

Minutes of the Ordinary Meeting of Council held Tuesday 16th May, 2006 commencing at 6.00pm in the Council Chambers

Present

His Worship the Mayor – Cr P Stephenson, Cr R Craig, Cr M Eddy, Cr S Harris, Cr T Lamarra, Cr M O’Neill, Cr D Sturgiss, Cr K Sullivan, Cr M Hadlow (from 6.30pm).

Also Present

General Manager (Mr L Johnson), Director Planning and Community Services (Mr C Berry), Director Engineering Services (Mr P Hansen), Director Corporate Services (Mr D Holwerda), Manager of Economic Development & Administration (Mr Ken Wheeldon), Manager Parks and Recreation (Mr Tim Geyer), Public Relations Officer (Ms V Toparis), Executive Support Officer (Mrs V Flanagan).

Opening Prayer

Read by Cr Sullivan.

Apologies and Leave of Absence

Resolved 06/228

Cr Eddy / Cr Craig

That apologies be received and leave of absence be granted for Cr Lamarra, and for Cr Hadlow until arrival at 6.30pm..

Disclosure of Interests

Cr Eddy declared an interest in:

- Item 1 - Advisory Committees of the Executive Report to Closed Session

Mayoral Minute

Resolved 06/229

Cr Sturgiss / Cr Craig

That the Mayoral Minute be received and noted.

Mayoral Report to Council

Item 1 Independent Inquiry into the Financial Sustainability of NSW Local Government

Reporting Officer

Mayor – Councillor Paul Stephenson

Purpose of Report

To formally advise of the release of the Allan Report

Resolved 06/230

Cr Sullivan / Cr Craig

1. *That the report be received and noted.*
2. *That the Independent Panel be commended on the successful conduct and completion of this watershed Inquiry.*
3. *That the LGSA be commended for initiating the Inquiry.*
4. *That Council commit to support the LGSA in an ongoing effort to rebuild and strengthen the financial sustainability of NSW Local Government.*
5. *That the LGSA establish an implementation framework and process to consult with councils and other stakeholders; and to advance the key recommendations of the report that have been endorsed by members.*
6. *That Council call on the NSW Government to establish an “Independent Commission consisting of equal representation from the LGSA and the state to assess the gravity of the problems facing Local Government, to recommend urgent action to be undertaken, to help implement such changes in cooperation with Local Government and to monitor progress in achieving agreed outcomes” (recommendation 49, Final Report)*

Cr Stephenson outlined discussions with the Premier Iemma on his recent visit.

Cr Sullivan spoke on the Final Report of the Independent Inquiry into the Financial Sustainability of NSW Local Government and commended the report to all persons interested in Local Government.

Confirmation of Minutes

Resolved 06/231

Cr Harris / CrEddy

That the Minutes of the Ordinary Meeting of Council held 19th April 2006 and contained in Minute Pages 1 to 26 inclusive and in Minute Nos 06/184 to 06/227 inclusive be confirmed.

Committee Reports for Adoption

Resolved 06/232

Cr Harris / Cr Craig

That the following report be received and the recommendations therein be adopted: Recreation Area Committee 29th March 2006

Resolved 06/233

Cr Craig / Cr Eddy

That the following report be received and the recommendations therein be adopted: Roses Committee 6th April 2006

Resolved 06/234

Cr Harris / Cr Craig

That the following report be received and the recommendations therein be adopted: Landcare Committee 12th April 2006

Resolved 06/235

Cr Harris / Cr Craig

That the following report be received and the recommendations therein be adopted: Tourism and Economic Development Committee 26th April 2006

Resolved 06/236

Cr Sturgiss / Cr Sullivan

That the following report be received and the recommendations therein be adopted: Airport Advisory Committee 27th April 2006

Resolved 06/237

Cr Eddy / Cr Sturgiss

That the following report be received and the recommendations therein be adopted: Environmental Committee 27th April 2006

Resolved 06/238

Cr Sturgiss/ Cr O'Neill

That the following report be received and the recommendations therein be adopted: Sports Council Committee 1st May 2006.

Resolved 06/239

Cr Sturgiss / Cr Eddy

That the following report be received and the recommendations therein be adopted: General Purpose Committee 2nd May 2006 .

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Other Reports for Information

Resolved 06/240

Cr Craig / Cr Eddy

That the following report be noted:

Southern Tablelands Regional Library Committee Meeting 20th April 2006

Resolved 06/241

Cr O'Neill / Cr Harris

That the following report be noted:

Internal Audit Committee Meeting 27th April 2006

Resolved 06/242

Cr Sturgiss / Cr Sullivan

That the following report be noted:

Safety Committee 3rd May 2006

Executive Services Report to Council

Item 1 Cost Shifting Intergovernmental Agreement (IGA)

Reporting Officer

General Manager – Luke Johnson

Purpose of Report

To advise Council of the signing of the Intergovernmental Agreement dealing with cost shifting.

Resolved 06/243

Cr Sturgiss / Cr Craig

That the information on the Cost Shifting Intergovernmental Agreement on be received and noted.

Item 2 Boundary Alignment – Goulburn Mulwaree Council / Palerang Council

Reporting Officer

General Manager – Luke Johnson

Purpose of Report

To report on the outcomes of discussions held with the General Manager of Palerang Council.

Recommendation

1. That Council determine one of the following options:
 - A. Maintain Council's current position in relation to the proposed boundary position.
 - B. Endorse the previous position negotiated by Council officers (the green line on the subject map) as the proposed boundary.
2. That the Department of Local Government and Palerang Council be advised accordingly.

Resolved 06 /244

Cr O'Neill / Cr Harris

1. *That Council maintain its current position in relation to the proposed boundary position.*
2. *That the Department of Local Government and Palerang Council be advised accordingly.*

**Item 3 Geographic Information Systems Section –
Position in the Organisation Structure**

Reporting Officer

General Manager – Luke Johnson

Purpose of Report

For Council to consider repositioning the Geographic Information Section within Council's organisation structure.

Resolved 06/245

Cr Eddy / Cr Harris

That the Geographic Information Section be reassigned from the Technical Services Section to the Information Services Section as outlined in this report.

Item 4 Management Plan Quarterly Reports

Reporting Officer

General Manager – Luke Johnson

Purpose of Report

To provide Council with the quarterly report regarding progress with the implementation of Council's Management Plan.

Resolved 06/246

Cr Sullivan / Cr Sturgiss

That the Management Plan Quarterly Reports be received and noted.

Item 5 Correspondence for Information / Attention

Reporting Officer

General Manager – Luke Johnson

Purpose of Report

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

Resolved 06/247

Cr O'Neill / Cr Craig

That the information on correspondence be received and noted.

Item 6 Department of Local Government Circulars

Reporting Officer

General Manager – Luke Johnson

Purpose of Report

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

Resolved 06/248

Cr O'Neill / Cr Harris

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

Item 7 Questions Without Notice & General Matters Status Report

Reporting Officer

General Manager – Luke Johnson

Purpose of Report

To advise of replies to Questions Without Notice from Councillors at the April Council Meeting and status on general matters requiring an update from previous Council Meetings.

Resolved 06/249

Cr Eddy / Cr Craig

That the information on Questions Without Notice and General Matters be received and noted.

Item 8 Closed Council

Reporting Officer

General Manager – Luke Johnson

Purpose of Report

To consider moving into Closed Council.

Resolved 06/250

Cr O'Neill / Cr Harris

That Council move into Closed Council in accordance with the requirements of Section 10 of the Local Government Act 1993 to consider the following matters:

Corporate Services Report:

Item 1 Sale of Nokutunga

Engineering Services Report:

Item 1 Supply and Delivery of Ready Mixed Concrete

Item 2 Supply and Delivery of DICL Pipes

Item 3 Electrical Repairs – maintenance and minor new works water facilities tender (1 July 2006 – 30 June 2008)

Item 4 Electrical Repairs – maintenance and minor new works wastewater facilities tender (1 July 2006 – 30 June 2008)

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**Item 5 Electrical Repairs – maintenance and minor new works building and
other facilities tender (1 July 2006 – 30 June 2008)**

Item 6 Update on the Integrated Water and Waster Management Strategy

Executive Services Report:

Item 1 Committee Nominations

Corporate Services report to Council

Item 1 Budget Review – March Quarter

Reporting Officer

Manager of Finance – Brendan Hollands

Purpose of Report

To report on the results of the Budget review carried out as at 31 March 2006 in accordance with the Local Government Act 1993 and the Financial Management Regulations 1999.

Resolved 06/251

Cr O'Neill / Cr Craig

That:

- 1. The information be noted.*
- 2. The required revotes emanating from the March budget review be approved.*

Item 2 Tourism Events Funding – 05/06 Open Round

Reporting Officer

Tourism Events Officer – Jenny Falconer

Purpose of Report

To recommend Tourism Events Funding for Fleadh Nua (Irish Music Festival).

Resolved 06/252

Cr O'Neill / Cr Sullivan

That funding of \$3500 for the 2006 event be approved

Item 3 Investment Performance Indicators

Reporting Officer

Finance and Administration Officer - Grant O'Leary

Purpose of Report

To report monthly the Investment Performance Indicators

Resolved 06/253

Cr Eddy / Cr Sturgiss

That the monthly Investment Performances Indicators as at 30 April 2006 be noted.

Item 4 Statement of Investments and Bank Balances

Reporting Officer

Finance and Administration Officer - Grant O'Leary

Purpose of Report

To submit the Statements of Investments and Bank Balances as at 30th April 2006.

Resolved 06/254

Cr Sullivan / Cr Craig

That the Statements of Investments and the bank balances as at 30 April 2006 be noted.

Item 5 2005/2006 Loan Program

Reporting Officer

Accounting Officer – Megan Maskill

Purpose of Report

To advise Council of proposed borrowings under the 2005/2006 Loan Program.

Resolved 06/255

Cr Eddy / Cr Sullivan

That Council raise a loan totalling \$4,900,000.00 in accordance with the lowest rates and best conditions as determined, and that all documentation be completed under the Seal of Council.

Item 6 2005/2006 Loan Renewal Program

Reporting Officer

Accounting Officer – Megan Maskill

Purpose of Report

To advise Council of proposed borrowings under the 2005/2006 Loan Program.

Resolved 06/256

Cr Sturgiss / Cr Eddy

That Council raise loans totalling \$997,125.03 in accordance with the lowest rates and best conditions as determined, and that all documentation be completed under the Seal of Council.

Item 8 Committee Appointments

Reporting Officer

Director of Corporate Services – Dirk Holwerda

Purpose of Report

To appoint community representatives to committees.

Recommendation

That:

- I. Council consider the Expressions of Interest and make appointments as appropriate
- II. Council determine the process for filling vacancies (if required).

Resolved 06/258

Cr Harris / Cr Sullivan

That Council defer consideration to the Special Meeting of Council on Tuesday 23rd May 2006

Item 9 Electronic Communication between Council and Councillors

Reporting Officer

Manager of Information Services – Stephen Bool

Purpose of Report

To provide a status report on electronic communication between Council and Councillors.

Resolved 06/259

Cr Sturgiss / Cr Craig

That the information be noted

Item 10 Capital Country Tourism Services

Reporting Officer

Director of Corporate Services – Dirk Holwerda

Purpose of Report

To advise Council of lodgement of Expression of Interest.

Resolved 06/260

Cr Eddy / Cr Sullivan

That the action submitting the Expression of Interest be endorsed

Item 11 Shires Association of NSW Annual Conference

Reporting Officer

Corporate Governance Coordinator – Teena Riley

Purpose of Report

To advise Council of the Shires Association of NSW Annual Conference to be held in Sydney from 5th to 7th June 2006.

Recommendation

1. That Councillor Paul Stephenson attend the Shires Association of NSW Annual Conference as Council's voting delegate.
2. That Council determine if other representatives are to attend as observers.

Resolved 06/261

Cr Sullivan / Cr Sturgiss

That Mayor Paul Stephenson attend the Shires Association of NSW Annual Conference as Council's voting delegate.

Planning and Community Services Report to Council

Item 1 Goulburn Regional Art Gallery Report

Reporting Officer

Regional Art Gallery Director – Jennifer Lamb

Purpose of Report

To advise of activities undertaken and planned for the Regional Art Gallery from 31st March to 20th June

Resolved 06/262

Cr Sturgiss / Cr Craig

That the report on Regional Art Gallery activities be noted

Item 2 “Existing Use Rights” Legislation

Reporting Officer

Manager of Development Control – Chris Stewart

Purpose of Report

To advise of recent amendments to the Environmental Planning & Assessment Act 1979 in relation to existing use rights.

Resolved 06/263

Cr Sturgiss / Cr Craig

That the recent amendments to the Environmental Planning & Assessment Act 1979 in relation to existing uses be noted

Item 3 Development Statistics

Reporting Officer

Executive Assistant Planning & Community Services - Debbie McCarthy

Purpose of Report

To inform of the Development Statistics for the month of April 2006.

Resolved 06/264

Cr Eddy / Cr Craig

That the information on development activity be noted

Item 4 Significant Development Applications & Recent Decisions

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).

Resolved 06/265

Cr Sturgiss / Cr Sullivan

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

Item 5 Development Consent Nos. 2001/0110/DA & 2001/0105/DA

Reporting Officer

Director Planning & Community Services – Chris Berry

Purpose of Report

To review the requirements in relation to swimming pool access and security at 26 Long Street, North Goulburn.

Recommendation

That the request for an exemption for the pool fencing requirements at 26 Long Street, North Goulburn be declined on the basis that an adequate alternate provision is available.

Resolved 06/266

Cr Sullivan / Cr O'Neill

That the request for an exemption for the pool fencing requirements at 26 Long Street North Goulburn be accepted .

Item 6 2003/0273 - Proposed Vermiculture Facility and Protein Recovery Plant, 858 Gurrundah Road, Mummel.

Reporting Officer

Manager Development Control – Chris Stewart

Purpose of Report

To provide a status report relating to the Court Appeal commenced by Volk Holdings Pty Ltd for the establishment of a vermiculture facility and protein recovery plant at 858 Gurrundah Road, Mummel.

Resolved 06/267

Cr Craig / Cr Harris

That the Court orders and the impact upon Council's budget in relation to the appeal matter be noted.

Item 7 Outdoor Eating Area 10 Montague St (rear 167 Auburn Street), Goulburn

Reporting Officer

Landscape Planner– Jack Miller

Purpose of Report

To inform of a proposal to construct a seating blister in Montague Street, Goulburn.

Resolved 06/268

Cr Sullivan / Cr Craig

That the proposal for a footpath blister at 10 Montague Street, Goulburn be considered as part of the development of a new CBD Master Plan.

Cr Hadlow joined the meeting the time being 6.30pm.

Item 8 478/0405/DA - Rural Subdivision, 6547 Federal Highway, Wollongorang

Reporting Officer

Senior Town Planner - Dianne James

Purpose of Report

To present the Assessment Report for a rural subdivision at 6547 Federal Highway, Wollongorang.

Resolved 06/269

Cr Sturgiss / Cr Craig

That Conditional Development Consent be granted under delegation for Development Application No. 478/0405/DA for that part of a rural subdivision located within the Goulburn Mulwaree Local Government Area at 6547 Federal Highway, Wollongorang

Item 9 389/0506/DA – Bus Workshop, 64 Wayo Street, North Goulburn

Reporting Officer

Senior Environmental Health & Building Surveyor – Stephanie Mowle

Purpose of Report

To present the Assessment Report for the above Development Application for the bus depot redevelopment at 64 Wayo Street, North Goulburn.

Resolved 06/270

Cr O'Neill / Cr Harris

That Conditional Development Consent be granted under delegation for Development Application No. 389/0506/DA for demolition of the existing office and relief quarters and the erection of additions to the existing vehicle storage building to accommodate new workshop and washbay with a detached building consisting of staff amenities and office at 64 Wayo Street, North Goulburn.

**Item 10 436/0506/DA – Industrial Subdivision, 212
Hume Street, South Goulburn**

Reporting Officer

Director Planning & Community Services – Chris Berry

Purpose of Report

To present the Assessment Report for an industrial subdivision at 212 Hume Street, South Goulburn. The proposal is a re-subdivision of an existing Development Consent at the site.

Recommendation

That conditional Development Consent be granted under delegation for Development Application No. 436/0506/DA for an industrial subdivision at 212 Hume Street, South Goulburn.

Resolved 06/271

Cr Sullivan / Cr Craig

That the matter be deferred to allow further information, such as an engineers report, to be presented to a Special Council meeting as soon as possible.

Item 11 "Capital" Wind Farm, South West of Tarago

Reporting Officer

Director Planning & Community Services – Chris Berry

Purpose of Report

To advise of a proposed wind farm approximately 12km south west of Tarago and provide planning comments.

Recommendation

That the Department of Planning be advised of road and traffic requirements for the proposed Capital Wind Farm south west of Tarago.

Resolved 06/272

Cr Sturgiss / Cr Hadlow

That the Department of Planning be advised of road and traffic requirements for the proposed Capital Wind Farm south west of Tarago.

Item 12 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 April 2006.

Resolved 06/273

Cr Sturgiss / Cr Sullivan

That the information on regulatory activity be noted.

Engineering Services Report to Council

Item 1 Request for concessional entry to Goulburn Aquatic Centre

Reporting Officer

Manager of Facilities – David Rayner.

Purpose of Report

To advise Council of a request for concessional entry to the Goulburn Aquatic Centre for Police Academy students, and to seek Council's determination of the matter.

Resolved 06/274

Cr O'Neill / Cr Eddy

That the request be declined

Item 2 Expression of Interest Recreation Area Canteen

Reporting Officer

Manager of Parks and Recreation - Tim Geyer

Purpose of Report

To advise Council of an Expression of Interest to operate the Recreation Area Showground canteen.

Resolved 06/275

Cr O'Neill / Cr Sturgiss

That Mr and Mrs Butler's Expression of Interest be accepted and all documentation be completed under the Seal of Council.

Item 3 Water Quality Report

Reporting Officer

Manager Water Services – Greg Finlayson

Purpose of Report

To inform Council of the drinking water quality in Goulburn during the month of April 2006.

Resolved 06/276

Cr Eddy / Cr Craig

That the information be noted.

Item 4 May 2006 Water Supply Status Report

Reporting Officer

Water Services Secretary – Janice Chilko

Purpose of Report

To inform Council on the current status of Goulburn's water supply.

Resolved 06/277

Cr Sullivan / Cr Sturgiss

That the information be noted.

Item 5 Recent Water and Wastewater Overflows

Reporting Officer

Manager Water Services – Greg Finlayson

Purpose of Report

To report on recent incidences as requested by Council.

Resolved 06/278

Cr Hadlow / Cr O'Neill

That this report be received and noted.

Item 6 Water Usage Comparisons

Reporting Officer

Director Engineering Services – Phil Hansen.

Purpose of Report

To advise of various outcomes if water restrictions were relaxed.

Resolved 06/279

Cr O'Neill / Cr Hadlow

That the information be noted.

Item 7 Effluent Irrigation Agreement

Reporting Officer

Director Engineering Services – Phil Hansen.

Purpose of Report

To seek Council endorsement of the attached Effluent Irrigation Agreement between Goulburn Mulwaree Council and Goulburn and District Racing Club Limited.

Resolved 06/280

Cr Harris / Cr Sturgiss

That Council endorse the signing of the effluent irrigation agreement.

Item 8 Infrastructure for Ducks Lane DCP

Reporting Officer

Manager Technical Services – Ian Aldridge

Purpose of Report

To advise of works in kind being carried out by Australand, the Coles/Myer distribution centre developer.

Resolved 06/281

Cr Sullivan / Cr Hadlow

That the report be noted.

Item 9 Status of Sports Fields

Reporting Officer

Manager of Parks and Recreation – Tim Geyer

Purpose of Report

To update Council on the condition of Council's sports fields under the current drought conditions.

Recommendation

That all grass sports fields be closed until conditions improve.

Resolved 06/282

Cr O'Neill/ Cr Hadlow

- 1. That all grass sports fields be closed until conditions improve except that under 6 and under 8s Rugby Union be allowed to continue their competition/train/play at North Park as the competition is a 'tag' competition under their own insurance cover and subject to clarification from Council's insurers.*
- 2. That this matter be further considered at the Special Meeting of 23rd May 2006, when insurance advice is available.*

Item 10 Engineering Services Update

Reporting Officer

Director Engineering Services – Phil Hansen.

Purpose of Report

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

Resolved 06/283

Cr Sullivan / Cr Hadlow

That the information be noted.

Engineering Services Late Item Report to Ordinary Meeting Of Council

Item 11 Grant Offer Under Supplementary AusLink Roads to Recovery Programme

Reporting Officer

Works Engineer – Andrew Palmer

Purpose of Report

To advise Council of an offer of a Grant under the Supplementary AusLink Roads to Recovery Programme.

Resolved 06/284

Cr Sullivan / Cr Sturgiss

That the information received from The Hon. Jim Lloyd MP be received and noted.

That the General Manager sign the acknowledgement and return it to the Department of Transport and Regional Services (DOTARS) by 24th May 2006.

That the relevant Council officers prepare and submit a work schedule by 30th September 2006 for the use of the funds.

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Questions without notice

Cr Hadlow	Seeking follow up on a report the former Goulburn City Council funded for a company to look into the recycling of waste.
Cr Harris	Could a workshop be arranged explaining to Councillors how funding is applied to roads.
Cr O'Neill	Expressed concern regarding the use of recycled water and any risks attached thereto. Can usage be regulated?
Cr Sturgiss	What is the progress in sourcing alternative water for Belmore Park?
Cr Sullivan	Can a sign be erected at the recycled water facility advising people of the risks associated with use? Should the water only be available for commercial use?
Cr Craig	Could the new bore at the Court House be utilized for water supply to Belmore Park?
Cr Harris	Has a sign been erected at the recycled water standpipe?

Resolved 06/285

Cr Hadlow / Cr O'Neill

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

The meeting adjourned at 7.30pm

The meeting reconvened at 8.19pm in Closed Council.

Report of the meeting of Closed Council held on 16th May 2006

Resolved 06/286

Cr Hadlow / Cr Harris

That the resolutions of the closed session meeting including the following reports which were submitted to Closed Session in accordance with Section 10 of the Local Government Act (refer General Managers Report Item 8) be adopted.

Executive Services Report:

Item 1 Committee Nominations

Corporate Services Report:

Item 1 Sale of Nokutunga

Engineering Services Report:

Item 1 Supply and Delivery of Ready Mixed Concrete

Item 2 Supply and Delivery of DICL Pipes

Item 3 Electrical Repairs – maintenance and minor new works water facilities tender (1 July 2006 – 30 June 2008)

Item 4 Electrical Repairs – maintenance and minor new works wastewater facilities tender (1 July 2006 – 30 June 2008)

Item 5 Electrical Repairs – maintenance and minor new works building and other facilities tender (1 July 2006 – 30 June 2008)

Item 6 Update on the Integrated Water and Waster Management Strategy

Item 7 Contract for Hume Street / Ducks Lane Roundabout

Meeting closed at 8.20pm

The minutes were confirmed at the Council Meeting on 20th June 2006 at which this signature was endorsed.

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Cr Paul Stephenson
Mayor

.....
Mr Luke Johnson
General Manager