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MINUTES

Ordinary Council Meeting

2 April 2019

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**MINUTES OF GOULBURN MULWAREE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, CIVIC CENTRE, 184 - 194 BOURKE STREET,
GOULBURN
ON TUESDAY, 2 APRIL 2019 AT 6PM**

PRESENT: Cr Bob Kirk (Mayor), Cr Peter Walker (Deputy Mayor), Cr Andrew Banfield, Cr Sam Rowland, Cr Leah Ferrara, Cr Alfie Walker, Cr Margaret O'Neill, Cr Denzil Sturgiss

IN ATTENDANCE: Warwick Bennett (General Manager), Marina Hollands (Director Utilities), Scott Martin (Director Planning and Environment), Matt O'Rourke (Director Operations), Brendan Hollands (Director Business Services) and Amy Croker (Executive Officer)

1 APOLOGIES

RESOLUTION 2019/99

Moved: Cr Alfie Walker

Seconded: Cr Leah Ferrara

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

CARRIED

2 OPENING PRAYER

The opening prayer was read by Cr Alfie Walker.

3 LATE ITEMS / URGENT BUSINESS

Nil

4 DISCLOSURE OF INTERESTS

Cr Andrew Banfield made a statement in relation to the Business Paper. He has assessed the Business Paper and does not perceive any declaration of interest is required to be declared in relation to his employment with Denrith Group of Companies.

5 PRESENTATIONS

Nil

6 PUBLIC FORUM / ADDRESSES TO COUNCIL

Graeme Dally addressed Council on Item 12.5 CBD Enhancement - the consultation Feedback

Sam Bell addressed Council on Item 12.1 Goulburn Barefoot Waterski Club Proposal

7 CONFIRMATION OF MINUTES

7.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 19 MARCH 2019

RESOLUTION 2019/100

Moved: Cr Peter Walker

Seconded: Cr Margaret O'Neill

That the Council minutes from Tuesday 19 March 2019 and contained in Minutes Pages No 1 to 37 inclusive and in Minute Nos 2019/62 to 2019/98 inclusive be confirmed with the following amendment that the words from resolution 2019/79 which states 'Under the *Local Government Act 1993* or any other Act' be removed.

CARRIED

8 MATTERS ARISING

8.1 MATTERS ARISING FROM COUNCIL MEETING MINUTES FROM THE 19 MARCH 2019

Nil

8.2 OUTSTANDING TASK LIST FROM ALL PREVIOUS MEETINGS

RESOLUTION 2019/101

Moved: Cr Leah Ferrara

Seconded: Cr Peter Walker

That Council notes the Matters Arising and authorises the deletion of completed tasks.

CARRIED

8.3 COMMUNITY CENTRE

RESOLUTION 2019/102

Moved: Cr Peter Walker

Seconded: Cr Margaret O'Neill

That:

- 1. Council establishes a working party to work with the General Manager on the design and use of the Community Centre.**
- 2. The working party be all Councillors.**

CARRIED

9 NOTICE OF MOTION

Nil

10 NOTICE OF RESCISSION

Nil

11 MAYORAL MINUTE

Nil

12 ITEMS FOR DETERMINATION**12.1 GOULBURN BAREFOOT WATERSKI CLUB PROPOSAL****RESOLUTION 2019/103****Moved: Cr Bob Kirk****Seconded: Cr Andrew Banfield****That:**

- 1. The report from the Director Utilities on the Goulburn Barefoot Water Ski Club proposal be received.**
- 2. Council notes the submissions received through the public consultation process for the Goulburn Barefoot skiing proposal.**
- 3. Council agree to lease land adjacent to the Copford Reach that will allow the Goulburn Barefoot Waterski Club to make application to the Department of Primary Industries - Crown Land to use that stretch of the Copford Reach on the Wollondilly River for Barefoot Water Skiing activities subject to the following:**
 - a) If approval is given from Department of Primary Industries - Crown Land then Council will require upgrades to the Infrastructure adjacent to that part of the Wollondilly River that Goulburn Barefoot Water Ski Club will use. The infrastructure upgrade will include the boat ramp, toilet facilities, access track, dedicated parking facilities and public viewing areas. Timeframes for all infrastructure upgrades to be agreed by Council prior to implementation.**
 - b) Any other requirements of the Department of Primary Industries - Crown Land.**
 - c) Council also gives notification that a restriction on the hours of usage will need to be negotiated that will minimise the impact on adjoining land owners.**

CARRIED

12.2 DA/0175/1617 - 253-255 AUBURN STREET - REUSE OF STATE BANK BUILDING TO A 26 ROOM MOTEL AND CAFE**RESOLUTION 2019/104****Moved: Cr Bob Kirk****Seconded: Cr Denzil Sturgiss****That:**

- 1. The Staff assessment report for the development application DA/0175/1617 for the proposed reuse of the State Bank Building to a 26 room motel and café be received.**
- 2. Council agree to defer the determination of this development application for a period of 28 days concluding on the 1 May 2019 to allow the decision of Council to be made at the 21 May 2019 Council meeting. In the meantime the applicant to satisfy Council must provide and address the following:**
 - a) How the applicant will address the issue of a shortage of 26 car parks as required by the Council Development Control Plan. Council may consider a Voluntary Planning Agreement that will provide an offset in terms of cash contribution to be held in a separate CBD car parking capital reserve account to specifically address car parking in the vicinity of this development.**
 - b) How the applicant intends to address the dropping off and picking up of patrons on the Council road reserve adjacent to the proposed development or upon the site.**
 - c) How the applicant intends to minimise traffic conflict specifically relating to the movement of vehicles on the proposed site. To address this issue correctly the adjoining land owners written consent is required if the applicant proposed to use part of the adjoining land.**
 - d) The applicant to advise in writing to the Senior Development Assessment Officer on how they will address the comments of the Council's Heritage Adviser. It should be noted at this stage that Council has not been provided with any information to address or respond to the issues raised by the Heritage Officer.**
- 3. Council acknowledges that by appropriately addressing the issues raised in Paragraph 2 above that all public interest concerns will be addressed by the applicant.**

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.

CARRIED

In Favour: Crs Bob Kirk, Peter Walker, Andrew Banfield, Sam Rowland, Leah Ferrara, Alfie Walker, Margaret O'Neill and Denzil Sturgiss

Against: Nil

12.3 VPA AND LAND DEDICATION POLICY**RESOLUTION 2019/105****Moved: Cr Andrew Banfield****Seconded: Cr Leah Ferrara****That**

- 1. The report by the Graduate Strategic Planner on the VPA and Land Dedication Policy be received.**
- 2. The VPA and Land Dedication Policy be adopted inclusive of the following amendments:**
 - (a) Clarification that it does not contain any engineering requirements or specific requirements for road reserves;**
 - (b) Provision of additional flexibility to Council when seeking cost recovery for drainage reserves and stormwater treatment facilities; and**
 - (c) Correction of minor spelling and formatting errors.**
 - (d) In paragraph 2.7 the words 'Quantity Surveyor' be replaced with 'suitability qualified or experienced independent industry expert (such as a Quantity Surveyor)'**
 - (e) Paragraph 2.10 after the words 'no maturity date' add the words 'or cash deposit'.**

CARRIED**12.4 DRAFT RECREATIONAL NEEDS STRATEGY****RESOLUTION 2019/106****Moved: Cr Andrew Banfield****Seconded: Cr Denzil Sturgiss****That:**

- 1. The report from the Graduate Strategic Planner on the Draft Recreational Needs Strategy be received noting the change to Executive Summary xiv and page 125.**
- 2. The Draft Recreational Needs Strategy be placed on public exhibition for a minimum period of 28 days.**
- 3. The Draft Recreational Needs Strategy, and all submissions received be reported back to Council with any amendments included.**

CARRIED**12.5 CBD ENHANCEMENT - THE CONSULTATION FEEDBACK****RESOLUTION 2019/107****Moved: Cr Peter Walker****Seconded: Cr Leah Ferrara****That Council Move into Committee of the Whole.**

Council moved into Committee of the whole at 6:57pm.

CARRIED

RESOLUTION 2019/108

Moved: Cr Peter Walker
Seconded: Cr Sam Rowland

That Council move back into Open Council.

Council moved back into Open Council at 7:16 pm.

CARRIED

RESOLUTION 2019/109

Moved: Cr Bob Kirk
Seconded: Cr Peter Walker

That:

- 1. The report from the General Manager on the CBD Enhancement – Consultation Feedback be received.**
- 2. Council proceed in the 2019/20 financial year with the introduction of parallel parking in Clinton Street between Sloane and Auburn Street to cater for cars and trailers**
- 3. Council proceed with the necessary regulatory steps to reduce the speed limit in Auburn Street from Clinton Street to Bradley Street to 40kph**
- 4. Council not proceed with the closure of the Market Street and Auburn Street intersection.**
- 5. The General Manager prepare design plans and cost estimates to remove the concrete median strip in Auburn Street between Montague and Clifford Streets including irrigation and drainage needs required to ensure the landscaping remains viable**
- 6. The General Manager to provide plans costs and locations recommendations for street furniture.**
- 7. Council prioritise \$30,000 per annum for the next four years from the CBD enhancement funding for a maximum of 50% cost of painting facades of heritage buildings in the CBD. The process for the allocation of this funding be the same as current heritage funding promoted annually by Council**
- 8. Council not proceed with reducing the number of controlled access points into Belmore Park.**
- 9. Council remove the taxi rank on Clinton Street (between Auburn and Sloane Streets)**
- 10. Council refers the issue of taxi ranks and bus stops to the Traffic Committee for their advice on the following:**
 - a. Comments of the safety elements of taxi ranks being at 45 degree angle parking the same as the rest of the CBD parking**
 - b. Comments on the need for separate bus stops which are only used 5 minutes every hour that could be better utilised with short stay taxi sharing**
 - c. In light of b) above is there a need for retaining as many taxi ranks in the CBD as currently exist**
- 11. Council investigate the bus stop outside of the courthouse to be of a size that caters for one bus only and be signed as a drop off bus stop only and the General Manager report back with options.**
- 12. The General Manager prepare a report to Council setting out all the cost implications of the CBD enhancement initiatives and prioritise those initiatives over the next three years within the budget allocation available.**
- 13. General Manager prepare a report on the number, location and need for loading zones**

in and around the streets of the CBD.

14. Council staff be requested to bring a report back to Council addressing all the issues for and against the establishment of a multi-level car park in the Ellesmere street car parking precinct.
15. Council investigate the parking in Montague Street that is dedicated for Police parking only and the General Manager report back.

CARRIED

12.6 WORKSPACE2580 PARTNERSHIP UPDATE

RESOLUTION 2019/110

Moved: Cr Bob Kirk

Seconded: Cr Peter Walker

That:

1. The report by the Director Corporate & Community Services on the Workspace2580 Partnership Update be received.
2. Council agree to accept assets from Workspace2580 including server, printers, WIFI repeater ports, security cameras, furniture and LED lights to the value of \$32,915 to directly offset the outstanding debt owed by Workspace2580 to Council.
3. Council notes the changed name of this facility being "Workspace Goulburn" and register the name with the Federal Government - Department of Industry, Innovation and Science.

CARRIED

12.7 OPERATIONAL PLAN 2019 - 2020

RESOLUTION 2019/111

Moved: Cr Andrew Banfield

Seconded: Cr Peter Walker

That

1. The report of the Director of Business Services on the Draft Operational Plan 2019/20 be received
2. The Draft Operational Plan 2019/20 and budget be approved for public exhibition
3. The Draft Operational Plan 2019/20 and budget placed on public exhibition from Thursday 11 April until Friday 17 May 2019 for wider community comment.
4. Invitations be extended to any submitters to speak to their submission (for a maximum of 5 minutes) at the Public Forum of the Council meeting on 4 June 2019 as part of the submission consideration process.

CARRIED

12.8 GOULBURN BASE HOSPITAL UPDATE

RESOLUTION 2019/112

**Moved: Cr Sam Rowland
Seconded: Cr Denzil Sturgiss**

That

- 1. The report on the Goulburn Base Hospital Upgrade Parking Proposal consultation period be received.**

CARRIED

12.9 'MY COMMUNITY PROJECT' NSW STATE GOVERNMENT GRANT PROGRAM

RESOLUTION 2019/113

**Moved: Cr Andrew Banfield
Seconded: Cr Alfie Walker**

That Council Move into Committee of the Whole.

Council moved into Committee of the whole at 7:27pm.

CARRIED

RESOLUTION 2019/114

**Moved: Cr Alfie Walker
Seconded: Cr Peter Walker**

That Council move back into Open Council.

Council moved back into Open Council at 7:34 pm.

CARRIED

RESOLUTION 2019/115

**Moved: Cr Sam Rowland
Seconded: Cr Margaret O'Neill**

That

- 1. The report of the Senior Grants Officer on the My Community Project NSW State Government Grant Program be received.**
- 2. Council selects following two of the proposed projects to be submitted to the My Community Project grant funding program on behalf of Goulburn Mulwaree Council promotes the My Community Project grant funding opportunity to local community groups with which they are in contact.**
 - Community Bus**
 - Disabled access at the Bourke Street Community Centre**

CARRIED

12.10 EXTERNAL MEETING MINUTES**RESOLUTION 2019/116****Moved: Cr Margaret O'Neill****Seconded: Cr Alfie Walker**

That the report from the General Manger on the minutes from Ardmore Park Community Consultative Committee Meeting on the 1 March 2019 be received.

CARRIED**12.11 VARIATION TO THE JOSEPH'S GATE VOLUNTARY PLANNING AGREEMENT****RESOLUTION 2019/117****Moved: Cr Peter Walker****Seconded: Cr Denzil Sturgiss****That:**

- 1. The report from the Director Planning and Environment in relation to a proposed variation to the Joseph's Gate Voluntary Planning Agreement (VPA) be received.**
- 2. Council supports a variation to the VPA to defer the completion of the Stage 1 pedestrian pathway between the development site and Wollondilly Avenue until such time as the fill on the site has been examined in terms of the contents and stability.**
- 3. The deferral of the pedestrian pathway only be supported upon receipt of a final design and the submission of a monetary bond amounting to the value of the works.**
- 4. The Mayor and General Manager be delegated authority to endorse the written agreement.**

CARRIED**13 CLOSED SESSION**

Council must resolve to move into Closed Session to deal with any items under s10 *Local Government Act 1993*.

RESOLUTION 2019/118**Moved: Cr Peter Walker****Seconded: Cr Leah Ferrara**

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 10A(2) of the Local Government Act 1993:

13.1 Sale of Council Properties

This matter is considered to be confidential under Section 10A(2) - c of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

CARRIED

Council resolved into Closed Session at 7.41pm.

Council resolved into Open Council at 7.49pm.

RESOLUTION 2019/119

**Moved: Cr Sam Rowland
Seconded: Cr Leah Ferrara**

- 1. That Council moves out of Closed Council into Open Council.**
- 2. That the resolutions of the Closed Session meeting which were submitted to Closed Session in accordance with s10A Local Government Act 1993 be adopted.**

CARRIED

13.1 SALE OF COUNCIL PROPERTIES

RESOLUTION 2019/120

**Moved: Cr Margaret O'Neill
Seconded: Cr Peter Walker**

That:

- 1. The report from the Business Manager Property & Community Services on the proposed sale of Council properties be received.**
- 2. The Reserve Prices for the following properties be consistent with the recommendations of staff with the Acting General Manager be authorised to negotiate a maximum of 5% lower than the recommendations of staff with the highest bidder if any properties are passed-in at auction:**
 - a) 23 Hercules Street, Goulburn**
 - b) 10 Ben Bullen Place, Goulburn**
 - c) 8 Lanigan Lane, Goulburn**
 - d) 163-167 Hume Street, Goulburn**
- 3. All other offers post auction be reported back to Council for consideration if any of these properties fail to sell.**
- 4. The Council seal be affixed to all documentation necessary to complete these sales.**

CARRIED

The Meeting closed at 7.49pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 16 April 2019.

.....
**Cr Peter Walker
Deputy Mayor**

.....
**Brendan Hollands
Acting General Manager**