



**Minutes from meeting of:  
ORDINARY COUNCIL**

**Held  
Tuesday 17 March 2009  
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 17 March 2009  
commencing at 6pm in the Council Chambers**

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**Minutes of the Ordinary Meeting of Council held Tuesday 17 March 2009 commencing at 6pm in the Council Chambers**

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**Present**

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Mayor James, Deputy Mayor Kirk, Cr Banfield, Cr Penning, Cr Dillon, Cr Hadlow, Cr O'Neill & Cr Sturgiss.

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**Also Present**

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General Manager (Luke Johnson), Director Planning and Community Services (Mr C Berry), Director Corporate Services (Mr B Hollands), Acting Director Engineering Services (Mr T Cooper), Acting Water Services Director (Mr G Finlayson), Public Relations Officer (Mr P Oliver) & Executive Assistant Corporate Services (Miss A Croke).

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**Opening Prayer**

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Read by Cr Dillon.

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**Apologies**

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That an apology from Cr Woodman be received and leave of absence granted.

**Resolved 09/106**

**Cr Hadlow/Cr Kirk**

*That an apology from Cr Woodman be received and leave of absence granted.*

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**Disclosure of Interest**

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Cr O'Neill declared an interest in Item 10 of Planning & Community Services Report as she is the Director of the Challenge Foundation. Cr O'Neill left the meeting while discussion on this item took place.

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**Calendar of Events**

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**Resolved 09/107**

**Cr Sturgiss/Cr Dillon**

*That the Calendar of events be noted.*

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**Open Forum**

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Don Fisher addressed the Council to discuss Goulburn's water issues.

Jim Marshall-Brown addressed the Council to discuss the decision to release water from Pejar Dam to reduce Blue Green algae.

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**Mayoral Minute**

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**Recommendation**

That the Mayoral Minute on Mayoral Activities be received and noted.

**Resolved 09/108**

**Cr James/Cr Penning**

*That the Mayoral Minute on Mayoral Activities be noted.*

**Confirmation of Minutes**

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**Recommendation**

That the Minutes of the Ordinary Meeting of Council held Tuesday 17 February 2009 and contained in Minute Pages Nos 1 to 40 inclusive and in Minute Nos 09/49 to 09/103 inclusive be confirmed.

**Resolved 09/109**

**Cr Penning/Cr Dillon**

*That the Minutes of the Ordinary Meeting of Council held Tuesday 17 February 2009 and contained in Minute Pages Nos 1 to 40 inclusive and in Minute Nos 09/49 to 09/103 inclusive be confirmed.*

## Committee Reports for Adoption

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### 1. Sporting Hall of Fame

**Resolved 09/110**

**Cr Hadlow/Cr Banfield**

*That the report of the Sporting Hall of Fame held 2 February 2009 be received and the recommendations therein be adopted.*

### 2. General Purposes Committee

**Resolved 09/111**

**Cr Sturgiss/Cr Banfield**

*That the report of the General Purposes Committee held 3 February 2009 be received and the recommendations therein be adopted.*

### 3. Community Services Advisory Committee

**Resolved 09/112**

**Cr Hadlow/Cr Banfield**

*That the report of the Community Services Advisory Committee held 11 February 2009 be received and the recommendations therein be adopted.*

### 4. Environment Advisory Committee

**Resolved 09/113**

**Cr Dillon/Cr Kirk**

*That the report of the Sports Council Committee held 18 February 2009 be received and the recommendations therein be adopted.*

### 5. Sporting Hall of Fame

**Resolved 09/114**

**Cr O'Neill/Cr Kirk**

*That the report of the Sporting Hall of Fame held 19 February 2009 be received and the recommendations therein be adopted.*

### 6. Economic Development & Tourism Advisory Committee

**Resolved 09/115**

**Cr Dillon/Cr Penning**

*That the report of the Economic Development & Tourism Advisory Committee held 24 February 2009 be received and the recommendations therein be adopted.*

### 7. General Purposes Committee

**Resolved 09/116**

**Cr Sturgiss/Cr Dillon**

*That the report of the General Purposes Committee held 3 March 2009 be received and the recommendations therein be adopted.*

### 8. Special Environment Advisory Committee

**Resolved 09/117**

**Cr Kirk/Cr Dillon**

*That the report of the Special Environment Advisory Committee held 11 March 2009 be received and the recommendations therein be adopted.*

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## Other Reports for Information

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**Resolved 09/118**

**Cr O'Neill/Cr Hadlow**

*That the report of the following Committees be noted:*

- 1. Southern Tablelands Regional Library held 19 February 2009*
- 2. SERAS Board of Directors held 18 February 2009.*

**Minutes of the Ordinary Meeting of Council held Tuesday 17 March 2009  
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**Consideration of Motions of Which Due Notice has been Given**

*Nil*

**Executive Services Report**

**Item 1 Closed Session**

**Reporting Officer**

General Manager – Luke Johnson

**Purpose of Report**

To consider moving into Closed Session.

The following confidential reports have been distributed separately:

<b>Division</b>	<b>Report</b>
<i>Executive Services</i>	<i>Item 1 Heritage Adviser Quotations</i>
	<i>Item 2 Tender WS2008-011 – Structural Lining of Deteriorated Sewer Pipes in Goulburn</i>
	<i>Item 3 Review of Commercial Leases</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.

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*

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- (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 Council in accordance with the requirements of s10 *Local Government Act 1993* to consider the following matters:

#### Executive Services

##### Item 1 Heritage Advisor Quotations

*s10A(2)(d) Local Government Act 1993 – commercial information of a confidential nature that if disclosed would prejudice the commercial position or confer a commercial advantage on a competitor.*

###### **Purpose of Report**

To present the Expressions of Interest received for the Heritage Advisor position and to short list for interview.

This matter is referred for discussion in Closed Council due to quotes obtained from Expressions of Interest.

##### Item 2 Tender WS2008-011 – Structural Lining of Deteriorated Sewer Pipes in Goulburn

*s10A(2)(d) Local Government Act 1993 – commercial information of a confidential nature that if disclosed would prejudice the commercial position or confer a commercial advantage on a competitor.*

###### **Purpose of Report**

To advise and recommend to Council on tenders submitted for the Structural Lining of Deteriorated Sewer Pipes in the Goulburn CBD.

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

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**Item 3 Review of Commercial Leases**

*s10A(2)(c) Local Government Act 1993 – 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 advise of the current review of commercial property leases.

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

*The Mayor invited comments from the Gallery in relation to this Motion to resolve into Closed Session. There were no comments received.*

**Resolved 09/119**

**Cr O'Neill/Cr Kirk**

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

**Executive Services**

**Item 1 Heritage Advisor Quotations**

*s10A(2)(d) Local Government Act 1993 – commercial information of a confidential nature that if disclosed would prejudice the commercial position or confer a commercial advantage on a competitor.*

**Purpose of Report**

*To present the Expressions of Interest received for the Heritage Advisor position and to short list for interview.*

*This matter is referred for discussion in Closed Council due to quotes obtained from Expressions of Interest.*

**Item 2 Tender WS2008-011 – Structural Lining of Deteriorated Sewer Pipes in Goulburn**

*s10A(2)(d) Local Government Act 1993 – commercial information of a confidential nature that if disclosed would prejudice the commercial position or confer a commercial advantage on a competitor.*

**Purpose of Report**

*To advise and recommend to Council on tenders submitted for the Structural Lining of Deteriorated Sewer Pipes in the Goulburn CBD.*

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

**Item 3 Review of Commercial Leases**

*s10A(2)(c) Local Government Act 1993 – 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 advise of the current review of commercial property leases.*

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

**Item 2 Department of Local Government Circulars**

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**Reporting Officer**

Executive Assistant – Karen Gardiner

**Purpose of Report**

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

**Recommendation**

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

**Resolved 09/120**

**Cr O'Neill/Cr Dillon**

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

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**Item 3 Correspondence for Information / Attention  
(Enclosure)**

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**Reporting Officer**

Executive Assistant – Karen Gardiner

**Purpose of Report**

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

**Recommendation**

That the information on correspondence be noted.

**Resolved 09/121**

**Cr Sturgiss/Cr Dillon**

*That the information on correspondence be noted.*

**Item 4 Questions Without Notice & Task List Status Report**

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**Reporting Officer**

Executive Assistant – Karen Gardiner

**Purpose of Report**

To advise of replies to Questions Without Notice from Councillors at the February 2009 Council Meeting and status on Task List requiring an update from previous Council Meetings.

**Recommendation**

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

**Resolved 09/122**

**Cr Hadlow/Cr Kirk**

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

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**Item 5 Council and Committee Meeting Schedule 2009  
(Attachment)**

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**Reporting Officer**

General Manager, Luke Johnson

**Purpose of Report**

To submit for information a schedule of dates for Council and Committee Meetings for 2009.

**Recommendation**

That the schedule of dates for Council and Committee meetings for 2009 be noted.

**Resolved 09/123**

**Cr Sturgiss/Cr Penning**

*That the schedule of dates for Council and Committee meetings for 2009 be noted.*

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**Item 6 Councillor Workshops (Enclosure)**

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**Reporting Officer**

General Manager – Luke Johnson

**Purpose of Report**

To advise of Councillor Workshops and training sessions held since being report to Council Meeting on 20 January 2009.

**Recommendation**

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

**Resolved 09/124**

**Cr Kirk/Cr Sturgiss**

*That the information on the Councillor Workshops and Councillor Professional Development sessions be received and noted.*

**Corporate Services Report**

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**Item 1 Statement of Investments and Bank Balances  
(Attachment)**

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**Reporting Officer**

Acting Finance Manager (Operational) – Chris Lambert

**Purpose of Report**

To report on the Investment Performance and Bank Balances as at 28 February 2009.

**Recommendation**

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

**Resolved 09/125**

**Cr Sturgiss/Cr Kirk**

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

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**Item 2 Monthly Financial Report (Enclosure)**

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**Reporting Officer**

Director of Corporate Services – 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 09/126**

**Cr Penning/Cr O'Neill**

*That the information on the Monthly Financial Report be noted.*

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**Item 3 2008/09 Loan Renewal Program**

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**Reporting Officer**

Director of Corporate Services – Brendan Hollands

**Purpose of Report**

To advise Council of proposed borrowings under the 2008/2009 Loan Program.

**Recommendation**

That Council raises loans totalling \$1,409,510 in accordance with the lowest rates and best conditions as determined, and that all documentation be completed under the Seal of Council.

**Resolved 09/127**

**Cr Kirk/Cr Sturgiss**

*That Council raises loans totalling \$1,409,510 in accordance with the lowest rates and best conditions as determined, and that all documentation be completed under the Seal of Council.*

**Item 4 Blues Festival (Interim Report)**

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**Reporting Officer**

Director Corporate Services – Brendan Hollands

**Purpose of Report**

To provide Council with interim results from the 2009 Australian Blues Music Festival.

**Recommendation**

That the Blues Festival (Interim Report) be noted.

**Resolved 09/128**

**Cr O'Neill/Cr Hadlow**

*That the Blues Festival (Interim Report) be noted.*

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**Item 5 Current Borrowings by Purpose**

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**Reporting Officer**

Director Corporate Services – Brendan Hollands

**Purpose of Report**

To advise Council of the purposes for which the current outstanding borrowings were raised.

**Recommendation**

That the report on Current Borrowings by Purpose noted.

**Resolved 09/129**

**Cr Sturgiss/Cr Kirk**

*That the report on Current Borrowings by Purpose noted.*

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**Item 6 Reserve Balances**

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**Reporting Officer**

Director Corporate Services – Brendan Hollands

**Purpose of Report**

To advise Council of the current balance of both the Unallocated Capital Funds reserve and the Veolia Host Fee Reserve.

### **Recommendation**

That the report on Reserve Balances be noted.

**Resolved 09/130**

**Cr Hadlow/Cr Penning**

*That the report on Reserve Balances be noted.*

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### **Item 7 Regional Development Australia**

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#### **Reporting Officer**

Manager Economic Development and Administration – Ken Wheeldon

#### **Purpose of Report**

To advise of Expressions of Interest for committee members for the Regional Development Australia (RDA) network of committees for New South Wales.

#### **Recommendation**

That Council endorses nominations from the General Manager and Director of Corporate Services for membership on the Southern Tablelands Regional Development Australia Committee.

**Resolved 09/131**

**Cr Sturgiss/Cr Kirk**

*That Council endorses nominations from the General Manager and Director of Corporate Services for membership on the Southern Tablelands Regional Development Australia Committee.*

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### **Item 8 Legal Costs**

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#### **Reporting Officer**

Manager Economic Development and Administration – Ken Wheeldon

#### **Purpose of Report**

To advise of legal costs incurred by Council year to date.

#### **Recommendation**

That the report on legal costs incurred by Council year to date be noted.

**Resolved 09/132**

**Cr Penning/Cr Sturgiss**

*That the report on legal costs incurred by Council year to date be noted and that the General Manager investigates the cost benefit of an in-house legal service.*

## Planning and Community Services Report

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### Item 1 Significant Development Applications & Recent Decisions (Attachment)

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#### Reporting Officer

Executive Assistant Planning & Community Services - Debbie McCarthy

#### Purpose of Report

To provide summary details of Significant Development Applications received along with details of recent decisions under the Goulburn and Mulwaree Local Environmental Plans (LEP).

#### Recommendation

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

#### Resolved 09/133

Cr O'Neill/Cr Kirk

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

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

Councillor	For the Motion	Against the Motion
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

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**Item 2 Development Statistics**

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**Reporting Officer**

Executive Assistant Planning & Community Services - Debbie McCarthy

**Purpose of Report**

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

**Recommendation**

That the information on development activity be noted.

**Resolved 09/134**

**Cr O'Neill/Cr Kirk**

*That the information on development activity be noted.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

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**Item 3 Regulatory Report**

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**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 February 2009.

**Recommendation**

That the information on regulatory activity be noted.

**Resolved 09/135**

**Cr O'Neill/Cr Dillon**

*That the information on regulatory activity be noted.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

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**Item 4 Dimmey's Building, 180 Auburn Street, Goulburn**

**Reporting Officer**

Trainee Environmental Health Officer- Melinda Corey

**Purpose of Report**

To provide an update on works planned for the awning attached to the Dimmey's Building at 180 Auburn Street, Goulburn.

**Recommendation**

That the status report in relation to the awning at the Dimmey's Building, 180 Auburn Street, Goulburn be noted.

**Resolved 09/136**

**Cr O'Neill/Cr Dillon**

*That the status report in relation to the awning at the Dimmey's Building, 180 Auburn Street, Goulburn be noted.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

**Item 5 Environmental Planning Instruments**

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**Reporting Officer**

Manager Strategic Planning – John Massey

**Purpose of Report**

To advise that the following Environmental Planning Instruments came into effect on 20 February 2009:

- Goulburn Mulwaree Local Environmental Plan 2009
- Goulburn Mulwaree Development Control Plan 2009
- Goulburn Mulwaree Section 94 Contributions Plan 2009
- Goulburn Mulwaree Section 94A Contributions Plan 2009

**Recommendation**

That:

- A. The gazetted Goulburn Mulwaree Local Environmental Plan 2009 be noted.
- B. The administrative adjustments to the adopted Goulburn Mulwaree Development Control Plan and Contribution Plans to reflect the adjustments to the gazetted Goulburn Mulwaree Local Environmental Plan 2009 be endorsed.
- C. The submission to the Department of Planning requesting the reinstatement of Clause 4.1(4A) and Clause 4.2A(2)(d) from the adopted Goulburn Mulwaree Local Environmental Plan 2008 as an administrative amendment to the gazetted instrument or Council and the Department develop alternative satisfactory clause/s for inclusion in Goulburn Mulwaree Local Environmental Plan 2009 as part of Amendment No. 1 be endorsed
- D. In the intervening period between 20 February 2009 and the commencement of an amendment to the Goulburn Mulwaree Local Environmental Plan 2009, Clause 4.6 “Exceptions to development standards” be used when considering Development Applications for dwellings on rural lots approved before but registered after 20 February 2009 and for “integrated housing development” on urban lots which are less than the prescribed minimum lot size standard.

**Resolved 09/137**

**Cr Sturgiss/Cr Dillon**

*That:*

- A. *The gazetted Goulburn Mulwaree Local Environmental Plan 2009 be noted.*
- B. *The administrative adjustments to the adopted Goulburn Mulwaree Development Control Plan and Contribution Plans to reflect the adjustments to the gazetted Goulburn Mulwaree Local Environmental Plan 2009 be endorsed.*

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- C. *The submission to the Department of Planning requesting the reinstatement of Clause 4.1(4A) and Clause 4.2A(2)(d) from the adopted Goulburn Mulwaree Local Environmental Plan 2008 as an administrative amendment to the gazetted instrument or Council and the Department develop alternative satisfactory clause/s for inclusion in Goulburn Mulwaree Local Environmental Plan 2009 as part of Amendment No. 1 be endorsed***
- D. *In the intervening period between 20 February 2009 and the commencement of an amendment to the Goulburn Mulwaree Local Environmental Plan 2009, Clause 4.6 “Exceptions to development standards” be used when considering Development Applications for dwellings on rural lots approved before but registered after 20 February 2009 and for “integrated housing development” on urban lots which are less than the prescribed minimum lot size standard.***

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O’Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

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**Item 6 Draft Wingecarribee Local Environmental Plan (LEP)  
2007**

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**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 09/138**

**Cr Penning/Cr O'Neill**

*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.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

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**Item 7 Goulburn South Caravan Park Trees (Attachment)**

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**Reporting Officer**

Strategic Planner – Jack Miller

Manager of Economic Development and Administration – Ken Wheeldon

**Purpose of Report**

To inform of the proposed removal of Yellow Box trees at the Goulburn South Caravan Park.

**Recommendation**

That:

- A. Permission be granted for removal of identified trees for public safety reasons.
- B. In conjunction with other priorities consideration be given to making a contribution toward the costs associated with removal of trees in the Goulburn South Caravan Park as part of the 2009/10 budget.

**Resolved 09/139**

**Cr O'Neill/Cr Penning**

*That:*

- A. Permission be granted for removal of identified trees for public safety reasons.*
- B. In conjunction with other priorities consideration be given to making a contribution toward the costs associated with removal of trees in the Goulburn South Caravan Park as part of the 2009/10 budget.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

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**Item 8 Heritage Significance - Nissen Huts, 135 Hume Street, South Goulburn (Enclosure)**

**Reporting Officer**

Strategic Planner – Jack Miller

**Purpose of Report**

To advise of the proposed nomination of the Nissen Hut group located at the Goulburn Workers Arena, 135 Hume Street, South Goulburn.

**Recommendation**

That:

- A. The Goulburn Workers Club be advised of the heritage significance of the Nissen Huts Group, their listing in the new Goulburn Mulwaree Local Environmental Plan 2009 and proposed nomination for the State Heritage Register.
- B. The Nissen Hut Group at the Goulburn Workers Arena, 135 Hume Street, South Goulburn be nominated for State Heritage listing.

**Resolved 09/140**

**Cr O'Neill/Cr Kirk**

*That:*

- A. *The heritage listing of the Nissen Huts not be supported*
- B. *The relocation and/or reuse of the Nissen Huts be investigated in conjunction with the Goulburn Workers Club.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

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**Item 9 3/0809/MOD – Extended Operating Hours, 8 Lockyer Street, South Goulburn (Enclosure)**

**Reporting Officer**

Senior Town Planner - Dianne James

**Purpose of Report**

To present the Assessment Report for a Consent Modification Request to permit extended hours of operation at 8 Lockyer Street, South Goulburn.

**Recommendation**

That the Modification Application No 3/0809/MOD for changes to operating hours at No.8 Lockyer Street, South Goulburn be refused on the basis that:

- There is insufficient information to address the issues raised in submissions.
- The proposal does not satisfy the objectives of the zone and is incompatible with adjoining development.

**Resolved 09/141**

**Cr O'Neill/Cr Kirk**

*That the Modification Application No 3/0809/MOD for changes to operating hours at No.8 Lockyer Street, South Goulburn be refused on the basis that:*

- *There is insufficient information to address the issues raised in submissions.*
- *The proposal does not satisfy the objectives of the zone and is incompatible with adjoining development.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

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**Item 10 443/0607/DA – Rural Residential Subdivision, Hume Highway, South Goulburn (Attachment)**

*Cr O'Neill declared an interest in the item and left the meeting at 6.53pm*

**Reporting Officer**

Senior Development Assessment Officer – Stephanie Mowle

**Purpose of Report**

To fine-tune the wording of the conditions of Consent relating to covenants.

**Recommendation**

That having regard to the legal advice Conditional Development Consent be granted under delegation for Development Application No. 443/0607/DA for a 3 lot rural residential subdivision at Hume Highway, South Goulburn with appropriate standard conditions and the following two conditions to satisfy the concerns of objector:

- No building intended or used for residential occupation shall be erected on the Lot Burdened in an area which is one kilometre from the border of the Lot 25 DP825174, Lot 42 DP714975, Lot 23 DP774636 and Lots 30 & 31 DP808326 as shown on the attached plan and marked in red (*i.e. plan showing 1km buffer*).
- Access to and from the Lot Burdened shall not be from Mazamet Road.

**Resolved 09/142**

**Cr O'Neill/Cr Sturgiss**

*That the item be deferred and that authority be delegated to the General Manager to make the Council legal advice publicly available to the objector.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill (Absent)		
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

*Cr O'Neill returned to the meeting at 6.54pm.*

**Item 11 92/0809/DA – Demolition & Multi Unit  
Development, 35-39 Cowper Street, Goulburn  
(Enclosure)**

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**Reporting Officer**

Senior Town Planner - Dianne James

**Purpose of Report**

To present the Assessment Report for a multi unit development at 35-29 Cowper Street, Goulburn.

**Recommendation**

That Conditional Development Consent be granted under delegation for Development Application No. 92/0809/DA for demolition of the existing dwelling and the construction of a multi unit development at 35 – 39 Cowper Street, Goulburn on receipt of the SCA concurrence.

**Resolved 09/143**

**Cr Penning/Cr Banfield**

*That Conditional Development Consent be granted under delegation for Development Application No. 92/0809/DA for demolition of the existing dwelling and the construction of a multi unit development at 35 – 39 Cowper Street, Goulburn on receipt of the SCA concurrence.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

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**Item 12 232/0809/DA – Residential Development &  
Subdivision, Spadacini Place, Goulburn (Enclosure)**

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**Reporting Officer**

Senior Development Assessment Officer – Stephanie Mowle

**Purpose of Report**

To present the Assessment Report for a residential development and subdivision at Spadacini Place (Marys Mount Road), Goulburn.

**Recommendation**

That Deferred Commencement Consent be granted under delegation for Development Application No. 232/0809/DA for the construction of 13 detached dwellings and Torrens title subdivision of 13 lots at Spadacini Place, Goulburn.

**Resolved 09/144**

**Cr O’Neill/Cr Banfield**

*That Deferred Commencement Consent be granted under delegation for Development Application No. 232/0809/DA for the construction of 13 detached dwellings and Torrens title subdivision of 13 lots at Spadacini Place, Goulburn.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O’Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

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**Item 13 142/0809/DA – Service Station & Car Wash, 143  
Bourke Street, Goulburn (Enclosure)**

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**Reporting Officer**

Development Assessment Officer – Lauren Evans

**Purpose of Report**

To present the Assessment Report for a service station and car wash at 143 Bourke Street, Goulburn.

**Recommendation**

That Conditional Development Consent be granted under delegation for Development Application No. 142/0809/DA for alterations and additions to an existing service station at 143 Bourke Street, Goulburn, subject to SCA concurrence.

**Resolved 09/145**

**Cr O'Neill/Cr Penning**

*That Conditional Development Consent be granted under delegation for Development Application No. 142/0809/DA for alterations and additions to an existing service station at 143 Bourke Street, Goulburn, subject to SCA concurrence.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

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**Item 14 57/0809/DA – Rural Industry, 642 Boxers Creek  
Road, Towrang (Enclosure)**

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**Reporting Officer**

Senior Town Planner - Dianne James

**Purpose of Report**

To present the Assessment Report the establishment of a rural industry at 642 Boxers Creek Road, Towrang.

**Recommendation**

That the Development Application be approved under delegation for 57/0809/DA for a Rural Industry (Truck Repairs and Bulk Storage of Material) at 642 Boxers Creek Road, Towrang, subject to conditions restricting operating hours commencing at 5am Monday to Saturday and no operation Sundays.

**Resolved 09/146**

**Cr O'Neill/Cr Hadlow**

*That the Development Application be approved under delegation for 57/0809/DA for a Rural Industry (Truck Repairs and Bulk Storage of Material) at 642 Boxers Creek Road, Towrang, subject to conditions restricting operating hours commencing at 5am Monday to Saturday and no operation Sundays.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

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**Item 15 Endeavour Industries, 67 Oxley Street, Goulburn  
(Enclosure)**

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**Reporting Officer**

Environmental Officer - Stewart Lloyd

**Purpose of Report**

To provide a report on the fire safety requirements at Endeavour Industries, 67 Oxley Street, Goulburn and an update in relation to progress with dealing with the litter complaints.

**Recommendation**

That:

- A. The issuing of a “Notice to Serve Order” seeking compliance with fire safety requirements at 67 Oxley Street, Goulburn be endorsed.
- B. A “Notice to Serve Order” regarding litter at 67 Oxley Street, Goulburn be issued.

**Resolved 09/147**

**Cr Hadlow/Cr O’Neill**

*That:*

- A. *Additional time be granted to Endeavour Industries to respond to the proposed order on fire safety.*
- B. *Council support the relocation of the facility to the Waste Management Centre or Council owned land nearby and support be given for Federal Funding Application.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O’Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

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**Item 16 78 Mundy Street, Goulburn**

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**Reporting Officer**

Trainee Environmental Health Officer- Melinda Corey

**Purpose of Report**

To report on previous and proposed enforcement action regarding water tank sales from trucks parked on Hume Street adjacent to 78 Mundy Street, Goulburn.

**Recommendation**

That:

- A. A Notice of Intention to Serve Order under the *Environmental Planning and Assessment Act 1979* be issued requiring the property owner to cease selling water tanks from 78 Mundy Street, Goulburn.
- B. In the event the Order is not complied with that further enforcement action (including possible legal action) be taken to achieve compliance.

**Resolved 09/148**

**Cr Hadlow/Cr Penning**

*That:*

- A. *A Notice of Intention to Serve Order under the Environmental Planning and Assessment Act 1979 be issued requiring the property owner to cease selling water tanks from 78 Mundy Street, Goulburn.*
- B. *In the event the Order is not complied with that further enforcement action (including possible legal action) be taken to achieve compliance.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

**Item 17 South East Regional Academy of Sport – Funding Request (Attachment)**

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**Reporting Officer**

Director Planning & Community Services – Chris Berry

**Purpose of Report**

To present a request from the South East Academy of Sport (SERAS) for additional funding.

**Recommendation**

That -

- A. A representative from South East Academy of Sport be invited to make a presentation to the April 2009 General Purpose Committee meeting to elaborate on the request for additional funding.
  
- C. The request for additional funding be considered in conjunction with other priorities in the draft Management Plan process.

**Resolved 09/149**

**Cr O’Neill/Cr Hadlow**

*That the request for additional funding be considered in conjunction with other priorities in the draft Management Plan process.*

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O’Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

## **Engineering Services Report**

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### **Item 1 Progress Report on the Replacement of Lumley Road Bridge, Tarago**

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#### **Reporting Officer**

Works Engineer – Andrew Palmer

#### **Purpose of Report**

To provide Council with a regular project update on the replacement of the Lumley Road Bridge Tarago.

#### **Recommendation**

That the information on the progress of the Lumley Bridge replacement be noted.

**Resolved 09/150**

**Cr O'Neill/Cr Sturgiss**

*That the information on the progress of the Lumley Bridge replacement be noted.*

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### **Item 2 Vandalism Report**

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#### **Reporting Officer**

Executive Assistant, Engineering Services – Wendy Nichol.

#### **Purpose of Report**

To provide information on acts of vandalism that have occurred during the last 4 months which includes November & December 2008 and January & February 2009.

#### **Recommendation**

That the report on vandalism for the previous four months be noted.

**Resolved 09/151**

**Cr O'Neill/Cr Dillon**

*That the report on vandalism for the previous four months be noted.*

**Item 3 Road side weed control February 2009**

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**Reporting Officer**

Cemetery & Facilities Co-ordinator - Brian Ohlback

**Purpose of Report**

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

**Recommendation**

That the report on roadside weed control be noted.

**Resolved 09/152**

**Cr O'Neill/Cr Hadlow**

*That the report on roadside weed control be noted.*

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**Item 4 Engineering Services Update**

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**Reporting Officer**

Acting Director Engineering Services – Terry Cooper.

**Purpose of Report**

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

**Recommendation**

That the Engineering Services Update be noted.

**Resolved 09/153**

**Cr Penning/Cr Kirk**

*That the Engineering Services Update be noted.*

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**Item 5 Request to remove hedge**

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**Reporting Officer**

Parks Technical Officer - Jason Moroney

**Recommendation**

That the pine hedge on the northern boundary of the Railway Bowling Club be placed on Council's tree removal list as a low priority.

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**Resolved 09/154**

**Cr Banfield/Cr Kirk**

- A. That the pine hedge on the northern boundary of the Railway Bowling Club be placed on Council's tree removal list as a low priority or;*
- B. The Railway Bowling Club be approached to undertake the removal at their cost in accordance with necessary procedures.*

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**Item 6 Request to waive banner hire fee (Attachment)**

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**Reporting Officer**

Parks & Recreation Technical Officer – Debbie Sibbick

**Purpose of Report**

To advise of a request to waive the banner hire fee by the Kenmore Hospital Museum.

**Recommendation**

That the request to waive banner hire fees for use of the Auburn Street banner poles in March 2009 by the Kenmore Hospital Museum & Friends of Kenmore Hospital's History Inc be declined.

**Resolved 09/155**

**Cr Hadlow/Cr Banfield**

*That the request to waive banner hire fees for use of the Auburn Street banner poles in March 2009 by the Kenmore Hospital Museum & Friends of Kenmore Hospital's History Inc be referred for consideration under Councils donations scheme.*

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**Item 7 Goulburn SES Unit – Budget Submission 2009-2010  
(Enclosure)**

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**Reporting Officer**

A/Director Engineering Services – Terry Cooper

**Purpose of Report**

To advise Council of a budget submission received on behalf of the Goulburn and Windellama Team SES Units for 2009-2010.

## **Recommendation**

1. That the SES's request for additional funding be referred to the draft 2009/2010 Management Plan process for consideration in conjunction with other priorities.
2. That a representative from the SES be invited to make a presentation at the April 2009 General Purpose Meeting.

## **Resolved 09/156**

**Cr Sturgiss/Cr Kirk**

1. *That the SES's request for additional funding be referred to the draft 2009/2010 Management Plan process for consideration in conjunction with other priorities.*
2. *That a representative from the SES be invited to make a presentation at the April 2009 General Purpose Meeting.*

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## **Item 8 Update on Digital Television Transmission into the Eastgrove Area**

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### **Reporting Officer**

A/Director Engineering Services – Terry Cooper

### **Purpose of Report**

To provide Council with an update on digital Television Transmission into the Eastgrove Area.

### **Recommendation**

That Council defer any action in relation to digital television transmission into the Eastgrove area and continue to maintain the existing analogue service.

## **Resolved 09/157**

**Cr Banfield/Cr Penning**

1. *That the Director Engineering Services undertake a mail-out survey to Eastgrove residents asking the following:*
  - *Do you prefer the current analogue television transmission to remain in place until 2012 (with the possibility of federal financial assistance to Council for the changover to digital in 2012); or*
  - *Do you prefer that Council undertake a digital change-over during 2009, in which case analogue transmissions would cease when the change-over took place and residents without a digital television would need to purchase a set-top box (indicative cost \$60 - \$100) at their own cost.*
2. *A further report be submitted to Council to finalise consideration of the quotations received*

## Water Services Report

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### Item 1 Water Supply Status Report for February 2009

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#### Reporting Officer

Acting Director of Water Services – Greg Finlayson

#### Purpose of Report

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

#### Recommendation

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

**Resolved 09/158**

**Cr O'Neill/Cr Hadlow**

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

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### Item 2 Water Services Update

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#### Reporting Officer

Acting Director Water Services – Greg Finlayson

#### Purpose of Report

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

#### Recommendation

That the Water Services Update be noted.

**Resolved 09/159**

**Cr O'Neill/Cr Kirk**

*That the Water Services Update be noted.*

**Minutes of the Ordinary Meeting of Council held Tuesday 17 March 2009 commencing at 6pm in the Council Chambers**

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**Item 3 Backflow Prevention Inspection Booklets**

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**Reporting Officer**

Project Engineer – Water Services: Grant Moller

**Purpose of Report**

To advise Council on the sale of Backflow Prevention Inspection Booklets.

**Recommendation**

That Council make the Backflow Prevention Booklets available to authorised and/or licensed persons at a cost of \$20 each and that the fee be added to the 2008/2009 Management Plan Fees and Charges.

**Resolved 09/160**

**Cr Penning/Cr Sturgiss**

*That Council make the Backflow Prevention Booklets available to authorised and/or licensed persons at a cost of \$20 each and that the fee be added to the 2008/2009 Management Plan Fees and Charges.*

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**Petitions**

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*Nil*

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**Urgent Business / Late Items**

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*Nil*

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**Questions Without Notice**

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*Cr O'Neill left the meeting at 7.27pm and returned to the meeting at 7.29pm.*

Cr Penning	Can we please have a repairs progress report on the Hollis Fountain at Belmore Park
	Tabled a proposed new floor plan for the Council Chamber
Cr Banfield	If the toilets next to STEC in North Park are going to remain closed can we please look into putting up new signage directing people to the main toilets at North Park
Cr O'Neill	Has Council replied to the LGSA's enquires in regard to the changes to the Local Government Superannuation billing methodology?

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**Closed Council**

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**Resolved 09/161**

**Cr Hadlow/Cr O'Neill**

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

**Minutes of the Ordinary Meeting of Council held Tuesday 17 March 2009 commencing at 6pm in the Council Chambers**

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**Council resolved into closed session at 7.32pm.**

The items listed in Executive Report Item 1 were discussed.

**That Council Resume in Open Session**

**Resolved 09/162**

**Cr O'Neill/Cr Hadlow**

*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 1) be adopted.*

*Cr Sturgiss left the meeting at 7.32pm and returned to the meeting at 7.35pm.*

These motions were:

**Executive Services Report**

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**Item 1 Heritage Advisor Quotations**

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**Resolved 09/163**

**Cr Hadlow/Cr Penning**

*That:*

- A. The short listed heritage consultants for the Heritage Advisor role be interviewed.*
- B. That Crs O'Neill & Dillon assist with the interview process.*

Section 375A of the *Local Government Act 1993* requires General Managers to record which Councillors vote for and against each planning decision of the Council, and to make this information publicly available.

<b>Councillor</b>	<b>For the Motion</b>	<b>Against the Motion</b>
Cr Banfield	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Dillon	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Hadlow	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr James	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Kirk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr O'Neill	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Penning	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Sturgiss	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Cr Woodman (Absent)		

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**Item 2 Tender WS2008-011 – Structural Lining of Deteriorated Sewer Pipes in Goulburn**

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**Resolved 09/164**

**Cr Penning/Cr O'Neill**

*That the tender for sewer pipe relining be awarded to Interflow Pty Ltd for a lump sum of \$767,820 including GST.*

**Minutes of the Ordinary Meeting of Council held Tuesday 17 March 2009  
commencing at 6pm in the Council Chambers**

**Item 3 Review of Commercial Leases**

**Resolved 09/165**

**Cr Hadlow/Cr Sturgiss**

*That the report on the review of Commercial Leases be noted.*

**Task List**

<b>Responsible Directorate</b>	<b>Responsible Officer</b>	<b>Item No</b>	<b>Task</b>
<b>Executive Services</b>	<b>General Manager</b>	5	Produce a coloured & laminated copy of the Committee calendars for Councillors
		<i>Corp 8</i>	Investigate the cost benefit of an in-house legal service
<b>Corporate Services</b>	<b>Director Corporate Services</b>	3	Arrange for loans to be raised in accordance with the lowest rates and best conditions
		4	Provide final Blues Festival Report to April 2009 Council Meeting
		7	Arrange for General Manager and Director of Corporate Services to nominate for membership of the Southern Tablelands Regional Development Australia Committee
		<i>Plan 17</i>	Incorporate SERAS request into Management Plan considerations
		<i>Eng 7</i>	Incorporate SES request into Management Plan considerations
		<i>Water 3</i>	Incorporate Backflow Prevention Booklets at cost of \$20 each to the Fees and Charges in the Management Plan
<b>Planning &amp; Community Services</b>	<b>Director Planning &amp; Community Services</b>	6	Make a submission to Draft Wingecarribee Local Environmental Plan 2007 indicating no objections to the plan
		7	Notify Leasees of the removal of trees at the Caravan Park
		8	Notify land owners that heritage listing is not supported and look at the relocation/reuse of the huts
		9	Issue Refusal and notify submitters
		10	Make legal advice to submitter & applicant
		11	Issue consent and notify objectors
		12	Issue deferred development consent
		13	Issue consent for service station and car wash
		14	Issue consent for rural industry and send letter to objector
		15	Send letter to Endeavour Industries notifying of resolution.
		16	Issue notice of intention to serve order and inform complainants
17	Send a letter to SERAS informing them there request will be considered as part of the Management Plan process.		

**Minutes of the Ordinary Meeting of Council held Tuesday 17 March 2009 commencing at 6pm in the Council Chambers**

<b>Responsible Directorate</b>	<b>Responsible Officer</b>	<b>Item No</b>	<b>Task</b>
<b>Engineering Services</b>	<b>Acting Director of Engineering Services</b>	5	For Council staff to approach the Railway Bowling Club to undertake the work if immediately required.
		6	Refer waiving banner hire fees for use of the Auburn Street banner poles in March 2009 by the Kenmore Hospital Museum & Friends of Kenmore Hospital's History Inc for consideration under Councils donations scheme
		7	Invite SES to make at presentation to April 2009 General Purpose Committee Meeting
		8	Arrange for a mail-out survey to Eastgrove residents regarding there television reception options
<b>Water Services</b>	<b>Acting Water Services Director</b>	3	Make the Backflow Prevention Booklets available to authorised and/or licensed persons at a cost of \$20 each

***Meeting closed at 7.47pm.***

The minutes were confirmed at the Council meeting on 21 April 2009 at which this signature was endorsed.

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Mayor Carol James  
**Mayor**

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Mr Chris Berry  
**Acting General Manager**