



**Minutes from meeting of:
ORDINARY COUNCIL**

**Held
Tuesday 19 February 2008
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
19 February 2008 commencing at 6pm in the Council Chambers**

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**Minutes of the Ordinary Meeting of Council held Tuesday
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Present

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

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), Public Relations Officer (Mr P Oliver), Manager Finance
(Mr B Hollands), Manager Economic Development & Administration (Mr K
Wheeldon – entered the meeting at 7.19pm) & Executive Assistant to Corporate
Services (Miss A Croke).

Opening Prayer

Read by Cr Harris.

Apologies

That an apology from Cr O'Neill be received and a leave of absence granted.

Resolved 08/41

Cr Hadlow/Cr Sullivan

That an apology from Cr O'Neill be received and a leave of absence granted.

Disclosure of Interest

Cr Harris declared an interest Item 8 of the Planning & Community Services Report.

Cr Lamarra declared an interest Item 3 of the Executive Services Closed Session
Report.

Calendar of Events

Resolved 08/42

Cr Lamarra/Cr Sullivan

That the Calendar of events be received and noted.

Mayoral Minute 1 – Calendar of Events

Recommendation

That the Mayoral Minute be received and noted.

Resolved 08/43

Cr Lamarra/Cr Craig

That the Mayoral Minute be received and noted.

Confirmation of Minutes

Recommendation

That the Minutes of the Ordinary Meeting of Council held Tuesday 15 January 2008 and contained in Minute Pages Nos 1 to 28 inclusive and in Minute Nos 08/01 to 08/40 inclusive be confirmed.

Resolved 08/44

Cr Sturgiss/Cr Craig

That the Minutes of the Ordinary Meeting of Council held Tuesday 15 January 2008 and contained in Minute Pages Nos 1 to 28 inclusive and in Minute Nos 08/01 to 08/40 inclusive be confirmed.

Rescission Motions

Item 8 Corporate Services Report – Highland Source Project Loan

That Council defer any decision to accept a tender for funding until such time as the General Manager brings forward to Council a report that consider the following:

1. Alternative methods of funding this project, including the possibility of private sector participation.
2. Placing this project and other major local infrastructure projects on the Federal Priority list being established by Minister Albanese and then seek private sector participation as encouraged by Prime Minister Rudd in recent statements.

Motion formally moved by:

Cr Sullivan/Cr Craig

That Council defer any decision to accept a tender for funding until such time as the General Manager brings forward to Council a report that consider the following:

1. *Alternative methods of funding this project, including the possibility of private sector participation.*
2. *Placing this project and other major local infrastructure projects on the Federal Priority list being established by Minister Albanese and then seek private sector participation as encouraged by Prime Minister Rudd in recent statements.*

Cr Lamarra tabled a Department of Infrastructure, Transport, Regional Development and Local Government Media Release – Titled Infrastructure Australia.

The motion was put and lost.

Cr Lamarra called for a division

Against the Rescission Motion: Crs Craig, Eddy, Sullivan, Sturgiss, Harris & Stephenson

For the Rescission Motion: Crs Hadlow & Lamarra.

Committee Reports for Adoption

1. Sport Council Committee

Resolved 08/45

Cr Hadlow/Cr Craig

That the report of the Sport Council Committee held 4 February 2008 be received and the recommendations therein be adopted and that the Director Engineering be requested to help the Waratah Tennis Club in preparing a funding application and assess future works.

2. General Purpose Committee

Resolved 08/46

Cr Sullivan/Cr Craig

That the report of the General Purpose Committee held 5 February 2008 be received and the recommendations therein be adopted.

3. Recreation Area Committee

Resolved 08/47

Cr Sturgiss/Cr Sullivan

That the report of the Recreation Area Committee held 6 February 2008 be received and the recommendations therein be adopted.

4. Traffic Committee

Resolved 08/48

Cr Craig/Cr Eddy

That the report of the Traffic Committee held 7 February 2008 be received and the recommendations therein be adopted.

5. Community Liaison Forum

Resolved 08/49

Cr Sturgiss/Cr Sullivan

That the report of the Community Liaison Forum held 11 February 2008 be received and the recommendations therein be adopted.

Other Reports for Information

Resolved 08/50

Cr Lamarra/Cr Eddy

That the following reports be noted:

- 1. Local Government Reference Panel held 5 November 2007*
- 2. Country Mayors Association Annual General Meeting held 16 November 2007*
- 3. Country Mayors Association Ordinary Meeting held 16 November 2007*
- 4. Internal Audit Committee held 24 January 2008*
- 5. Safety Committee held 6 February 2008*

Executive Services Report

Item 1 Local Government Pre-Election Seminar 2008 (Attachment)

Reporting Officer

General Manager – Luke Johnson

Purpose of Report

To advise of preliminary arrangements for a Pre-Election seminar.

Recommendation

That information on the Local Government Pre-Elections seminar be received and noted and the Pre-Election seminar be funded (approximately \$1,600) from the Election Reserve.

Resolved 08/51

Cr Sturgiss/Cr Eddy

That information on the Local Government Pre-Elections seminar be received and noted and the Pre-Election seminar be funded (approximately \$1,600) from the Election Reserve.

Item 2 Internal Audit Committee Resources

Reporting Officer

Corporate Governance Coordinator – Ms Simone Blay

Purpose of Report

To advise Council of the resources required by the Internal Audit Committee for the year commencing 1 July 2008.

Previous Consideration

The Internal Audit Committee Charter requires the Committee to report to Council by February in each year the anticipated resources of the Committee for the year commencing on 1 July of that year.

Recommendation

That the information provided within this report be received and noted.

Resolved 08/52

Cr Lamarra/Cr Sullivan

That the information provided within this report be received and noted.

Item 3 Organisation Structure

Reporting Officer

General Manager – Luke Johnson

Purpose of Report

To consider reviewing the organisation structure.

Recommendation

1. That Council agree in principle to the following adjustments to the organisational structure and that further consultation take place with effected staff, the Staff Consultative Committee and the United Services Union (USU):
 - The Customer Services Business Unit being reassigned to the Corporate Services Division
 - The Sustainability Focus Goal being reassigned to the Planning and Community Services Division
2. That a further report be submitted to Council following the finalisation of consultations with effected staff, the Staff Consultative Committee and the United Services Union.

Resolved 08/53

Cr Sturgiss/Cr Eddy

1. *That Council agree in principle to the following adjustments to the organisational structure and that further consultation take place with effected staff, the Staff Consultative Committee and the United Services Union (USU):*
 - *The Customer Services Business Unit being reassigned to the Corporate Services Division*
 - *The Sustainability Focus Goal being reassigned to the Planning and Community Services Division*
2. *That a further report be submitted to Council following the finalisation of consultations with effected staff, the Staff Consultative Committee and the United Services Union.*

**Item 4 Amendment to Occupational Health & Safety
Policy (Enclosure)**

Reporting Officer

Manager Human Resources – Will Singleton
OH&S & Training Coordinator – Michael Markut

Purpose of Report

To recommend amendments to Council's Occupational Health and Safety Policy, Contractors and Sub-Contractors section.

Recommendation

That the Amendments of Council's Occupational Health and Safety Policy be accepted and approved.

Resolved 08/54

Cr Harris/Cr Craig

That the Amendments of Council's Occupational Health and Safety Policy be accepted and approved.

Item 5 Conduct Committee

Reporting Officer

General Manager – Luke Johnson

Purpose of Report

Further report in relation to matters considered by the Conduct Committee.

Recommendation

That –

1. The information on the Conduct Committee be received and noted.
2. Council consider if it wishes to appoint additional members to the Conduct Committee.

Resolved 08/55

Cr Harris/Cr Craig

That –

1. *The information on the Conduct Committee be received and noted.*
2. *Council call for expressions of interest to appoint an additional member to the Conduct Committee.*

**Item 6 Correspondence for Information / Attention
(Enclosure)**

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 08/56

Cr Harris/Cr Eddy

That the information on correspondence be received and noted.

Item 7 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 08/57

Cr Sullivan/Cr Craig

That;

- 1. The information of Department of Local Government Circulars be noted.*
- 2. Council issue an invitation to the appropriate persons and organisations, including local Federal and State members of Parliament, in Goulburn Mulwaree to also apologise to the Aboriginal community in support of the Government of Australia, through the conduct of an appropriate function.*

Carried unanimously.

Resolved 08/58

Cr Lamarra/Cr Hadlow

That Council nominate Crs O'Neill, Harris and Eddy for the Minister's Awards for Women in Local Government.

Item 8 Questions Without Notice & Task List Status Report

Reporting Officer

General Manager, Luke Johnson

Purpose of Report

To advise of replies to Questions Without Notice from Councillors at the January 2008 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 08/59

Cr Sturgiss/Cr Craig

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

Item 9 Closed Council

Reporting Officer

General Manager – Luke Johnson

Purpose of Report

To consider moving into Closed Council.

The following confidential reports have been distributed separately:

Division	Report
<i>Corporate Services</i>	<i>Item 1 Former Mulwaree Shire Road Widening – Windellama Road Goulburn</i>
	<i>Item 2 – Expression of Interest for Sale of Goulburn Airport</i>
	<i>Item 3 – Option to Re-Purchase 25-29 Finlay Road, Goulburn</i>
<i>Engineering Services</i>	<i>Item 4 – Update on Saleyards</i>

Recommendation

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

Corporate Services

Item 1 Former Mulwaree Shire Council Road Widening – Windellama Road, Goulburn

Section 10A(2)(c) – information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

Purpose of Report

To recommend the affixing of the seal to two Transfers relating to completed road widening on a portion of Windellama Road, Goulburn.

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

Item 2 Expression of Interest for Sale of Goulburn Airport

Section 10A(2)(c) – information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

Purpose of Report

To give further consideration to the Expression of Interest received from International Art Services Pty Ltd (IAS) in relation to the proposed sale of Goulburn Airport.

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

Item 3 Option to Re-Purchase 25-29 Finlay Road, Goulburn

Section 10A(2)(c) – information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

Purpose of Report

To inform of a request received for Council to review a decision made at the 15 January 2008 meeting.

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

Engineering Services

Item 4 Update on Saleyards

Section 10A(2)(c) – information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business, and

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Section 10A(2)(g) 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 update Council on progress of the Saleyards.

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

Cr Lamarra declared an interest in the item and left the room at 7.32pm.

Resolved 08/60

Cr Harris/Cr Lamarra

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

Corporate Services

Item 1 Former Mulwaree Shire Council Road Widening – Windellama Road, Goulburn

Section 10A(2)(c) – information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

Purpose of Report

To recommend the affixing of the seal to two Transfers relating to completed road widening on a portion of Windellama Road, Goulburn.

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

Item 2 Expression of Interest for Sale of Goulburn Airport

Section 10A(2)(c) – information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

Purpose of Report

To give further consideration to the Expression of Interest received from International Art Services Pty Ltd (IAS) in relation to the proposed sale of Goulburn Airport.

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

Item 3 Option to Re-Purchase 25-29 Finlay Road, Goulburn

Section 10A(2)(c) – information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

Purpose of Report

To inform of a request received for Council to review a decision made at the 15 January 2008 meeting.

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

Engineering Services

Item 4 Update on Saleyards

Section 10A(2)(c) – information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business, and

Section 10A(2)(g) 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 update Council on progress of the Saleyards.

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

Cr Lamarra returned to the meeting at 7.37pm.

Corporate Services Report

Item 1 Investment Performance Indicators (Attachment)

Reporting Officer

Operational Accountant– Chris Lambert

Purpose of Report

To report monthly the Investment Performance Indicators.

Recommendation

That the monthly Investment Performance Indicators as at 31 January 2008 be noted.

Resolved 08/61

Cr Sullivan/Cr Craig

That the monthly Investment Performance Indicators as at 31 January 2008 be noted.

Item 2 Monthly Financial Report (Enclosure)

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 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 08/62

Cr Sullivan/Cr Eddy

That the information on the Monthly Financial Report be noted.

**Item 3 Statement of Investments and Bank Balances
(Attachment)**

Reporting Officer

Operational Accountant – Chris Lambert

Purpose of Report

To submit the Statements of Investments and Bank Balances as at 31 January 2008.

Recommendation

That the Statements of Investments and the Bank Balances as at 31 January 2008 be noted.

Resolved 08/63

Cr Sullivan/Cr Craig

That the Statements of Investments and the Bank Balances as at 31 January 2008 be noted.

Item 4 Water Outstanding Report

Reporting Officer

Revenue Officer – Karen Gray

Purpose of Report

To provide an update on water collections as at 31 January 2008.

Recommendation

That the Water Outstanding Report be noted.

Resolved 08/64

Cr Sturgiss/Cr Harris

That the Water Outstanding Report be noted.

Item 5 Quarterly Budget Review (Enclosure)

Reporting Officer

Manager of Finance – Brendan Hollands

Purpose of Report

To report on the results of the Budget review carried out as at 31 December 2007 in accordance with the *Local Government Act 1993* and the *Financial Management Regulations 1999*.

Recommendation

That:

1. The Quarterly Budget Review be noted.
2. The required revotes emanating from the December budget review be approved.

Resolved 08/65

Cr Eddy/Cr Sullivan

That:

1. *The Quarterly Budget Review be noted.*
2. *The required revotes emanating from the December budget review be approved.*

Item 6 Management Plan Quarterly Reports (Enclosure)

Reporting Officer

Director Corporate Services – Dirk Holwerda

Purpose of Report

To provide Council with the second quarterly report on the implementation of the Management Plan for 2007/2008.

Recommendation

That the Management Plan Quarterly Reports be noted.

Resolved 08/66

Cr Sullivan/Cr Sturgiss

That the Management Plan Quarterly Reports be noted.

Item 7 2007/08 Loan Program

Reporting Officer

Director Corporate Services – Dirk Holwerda

Purpose of Report

To advise Council of proposed borrowings under the 2007/08 Loan Program for the Highlands Water Source Project and other budgeted loans proposed in the Management Plan.

This report is in relation to previous resolutions made by Council to “Not proceed with the borrowing at this time and that authorisation be granted to continue work to determine the cost of the Project from reserves held in the Water Fund” (Res 07/608 – November 7 2007) and “that, in light of expected interest rate increases, Council seek quotations for the loan and that the quotes come to the next Council Meeting for decision” (Res 08/19 – January 15 2008)

General Manager’s Note:

A Recission Motion has been received in relation to this matter. The recission motion should be considered prior to considering this report.

Recommendation

That Council raises a loan totaling \$10,000,000.00, in accordance with the lowest rates and best conditions as determined and that all relevant documentation be completed under seal.

The Manager Finance advised the meeting that revised interest rates from the banks were obtained today and this will amend the table above to read:

<i>Institution</i>	<i>Interest Rate (%)</i>	<i>Total Cost (\$'000,000) (over 30 years)</i>	<i>Levy Required to Repay (\$)</i>	<i>Comments</i>
<i>NAB</i>	<i>7.5600</i>	<i>25.362</i>	<i>\$77</i>	
<i>ANZ</i>	<i>7.6033</i>	<i>25.417</i>	<i>\$78</i>	
<i>Westpac</i>	<i>7.5500</i>	<i>25.337</i>	<i>\$77</i>	
<i>CBA</i>	<i>7.9400</i>	<i>26.307</i>	<i>\$80</i>	
<i>IMB</i>	<i>N/A</i>			<i>Would only lend out to 10 years</i>
<i>Bendigo Bank</i>	<i>N/A</i>			<i>Could only be arranged at a branch</i>
<i>St George</i>	<i>N/A</i>			<i>No response received</i>

The confirmed quote from the Westpac Bank means that this represents Council's best option.

The cost of the Westpac Bank loan repayments over the life of the loan has to date resulted in an increased repayment amount of \$1.205M over the amount that would have been payable if the loan had have been taken up in November 2007.

The impact of an early payout of the loan is similar for all financial institutions and only imposes a penalty on Council if interest rates have decreased at the time of early repayment.

Resolved 08/67

Cr Sullivan/Cr Craig

That Council raise a loan totaling \$10,000,000.00, from Westpac Bank at an interest rate of 7.55% for a term of 30 years and that all relevant documentation be completed under seal.

Resolved 08/68

Cr Lamarra/ Cr Hadlow

That the motion be put.

The original motion was put and carried.

Crs Hadlow & Lamarra requested their names be recorded against the Substantive Motion.

Item 8 Australian Jazz Convention

Reporting Officer

Tourism Manager – Sarah Dawson

Purpose of Report

To provide preliminary feedback on the 62nd Australian Jazz Convention.

Recommendation

That a report on the financial outcomes and overall economic impact of the 62nd Australian Jazz Convention be considered at the next Ordinary Meeting of Council.

Resolved 08/69

Cr Sturgiss/Cr Craig

That a report on the financial outcomes and overall economic impact of the 62nd Australian Jazz Convention be considered at the next Ordinary Meeting of Council.

Item 9 Pensioner Concession Rates

Reporting Officer

Director of Corporate Services – Dirk Holwerda

Purpose of Report

To seek Council's support for lobbying the State Government to index Pensioner Concessions.

Recommendation

That:

1. Council write to the Minister for Local Government seeking to have pensioner concession rates increased, indexed and Councils appropriately subsidised.
2. Council seek the support of the Local Government Shires Association on this matter.

Resolved 08/70

Cr Harris/Cr Eddy

That:

1. *Council write to the Minister for Local Government seeking to have pensioner concession rates increased, indexed and Councils appropriately subsidised.*

- 2. Council seek the support of the Local Government Shires Association on this matter.*

Item 10 Independent Investment Advisor

Reporting Officer

Operational Accountant – Chris Lambert

Purpose of Report

To advise of quotations received for an independent investment advisor.

Recommendation

That:

1. Grove Research and Advisory Services Pty Ltd be appointed as Council's independent investment advisor.
2. An appropriate agreement be signed under seal.

Resolved 08/71

Cr Sullivan/Cr Harris

That the item be deferred for further information to come back to Council.

Item 11 Local Government Elections 2008

Reporting Officer

Manager Economic Development and Administration – Ken Wheeldon

Purpose of Report

To advise of arrangements made to date for the 2008 Local Government Elections.

Recommendation

That the report on arrangements for the 2008 Local Government Election be noted.

Resolved 08/72

Cr Harris/Cr Sturgiss

That the report on arrangements for the 2008 Local Government Election be noted.

Item 12 Purchase of Former Deer Park – 144 Gorman Rd

Reporting Officer

Manager Economic Development and Administration – Ken Wheeldon

Purpose of Report

To confirm the land classification of the former Deer Park recently purchased by Council.

Recommendation

That:

1. The appropriate land classification for the former Deer Park at 144 Gorman Road, Goulburn (Lot 1 DP 1047996) in the Parish of Towrang is “Operational” land in accordance with the provisions of the *Local Government Act 1993*.
2. A public notice be placed in the Goulburn Post advising of Council’s intention to classify this land as “Operational” land and invite submissions.
3. If there are no submissions, a further public notice be placed confirming the classification of this land as “Operational” land.

Resolved 08/73

Cr Sullivan/Cr Harris

That:

1. *The appropriate land classification for the former Deer Park at 144 Gorman Road, Goulburn (Lot 1 DP 1047996) in the Parish of Towrang is “Operational” land in accordance with the provisions of the Local Government Act 1993.*
2. *A public notice be placed in the Goulburn Post advising of Council’s intention to classify this land as “Operational” land and invite submissions.*
3. *If there are no submissions, a further public notice be placed confirming the classification of this land as “Operational” land.*

Item 13 Once Online

Reporting Officer

Manager of Finance – Brendan Hollands

Purpose of Report

To seek approval to engage Once Online as an alternative payment method for Council accounts.

Recommendation

That:

1. Council approves Once Online as an additional payment option for Council accounts.
2. All relevant documents be signed under seal.

Resolved 08/74

Cr Sturgiss/Cr Hadlow

That:

1. *Council approves Once Online as an additional payment option for Council accounts.*
2. *All relevant documents be signed under seal.*

Planning and Community Services Report

**Item 1 Draft Local Environmental Plan 2007 – Post
Exhibition Process**

Reporting Officer

Manager Strategic Planning – John Massey

Purpose of Report

To outline a post exhibition process on the review of submissions received on the Draft Goulburn Mulwaree Local Environmental Plan (LEP) 2007

Recommendation

That:

- A. An invitation be extended to each person who makes a submission on the Draft LEP be given the opportunity to address Council on their submission.
- B. The need or otherwise for an independent public hearing be determined as part of the submission consideration report.

Resolved 08/75

Cr Lamarra/Cr Sturgiss

That:

- A. *An invitation be extended to each person who makes a submission on the Draft LEP be given the opportunity to address Council on their submission.*
- B. *The need or otherwise for an independent public hearing be determined as part of the submission consideration report.*

Item 2 Goulburn Mulwaree Voluntary Purchase / House Rising Audit (Enclosure)

Reporting Officer

Manager Strategic Planning – John Massey

Purpose of Report

To accept the Minister for Climate Change, Environment and Water's grant offer and to seek release of funds from the 2007/08 LEP reserve.

Recommendation

That:

- A. The Minister's initial offer of financial assistance be accepted and the common seal of the Council be affixed on the acceptance document.
- B. The Minister be requested to increase the notional amount to \$11,623 as per the original agreement.
- C. \$12,435 being transferred from LEP Reserves to complete payment to the consultants.
- D. The additional grant funding if successful be returned to LEP Reserves.

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The General Manager (Mr L Johnson) left the meeting at 8.00pm.

Resolved 08/76

Cr Hadlow/Cr Craig

That:

- A. The Minister's initial offer of financial assistance be accepted and the common seal of the Council be affixed on the acceptance document.*
- B. The Minister be requested to increase the notional amount to \$11,623 as per the original agreement.*
- C. \$12,435 being transferred from LEP Reserves to complete payment to the consultants.*
- D. The additional grant funding if successful be returned to LEP Reserves.*

Item 3 BioBanking Scheme (Enclosure)

Reporting Officer

Landscape Planner – Jack Miller

Purpose of Report

To inform of the Department of Environment and Climate Change (DECC) proposal for a BioBanking Scheme.

Recommendation

That the report on the DECC BioBanking Scheme be noted.

Resolved 08/77

Cr Harris/Cr Sullivan

That the report on the DECC BioBanking Scheme be noted.

**Item 4 Draft Wingecarribee Local Environmental Plan
2007**

Reporting Officer

Strategic Planning Support Assistant – Crystal Golden

Purpose of Report

To report on the Draft Wingecarribee Local Environmental Plan 2007.

Recommendation

That a submission be lodged on the Draft Wingecarribee Local Environmental Plan 2007 indicating no objections to the plan and suggesting greater consistency with the minimum rural lots sizes along the local government boundary in line with the outcomes of the Goulburn Mulwaree review of the rural zones being conducted with the Department of Primary Industries.

Resolved 08/78

Cr Sullivan/Cr Craig

That a submission be lodged on the Draft Wingecarribee Local Environmental Plan 2007 indicating no objections to the plan and suggesting greater consistency with the minimum rural lots sizes along the local government boundary in line with the outcomes of the Goulburn Mulwaree review of the rural zones being conducted with the Department of Primary Industries.

General Manager (Mr L Johnson) returned to the meeting at 8.03pm.

Item 5 Development Statistics

Reporting Officer

Executive Assistant Planning & Community Services - Debbie McCarthy

Purpose of Report

To inform of the Development Statistics for the month of January 2008.

Recommendation

That the information on development activity be noted.

Resolved 08/79

Cr Lamarra/Cr Eddy

That the information on development activity be noted.

Item 6 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 08/80

Cr Sullivan/Cr Eddy

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

Item 7 113/0708/DA – Stormwater Collection Basin, 2A Sloane Street, Goulburn (Enclosure)

Reporting Officer

Development Assessment Officer – Tina Dodson

Purpose of Report

To present the Assessment Report for the construction of a stormwater collection basin at 2A Sloane Street, Goulburn.

Recommendation

That Conditional Development Consent be granted under delegation for Development Application No 113/0708/DA for the construction of a stormwater collection basin, security fencing and return valves at 2A Sloane Street, Goulburn including requirements for:

- Removal of stormwater and sludge after a rainfall event
- Maintenance of the pump facility
- Establishment of a complaints system
- Provision of security fencing
- Maintenance of landscaping

Resolved 08/81

Cr Sullivan/Cr Harris

That the item be deferred for a site inspection and that delegation be given to the General Purposes Committee for determination.

Cr Harris declared an interest in the item and left the meeting at 8.13pm.

**Item 8 468/0607/DA – Residential Subdivision, 68-70
Fitzroy Street, Goulburn (Enclosure)**

Reporting Officer

Development Assessment Officer – Tina Dodson

Purpose of Report

To present the Assessment Report for a residential subdivision at 68-70 Fitzroy Street, Goulburn.

Recommendation

That Conditional Development Consent be granted under delegation for Development Application No. 468/0607/DA for a residential subdivision at 68-70 Fitzroy Street, Goulburn.

Resolved 08/82

Cr Craig/Cr Sturgiss

That Conditional Development Consent be granted under delegation for Development Application No. 468/0607/DA for a residential subdivision at 68-70 Fitzroy Street, Goulburn.

Cr Harris returned to the meeting at 8.15pm.

**Item 9 419/0607/DA – Residential Subdivision, 99 May
Street, Eastgrove, (Enclosure)**

Reporting Officer

Development Assessment Officer – Tina Dodson

Purpose of Report

To present the Assessment Report for a residential subdivision at 99 May Street, Eastgrove.

Recommendation

That Conditional Development Consent be granted under delegation for Development Application No. 419/0607/DA for a Residential Subdivision at 99 May Street, Eastgrove.

Resolved 08/83

Cr Hadlow/Cr Sturgiss

That Conditional Development Consent be granted under delegation for Development Application No. 419/0607/DA for a Residential Subdivision at 99 May Street, Eastgrove.

Item 10 Tiyces Lane Development Contributions

Reporting Officer

Director Planning & Community Services – Chris Berry

Purpose of Report

To inform of the development contributions paid for the “Marian Vale” subdivision on Tiyces Lane, Towrang.

Recommendation

That consideration be given in the 2008/09 Management Plan for the upgrading of Tiyces Lane, Towrang.

Resolved 08/84

Cr Sturgiss/Cr Eddy

That consideration be given in the 2008/09 Management Plan for the upgrading of Tiyces Lane, Towrang.

Item 11 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 2007 and January 2008.

Recommendation

That the information on regulatory activity be noted.

Resolved 08/85

Cr Sturgiss/Cr Eddy

That the information on regulatory activity be noted.

Engineering Services Report

Item 1 Payment of Residual for Two Leased Rollers

Reporting Officer

Terry Cooper – Executive Manager Engineering.

Purpose of Report

To obtain approval to finalise the leases for two road rollers and fund the residual payments from the Plant Reserve.

Recommendation

That approval be given to finalise the leases for two road rollers (P/Ns 45 and 54), the required residual payments of \$24,200 (including GST) be made, to be funded by the Plant Reserve.

Resolved 08/86

Cr Sullivan/Cr Craig

That approval be given to finalise the leases for two road rollers (P/Ns 45 and 54), the required residual payments of \$24,200 (including GST) be made, to be funded by the Plant Reserve.

Item 2 Rural Roads Maintenance Budget - Effect Storm Damage

Reporting Officer

Andrew Palmer – Works Engineer

Purpose of Report

To reporting on the Rural Roads Maintenance budget and the effects the damage from the storm events is having.

Policy Considerations

Nil

Recommendation

1. That the 2007/2008 budget for rural road maintenance be increased by \$125,000
2. That the budget increase recommended in 2) above be offset by deferring programmed rural road construction proposed for Painters Lane

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3. That the transfer of \$43,862.21 from DCP reserves to assist in funding Painters Lane not occur.

Resolved 08/87

Cr Sturgiss/Cr Craig

That:

1. *The 2007/2008 budget for rural road maintenance be increased by \$125,000*
2. *The budget increase recommended in 2) above be offset by deferring programmed rural road construction proposed for Painters Lane*
3. *The transfer of \$43,862.21 from DCP reserves to assist in funding Painters Lane not occur.*

Item 3 Goulburn and Township Cleaning (Attachments)

Reporting Officer

Andrew Palmer – Works Engineer

Purpose of Report

To advise Council of the increase in the level of cleaning for the Goulburn CBD, greater Goulburn and the Townships (Marulan, Tallong, Tarago).

Recommendation

1. That \$100,000 be reallocated from the 2007/2008 CBD Enhancement Program to Urban Road Maintenance budget
2. That the continuation of this supplementary service be considered as part of the 2008/2009 Management Plan preparation.

Resolved 08/88

Cr Lamarra/Cr Eddy

That:

1. *\$100,000 be reallocated from the 2007/2008 CBD Enhancement Program to Urban Road Maintenance budget*
2. *The continuation of this supplementary service be considered as part of the 2008/2009 Management Plan preparation.*

Item 4 Walking School Bus Initiative (Attachment)

Reporting Officer

Vanessa Toparis – Road Safety Officer

Purpose of Report

To provide a report on the establishment of a Walking School Bus service.

Recommendation

That without State Government funding or support Council is unable to initiate a Walking Bus Program at this time.

Resolved 08/89

Cr Hadlow/Cr Harris

That without State Government funding or support Council is unable to initiate a Walking Bus Program at this time.

**Item 5 Agreement to employ South East Weight of
Loads (SEWOL) Inspector**

Reporting Officer

Director Engineering Services – Phil Hansen.

Purpose of Report

To obtain Council approval to complete the employment agreement for a replacement inspector with the South East Weight of Loads Group.

Recommendation

That:

1. Pursuant to Section 130A (C2) Motor Traffic regulations 1935 and Section 8G (C2) of the Environment Offences and Penalties Act 1989 that Neil Jason BROWN, Simon Daniel CASSIDY and Ann Patricia SETTIN, be appointed as authorised officers for the specified purposes of Acts and Regulations.
2. Pursuant to section 251 of the Roads Act 1993 and other enabling powers, that Neil Jason BROWN, Simon Daniel CASSIDY and Ann Patricia SETTIN, be appointed as authorised officers for the purposes of each of the provisions of part 14 of the Roads Act 1993 and authorises those persons to exercise the powers conferred by Section 27C of the Road Transport (Vehicles Registration) Act 1997.

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3. The delegations given in 2) to include authorisation to proceed with prosecutions under the Road Transport (Mass, Loading and Access) regulation 1996.
4. That the agreement be signed under the seal of Council.

Resolved 08/90

Cr Harris/Cr Eddy

That:

1. *Pursuant to Section 130A (C2) Motor Traffic regulations 1935 and Section 8G (C2) of the Environment Offences and Penalties Act 1989 that Neil Jason BROWN, Simon Daniel CASSIDY and Ann Patricia SETTIN, be appointed as authorised officers for the specified purposes of Acts and Regulations.*
2. *Pursuant to section 251 of the Roads Act 1993 and other enabling powers, that Neil Jason BROWN, Simon Daniel CASSIDY and Ann Patricia SETTIN, be appointed as authorised officers for the purposes of each of the provisions of part 14 of the Roads Act 1993 and authorises those persons to exercise the powers conferred by Section 27C of the Road Transport (Vehicles Registration) Act 1997.*
3. *The delegations given in 2) to include authorisation to proceed with prosecutions under the Road Transport (Mass, Loading and Access) regulation 1996.*
4. *That the agreement be signed under the seal of Council.*

**Item 6 NSW State Emergency Service Annual Report
2006-2007**

Reporting Officer

Director Engineering Services – Phil Hansen

Purpose of Report

To provide Council with a copy of the Annual Report for the State Emergency Service of NSW for the financial year 2006-2007. A copy of this report will be tabled at the meeting.

Recommendation

That the Annual Report for 2006-2007 be received and noted.

Resolved 08/91

Cr Sturgiss/Cr Lamarra

That the Annual Report for 2006-2007 be received and noted.

**Item 7 Removal of Trees in Clinton Street between
 Bourke and Cowper Streets**

Reporting Officer

Executive Manager Engineering - Terry Cooper.

Purpose of Report

To inform Council of the progress in removing plum trees in Clinton Street between Bourke and Cowper Streets.

Recommendation

That this project funded as part of the current budget.

Resolved 08/92

Cr Craig/Cr Harris

That the removal of trees at Clinton Street (between Bourke and Cowper Streets) be funded as part of the current budget.

Item 8 Rural and Urban Maintenance Annual Budgets

Reporting Officer

Andrew Palmer – Works Engineer

Purpose of Report

To advise Council of the type work completed under the Urban Maintenance programme.

Recommendation

That the information be noted.

Resolved 08/93

Cr Eddy/Cr Sullivan

That the information on rural and urban maintenance annual budgets be noted.

Item 9 Water Supply Status Report for January 2008

Reporting Officer

Manager Water Services – Greg Finlayson

Purpose of Report

To inform Council of the performance of the Goulburn and Marulan water supplies during January 2008.

Recommendation

That the information on the water supply status report for January 2008 be noted.

Resolved 08/94

Cr Sullivan/Cr Eddy

That the information on the water supply status report for January 2008 be noted.

Item 10 Highlands Source Project

Reporting Officer

Manager Water Services – Greg Finlayson

Purpose of Report

To inform Council of progress during the month.

Recommendation

That this report on the Highlands source Project be received and noted.

Resolved 08/95

Cr Sullivan/Cr Sturgiss

That this report on the Highlands source Project be received and noted.

Item 11 Aquatic Centre Fees

Reporting Officer

Director Engineering Services – Phil Hansen.

Purpose of Report

To inform Council of current arrangements for the entry of non-swimming spectator guardians to the Aquatic Centre.

Recommendation

That the information is noted.

Resolved 08/96

Cr Craig/Cr Sullivan

That the information on Aquatic Centre fees is noted.

Item 12 Graffiti Removal Program (Attachment)

Reporting Officer

Director Engineering Services – Phil Hansen.

Purpose of Report

To forward an invitation for Council to be involved in a graffiti removal program from Pru Goward MP.

Recommendation

That Council declines the invitation to be involved in the program.

Resolved 08/97

Cr Sturgiss/Cr Sullivan

That the invitation to be involved in the graffiti removal program be declined.

Item 13 Brewer Street Road Construction

Reporting Officer

Director Engineering Services – Phil Hansen.

Purpose of Report

To advise Council on the outcome of a review of cost sharing previously agreed for the construction of Brewer Street, Goulburn.

Recommendation

That Mr Boyd be advised that Council will fund 50% of the survey, design and supervision costs associated with the above development.

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That a suitable written agreement be established with Mr Boyd to ensure that monies are refunded to Council if the development does not proceed.

Resolved 08/98

Cr Sullivan/Cr Eddy

That Mr Boyd be advised that Council will fund 50% of the survey, design and supervision costs associated with the above development.

That a suitable written agreement be established with Mr Boyd to ensure that monies are refunded to Council if the development does not proceed.

**Item 14 Goulburn City of Roses Committee – Public
Liability Insurance**

Reporting Officer

Parks & Recreation Technical Officer – Debbie Sibbick

Purpose of Report

To report the request for assistance by the Goulburn City of Roses Committee.

Recommendation

1. That Council donate \$2212.94 to the Goulburn City of Roses Committee to cover public liability insurance costs for the upcoming Rose Show.
2. That Council investigate the option of the Goulburn City of Roses Committee becoming a sub-committee of Council's Facilities Advisory Committee prior to March 2009.

Motion

Cr Lamarra/Cr Craig

That:

1. *Council donate \$2212.94 to the Goulburn City of Roses Committee to cover public liability insurance costs for the upcoming Rose Show.*
2. *Council investigate the option of the Goulburn City of Roses Committee becoming a sub-committee of Council's Facilities Advisory Committee prior to March 2009.*

The motion was withdrawn with the consent of the mover and seconder.

Resolved 08/99

Cr Harris/Cr Stephenson

That Council appoints the Goulburn City of Roses Committee as a sub-committee of Council's Facilities Advisory Committee.

Item 15 Roadside Weed Control

Reporting Officer

Cemetery and Facilities Supervisor - Brian Ohlback.

Purpose of Report

To advise of roadside weed control for the months of January/February 2008.

Recommendation

That the report on roadside weed control be noted.

Resolved 08/100

Cr Sullivan/Cr Hadlow

That the report on roadside weed control be noted.

Item 16 Vandalism Report

Reporting Officer

Executive Assistant, Engineering Services – Wendy Nichol.

Purpose of Report

To provide Council with information on acts of vandalism that has occurred during the month of January 2008.

Recommendation

That the report on vandalism for the month of January 2008 be noted.

Resolved 08/101

Cr Lamarra/Cr Craig

That the report on vandalism for the month of January 2008 be noted.

Item 17 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.

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Recommendation

That the Engineering Services update report be noted.

Resolved 08/102

Cr Hadlow/Cr Eddy

That the information be noted.

Questions Without Notice

Cr Sturgiss	Please provide LEP Section 94 Contributions clarification?
	Can Council look into the appointment of a Grants Officer?
Cr Sullivan	Can Gross Pollution Traps statistics come back to Council?
	Can a report come back to Council on flooding impacts to private residence?
Cr Eddy	Congratulate Council on the success of the Blues Festival.
	When do the public bins in Marulan get emptied?
	Invite everyone to the Multi-cultural Committee Festival in Belmore Park on 8 March 2008.
Cr Harris	Do we have any Preliminary figures from the Blues Festival?
	Can we reform the Performing Arts Committee?
	Please provide Customer Request Management items response updates?

Closed Council

Resolved 08/103

Cr Hadlow/Cr Sullivan

That Council resolve 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 a break at 9.23pm.

Council resolved into closed session at 9.26pm.

The items listed in Executive Report Item 9 were discussed.

That Council Resume in Open Session

Resolved 08/104

Cr Hadlow/Cr Sullivan

That the resolutions of the closed session meeting including the following reports which were submitted to Closed Session in accordance with Section 10A of the Local Government Act 1993 (refer General Managers Report Item 9) be adopted.

These motions were:

Executive Services

**Item 1 Former Mulwaree Shire Council Road Widening –
Windellama Road, Goulburn (Attachment)**

Resolved 08/105 Cr Sturgiss/Cr Hadlow

That the following Transfers be executed under Council's seal:

1. *Transfer of Lot 2 DP 854960 from Council to RA & JC Carey*
2. *Transfer of Lot 5 DP 854960 from Council to Messrs Jackson/Ewart*

**Item 2 Expression of Interest for Sale of Goulburn
Airport**

This item was dealt with after Item 4 of Closed Session.

Resolved 08/106 Cr Harris/Cr Craig

That the limited access closed session report on the Expression of Interest for Sale of Goulburn Airport from International Art Services Pty Ltd be considered in conjunction with this report.

**Item 3 Option to Re-Purchase 25-29 Finlay Road,
Goulburn (Attachment)**

Resolved 08/107 Cr Sullivan/Cr Craig

That Council proceed with exercising the Option to Re-Purchase 25-29 Finlay Road, Goulburn.

Item 4 Update on Saleyards (Attachments)

Resolved 08/108 Cr Sturgiss/Cr Sullivan

That:

- 1) *Council encourage Kattle Gear to:*
 - a) *provide the information required to enable the EIS to be completed as soon as possible; and*
 - b) *submit a development application for the Mazamet Road site as soon as possible in accordance with the existing deed*
- 2) *The letter from the SCA dated 19/12/2007 not be considered confidential.*

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Limited Access - Closed Council

Cr Lamarra declared in interest in the item and left the meeting at 9.38pm and did not return to the meeting.

**Item 2 Expression of Interest for Sale of Goulburn
Airport (Enclosure) – Limited Access**

Resolved 08/109

Cr Craig/Cr Harris

That further negotiations continue to take place with International Art Services Pty Ltd and a report on the outcome of these negotiations be considered by Council at the March meeting.

Task List

Responsible Directorate	Responsible Officer	Item No	Task
Executive Services	General Manager	<i>Recission Motion</i>	Provide community with a media release on update of Highland Source Project
		<i>Recission Motion</i>	Contact Ministers Office to request written funding agreements for Highland Source Project grant
		3	Make amendments to Organisation Structure
		5	Call for expressions of interest to appoint an additional member to the Conduct Committee
		7	Nominate Crs Harris, O'Neill & Eddy for Ministers Award for Women in Local Government
		7	Issue an invitation to the appropriate persons and organisations, including local Federal and State members of Parliament, in Goulburn Mulwaree to also apologise to the Aboriginal community in support the Government of Australia through the conduct of an appropriate function.
		<i>QWN</i>	Look into the appointment of a Grants Officer
Corporate Services	Director Corporate Services	7	Arrange Highland Source loan with Westpac.
		9	Write to Minister for Local Government seeking to have pensioner concession rates increased
		9	Write to Local Government Shires Association seeking support to have pensioner concession rates increased
		10	Provide further information to Council on independent investment advisor
		12	Place public notice in the Goulburn Post advising of Council's intention to classify the former Deer Park at 144 Gorman Road as "operational" land.

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Responsible Directorate	Responsible Officer	Item No	Task
Planning & Community Services	Director Planning & Community Services	<i>15 Engineering Services</i>	Provide an update to Council on Pigeon trapping
		<i>QWN</i>	Provide a report clarifying Section 94 Contribution clarification
		<i>QWN</i>	Provide a report back to Council on flooding impacts to private residences in Red Gum Place
		<i>QWN</i>	Provide update on Cr Harris's CRM requests
		<i>1</i>	Write letter to each person that made a submission giving them the opportunity to address Council on their submission.
		<i>2</i>	Contact Minister to accept grant and request increase funding. Also arrange payment of consultant
		<i>4</i>	Write letter to Wingecarribee notifying of no objection.
		<i>7</i>	Organise site inspection of 2A Sloane Street and send letter to applicant
		<i>7</i>	Arrange a Special General Purposes Meeting to address item
		<i>8</i>	Write letter to applicant of 68-70 Fitzroy Street and to objector
		<i>9</i>	Write letter to applicant of 99 May Street and to objector
		<i>10</i>	Arrange for consideration of this matter to be given when collating 2008/2009 Management Plan
Engineering Services	Director of Engineering Services	<i>Traffic Committee Minutes</i>	Traffic Committee to review the operation of the taxi rank in Garfield Ave in 3 months and report to Council
		<i>4</i>	Provide a report to Council on outstanding trade waste fees
		<i>10</i>	Provide a report to Council comparing raw water costs of existing system to the Highland source
		<i>QWN</i>	Examine the need to empty the public bins in Marulan more frequently
		<i>QWN</i>	Provide a report to Council on Gross Pollution Trap statistics
		<i>1</i>	Arrange lease of two road rollers
		<i>4</i>	Contact Walking School Bus Initiative organisers and decline invitation.
		<i>5</i>	Assign delegations to new SEWOL inspector and administrator under common seal
		<i>7</i>	Arrange removal of Trees in Clinton Street between Bourke and Cowper Streets
		<i>12</i>	Advise Pru Goward that Council declines the invitation to be involved in the program
		<i>13</i>	Contact Mr Boyd to advise of funding for survey and arrange a suitable written agreement

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Responsible Directorate	Responsible Officer	Item No	Task
		<i>14</i>	Appoint the Goulburn City Roses Committee as a sub-committee of Council's Facilities Advisory Committee

Meeting closed at 9.58pm.

The minutes were confirmed at the Council meeting on 20 March 2008 at which this signature was endorsed.

.....

Cr Paul Stephenson
Mayor

.....

Mr Luke Johnson
General Manager