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MINUTES

Ordinary Council Meeting

21 July 2020

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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, 21 JULY 2020 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 Carol James, Cr Denzil Sturgiss

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

1 OPENING MEETING

Mayor Bob Kirk opened the meeting 6pm. The Mayor advised that the meeting would be webcast live.

2 ACKNOWLEDGEMENT OF COUNTRY

Mayor Bob Kirk made the following acknowledgement.

"I would like to Acknowledge and pay our respects to the Aboriginal elders both past and present as well as emerging leaders, and Acknowledge the traditional custodians of the Land on which we meet today."

3 COUNCILLORS DECLARATION AND/OR PRAYER

The opening prayer was read by Deputy Mayor Peter Walker.

4 APOLOGIES

Nil

5 APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS

Nil

6 LATE ITEMS / URGENT BUSINESS

RESOLUTION 2020/252

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

That Council notes that the words 'misleading information' included in the report for Item 15.2 Draft Urban and Fringe Housing Strategy - Endorsement of Final Changes is withdrawn.

CARRIED

7 DISCLOSURE OF INTERESTS

Cr Andrew Banfield declared a pecuniary conflict of interest in Item 15.8 “Bungendore Road Storm Damage RFQ VP189817” as his brother-in-law is a Director of Denrith Group of Companies who have quoted and been recommended for this work. Cr Andrew Banfield is also an employee of the Denrith Group of Companies. Cr Andrew Banfield will leave the meeting while discussion and determination on this item takes place.

Cr Alfie Walker declared a non-pecuniary/significant conflict of interest in Item 15.14 “Request for Financial Assistance - Lieder Theatre Company” as he is a member of the Lieder Theatre and has previously received payments for previous projects. Cr Alfie Walker will leave the meeting while discussion on this item takes place.

8 PRESENTATIONS

8.1 GOULBURN AUSTRALIA MARKETING CAMPAIGN

RESOLUTION 2020/253

Moved: Cr Alfie Walker
Seconded: Cr Sam Rowland

That

- 1. The report from the Business Manager Marketing, Events & Culture on the Goulburn Australia Marketing Campaign be received.**
- 2. The presentation from the Marketing staff at the 21 July 2020 Council Meeting be noted and that staff be congratulated on the work they have undertaken.**

CARRIED

9 PUBLIC FORUM

Kate Cartwright from Plan & Co Pty Ltd, on behalf of her client, addressed Council regarding Item 15.1 DA/0032/1920 - 111 Knowlman Road, Run-O-Waters.

James Collings from Boral addressed Council regarding Item 15.2 Draft Urban and Fringe Housing Strategy - Endorsement of Final Changes.

Jeff Bulfin from Precise Planning, on behalf of his client, addressed Council regarding Item 15.2 Draft Urban and Fringe Housing Strategy - Endorsement of Final Changes.

10 CONFIRMATION OF MINUTES

10.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 16 JUNE 2020

RESOLUTION 2020/254

Moved: Cr Carol James
Seconded: Cr Andrew Banfield

That the Council minutes from Tuesday 16 June 2020 and contained in Minutes Pages No 1 to 24 inclusive and in Minute Nos 2020/217 to 2020/251 inclusive be confirmed.

CARRIED

11 MATTERS ARISING

11.1 MATTERS ARISING FROM COUNCIL MEETING MINUTES FROM THE 16 JUNE 2020

Nil

11.2 OUTSTANDING TASK LIST FROM ALL PREVIOUS MEETINGS

RESOLUTION 2020/255

Moved: Cr Peter Walker

Seconded: Cr Denzil Sturgiss

That Council notes the Task List and authorises the deletion of completed tasks.

CARRIED

12 MAYORAL MINUTE(S)

Nil

13 NOTICE OF MOTION(S)

Nil

14 NOTICE OF RESCISSION(S)

Nil

15 REPORTS TO COUNCIL FOR DETERMINATION

15.1 DA/0032/1920 - 111 KNOWLMAN ROAD, RUN-O-WATERS

RESOLUTION 2020/256

Moved: Cr Margaret O'Neill

Seconded: Cr Sam Rowland

That Council Move into Committee of the Whole.

Council moved into Committee of the whole at 7:04pm.

CARRIED

RESOLUTION 2020/257

Moved: Cr Andrew Banfield

Seconded: Cr Leah Ferrara

That Council move back into Open Council.

Council moved back into Open Council at 7:37pm.

CARRIED

MOTION

Moved: Cr Margaret O'Neill

Seconded: Cr Sam Rowland

That:

1. The assessment report of Purdon Planning for a review of a determination of a development application REV/0001/1920 for approval to use the unlawful structure as a shed and associated landscape screening at 111 Knowlman Road, Goulburn be received.
2. Consent be refused for DA/0032/1920 for approval to use the unlawful structure as a shed ancillary to the residential use of the property and associated landscape screening because the reasons of Council in its previous decision of February 2020 have not been addressed satisfactorily being:
 - (a) The proposal does not satisfy Part 1 Section 1.3(g) of "the Act" as it does not to promote good design and amenity of the built environment and the streetscape.
 - (b) The proposal having regard to the provisions of Section 4.15 of "the Act", is considered to be unsatisfactory and therefore, is not in the public interest.

In Favour: Crs Peter Walker, Andrew Banfield, Sam Rowland and Margaret O'Neill

Against: Crs Bob Kirk, Leah Ferrara, Alfie Walker, Carol James and Denzil Sturgiss

The motion was put and lost.

RESOLUTION 2020/258

Moved: Cr Denzil Sturgiss

Seconded: Cr Alfie Walker

That:

1. The assessment report of Purdon Planning for a review of a determination of a development application REV/0001/1920 for approval to use the unlawful structure as a shed and associated landscape screening at 111 Knowlman Road, Goulburn be received.
2. Consent be granted for DA/0032/1920 for approval to use the unlawful structure as a shed ancillary to the residential use of the property and associated landscape screening, subject to the following conditions:

PART 1 – GENERAL CONDITIONS

1. Development consent has been granted in accordance with this Notice of Determination for the use of the structure constructed without approval for the purposes of a shed ancillary to the existing dwelling and associated landscape screening. No other works are endorsed, approved or implied.

Reason: To confirm the permissibility of the approval.

2. The development must be carried out substantially in accordance with the approved stamped and signed plans and/or documentation listed below except where modified by any following condition.

Reference/Dwg No	Title/Description	Prepared By	Date
REF 21403	Survey Plan	CPC Land Development Consultants	08/03/2019
Job No. 19075, Sheet No. CC01 to CC08;	Architectural Details	Designs AT M	Dec 2019

In the event of any inconsistency between conditions of this approval and the plans and documentation referred to above, the conditions of this approval prevail.

Reason: To ensure the development is carried out in accordance with the approved plans and documentation.

3. The second driveway and access gate are to be removed and vehicular access to the shed is to be obtained from the driveway currently serving the residential dwelling. Revised plans demonstrating compliance with this condition (including revised landscape plans) shall be submitted for Council's approval within 28 days of the issuing of the notice of consent. The physical works to remove the gate shall be completed within 5 months of Council's endorsement of the revised plans.

Reason: To ensure the use of the shed is ancillary to the primary use of the site

4. A direct pedestrian connection (e.g. concrete path) shall be provided between the existing dwelling-house and the shed. Revised plans demonstrating compliance with this condition shall be submitted for Council's approval within 28 days of the issuing of the notice of consent. The physical works to construct the path shall be completed within 5 months of Council's endorsement of the revised plans.

Reason: To ensure the use of the shed is ancillary to the primary use of the site

5. In accordance with clause 145 of the Environmental Planning and Assessment Regulation 2000, the plans and specifications submitted with any required construction certificate must not be inconsistent with this consent.

Reason: To ensure compliance with clause 145 of the Environmental Planning and Assessment Regulation 2000.

6. In accordance with Division 8A of the Environmental Planning and Assessment Regulation 2000 compliance with the following prescribed conditions are required:
 - Clause 98 Compliance with Building Code of Australia and insurance requirements under the Home Building Act 1989
 - Clause 98A Erection of signs
 - Clause 98B Notification of Home Building Act 1989 requirements
 - Clause 98E Condition relating to shoring and adequacy of adjoining property.

Reason: The condition is prescribed under clause 98 of the Environmental Planning and Assessment Regulation 2000.

7. Within five (5) months from the endorsement of the Notice of Determination, a Building Information Certificate must be obtained from Goulburn Mulwaree Council for the structure. The effect of a Building Information Certificate is that it operates to prevent the Council making an order for a period of seven (7) years to require repair, alter or demolition of the structure.

Reason: Statutory Requirement.

8. Run-off and erosion controls must be implemented to prevent soil erosion, water pollution or the discharge of loose sediment on surrounding land as follows:
 - Divert uncontaminated run-off around cleared or disturbed areas, and
 - Erect a silt fence to prevent debris escaping into drainage systems or waterways, and
 - Prevent tracking of sediment by vehicles onto roads, and
 - Stockpile topsoil, excavated material, construction and landscaping supplies and debris within the site.

Reason: Statutory Requirement.

9. All building work must be carried out in accordance with the provisions of the Building Code of Australia.

Reason: Statutory Requirement.

10. All construction and demolition work shall be carried out in accordance with the 'Noise Guide for Local Government' published by the NSW EPA as amended from time to time. That all construction and demolition work shall be carried out only between the hours of 7.00am and 6.00pm Mondays to Fridays inclusive and on Saturdays between 7.00am and 1.00pm if inaudible on residential premises, otherwise 8.00am to 1.00pm. No construction work shall take place on Sundays or Public Holidays.

Reason: To ensure the amenity of the locality is maintained.

11. The plant out size for each required plant (as specified in the Landscaping Plan CCO6 dated December 2019, including any additional plantings as required by Condition 3) shall be as a minimum in accordance with the following

- Trees must be advanced specimens having a container volume of at least 25 litres and a height of at least 2m. The trees must be staked with three 2500 mm x 50 mm square hardwood stakes and loosely secured with hessian webbing.
- Shrub species minimum 200mm pot size and 500mm in height.

The planting hole is to be twice the width and one and a half times the depth of the pot of the tree to be planted. The hole must be filled with soil suitable for tree growth being made up of free draining coarse sand 50%, loam 20% and composted organic matter 30% and having a neutral pH.

Reason: To ensure the amenity of the locality is maintained.

12. The person having the benefit of this Notice of Determination must maintain all landscaping approved by this Notice of Determination in accordance with the following:

- Fertilise each plant with slow release native plant fertiliser to manufacturer's instructions at least once a year
- Install a drip irrigation system to ensure each plant is given a thorough watering at a minimum once a week
- Provide and maintain animal proof plant guards for each plant.
- Install organic or pebble mulch to be to a depth of 75-100mm and minimum diameter of 1500mm around each plant. Keep mulch back from plant stems. Mulch to be topped up at least every 6 months.
- Undertake weeding of mulched area around plants monthly by hand no chemical application to be used.
- Undertake monthly inspection for pest attack and treat as necessary.
- Replace all dead or damaged plants with the same species and pot size within one month of plant dying.
- Keep a written maintenance log all actions taken to be made available to Council upon request.

Reason: To ensure compliance with the application as submitted and assessed

13. Within 5 months of the date of this consent all required landscape screening must be fully planted out in accordance with this Notice of Determination.

Reason: To ensure compliance with the application as submitted and assessed.

14. Within 5 months of the date of this consent a "Positive Covenant" pursuant to section 88B & 88E of the Conveyancing Act 1919 shall be made on the title requiring the landscaped screening to be maintained in perpetuity until such time as the shed is

removed from the land.

The covenant shall include a statement that the shed is only to be used for storage of personal items and not for any business, commercial or industrial purposes. Goulburn Mulwaree Council shall be nominated as the sole authority empowered to release or modify the same. Plans and draft instrument(s) are to be provided to Council for review and signing.

Reason: To ensure compliance with the application is ancillary to the primary use of the land only.

ONGOING MANAGEMENT

15. At all times the use of shed shall not be used for any business, commercial or industrial purposes. *Reason: To ensure the ongoing use of the shed meets the requirements for a home occupation.*

16. At all times following the commencement of the use of the shed the landscape screening must be maintained for the entire life of the shed noting the "Positive Covenant" on the title in condition 14.

Reason: To ensure compliance with the application as submitted and assessed.

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, Leah Ferrara, Alfie Walker, Carol James and Denzil Sturgiss

Against: Crs Peter Walker, Andrew Banfield, Sam Rowland and Margaret O'Neill

Council adjourned for dinner at 8.12pm.

The meeting reconvened at 8.38pm.

15.2 DRAFT URBAN AND FRINGE HOUSING STRATEGY - ENDORSEMENT OF FINAL CHANGES

RESOLUTION 2020/259

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

That Council Move into Committee of the Whole.

Council moved into Committee of the whole at 8:47pm.

CARRIED

RESOLUTION 2020/260

Moved: Cr Peter Walker
Seconded: Cr Sam Rowland

That Council move back into Open Council.

Council moved back into Open Council at 8:59pm.

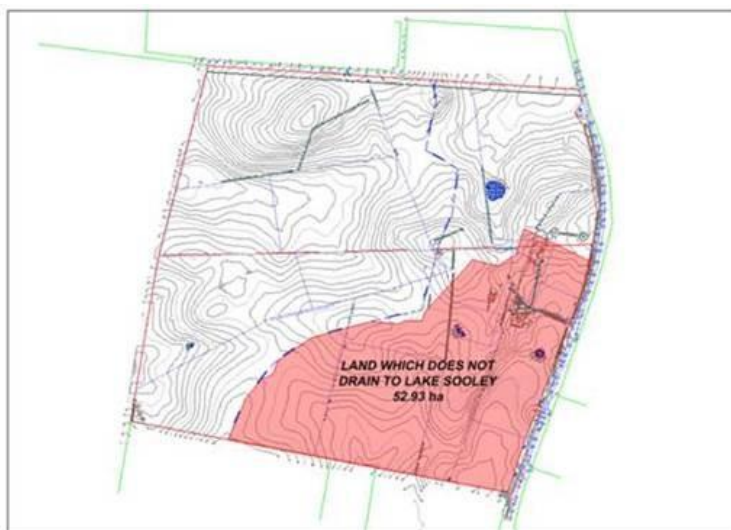
CARRIED

RESOLUTION 2020/261

Moved: Cr Alfie Walker
Seconded: Cr Peter Walker

That:

1. The report from the Director Planning & Environment be received.
2. Council adopt *Urban and Fringe Housing Strategy* subject to the following amendments:
 - a) Crookwell Road - an area of approximately 52.93 hectares be included, relating to a portion of 515 Crookwell Rd and east of the ridgeline that does not drain to the Sooley Dam Catchment as identified in the map below, for consideration of 2 hectare lots.



- b) The reference to the Brayton Road haulage route at Marulan be amended to read the Gunlake Quarry haulage route comprising of Brayton Road to the Hume Highway including Red Hill and Ambrose Roads.
3. The report Council refer the adopted *Urban and Fringe Housing Strategy* to the

Department of Planning, Industry and Environment for endorsement.

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, Sam Rowland, Leah Ferrara, Alfie Walker, Margaret O'Neill, Carol James and Denzil Sturgiss

Against: Cr Andrew Banfield

15.3 RESIDENTIAL CARE FACILITY PLANNING PROPOSAL AT DUCKS LANE AND LILLKAR ROAD, GOULBURN

RESOLUTION 2020/262

Moved: Cr Andrew Banfield

Seconded: Cr Leah Ferrara

That:

1. The report from the Strategic Planner regarding the Residential Care Facility Planning Proposal at Ducks Lane and Lillkar Road, Goulburn be received.
2. Council draft a planning proposal to amend the *Goulburn Mulwaree Local Environmental Plan 2009* to:
 - (a) Permit a *Residential care facility* with development consent under Schedule 1 for the portion of Lot 14 DP 1102589 identified in this report;
 - (b) Introduce a Schedule 1 land application map for all items under Schedule 1; and
 - (c) Introduce a minimum lot size of between 1 and 4 hectares for all parts of Lot 14 DP 1102589 zoned RU6 Transition subject to further investigation.
3. The planning proposal once drafted, be submitted to the Department of Planning, Industry and Environment for a gateway determination in accordance with Section 3.34 of the *Environmental Planning and Assessment Act 1979*.
4. The Department of Planning, Industry and Environment be advised that Council wishes to be issued with an authorisation to use delegation for the planning proposal.
5. In the event that NSW Planning and Environment issues a gateway determination to proceed with the planning proposal, consultation be undertaken with the community and government agencies in accordance with any directions of the gateway determination.

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, Carol James and Denzil Sturgiss

Against: Nil

15.4 TRIBE BREWERIES SECTION 64 DEVELOPER CHARGES ANNUAL REPORT**RESOLUTION 2020/263****Moved: Cr Peter Walker****Seconded: Cr Margaret O'Neill****That**

- 1. The report from the Director of Utilities on the Tribe Breweries Section 64 Developer Charges Annual Report be received.**
- 2. Council notes that Tribe Breweries has met the local employment requirements of Council resolution 2018/105 and that the 50% discount be applied to the developer charges calculated based on 2019/20 water and sewer usage.**
- 3. Tribe Brewery be charged \$1,793,375.09 for Section 64 developer charges based on their water and sewer usage during the 2019/20 Financial year. This is payable by 30 June 2021.**

CARRIED**15.5 WATER METER READING CONTRACT EXTENSION****RESOLUTION 2020/264****Moved: Cr Leah Ferrara****Seconded: Cr Carol James****That**

- 1. The report regarding the Water Meter Reading contract 1617T0017 from the Business Manager Infrastructure be received.**
- 2. The contract with Skilltech Consultancy Services Pty Ltd be extended for an additional two years as per Contract 1617T0017 for Water Meter Reading in accordance with the schedule of rates submitted subject to annual CPI adjustment.**

CARRIED**15.6 NEW COMMUNITY CENTRE OPTIONS****RESOLUTION 2020/265****Moved: Cr Peter Walker****Seconded: Cr Margaret O'Neill****That:**

- 1. The report from the Business Manager Property & Community Services on the new Community Centre Options be received.**
- 2. The decision on the location of the Community Centre be deferred for 18 months.**

CARRIED

15.7 LOCAL ROADS AND COMMUNITY INFRASTRUCTURE PROGRAM

RESOLUTION 2020/266

Moved: Cr Andrew Banfield

Seconded: Cr Leah Ferrara

That:

1. The report of the General Manager on the Local Roads and Community Infrastructure Program be received
2. Council allocates the \$1,072,884 from the Local Roads and Community Infrastructure Grant Program to the following projects:-
 - Footpaths \$400,000
 - Tallong Toilets \$100,000
 - Cookbundoon Amenities Building \$572,884
3. Council brings forward \$500,000 from the 2021/22 budget from the Community Infrastructure Reserve Fund to allow completion of the amenities building at Cookbundoon Reserve
4. The footpath programme to be as follows

Footpath renewals in Goulburn

Goldsmith Street (Auburn St to Bourke St)	\$45,000.00
Union Street (outside Goulburn North School)	\$15,000.00
Union Street outside the Mobil service station	\$10,000.00
Sydney Road (behind North Goulburn School)	\$20,000.00
Sloane Street (Verner St to Clinton St)	\$50,000.00
Clifford Street (Auburn St to McKell PI)	\$60,000.00
Bungendore Road, Tarago	\$45,000.00

New Footpaths

George Street, Marulan (Brayton Road intersection)	\$25,000.00
Maclura Drive, Marulan (Morris PI to Stoney Creek Road)	\$25,000.00
Stoney Creek Road, Marulan (Brayton Road to End)	\$70,000.00
Braidwood Road , Tarago	\$35,000.00

CARRIED

15.8 BUNGENDORE ROAD STORM DAMAGE RFQ VP189817

Cr Andrew Banfield declared an interest in this item and took no part in the discussion or voting on the matter. At 9:12 pm, Cr Andrew Banfield left the meeting.

RESOLUTION 2020/267

Moved: Cr Peter Walker

Seconded: Cr Bob Kirk

That

- 1. The report from the Business Manager of Works on the Bungendore Road Storm Damage Request For Quotation be received.**
- 2. The item be deferred until after discussion in Closed Session of this meeting.**

CARRIED

At 9:14 pm, Cr Andrew Banfield returned to the meeting.

15.9 SEPTEMBER 2020 COUNCIL MEETING**RESOLUTION 2020/268**

Moved: Cr Carol James

Seconded: Cr Denzil Sturgiss

That:

- 1. The report from the General Manager on the September 2020 Council Meeting be received.**
- 2. The Council conduct an ordinary meeting on the 15 September 2020 now that the Local Government elections have been deferred 12 months.**

CARRIED

15.10 GOULBURN AQUATIC CENTRE REDEVELOPMENT STAGE 1 CONSTRUCTION - JUNE 2020 STATUS REPORT**RESOLUTION 2020/269**

Moved: Cr Margaret O'Neill

Seconded: Cr Carol James

That the report from the Director of Operations on the status of the Goulburn Aquatic Centre Redevelopment Stage 1 construction works be received.

CARRIED

15.11 GOULBURN PERFORMING ARTS CENTRE - JUNE 2020 STATUS REPORT**RESOLUTION 2020/270**

Moved: Cr Carol James

Seconded: Cr Alfie Walker

That the report from the Director of Operations on the status of the Goulburn Performing Arts Centre construction be received.

CARRIED

15.12 ST CLAIR CONSERVATION WORKS - STATUS REPORT**RESOLUTION 2020/271****Moved: Cr Peter Walker****Seconded: Cr Carol James**

That the report from the Business Manager Marketing, Events & Culture on the status of the St Clair Conservation Works be received.

CARRIED**15.13 LIBRARY MEMBERSHIP AND ACCESS POLICY****RESOLUTION 2020/272****Moved: Cr Carol James****Seconded: Cr Alfie Walker****That**

- 1. The report from the Business Manager Marketing, Events & Culture on the Library Membership and Access Policy be received.**
- 2. The Draft Library Membership and Access Policy be placed on public exhibition for a period of 28 days.**
- 3. Any submissions or recommended amendments as a result of the exhibition process be reported back to Council prior to the adoption of the Library Membership and Access Policy.**

CARRIED**15.14 REQUEST FOR FINANCIAL ASSISTANCE - LIEDER THEATRE COMPANY**

Cr Alfie Walker declared an interest in this item and took no part in the discussion or voting on the matter. At 9:21 pm, Cr Alfie Walker left the meeting.

RESOLUTION 2020/273**Moved: Cr Peter Walker****Seconded: Cr Carol James****That**

- 1. The report of the Director of Corporate & Community Services on Requests for Financial Assistance – Lieder Theatre Company be received.**
- 2. Council approve a cash contribution of \$5,000 to the Lieder Theatre funded from the Financial Assistance budget.**

CARRIED

At 9:27 pm, Cr Alfie Walker returned to the meeting.

15.15 REQUEST FOR FINANCIAL ASSISTANCE - GOULBURN COMMUNITY RADIO ASSOCIATION INC.

RESOLUTION 2020/274

**Moved: Cr Andrew Banfield
Seconded: Cr Sam Rowland**

That

- 1. The report from the Director Corporate & Community Services on Request for Financial Assistance – Goulburn Community Radio Association Inc. be received.**
- 2. Council approve a cash donation of \$5,000 from the Financial Assistance budget to the Goulburn Community Radio Association Inc. to offset part of the costs of the purchase of equipment essential for the continuation of their broadcast.**

CARRIED

15.16 FINANCIAL ASSISTANCE AWARDED 2019-2020

RESOLUTION 2020/275

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

That the report from the Director of Corporate & Community Services on Financial Assistance Awarded 2019-2020 be received and noted.

CARRIED

15.17 RATES OUTSTANDING REPORT

RESOLUTION 2020/276

**Moved: Cr Peter Walker
Seconded: Cr Denzil Sturgiss**

That the report from the Revenue Coordinator on Rates Outstanding be received.

CARRIED

15.18 DEBTORS OUTSTANDING REPORT

RESOLUTION 2020/277

**Moved: Cr Alfie Walker
Seconded: Cr Denzil Sturgiss**

That the report from the Revenue Officer on Debtor Collections be received.

CARRIED

15.19 WATER CHARGES OUTSTANDING REPORT

RESOLUTION 2020/278

Moved: Cr Margaret O'Neill

Seconded: Cr Carol James

That the report from the Administration Team Leader on Water Outstanding be received.

CARRIED

15.20 MONTHLY FINANCIAL REPORT

RESOLUTION 2020/279

Moved: Cr Peter Walker

Seconded: Cr Denzil Sturgiss

That the report by the Director Corporate & Community Services and the Business Manager Finance & Customer Service on the Monthly Financial Report be received and noted for information.

CARRIED

15.21 STATEMENT OF INVESTMENTS & BANK BALANCES

RESOLUTION 2020/280

Moved: Cr Sam Rowland

Seconded: Cr Leah Ferrara

That the report by the Director Corporate & Community Services and the Business Manager Finance & Customer Service on the Statement of Investments and Bank Balances be received.

CARRIED

15.22 QUARTERLY WORKERS COMPENSATION

RESOLUTION 2020/281

Moved: Cr Alfie Walker

Seconded: Cr Carol James

That the report from the Recover at Work and Wellbeing Officer on the Quarterly Workers Compensation be received.

CARRIED

15.23 GOULBURN MULWAREE YOUTH COUNCIL MEETING NOTES - 29 MAY 2020 & 26 JUNE 2020

RESOLUTION 2020/282

**Moved: Cr Alfie Walker
Seconded: Cr Leah Ferrara**

That the report from Cr Carol James in relation to the Goulburn Mulwaree Youth Council Meeting Notes held on the 29 May 2020 & 26 June 2020 be received.

CARRIED

15.24 CANBERRA REGION JOINT ORGANISATION BOARD MINUTES - 30 JUNE 2020

RESOLUTION 2020/283

**Moved: Cr Leah Ferrara
Seconded: Cr Denzil Sturgiss**

That the minutes from the Canberra Region Joint Organisation Board meeting of the 30 June 2020 be noted.

CARRIED

15.25 COUNCILLOR BRIEFING SESSION SUMMARY

RESOLUTION 2020/284

**Moved: Cr Carol James
Seconded: Cr Andrew Banfield**

That the report from the General Manager on Councillor Briefing Session Summary be received.

CARRIED

15.26 BUSINESS DEVELOPMENT UPDATE

RESOLUTION 2020/285

**Moved: Cr Carol James
Seconded: Cr Andrew Banfield**

That the report from the Communications & Business Development Officer be received and noted for information.

CARRIED

15.27 UTILITIES DIRECTORATE REPORT - JUNE 2020

RESOLUTION 2020/286

Moved: Cr Margaret O'Neill

Seconded: Cr Sam Rowland

That the report from the Director Utilities be received and noted for information.

CARRIED

15.28 PLANNING & ENVIRONMENT DIRECTORATE REPORT JUNE 2020

RESOLUTION 2020/287

Moved: Cr Leah Ferrara

Seconded: Cr Carol James

That the activities report by the Director Planning & Environment be received and noted for information.

CARRIED

15.29 CORPORATE & COMMUNITY SERVICES DIRECTORATE REPORT JUNE 2020

RESOLUTION 2020/288

Moved: Cr Sam Rowland

Seconded: Cr Leah Ferrara

That the activities report by the Director Corporate & Community Services be received and noted for information.

CARRIED

15.30 OPERATIONS DIRECTORATE REPORT JUNE 2020

RESOLUTION 2020/289

Moved: Cr Peter Walker

Seconded: Cr Denzil Sturgiss

That the activities reported for June 2020 by the Director Operations be received and noted for information.

CARRIED

16 CLOSED SESSION

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

RESOLUTION 2020/290

Moved: Cr Alfie Walker

Seconded: Cr Carol James

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:

16.1 Regulatory Options and Legal Opinion - 555 Forest Siding Road

This matter is considered to be confidential under Section 10A(2) - g 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 advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

16.2 Hockey Update

This matter is considered to be confidential under 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.

16.3 Bungendore Road Storm Damage RFQ VP189817

This matter is considered to be confidential under 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.

CARRIED

Council resolved into Closed Session at 9.56pm.

Council resolved into Open Council at 10.15pm.

RESOLUTION 2020/291

Moved: Cr Alfie Walker

Seconded: Cr Leah Ferrara

- 2. That Council moves out of Closed Council into Open Council.**
- 3. 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

16.1 REGULATORY OPTIONS AND LEGAL OPINION - 555 FOREST SIDING ROAD**RESOLUTION 2020/292****Moved: Cr Sam Rowland****Seconded: Cr Alfie Walker****That:**

- 1. The report of the Director Planning & Environment be received.**
- 2. Notices pursuant to s9.22 of the Environmental Planning & Assessment Act 1979 be served upon the land owners of 555 Forest Siding Road, Middle Arm and any contractors or other persons known to have undertaken works on the site. The Notices will require the provision to Council any information in relation to the extent of physical works undertaken or land use activities on site.**
- 3. Council commence Class 4 proceedings in the Land and Environment Court against the owners of 555 Forest Siding Road, Middle Arm, for continued and ongoing unauthorised works and land uses upon the property.**

CARRIED**16.2 HOCKEY UPDATE****RESOLUTION 2020/293****Moved: Cr Alfie Walker****Seconded: Cr Leah Ferrara****That the verbal report from the General Manager on the purchase agreement for the hockey facility be received.****CARRIED****16.3 BUNGENDORE ROAD STORM DAMAGE RFQ VP189817**

Cr Andrew Banfield declared an interest in this item and took no part in the discussion or voting on the matter. At 10:07 pm, Cr Andrew Banfield left the meeting and did not return.

Council sought clarification on the attribute scoring for this tender process.

15.8 BUNGENDORE ROAD STORM DAMAGE RFQ VP189817**RESOLUTION 2020/294****Moved: Cr Peter Walker****Seconded: Cr Leah Ferrara****That:**

- 1. Council approve to engage Denrith Pty Ltd for \$265,960.50 (excl. GST) to undertake storm damage repairs on Bungendore Road as per VP189817 under the terms and conditions of the Concrete Services Panel 1920T0005.**
- 2. Council delegate the General Manager to approve variations up to 10% (\$26,596.05) of the contract amount.**

CARRIED

17 CONCLUSION OF THE MEETING

The Meeting closed at 10.16pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 4 August 2020.

.....
Cr Bob Kirk
Mayor

.....
Warwick Bennett
General Manager