestos from the Australian Capital Territory (ACT) to a licensed dispose site on Oallen Ford Road, Tarago

Recommendation

That rehabilitation works for Lumley, Cullulla, Sandy Point and Oallen Ford Roads, Tarago be funded by:

- \$238,000 from Section 94 Rural Road funds to the amount of \$238,000.
- \$152,000 by deferring road rehabilitation works planned Currawang Road as identified in the 2009/2010 Management Plan.

Resolved 09/661

Cr O'Neill/Cr Sturgiss

That rehabilitation works for Lumley, Cullulla, Sandy Point and Oallen Ford Roads, Tarago be funded by:

- *\$238,000 from Section 94 Rural Road funds to the amount of \$238,000.*
- *\$152,000 by deferring road rehabilitation works planned Currawang Road as identified in the 2009/2010 Management Plan until such time that outstanding section 94 contributions are received.*

Item 6 Annual Calendar of Events

Reporting Officer

Acting Director Engineering Services – Terry Cooper.

Purpose of Report

To inform of the development of an Annual Calendar of Events where all events and bookings will be recorded

Recommendation

That the action taken to develop an Annual Calendar of Events be noted.

Resolved 09/662

Cr Peterson/Cr Dillon

That the action taken to develop an Annual Calendar of Events be noted.

Water Services Report

Item 1 Water Supply Status Report – September 2009

Reporting Officer

Acting Water Services Manager – Marina Hollands

Purpose of Report

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

Recommendation

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

Resolved 09/663

Cr O'Neill/Cr Kettle

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

Item 2 Water Services Update

Reporting Officer

Acting Manager Water Services – Marina Hollands

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 09/664

Cr Peterson/Cr Banfield

That the Water Services Update be noted.

Petitions

Nil

Urgent Business / Late Items

Nil

Minutes of the Ordinary Meeting of Council held Tuesday 20 October 2009 commencing at 6pm in the Council Chambers

Questions Without Notice

Cr O'Neill	Can an inspection of streets be incorporated in to the preparation of the Capital Works Program for the 2010/11 Management Plan
	What is happening with the TV antenna in Eastgrove?
Cr Kettle	Why was there not a Council representative attending the Goulburn District Tourism Meeting?
Cr Dillon	Old computers have been dumped in the Marsden Weir. Can they please be removed?
	How often does maintenance occur at the Wollondilly walking trail?
Cr Peterson	Are any Council representatives attending the auction of the Kenmore site in Sydney next week?

Closed Council

Resolved 09/665

Cr O'Neill/Cr Sturgiss

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

Council resolved into Closed Council at 8.27pm.

The items determined in Executive Report Item 1 for consideration in Closed Session were discussed.

Council resolved into Open Council at 8.41pm.

Resolved 09/666

Cr O'Neill/Cr Kirk

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

These motions were:

Executive Services Report

Item 1 Goulburn Airport Sale

Resolved 09/667

Cr O'Neill/Cr Kirk

That action be taken as outlined in the report to recover the outstanding deposit from Domain Corporation (Goulburn Airport) Pty Ltd and/or from the Guarantor.

Minutes of the Ordinary Meeting of Council held Tuesday 20 October 2009 commencing at 6pm in the Council Chambers

Item 2 Request for Reduction of Water Account (Attachment)

Resolved 09/668

Cr O'Neill/Cr Kirk

That the item be deferred pending further investigation.

Task List

Responsible Directorate	Responsible Officer	Item No	Task
Executive Services	General Manager	N/A	Send condolences to former Councillor Maureen Eddy on the loss of her son Stephen
		N/A	Arrange a briefing report on the SEATS Committee to be provided to Councillor Peterson
		N/A	Invite the licensee of Wakefield Park to attend a future General Purposes Committee Meeting
		<i>Notice of Motion – Cr Penning</i>	Provide a report back to future Council meeting on clash of the dates for the annual Convoy for Kids and the 25 anniversary of the NSW Police College Parade both organised for the 14 November 2009 in Goulburns main street
		<i>Notice of Motion – Cr Kettle</i>	Send letter to Hon Carmel Tebbutt, NSW Minister for Health protesting against the proposed staffing changes at the Bourke Street Health Service
		7, 8, 9 and 10	Place Privacy Management Plan, Draft Payment of Expenses & Provision of Facilities to the Mayor & Councillors Policy, Draft Gifts & Benefits Policy and Complaints & Compliments Policy on public exhibition.
		13	Make amendment to Draft Policy on attendance at the Local Government Association Annual Conference to say that the arrangements for travel be consistent with Councils Expenses Policy
		15	Add Promoting Better Practice Review to agenda for Strategic Planning Workshop on 15 November 2009.
		17	Notify Palerang, Shoalhaven and Upper Lachlan Councils of support for partnership alliance to undertake a freight route investigation study from Nerriga to the Highway corridors on the Southern Tablelands
		Corporate Services	Director Corporate Services

Minutes of the Ordinary Meeting of Council held Tuesday 20 October 2009 commencing at 6pm in the Council Chambers

Responsible Directorate	Responsible Officer	Item No	Task
Planning & Community Services	Acting Director Planning & Community Services	2	Seek Expressions of Interest to prepare a Sustainability Action Plan
		7	Refer Southern Meats late submission to the assessment panel
		7	Lodge a submission to the Joint Regional Planning Panel 1/0910/DA for a stock and sales yard at 68 & 102 Mazamet Road, South Goulburn
		8	Arrange Conditional Development Consent for Development Application No. 6/0910/DA for an industrial complex at 88 Hume Street (Cnr Lansdowne and Robinson Streets), South Goulburn
		9	Arrange Conditional Development Consent for Development Application No. 12/0910/DA for a factory and showroom (light industry) at 101 Robinson Street, South Goulburn following concurrence from SCA
		10	Arrange Development Consent for Development Application No. 53/0910/DA at Gibson Street, Goulburn
		11	Provide a report back to the December 2009 Council Meeting on 17/0910/MOD – Driver Training Centre, 8 Prairie Oak Road, Marulan
		12	Contact Department of Environment, Climate Change and Water's to seek co-operation in terms of enforcement action for Minda Landfill and Quarry
			Provide a status report regarding for future Council meetings regarding progress with collection of contributions for extraordinary road damage
		16	Arrange funding agreement for Home and Community Care Programs (HACC) to be signed under the seal of Council
Engineering Services	Acting Director of Engineering Services	<i>QWN</i>	Arrange for the removal of old computers at Marden Weir

Meeting closed at 8.41pm.

The minutes were confirmed at the Council meeting on 17 November 2009 at which this signature was endorsed.

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Mayor Carol James
Mayor

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Mr Chris Berry
General Manager