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MINUTES

Ordinary Council Meeting

18 May 2021

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	There were no closed session reports for determination.	
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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, 18 MAY 2021 AT 6PM**

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

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 Deputy Mayor Peter Walker.

4 APOLOGIES

RESOLUTION 2021/193

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

That the apology received from Cr Alfie Walker be accepted.

CARRIED

5 APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS

RESOLUTION 2021/194

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

That the leave of absence be granted to Cr Alfie Walker due to ill health.

CARRIED

6 LATE ITEMS / URGENT BUSINESS**RESOLUTION 2021/195**

Moved: Cr Peter Walker
Seconded: Cr Andrew Banfield

That Council accepts the letter from Mr and Mrs Fisher dated 14 May 2021 in relation to Item 15.1 B6 Enterprise Corridor and Currawang Planning Proposal - Post Public Exhibition Report be accepted into the meeting as late information for Councillors determination on this matter.

CARRIED

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

Nil

10 CONFIRMATION OF MINUTES**10.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 4 MAY 2021****RESOLUTION 2021/196**

Moved: Cr Carol James
Seconded: Cr Denzil Sturgiss

That the Council minutes from Tuesday 4 May 2021 and contained in Minutes Pages No 1 to 13 inclusive and in Minute Nos 2021/173 to 2021/192 inclusive be confirmed.

CARRIED

11 MATTERS ARISING**11.1 MATTERS ARISING FROM COUNCIL MEETING MINUTES FROM THE 4 MAY 2021**

Nil

11.2 OUTSTANDING TASK LIST FROM ALL PREVIOUS MEETINGS**RESOLUTION 2021/197**

Moved: Cr Peter Walker
Seconded: Cr Leah Ferrara

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 B6 ENTERPRISE CORRIDOR AND CURRAWANG PLANNING PROPOSAL - POST PUBLIC EXHIBITION REPORT****RESOLUTION 2021/198****Moved: Cr Andrew Banfield****Seconded: Cr Denzil Sturgiss****That:**

1. The post public exhibition report from the Senior Strategic Planner on the B6 Enterprise Corridor and Currawang Planning Proposal be received.
2. Council endorse the planning proposal to amend the *Goulburn Mulwaree Local Environmental Plan 2009* to:
 - (a) Zone land at 1716 and 1801 Currawang Road, Currawang to RU1 Primary Production with a minimum lot size of 100 hectares and include the land in the application map for the *Goulburn Mulwaree Local Environmental Plan 2009*.
 - (b) Rezone 2-26 Long Street, Goulburn from B6 Enterprise Corridor with a floor space ratio of 0.8 to R1 General Residential with no floor space ratio and a minimum lot size of 700m².
 - (c) Rezone land bordered by Arthur Street, Chiswick Street, Long Street and Hetherington Street, Goulburn from B6 Enterprise Corridor with a floor space ratio of 0.8 to RU2 Rural Landscape with no floor space ratio and a minimum lot size of 20,000m².
 - (d) Rezone land at 138 George Street, Marulan from B6 Enterprise Corridor with a floor space ratio of 0.8 to RU6 Transition with no floor space ratio and a minimum lot size of 100 hectares.
 - (e) Rezone land at Station Street, George Street and Brayton Road, Marulan from B6 Enterprise Corridor with a floor space ratio of 0.8 to R1 General Residential with no floor space ratio and a minimum lot size of 700m².
3. Council not proceed with any rezoning relating to 134 George Street, Marulan as part of this planning proposal on the basis of being contrary to the planning proposal objectives and the wishes of the landowner.
4. Council proceed with an outstanding objection from Heritage NSW and request that the Department of Planning, Industry and Environment make the amendment described above as soon as practicable.

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, Margaret O'Neill, Carol James and Denzil Sturgiss

Against: Nil

15.2 ZONING AND MINIMUM LOT SIZE ANOMOLY AT WILSON DRIVE, MARULAN**RESOLUTION 2021/199****Moved: Cr Andrew Banfield****Seconded: Cr Margaret O'Neill****That:**

1. The report from the Senior Strategic Planner regarding the zoning and minimum lot size anomaly at Wilson Drive, Marulan be received.
2. Council request that the Department of Planning, Industry and Environment undertake following amendments to the *Goulburn Mulwaree Local Environmental Plan 2009* in accordance with s3.22 of the *Environmental Planning and Assessment Act 1979* as soon as practicable, without Council being subject to any of the requirements of the ordinary planning proposal process:
 - (a) Move the boundary of the RU2 Rural Landscape zone and 100 hectare minimum lot size from within the northeast corner of Lot 102 DP 1161331 to the perimeter of the lot.
 - (b) Extend the IN1 General Industrial zone, with no minimum lot size, to the boundary of Lot 102 DP 1161331 in place of the RU2 Rural Landscape zone and 100 hectare minimum lot size.
3. Council endorse a planning proposal to affect the above amendment in the event that the amendment cannot be undertaken using s3.22 of the *Environmental Planning and Assessment Act 1979*. This includes the following activities:
 - (a) The planning proposal, once drafted, be forwarded to the Department of Planning, Industry and Environment for a gateway determination in accordance with s3.34 of the *Environmental Planning and Assessment Act 1979*.
 - (b) In the event that the Department of Planning, Industry 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, Margaret O'Neill, Carol James and Denzil Sturgiss

Against: Nil

CARRIED

15.3 REQUEST FOR DA INFORMATION MATRIX POLICY

RESOLUTION 2021/200

Moved: Cr Andrew Banfield

Seconded: Cr Margaret O'Neill

That:

- 1. The report from the Director Planning and Environment on the Request for DA Information Matrix Policy be received.**
- 2. The Draft Request for DA Information Matrix Policy as amended to account for calendar days and external agencies be endorsed and 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 Request for DA Information Matrix Policy.**

CARRIED

15.4 VILLAGE DISCRETIONARY FUNDS WORKING PARTY'S

RESOLUTION 2021/201

Moved: Cr Denzil Sturgiss

Seconded: Cr Carol James

That

- 1. The report of the General Manager on the Village Discretionary Fund Working Parties be received**
- 2. Council notifies all the Village Discretionary Fund Working Parties that they will be dissolved at the 30th June 2021 as new Working parties will be established after the 2021 local Government Elections through an expression of interest process**
- 3. The Working Party members be thanked for their contribution to the community in their role in the Village Discretionary Fund Working Party and that they be encourage to renominate through the expression of interest process after the 2021 Local Government Elections**
- 4. The Tarago and Districts Progress Association Inc (TADPAI) be advised that they cannot expend any of the 2021/22 allocated funds until after the incoming Council determines if TADPAI is still the appropriate forum to distribute these funds.**
- 5. Any funds unallocated in the various discretionary funds be carried forward to the new working parties after the elections.**

CARRIED

15.5 DRAFT MARSDEN WEIR PARK & GOULBURN HISTORIC WATERWORKS PLAN OF MANAGEMENT**RESOLUTION 2021/202****Moved: Cr Sam Rowland****Seconded: Cr Peter Walker****That:**

1. The report from the Business Manager Property & Community Services on the draft Marsden Weir Park & Goulburn Historic Waterworks Plan of Management be received.
2. Council endorse this community land into the categories of *Cultural Significance, Park, Natural Area – Bushland, Escarpment and Water Course*, in accordance with s36 (4) of the *Local Government Act 1993*.
3. Council endorse the draft Marsden Weir Park & Goulburn Historic Waterworks Plan of Management in accordance with Section 36 of the *Local Government Act 1993*.
4. Council endorse the Flora Survey and Management Strategies for Remnant Werriwa Cool Temperate Grassy Woodland in the South Eastern Highlands and South Eastern Corner Bioregions at the Goulburn Historic Waterworks (Biodiversity Condition Report), prepared in support of the draft plan of management.
5. Council submit the draft plan of management to the following organisations for comment;
 - Heritage NSW
 - NSW Aboriginal Land Council
 - Pejar Local Aboriginal Land Council and;
 - Mulwaree Aboriginal Community Inc.
6. The draft Marsden Weir Park & Goulburn Historic Waterworks Plan of Management be placed on public exhibition for 42 days with all submissions reported back to Council.
7. A public hearing be held in accordance with Section 40A of the *Local Government Act 1993* while the draft plan of management is on exhibition for the purpose of considering the Community Land categories of Cultural Significance, Park, Natural Area – Bushland, Escarpment and Water Course.

CARRIED

15.6 LOAN AGREEMENT GOULBURN AQUATIC CENTRE UPGRADE**RESOLUTION 2021/203****Moved: Cr Margaret O'Neill****Seconded: Cr Denzil Sturgiss****That**

- 1. The report from the Director Corporate & Community Services on the Loan Agreement Goulburn Aquatic Centre Upgrade be received**
- 2. Council approve the execution of the Loan Agreement with TCorp to borrow \$14,900,000 over a 15 year term**
- 3. All necessary documentation in relation to the agreement be signed by the Mayor and General Manager under the Seal of Council**

CARRIED**15.7 QUARTERLY BUDGET REVIEW****RESOLUTION 2021/204****Moved: Cr Denzil Sturgiss****Seconded: Cr Carol James****That:**

- 1. The report of the Director Corporate & Community Services on the March 2021 Quarterly Budget Review be noted.**
- 2. The budget variations contained within the March 2021 Quarterly Review be approved.**

CARRIED**15.8 MONTHLY FINANCIAL REPORT****RESOLUTION 2021/205****Moved: Cr Peter Walker****Seconded: Cr Andrew Banfield**

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**15.9 STATEMENT OF INVESTMENTS & BANK BALANCES****RESOLUTION 2021/206****Moved: Cr Andrew Banfield****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

15.10 REQUEST TO WRITE-OFF LEGAL FEES

RESOLUTION 2021/207

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

That:

- 1. The report of the Director of Corporate Community Services and the Revenue Co-Ordinator be noted.**
- 2. The request to write off legal fees for Property ID No 1018909 at Bungonia, be declined.**

CARRIED

15.11 ST CLAIR CONSERVATION WORKS - STATUS REPORT

RESOLUTION 2021/208

**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

15.12 MOUNTAIN ASH ROAD BLACKSPOT PROJECT - APRIL 2021 STATUS REPORT

RESOLUTION 2021/209

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

That the report from the Business Manager of Works on the Mountain Ash Road Blackspot Project status updated be received.

CARRIED

15.13 COOKBUNDOON PAVILION UPGRADE - APRIL 2021 STATUS REPORT

RESOLUTION 2021/210

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

That the report from the Business Manager Community Facilities on the Cookbundoon Pavilion Upgrade – April 2021 Status Report.

CARRIED

15.14 NATURAL DISASTER ESSENTIAL PUBLIC ASSET RESTORATION PROJECT - APRIL 2021 STATUS REPORT

RESOLUTION 2021/211

**Moved: Cr Peter Walker
Seconded: Cr Carol James**

That the report from the Business Manager Projects on the status for the Natural Disaster Essential Public Asset Restoration Project be received.

CARRIED

15.15 GOULBURN AQUATIC CENTRE REDEVELOPMENT STAGE 1 CONSTRUCTION - APRIL 2021 STATUS REPORT

RESOLUTION 2021/212

**Moved: Cr Margaret O'Neill
Seconded: Cr Denzil Sturgiss**

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

CARRIED

15.16 GOULBURN PERFORMING ARTS CENTRE - APRIL 2021 STATUS REPORT

RESOLUTION 2021/213

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

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

CARRIED

15.17 GOULBURN REGIONAL HOCKEY FACILITY - APRIL 2021 STATUS REPORT

RESOLUTION 2021/214

**Moved: Cr Peter Walker
Seconded: Cr Sam Rowland**

That the report from the Business Manager Projects on the status of the Goulburn Regional Hockey Facility be received.

CARRIED

15.18 GROWING LOCAL ECONOMIES COMMON STREET - APRIL 2021 STATUS REPORT

RESOLUTION 2021/215

Moved: Cr Andrew Banfield

Seconded:Cr Leah Ferrara

That the report from the Project Manager - Grants on the status of the Growing Local Economies Common Street construction be received

CARRIED

15.19 REUSE SCHEME GOULBURN - APRIL 2021 STATUS REPORT

RESOLUTION 2021/216

Moved: Cr Sam Rowland

Seconded:Cr Andrew Banfield

That the report from the Business Manager Infrastructure on the Reuse Scheme Goulburn status update be received.

CARRIED

15.20 CORPORATE & COMMUNITY SERVICES DIRECTORATE REPORT APRIL 2021

RESOLUTION 2021/217

Moved: Cr Peter Walker

Seconded:Cr Denzil Sturgiss

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

CARRIED

15.21 UTILITIES DIRECTORATE REPORT - APRIL 2021

RESOLUTION 2021/218

Moved: Cr Denzil Sturgiss

Seconded:Cr Andrew Banfield

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

CARRIED

15.22 PLANNING & ENVIRONMENT DIRECTORATE REPORT APRIL 2021

RESOLUTION 2021/219

Moved: Cr Leah Ferrara

Seconded:Cr Peter Walker

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

CARRIED

15.23 OPERATIONS DIRECTORATE REPORT - APRIL 2021

RESOLUTION 2021/220

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

That the activities report for April 2021 by the Director Operations be received and noted for information.

CARRIED

15.24 EXTERNAL MEETING MINUTES

RESOLUTION 2021/221

**Moved: Cr Andrew Banfield
Seconded: Cr Denzil Sturgiss**

That the report from the General Manger on the minutes below be received:

- 1. Holcim Lynwood Community Consultative Committee Meeting Minutes 30 October 2020**
- 2. Wakefield Park Community Consultative Committee Meeting Minutes 18 March 2021**

CARRIED

16 CLOSED SESSION

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

There were no closed session reports for determination.

17 CONCLUSION OF THE MEETING

The Meeting closed at 7.06pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 1 June 2021.

.....
**Cr Bob Kirk
Mayor**

.....
**Warwick Bennett
General Manager**