



**Minutes from meeting of:
ORDINARY COUNCIL**

**Held
Tuesday 16 January 2007
6.00pm
Council Chambers, Civic Centre
184 - 194 Bourke Street, Goulburn**

VISION

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

Mission

To serve the Community

Minutes of the Ordinary Meeting of Council held Tuesday 16 January 2007 commencing at 6pm in the Council Chambers

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Present

His Worship the Mayor – Cr P Stephenson, Cr R Craig, Cr M Eddy, Cr S Harris, Cr T Lamarra, Cr D Sturgiss, Cr K Sullivan & Cr M Hadlow.

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 Parks and Recreation (Mr Tim Geyer) & Executive Assistant to Corporate Services (Miss Amy Croke).

Opening Prayer

Read by Cr Eddy.

Apologies

An apology was received for the absence of Cr M O'Neill.

Resolved 07/01

Cr Hadow/Cr Lamarra

That the apology be received and leave of absence granted to Cr M O'Neill

Disclosure of Interest

Cr Craig declared an interest in Item 7 of the Planning and Community Services Report to Council.

Cr Lamarra declared an interest in Item 3 of the Planning and Community Services Report to Council.

Minutes of the Ordinary Meeting of Council held Tuesday 16 January 2007 commencing at 6pm in the Council Chambers

Calendar of Events

Resolved 07/02

Cr Lamarra/Cr Sturgiss

That the Calendar of events be received and noted.

Mayoral Minute

Recommendation

That the Mayoral Minute be received and noted.

Resolved 07/03

Cr Lamarra/Cr Craig

That the Mayoral Minute outlining Mayoral activity be received and noted.

Confirmation of Minutes

Recommendation

That the Minutes of the Ordinary Meeting of Council held Tuesday 19 December 2006 and contained in Minute Pages Nos 1 to 101 inclusive and in Minute Nos 06/700 to 06/761 inclusive be confirmed.

Resolved 07/04

Cr Craig/Cr Eddy

That the Minutes of the Ordinary Meeting of Council held Tuesday 19 December 2006 and contained in Minute Pages Nos 1 to 101 inclusive and in Minute Nos 06/700 to 06/761 inclusive be confirmed.

Committee Reports for Adoption

Resolved 07/05

Cr Lamarra/Cr Eddy

That the report of the Community Liaison Forum held 13 December 2006 be received and the recommendations therein be adopted

Resolved 07/06

Cr Sullivan/Cr Craig

That the report of the Biodiversity Strategy Steering Committee held 19 December 2006 be received and the recommendations therein be adopted

Resolved 07/07

Cr Eddy/Cr Craig

That the report of the Community Transport held 15 December 2006 be received and the recommendations therein be adopted

Resolved 07/08

Cr Sullivan/Cr Lamarra

That the report of the Environment Advisory Committee held 20 December 2006 be received and the recommendations therein be adopted

Executive Services Report

Item 1 NSW State Election “Meet the Candidates” Evening

Reporting Officer

General Manager – Luke Johnson

Purpose of Report

To inform of arrangements being made to hold a “Meet the Candidates” evening for persons who have currently declared their intention to stand in the NSW State Election.

Recommendation

That the information be received and noted.

Resolved 07/09

Cr Sullivan/Cr Sturgiss

That the information on the NSW State Election “Meet the Candidates” Evening be received and noted.

The General Manager undertook to include any further candidates who may declare their intention to nominate.

Item 2 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).

Recommendation

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

Resolved 07/10

Cr Lamarra/Cr Eddy

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

Item 3 Correspondence for Information / Attention

Reporting Officer

General Manager – Luke Johnson

Purpose of Report

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

Recommendation

That the information on correspondence be received and noted.

Resolved 07/11

Cr Sullivan/Cr Eddy

That the information on correspondence be received and noted.#####

**Item 4 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 November Council Meeting and status on general matters requiring an update from previous Council Meetings.

Recommendation

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

Resolved 07/12

Cr Sturgiss/Cr Harris

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

Corporate Services Report

Item 1 Progress Update Regarding Boundary Adjustments with Palerang Council

Reporting Officer

Manager of Economic Development and Administration – Ken Wheeldon

Purpose of Report

To provide an update on boundary adjustments affecting Goulburn Mulwaree Council and Palerang Council

Recommendation

That:

1. Council agrees to the jointly negotiated boundaries.
2. Should Palerang Council not formally move support of these attached proposed boundary adjustments, Council request the Minister to refer the matter to the Boundaries Commission in accordance with Section 263 of the *Local Government Act 1993*.

Resolved 07/13

Cr Craig/Cr Sullivan

That:

1. *Council agrees to the jointly negotiated boundaries.*
2. *Should Palerang Council not formally move support of these attached proposed boundary adjustments, Council request the Minister to refer the matter to the Boundaries Commission in accordance with Section 263 of the Local Government Act 1993.*

Item 2 Policy Review Process

Reporting Officer

Manager of Economic Development and Administration – Ken Wheeldon

Purpose of Report

To provide a summary of the policy review processes.

Recommendation

That the Policy Review process outlined in this report be noted and Council representatives on the Advisory Committees/General Purpose Committee ensure that appropriate priority be given to this process in their monthly meetings.

Resolved 07/14

Cr Sullivan/Cr Craig

That the Policy Review process outlined in this report be noted and Council representatives on the Advisory Committees/General Purpose Committee ensure that appropriate priority be given to this process in their monthly meetings.#####

Item 3 Financial Policies

Reporting Officer

Director of Corporate Services – Dirk Holwerda

Purpose of Report

To propose draft financial policies for consideration by Council.

Recommendation

That:

- i. The draft policies be adopted by Council for implementation from the 2007/2008 Budget onwards
- ii. The workshop resolved to be held in February consider the long-term impacts and requirements that the policy will impose.
- iii. The policy be forwarded to each of the Advisory Committees for their guidance in considering the Capital Works Program.

Resolved 07/15

Cr Sturgiss/Cr Eddy

That:

- i. *The draft policies be adopted by Council for implementation from the 2007/2008 Budget onwards*
- ii. *The workshop resolved to be held in February consider the long-term impacts and requirements that the policy will impose.*
- iii. *The policy be forwarded to each of the Advisory Committees for their guidance in considering the Capital Works Program.#####*

Item 4 Investment Performance Indicators

Reporting Officer

Finance and Administration Officer - Grant O'Leary

Purpose of Report

To report monthly the Investment Performance Indicators.

Recommendation

That the monthly Investment Performances Indicators as at 31 December 2006 be noted.

Resolved 07/16

Cr Lamarra/Cr Craig

That the monthly Investment Performances Indicators as at 31 December 2006 be noted.

Item 5 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 31 December 2006.

Recommendation

That the Statements of Investments and the Bank Balances as at 31 December 2006 be noted.

Resolved 07/17

Cr Sullivan/Cr Eddy

That the Statements of Investments and the Bank Balances as at 31 December 2006 be noted.

Item 6 NSW local Government Councils Comparative Information 2004/2005 (Enclosure)

Reporting Officer

Director of Corporate Services – Dirk Holwerda

Purpose of Report

To advise Council of the outcomes of the annual comparative data published by the Department of Local Government.

Recommendation

That the NSW Local Government Councils Comparative Information be noted.

Resolved 07/18

Cr Lamarra/Cr Sturgiss

That the NSW Local Government Councils Comparative Information be noted.

Item 7 Monthly Financial Report

Reporting Officer

Manager Finance – Brendan Hollands

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 the Local Government (Financial Management) Regulation 1999, namely:

Part 2, Clause 6 relating to Council's budgetary control.

Recommendation

That the information be noted.

Resolved 07/19

Cr Sullivan/Cr Sturgiss

That the information on the Monthly Financial Report be noted.

Planning and Community Services Report

Item 1 Marulan Infrastructure Contributions Plan

Reporting Officer

Director Planning & Community Services – Chris Berry

Purpose of Report

To present a revised Draft Contributions Plan for Marulan and to seek a resolution to place the plan on public exhibition.

Recommendation

That:

- A. The application of the former Marulan Contribution Plan in place prior to the development of the Draft Contributions Plan be limited to those Development Applications received prior to the exhibition of the Draft Plan.
- B. The revised Draft Marulan Infrastructure Contributions Plan be placed on public exhibition including details of the potential implications for Water Charges and any Stormwater Levy.
- C. The revised Marulan Infrastructure Contributions Plan be used to assess all future Development Applications in accordance with the *Environmental Planning and Assessment Act 1979*.
- D. The Water Fees and Charges be reviewed as part of the 2007/08 Management Plan to ensure adequate funds are collected from existing developments to undertake the required infrastructure works.

Resolved 07/20

Cr Sullivan/Cr Eddy

That:

- A. *The application of the former Marulan Contribution Plan in place prior to the development of the Draft Contributions Plan be limited to those Development Applications received prior to the exhibition of the Draft Plan.*
- B. *The revised Draft Marulan Infrastructure Contributions Plan be placed on public exhibition including details of the potential implications for Water Charges and any Stormwater Levy.*
- C. *The revised Marulan Infrastructure Contributions Plan be used to assess all future Development Applications in accordance with the Environmental Planning and Assessment Act 1979.*
- D. *The Water Fees and Charges be reviewed as part of the 2007/08 Management Plan to ensure adequate funds are collected from existing developments to undertake the required infrastructure works.#####*

Item 2 Amendments to Planning Legislation

Reporting Officer

Manager Development Control – Chris Stewart

Purpose of Report

To advice of recent amendments to the Environmental Planning & Assessment Act.

Recommendation

That the legislative changes resulting from the Environmental Planning Legislation Amendment Act 2006 be noted

Resolved 07/21

Cr Harris/Cr Hadlow

That the legislative changes resulting from the Environmental Planning Legislation Amendment Act 2006 be noted.

Item 3 Significant Development Applications & Recent Decisions

Cr Lamarra declared an interest and left the meeting at 6.50pm.

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 07/22

Cr Hadlow/Cr Sturgiss

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

Cr Lamarra returned to the meeting at 6.51pm.

Item 4 Development Statistics

Reporting Officer

Executive Assistant Planning & Community Services - Debbie McCarthy

Purpose of Report

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

Recommendation

That the information on development activity be noted.

Resolved 07/23

Cr Sullivan/Cr Eddy

That the information on development activity be noted.

Item 5 Planning & Community Services Legal Expenditure 2006-2007.

Reporting Officer

Manager Development Control – Chris Stewart

Purpose of Report

To present a progress report on legal expenditure incurred to date by Planning and Community Services.

Recommendation

That additional funds for Planning & Community Services legal costs be considered as part of the next quarterly budget review.

Resolved 07/24

Cr Sturgiss/Cr Eddy

That additional funds for Planning & Community Services legal costs be considered as part of the next quarterly budget review.

Item 6 64/0506/MA – Dwelling, 280 Combermere Street, Goulburn

Reporting Officer

Director Planning & Community Services – Chris Berry

Purpose of Report

To represent a request to modify a Consent for a dwelling at 280 Combermere Street, Goulburn.

Recommendation

That the applicant for Consent Modification No. 64/0506/MA for a dwelling at 280 Combermere Street, Goulburn be requested to redesign the proposed development with a 3m building (including garage) setback from Cathcart Street and only one footpath crossing to Cathcart Street.

Resolved 07/25

Cr Harris/Cr Sullivan

That consideration of the matter be referred to February 2007 General Purposes Committee meeting and that delegated authority to determine the matter be given to the Committee.

Item 7 123/0607/DA – Crematorium & Chapel, 63 Middle Arm Road, North Goulburn

Cr Craig declared an interest and left meeting at 7.54pm.

Reporting Officer

Senior Town Planner - Dianne James

Purpose of Report

To present the Assessment Report for a crematorium and chapel at 63 Middle Arm Road, North Goulburn.

Recommendation

That Conditional Development Consent be granted under delegation for Development Application No. 123/0607/DA for a Crematorium and Chapel at 63 Middle Arm Road, North Goulburn.

Motion

Cr Sullivan/Cr Harris

That consideration of this item be deferred.

Cr Harris withdrew her seconding of the motion.

The motion therefore lapsed

Resolved 07/26

Cr Lamarra/ Cr Harris

That Conditional Development Consent be granted under delegation for Development Application No. 123/0607/DA for a Crematorium and Chapel at 63 Middle Arm Road, North Goulburn.

Cr Craig returned to the meeting at 7.07pm

Item 8 58/0607/MA – Motor Dealership Buildings, 136-158 Hume Street, South Goulburn

Reporting Officer

Development Assessment Officer - Tina Dodson

Purpose of Report

To present the Assessment Report for a modification to a Consent for the reduction of the height of the proposed motor dealership buildings at 136-158 Hume Street, South Goulburn.

Recommendation

That Conditional Development Consent be granted under delegation for Modification Application No. 58/0607/MA for the reduction in height of the motor dealership buildings and layout alterations at 136-158 Hume Street, South Goulburn.

Resolved 07/27

Cr Sullivan/Cr Sturgiss

That Conditional Development Consent be granted under delegation for Modification Application No. 58/0607/MA for the reduction in height of the motor dealership buildings and layout alterations at 136-158 Hume Street, South Goulburn.

Item 9 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 December 2006

Recommendation

That the information on regulatory activity be noted.

Resolved 07/28

Cr Lamarra/Cr Sturgiss

That the information on regulatory activity be noted.

Item 10 Library Subsidy

Reporting Officer

Manager Community Services – Jim Styles

Purpose of Report

To advise of funding from the State Library for 2006/07 and consider a request from the Southern Tablelands Regional Library (STRL) regarding expending the funds.

Recommendation

That the per capita funding of \$50,157 be retained and the Disability and Geographic adjustment of \$35,856 be passed onto the Southern Tablelands Regional Library to be used for local priority projects.

Resolved 07/29

Cr Sturgiss/Cr Craig

That the per capita funding of \$50,157 be retained and the Disability and Geographic adjustment of \$35,856 be passed onto the Southern Tablelands Regional Library to be used for local priority projects.

Engineering Services Report

Item 1 Water Supply Status Report for December 2006

Reporting Officer

Manager Water Services – Greg Finlayson

Purpose of Report

To inform Council of the performance of the Goulburn and Marulan water supplies during December 2006.

Recommendation

That the information on the water supply status report for December 2006 be noted.

Resolved 07/30

Cr Sullivan/Cr Craig

That the information on the water supply status report for December 2006 be noted.

Item 2 Asbestos audit

Reporting Officer

Manager of Facilities- Mr David Rayner

Purpose of Report

To advise Council of the results of an asbestos audit carried out recently on Council buildings.

Recommendation

That Council:

- Create an asbestos register, based on our consultant's report
- Remove all medium risk asbestos in Council buildings in the 2007/08 financial year
- Inspect all remaining asbestos on an annual basis, and update the register accordingly
- Remove immediately any asbestos which deteriorates to medium or high risk condition
- Over the longer term, remove all asbestos in Council buildings

Resolved 07/31

Cr Sturgiss/Cr Eddy

That Council:

- *Create an asbestos register, based on our consultant's report*
- *Remove all medium risk asbestos in Council buildings in the 2007/08 financial year*
- *Inspect all remaining asbestos on an annual basis, and update the register accordingly*
- *Remove immediately any asbestos which deteriorates to medium or high risk condition*
- *Over the longer term, remove all asbestos in Council buildings#####*

Item 3 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.

Recommendation

That the information be noted.

Resolved 07/32

Cr Sullivan/Cr Lamarra

That the information be noted.

Notice of Motion 1

Recommendation

That Goulburn Mulwaree Council formulate a policy for infill development to include but not be limited to:

- Minimum lot sizes;
- Transportable houses;
- Notification to neighbours;
- Bonds

Resolved 07/33

Cr Sullivan/Cr Craig

That Goulburn Mulwaree Council formulate a policy for infill development to include but not be limited to:

- *Minimum lot sizes;*
- *Transportable houses;*
- *Notification to neighbours;*
- *Bonds*

Notice of Motion 2

Recommendation

That Goulburn Mulwaree Council formulate a policy for parking within Goulburn city boundaries, to include but not be limited to establishment of full time positions for parking patrol officers.

Resolved 07/34

Cr Sullivan/Cr Craig

That Goulburn Mulwaree Council formulate a draft policy for parking patrols within Goulburn city boundaries, to include but not be limited to establishment of full time positions for parking patrol officers and a report be presented to Council on the implementation of this motion.

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Questions without Notice

Cr Harris	<ul style="list-style-type: none"> • A letter regarding the Salvation Army DA in Slocombe Street has been given to Cr Harris requesting an update report. <u>Director Planning and Community Services</u> – Will follow up and a report will be given to Council at a later date • Please make an adjustment to the Mayoral Minute to include the chain awards to be held as part of the Blues Festival on the 8 February 2007.
Cr Hadlow	<ul style="list-style-type: none"> • Took the opportunity to thank Councillors and staff for their support during his time of illness.
Cr Sturgiss	<ul style="list-style-type: none"> • Is it possible to use the water from the Court House bore to water Belmore Park? <u>Director of Engineering Services</u> – Access and licensing issues have delayed progress on this matter. • When will the non-slip area for horses to cross the road at the Recreation area be put into place? <u>Director of Engineering-</u> Question taken on notice
Cr Sullivan	<ul style="list-style-type: none"> • When will the new picnic seats in Lagoon Street Park be put into place <u>Director of Engineering-</u> An update was given in GMC Connect
Cr Eddy	<ul style="list-style-type: none"> • The lights in Tony Onion Memorial Park have been vandalized. Can they be repaired - <u>Director of Engineering-</u> Question taken on notice • Can the bins in Tony Onion Memorial Park be emptied? <u>Director of Engineering-</u> Question taken on notice • Can the pine trees on Post Office Lane be trimmed - <u>Director of Engineering-</u> Question taken on notice

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Cr Craig	<ul style="list-style-type: none">• Thanks to Engineering Staff for spraying the poplar trees in Clinton Street• Is it possible for a bore to be placed in Belmore Park? <u>Director of Engineering</u> – Question taken in notice
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Meeting closed at 7.43 pm.

The minutes were confirmed at the Council meeting on 20 February 2007 at which this signature was endorsed.

.....
Cr Paul Stephenson
Mayor

.....
Mr Luke Johnson
General Manager