



OUR VISION & VALUES ONE TEAM DELIVERING WITH

PRIDE

Passion | Respect | Innovation | Dedication | Excellence

OUR MISSION TO BE EASY TO DO BUSINESS WITH

MINUTES

Ordinary Council Meeting

4 May 2021

Order Of Business

1	Opening Meeting	4
2	Acknowledgement of Country	4
3	Councillors Declaration and/or Prayer	4
4	Apologies	4
5	Applications for a Leave of Absence by Councillors	4
6	Late Items / Urgent Business	5
7	Disclosure of Interests	5
8	Presentations	5
	Nil	
9	Public Forum	5
10	Confirmation of Minutes	5
	10.1 Minutes of the Ordinary Meeting of Council held on 20 April 2021	5
11	Matters Arising	5
	11.1 Matters Arising from Council Meeting Minutes from the 20 April 2021	5
	11.2 Outstanding Task List from All Previous Meetings	5
12	Mayoral Minute(s)	6
	Nil	
13	Notice of Motion(s)	6
	Nil	
14	Notice of Rescission(s)	6
	Nil	
15	Reports to Council for Determination	6
	15.1 Post Exhibition Report - Planning Proposal for Commercial Horse Facilities, Racecourse Drive, Goulburn	6
	15.2 Post Exhibition Report - Amendment to the Teneriffe Planning Agreement	7
	15.3 Acquisition of Part 12 Mortis Street, Goulburn (Walking Track).....	8
	15.4 Sale of 2 Bourke Street, Goulburn	9
	15.5 Hovell Street Residential Subdivision Development	10
	15.6 Update on Run-O-Waters Second Road Access.....	11
	15.7 Rates Outstanding Report	11
	15.8 Debtors Outstanding Report	11
	15.9 Quarterly Workers Compensation	12
	15.10 Minutes of the Traffic Committee Meeting held on 1 April 2021	12
	15.11 Minutes Canberra Region Joint Organisation Board - 26 March 2021	13
16	Closed Session	13
17	Conclusion of the Meeting	13

**MINUTES OF GOULBURN MULWAREE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, CIVIC CENTRE, 184 - 194 BOURKE STREET,
GOULBURN
ON TUESDAY, 4 MAY 2021 AT 6PM**

PRESENT: Cr Bob Kirk (Mayor), Cr Peter Walker (Deputy Mayor), Cr Andrew Banfield, Cr Leah Ferrara, Cr Alfie Walker, Cr Margaret O'Neill & Cr Carol James

IN ATTENDANCE: Warwick L. 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 (Office Manager).

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 declaration was read by Cr Carol James.

4 APOLOGIES

RESOLUTION 2021/173

Moved: Cr Alfie Walker

Seconded: Cr Leah Ferrara

That apologies be received from Cr Denzil Sturgiss & Cr Sam Rowland be accepted.

CARRIED

5 APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS

RESOLUTION 2021/174

Moved: Cr Alfie Walker

Seconded: Cr Carol James

That:

- 1. The leave of absence be granted to Cr Denzil Sturgiss due to ill health.**
- 2. The leave of absence be granted to Cr Sam Rowland due to work commitments out of the region.**

CARRIED

6 LATE ITEMS / URGENT BUSINESS

Nil

7 DISCLOSURE OF INTERESTS

Cr 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.

8 PRESENTATIONS

Nil

9 PUBLIC FORUM

Tempe Hornibrook addressed Council on Item 15.1 Post Exhibition Report - Planning Proposal for Commercial Horse Facilities, Racecourse Drive, Goulburn.

10 CONFIRMATION OF MINUTES**10.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 20 APRIL 2021****RESOLUTION 2021/175**

Moved: Cr Carol James

Seconded: Cr Leah Ferrara

That the Council minutes from Tuesday 20 April 2021 and contained in Minutes Pages No 1 to 13 inclusive and in Minute Nos 2021/147 to 2021/172 inclusive be confirmed.

CARRIED

11 MATTERS ARISING**11.1 MATTERS ARISING FROM COUNCIL MEETING MINUTES FROM THE 20 APRIL 2021**

Nil

11.2 OUTSTANDING TASK LIST FROM ALL PREVIOUS MEETINGS**RESOLUTION 2021/176**

Moved: Cr Alfie Walker

Seconded: Cr Carol James

That Council notes the Task List.

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 POST EXHIBITION REPORT - PLANNING PROPOSAL FOR COMMERCIAL HORSE FACILITIES, RACECOURSE DRIVE, GOULBURN

RESOLUTION 2021/177

Moved: Cr Margaret O'Neill

Seconded: Cr Peter Walker

That:

1. The post exhibition report from the Senior Strategic Planner for the planning proposal at Racecourse Drive, Goulburn be received.
2. Council:
 - a) amend the proposed Part 7 – Additional Local Provision Clause (draft clause 7.7(2)) to include for the purpose of horse training in addition to horse: stabling, breeding, yards and related material storage; and
 - b) endorse the current planning proposal to amend Schedule 1 of the *Goulburn Mulwaree Local Environmental Plan 2009* to permit the commercial stabling of horses (including agistment and associated training) and associated controls in Part 7 Additional Local Provisions of the *Goulburn Mulwaree Local Environmental Plan 2009* for the Racecourse Drive Precinct illustrated in Figure 1 below.



Figure 1- Race Course Drive Precinct
 (blue section recently subdivided vacant lots [previous RE2 zone]; pink section covered by previous DCP16 and developed with dwellings)

3. The General Manager, using Council’s delegated plan making authority, prepare and finalise the amendment as soon as practicable.
4. The Racecourse Drive Precinct Site Specific provisions to the Goulburn Mulwaree

Development Control Plan 2009 presented in Attachment 3 to this report be adopted by Council, and to become effective upon commencement of the LEP amendment for this precinct, as amended, to:

- Set a limit on the number of horses fully enclosed within a stable to 6 horses per 2000m² of lot area (pro rata accordingly for larger lots);
- Retain the 2 horses per 2000m² limitation but applied to open areas only (pro rata accordingly for larger lots);
- Require the submission of a Waste Management Strategy with a development application; and
- Update the DCP Water Cycle Management Study requirement to include effluent and related waste water.

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, Leah Ferrara, Alfie Walker, Margaret O'Neill and Carol James

Against: Nil

15.2 POST EXHIBITION REPORT - AMENDMENT TO THE TENERIFFE PLANNING AGREEMENT

RESOLUTION 2021/178

Moved: Cr Margaret O'Neill

Seconded: Cr Leah Ferrara

That

1. The post exhibition report on the request to amend the Planning Agreement for DA/0183/1718 for the staged residential subdivision of land at 133 Marys Mount Road, Goulburn be received.
2. The Planning Agreement between Teneriffe Landowner Pty Limited and Council be signed by the General Manager.
3. Council's seal is affixed to all documents in relation to the Planning Agreement.

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, Leah Ferrara, Alfie Walker, Margaret O'Neill and Carol James

Against: Nil

15.3 ACQUISITION OF PART 12 MORTIS STREET, GOULBURN (WALKING TRACK)**RESOLUTION 2021/179****Moved: Cr Peter Walker****Seconded: Cr Andrew Banfield****That:**

- 1. The report from the Business Manager Property & Community Services on the proposed acquisition of part 12 Mortis Street, Goulburn be received.**
- 2. Council acquires approximately 242.5m² (subject to final survey) of Lot 3 in DP 135981, known as 12 Mortis Street, Goulburn for \$15,000 (excluding GST) to be dedicated as public reserve as part of Stage 3 of the Mulwaree Walking Track.**
- 3. Council meet all costs associated with survey work including preparation and registration of the Plan of Subdivision dedicating this parcel of land as public reserve.**

In addition, Council will be responsible for supplying/erecting strand wire fencing along the eastern and western boundaries affected by this land acquisition, supply and installation of 3 gates at agreed locations, meeting the land owner's costs for independent legal advice, independent valuation consultant's report, Mortgagee Consent fees and legal fees for arranging production of title at NSW Land Registry Services.

- 4. Council's seal be affixed to all documentation necessary to complete this land acquisition.**

CARRIED

15.4 SALE OF 2 BOURKE STREET, GOULBURN

RESOLUTION 2021/180

Moved: Cr Peter Walker

Seconded: Cr Margaret O'Neill

That Council Move into Committee of the Whole.

Council moved into Committee of the whole at 6:25pm.

CARRIED

RESOLUTION 2021/181

Moved: Cr Margaret O'Neill

Seconded: Cr Andrew Banfield

That Council move back into Open Council.

Council moved back into Open Council at 6:31 pm.

CARRIED

RESOLUTION 2021/182

Moved: Cr Margaret O'Neill

Seconded: Cr Peter Walker

That

- 1. The report of the General Manager in regard to the sale of 2 Bourke Street, Goulburn be received.**
- 2. Council advises the NSW Police they have until the 25th May 2021 to advise Council if they wish to proceed or not with the purchase of 2 Bourke Street Goulburn**
- 3. The future of the 2 Bourke Street premise and the location of the Community Centre be discussed at a Council briefing.**

CARRIED

15.5 HOVELL STREET RESIDENTIAL SUBDIVISION DEVELOPMENT

RESOLUTION 2021/183

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

That Council Move into Committee of the Whole.

Council moved into Committee of the whole at 6:32pm.

CARRIED

RESOLUTION 2021/184

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

That Council move back into Open Council.

Council moved back into Open Council at 6:59 pm.

CARRIED

RESOLUTION 2021/185

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

That:

- 1. The report from the General Manager and Business Manager Property & Community Services on the Hovell Street residential subdivision development be received.**
- 2. Council undertakes a process to dispose of 49-61 Hovell Street Goulburn (with the approved development application) by way of auction.**
- 3. Expressions of Interest from real estate agents within the Goulburn Mulwaree area be sought for the sale of 49-61 Hovell Street, Goulburn and the General Manager be given delegated authority to approve appointment of the successful agent.**
- 4. A further report come back to Council in Closed Session to establish the Reserve Price for the auction.**

CARRIED

15.6 UPDATE ON RUN-O-WATERS SECOND ROAD ACCESS

MOTION

Moved: Cr Alfie Walker
 Seconded: Cr Leah Ferrara

That the report of the General Manager on the update on Run-O-Waters second Road Access be received.

AMENDMENT

RESOLUTION 2021/186

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

That:

1. The report of the General Manager on the update on Run-O-Waters second Road Access be received and the matter be discussed at a Council Briefing.
2. Council discuss at the Council Briefing the future road link from Run-O-Waters to Gurrundah Road on to Middle Arm Road with potential access to the Hume Highway.

The amendment was put and carried.
 The amendment then became the motion.
 The motion was then put and carried.

CARRIED

15.7 RATES OUTSTANDING REPORT

RESOLUTION 2021/187

Moved: Cr Peter Walker
 Seconded: Cr Alfie Walker

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

CARRIED

15.8 DEBTORS OUTSTANDING REPORT

RESOLUTION 2021/188

Moved: Cr Alfie Walker
 Seconded: Cr Leah Ferrara

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

CARRIED

15.9 QUARTERLY WORKERS COMPENSATION**RESOLUTION 2021/189****Moved: Cr Peter Walker****Seconded: Cr Carol James**

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

CARRIED**15.10 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 1 APRIL 2021****RESOLUTION 2021/190****Moved: Cr Leah Ferrara****Seconded: Cr Carol James****That**

- 1. The report from Director Operations in regards to the Traffic Committee minutes from Thursday 1 April 2021 be received.**
- 2. The Traffic Committee minutes from Thursday 3 December 2020 be confirmed**
- 3. Items marked as completed will be removed from the task list**
- 4. The report from the Road Safety and Traffic Officer on the programs and activities be received**
- 5. The request to remove the Emergency Vehicles Excepted sign from the medium strip in front of the Ambulance Station in Bourke Street be approved**
- 6. No Stopping signs be placed on both sides of College Street for 50 metres from the Clinton Street intersection**
- 7. The request for the 'No Stopping' signs to be installed on Hume Street on the southern side from the highway exit roundabout to the first 60km sign on Hume Street be approved**
- 8. The request for 2 x 15minute timed parking signs on Sloane Street be accepted and the signs be temporarily installed in front of the Goulburn Railway Station while restoration is taking place. Restoration is due for completion May 25 2021**
- 9. The request for No Stopping signs on Sloane Street at the entry/exit points at ARTC be noted with no further action at this point**

CARRIED

15.11 MINUTES CANBERRA REGION JOINT ORGANISATION BOARD - 26 MARCH 2021

RESOLUTION 2021/191

Moved: Cr Alfie Walker

Seconded: Cr Peter Walker

That

- 1. The minutes from the Canberra Region Joint Organisation Board meeting of the 26 March 2021 be noted.**
- 2. Council inform the Minister of Local Government, The Hon Shelley Hancock that it is unreasonable for Councils to fund the Emergency Services Levy in excess of the rate cap – being 2%.**
- 3. Council further advise The Minister of Local Government that Council only proposes to pay a 2% increase in the Emergency Service Levy in the 2021/22 financial year from that paid from the general fund in 2020/21.**

CARRIED

16 CLOSED SESSION

RESOLUTION 2021/192

Moved: Cr Peter Walker

Seconded: Cr Margaret O'Neill

That Council withdraws the Closed Session report 16.1 Hovell Street Multi Lot Subdivision - Estimates for Construction as the resolution previously passed in this meeting does not require any further decision by Council.

CARRIED

Following this resolution there was no need to go into Closed Session as per the Business Paper.

17 CONCLUSION OF THE MEETING

The Meeting closed at 7.30pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 18 May 2021.

.....
Cr Bob Kirk
Mayor

.....
Warwick Bennett
General Manager