



**Minutes from meeting of:
General Purposes Committee**

Held

Tuesday, 5 August 2008

5.30pm

**Council Chambers, Civic Centre
184 - 194 Bourke Street, Goulburn**

Minutes of the General Purposes Committee Meeting held 5 August 2008 commencing at 5.30pm in the Council Chambers

List of Attendees

Present

Cr Paul Stephenson (Mayor), Cr Robert Craig, Cr Maureen Eddy, Cr Max Hadlow, Cr Susan Harris, Cr Tony Lamarra, Cr Margaret O'Neill and Cr Denzil Sturgiss.

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) and Communications Officer (Ms T Riley).

Apologies

An apology was received for the absence of Cr Ken Sullivan.

Committee Recommendation Cr Lamarra / Cr Eddy

That the apology from Cr Ken Sullivan be received and leave of absence granted.

Disclosure of Interest

Cr O'Neill declared an interest in Item 4 of the Planning & Community Services Report as she is a Director of the Racing Club.

Presentation

The following presentation was made to the meeting:

- Mr Urs Walterlin –Free Goulburn Wireless Internet Access project proposal.

Executive Services Report

Item 1 Presentations

Purpose of Report

To advise of presentations to the General Purpose Committee Meeting.

Recommendation

That the Presentations made at this meeting be received and noted.

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Committee Recommendation

Cr Harris / Cr Hadlow

That the Presentation made at this meeting be received and noted.

Item 2 Public Safety and External Review

Reporting Officer

Will Singleton – Manager Human Resources

Purpose of Report

To request funding for a Public Liability Audit.

Recommendation

That Council approves the expenditure of \$10,000 for a combined Public Liability audit and that this be funded in the first quarter budget review.

Committee Recommendation

Cr O'Neill / Cr Eddy

That Council considers the expenditure of \$10,000 for a combined Public Liability audit in the first quarter budget review.

Item 3 Closed Session

Reporting Officer

General Manager – Luke Johnson

Purpose of Report

To consider moving into Closed Session.

The following confidential report has been distributed separately:

Division	Report
<i>Corporate Services</i>	<i>Item 1 – Zantis Stables Licence</i>

Statutory Requirements

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

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

- (1) a council, or a committee of the council of which all the members are councillors, may close to the public so much of its meeting as comprises:
- (a) the discussion of any of the matters listed in subclause (2), or
 - (b) the receipt or discussion of any of the information so listed.
- (2) the matters and information are the following:
- (a) personnel matters concerning particular individuals (other than councillors),
 - (b) the personal hardship of any resident or ratepayer,
 - (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business,
 - (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret,
 - (e) information that would, if disclosed, prejudice the maintenance of law,
 - (f) matters affecting the security of the council, councillors, council staff or council property,
 - (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege,
 - (h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.
- (3) a council, or a committee of the council of which all the members are councillors, may also close to the public so much of its meeting as comprises a motion to close another part of the meeting to the public.
- (4) a council, or a committee of a council, may allow members of the public to make representations to or at a meeting, before any part of the meeting is closed to the public, as to whether that part of the meeting should be closed.

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

Section 10B

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

Recommendation

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

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Corporate Services

Item 1 Zantis Stables Licence

Section 10A(2)(d) (i) - commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it

Purpose of Report

To provide an update on the status of the Zantis Stables licence agreement.

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

Committee Recommendation

Cr Harris / Cr Craig

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

Corporate Services

Item 1 Zantis Stables Licence

Section 10A(2)(d) (i) - commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it

Purpose of Report

To provide an update on the status of the Zantis Stables licence agreement.

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

Corporate Services Report

Item 1 Update on Goulburn Mulwaree and Palerang Council Boundary Anomalies (Attachment)

Reporting Officer

Manager Economic Development & Administration – Ken Wheeldon

Purpose of Report

To provide an update on boundary anomalies between Goulburn Mulwaree and Palerang Council.

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Recommendation

That the report be received and noted.

Committee Recommendation

Cr O'Neill / Cr Craig

That the report on Update on Goulburn Mulwaree and Palerang Council Boundaries Anomalies be received and noted.

Item 2 Review of Investments (Attachment)

Reporting Officer

Manager Finance – Brendan Hollands

Purpose of Report

To advise on the progress of an invitation to Mr Michael Cole to review Council's investment portfolio and address a future meeting.

Recommendation

That the information be noted and no further action be taken.

Committee Recommendation

Cr Craig / Cr O'Neill

That the information be noted and no further action be taken.

Item 3 Fiscal Star Local Government Rating

Reporting Officer

Manager Finance – Brendan Hollands

Purpose of Report

To advise on the Fiscal Star 2008 Review of the Financial Sustainability of the Existing Financial and Infrastructure Policies of NSW Councils.

Recommendation

That the information be noted.

Committee Recommendation **Cr Sturgiss / Cr Eddy**

That the information be noted.

Committee Recommendation **Cr Harris / Cr Sturgiss**

That Council submit a motion to the Local Government conference seeking an increase in the amount of the pensioner concession granted to ratepayers.

Planning and Community Services Report

Item 1 Sydney-Canberra Corridor Regional Strategy

Reporting Officer

Director Planning & Community Services – Chris Berry

Purpose of Report

To inform of the finalisation of the Sydney-Canberra Corridor Regional Strategy by the Department of Planning.

Recommendation

That the report of the finalisation of the Sydney – Canberra Corridor Regional Strategy be noted.

Committee Recommendation **Cr Sturgiss / Cr Craig**

That the report of the finalisation of the Sydney – Canberra Corridor Regional Strategy be noted.

Item 2 Housing Affordability Fund

Reporting Officer

Director Planning & Community Services – Chris Berry

Purpose of Report

To inform of a Federal Government initiative to establish a Housing Affordability Fund.

Cr O'Neill left the room due to her declared interest at 6.10pm

**Item 4 Community Grants and Donations Scheme –
 Goulburn & District Racing Club Ltd (Attachment)**

Reporting Officer

Director Planning & Community Services – Chris Berry

Purpose of Report

To advise of a request from Goulburn and District Racing Club Limited to have their application under Community Grants and Donations Scheme reconsidered.

Recommendation

That the request from the Goulburn and District Racing Club Ltd be declined.

Committee Recommendation Cr Lamarra / Cr Hadlow

That Council grant \$5,000 to the Goulburn District Racing Club Ltd and that the amount be provided for in the first quarterly budget review from the Community Grants Funding allocation and that the amount be considered in future budgets as a recurrent funding commitment.

Cr O'Neill returned to the Chamber at 6.22pm.

**Item 5 Community Grants & Donations Scheme –
 Macarthur Collegians Cycling Club Inc.
 (Attachment)**

Reporting Officer

Director Planning & Community Services – Chris Berry

Purpose of Report

To advise of a request from the Macarthur Collegians Cycling Club Inc. for Council to sponsor the Goulburn to Citi (Sydney) Cycle Classic held in September each year.

Recommendation

That the request for funding under the Community Grants and Donations Scheme be declined.

Committee Recommendation

Cr O'Neill / Cr Harris

That Council grant \$2,000 to the Macarthur Collegians Cycling Club Inc. and that the amount be provided for in the first quarterly budget review from the Community Grants Funding allocation and that the amount be considered in future budgets as a recurrent funding commitment.

Engineering Services Report

Item 1 Water Supply Update

Reporting Officer

Manager Water Services- Greg Finlayson

Purpose of Report

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

Recommendation

That the report on the water supply update as at 28 July 2008 be noted.

Committee Recommendation

Cr Harris / Cr Eddy

That the report on the water supply update as at 28 July 2008 be noted.

Item 2 Carols by Candlelight

Reporting Officer

Director Engineering Services – Phil Hansen.

Purpose of Report

To consider the Carols by Candlelight function remaining at Belmore Park.

Recommendation

That the following conditions be applied:

1. No vehicles of any description are permitted on the lawn areas of the Park
2. The organisers pay an appropriate damage bond in accordance with the Fees and Charges detailed in the 2008/2009 Management Plan

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3. The organisers erect suitable barriers around the floral beds to prevent damage from trampling

Committee Recommendation Cr Hadlow / Cr Lamarra

That –

1. *No vehicles of any description are permitted on the lawn areas of the Park.*
2. *No bond be charged.*
3. *Council erect suitable barriers around the floral beds to prevent damage from trampling.*

Item 3 Recycling Education Program in Primary Schools

Reporting Officer

Andrew Galland – Facilities Engineer

Purpose of Report

To inform Council on the provision of a recycling education campaign to primary schools within the Goulburn Mulwaree Local Government area.

Recommendation

- i) That all Primary Schools be requested to participate in a recycling education program to be commenced as soon as possible.
- ii) That \$17,000 be provided for the recycling education program from the Unexpended Capital Reserve.

Committee Recommendation Cr Harris / Cr O'Neill

That –

1. *All Primary Schools be requested to participate in a recycling education program to be commenced as soon as possible.*
2. *That \$17,000 be provided for the recycling education program from the Unexpended Capital works allocation in the 08/09 Management Plan.*

Item 4 Goulburn Airport - Council Activities

Reporting Officer

Ian Aldridge – Manager Engineering Development

Purpose of Report

To provide a further report on works undertaken by Council at the airport.

Recommendation

That the report be received and noted.

Committee Recommendation

Cr O'Neill / Cr Harris

That the report be received and noted.

Item 5 Crematorium Proposal at the St Patricks Cemetery

Reporting Officer

Director Engineering Services – Phil Hansen.

Purpose of Report

To advise Council on funding work proposed at the St Patricks Cemetery that relates to the proposed Crematorium.

Recommendation

That Council contributes from the existing 2008/2009 St Patricks Cemetery improvement budget:

1. \$6,500 towards the provision of a 100mm water connection.
2. \$3,840 towards the provision of an internal access road as detailed in 123/0607/DA consent conditions.

That Council contributes \$14,320 towards the construction of the carpark and that this amount be funded from the Unexpended Capital Reserve.

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Committee Recommendation **Cr O'Neill / Cr Lamarra**

That the item be considered at the Council Meeting of 19 August 2008 and that discussions be held with the developer on site prior to the meeting.

**Item 6 International Youth Forum – Waiver of Charges
(Attachment)**

Reporting Officer

Director Engineering Services – Phil Hansen.

Purpose of Report

To advise Council of the amount of charges waived for the International Youth Forum as resolved at the meeting of Council held 15 July 2008.

Recommendation

That the report be noted.

Committee Recommendation **Cr Hadlow / Cr O'Neill**

That the report be noted.

Closed Council

Committee Recommendation **Cr Hadlow/Cr Craig**

That Council resolve into closed session and close the meeting to the press and public to discuss confidential matters referred to in the General Purpose Committee Agenda.

Council resolved into closed session at 6.50pm.

The items listed in Executive Report Item 3 were discussed.

That Council Resume in Open Session

Committee Recommendation **Cr Hadlow/Cr O'Neill**

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 6) be adopted.

These motions were:

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Executive Services

Item 1 Zantis Stables Licence

Committee Determination

Cr Sturgiss/Cr Craig

That Council enter into a licence with Goulburn Harness Racing Club Inc. for use of Zantis Stables for a period of 5 years with an option to renew for 5 years and affix the seal to this agreement.

Meeting Closed: 7.00pm

Confirmation

The Minutes were confirmed at the Council Meeting held on Tuesday 19 August 2008 and at which these signatures were endorsed.

.....
Cr Paul Stephenson
(Chairman Presiding)

.....
Mr Luke Johnson
(General Manager)