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MINUTES

Ordinary Council Meeting

11 January 2022

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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, 11 JANUARY 2022 AT 6PM**

PRESENT: Cr Andrew Banfield, Cr Carol James, Cr Bob Kirk, Cr Michael Prevedello, Cr Steven Ruddell, Cr Daniel Strickland, Cr Jason Shepherd, Cr Peter Walker, Cr Andy Wood

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 (Office Manager) & Kathryn Croker (IT Support).

1 OPENING MEETING

General Manager Warwick Bennett opened the meeting 6pm. The General Manager advised that the meeting would be webcast live.

2 ACKNOWLEDGEMENT OF COUNTRY

General Manager Warwick Bennett 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 OATH OR DECLARATION

The Local Government Act 1993 requires Councillors to take an oath of office or make an affirmation of office prior to undertaking their role.

Cr Andrew Banfield took the oath of office

Cr Carol James took the oath of office

Cr Bob Kirk took the oath of office

Cr Michael Prevedello took the oath of office

Cr Steven Ruddell took the affirmation of office

Cr Jason Shepherd took the affirmation of office

Cr Daniel Strickland took the oath of office

Cr Peter Walker took the oath of office

Cr Andy Wood took the oath of office

4 COUNCILLORS DECLARATION AND/OR PRAYER

The opening prayer or declaration was read by Cr Michael Prevedello.

5 APOLOGIES

Nil

6 APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS

Nil

7 LATE ITEMS / URGENT BUSINESS

Nil

8 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.

9 PRESENTATIONS

Nil

10 PUBLIC FORUM

Nil

11 NOTICE OF MOTION(S)

Nil

12 NOTICE OF RESCISSION(S)

Nil

13 REPORTS TO COUNCIL FOR DETERMINATION**13.1 RETURNING OFFICER****RESOLUTION 2022/1****Moved: Cr Carol James****Seconded: Cr Andrew Banfield**

That the report of the General Manager on the Returning Officer for the Mayor and Deputy Mayor Elections be received.

CARRIED

13.2 MAYORAL DELEGATIONS**RESOLUTION 2022/2****Moved: Cr Daniel Strickland****Seconded: Cr Carol James****That:**

- 1. The report from the Manager Governance on Mayoral Delegations be received.**
- 2. In accordance with s377 Local Government Act 1993 Council delegates to the Mayor the powers, functions, duties and authorities as specified in the attached “Delegation of Authority” for the Mayor.**

CARRIED**13.3 ELECTION OF MAYOR****RESOLUTION 2022/3****Moved: Cr Bob Kirk****Seconded: Cr Michael Prevedello****That**

- 1. The report of the General Manager on the election of the Mayor be received.**
- 2. Council elects the Mayor for the period from 11th January 2022 until September 2023**
- 3. Following the close of nominations for the position of Mayor the method of electing the Mayor be determined by Open Voting in accordance with Schedule 7 Local Government (General) Regulation 2005 if there is more than one nomination.**

CARRIED**AMENDMENT****Moved: Cr Peter Walker****Seconded: Cr Steven Ruddell****That**

- 1. The report of the General Manager on the election of the Mayor be received.**
- 2. Council elects the Mayor for the period from 11th January 2022 until September 2023**
- 3. Following the close of nominations for the position of Mayor the method of electing the Mayor be determined by Ordinary Ballot in accordance with Schedule 7 Local Government (General) Regulation 2005 if there is more than one nomination.**

The amendment was put and lost.

The General Manager as Returning Officer called for nominations for the position of Mayor for the Goulburn Mulwaree Council for the period 11 January 2022 to 5 September 2023.

There were two (2) nominations for Mayor.

- Cr Bob Kirk
- Cr Peter Walker

The General Manager closed nominations.

Both Cr Peter Walker & Cr Bob Kirk addressed the Council.

The General Manager then conducted the election by Open Vote with the results being as follows:

- Cr Bob Kirk 4 votes
- Cr Peter Walker 5 votes

Following the voting the General Manager, as returning Officer declared Cr Peter Walker as Mayor for the period 11 January 2022 to 5 September 2023.

13.4 ELECTION OF DEPUTY MAYOR

RESOLUTION 2022/4

Moved: Cr Bob Kirk

Seconded: Cr Jason Shepherd

That

- 1. The report of the General Manager on the election of the Deputy Mayor be received.**
- 2. Council elects a Deputy Mayor from 11th January 2021 until September 2023**
- 3. Following the close of nominations for the position of Deputy Mayor the method of electing the Deputy Mayor be determined by Open Vote in accordance with Schedule 7 Local Government (General) Regulation 2005 if more than one nomination is received**

CARRIED

DEFERAL

RESOLUTION 2022/5

Moved: Cr Andrew Banfield

Seconded: Cr Bob Kirk

That Council take 5 minute deferral at 7.08pm for the General Manager to review the Code of Meeting Practice in relation to rescinding of a motion at this meeting.

CARRIED

Council took a 5 minute recess at 7.08pm

Council returned at 7.13pm

RECISION MOTION

RESOLUTION 2022/6

Moved: Cr Andrew Banfield

Seconded: Cr Carol James

That

- 1. The following resolution 2022/4 titled Election of Deputy Mayor that was passed on 11 January 2022 of meeting be rescinded.**

That:

- 1. The report of the General Manager on the election of the Deputy Mayor be received.***
- 2. Council elects a Deputy Mayor from 11th January 2021 until September 2023***
- 3. Following the close of nominations for the position of Deputy Mayor the method of electing the Deputy Mayor be determined by Open Vote in accordance with Schedule 7 Local Government (General) Regulation 2005 if more than one nomination is received***

CARRIED

ELECTION OF DEPUTY MAYOR

RESOLUTION 2022/7

Moved: Cr Andrew Banfield

Seconded: Cr Jason Shepherd

That Goulburn Mulwaree Council does not have a Deputy Mayor.

CARRIED

The meeting took a recess for dinner at 7.31pm for 30 minutes.

Council return to Open Council at 8.02pm.

13.5 COMMITTEE APPOINTMENTS

RESOLUTION 2022/8

**Moved: Cr Bob Kirk
Seconded: Cr Steven Ruddell**

That Council Move into Committee of the Whole.

Council moved into Committee of the whole at 8:08pm.

CARRIED

RESOLUTION 2022/9

**Moved: Cr Bob Kirk
Seconded: Cr Andy Wood**

That Council move back into Open Council.

Council moved back into Open Council at 8:38pm.

CARRIED

RESOLUTION 2022/10

**Moved: Cr Andy Wood
Seconded: Cr Michael Prevedello**

That

- 1. The report of the General Manager on the appointment of Councillors to Committees be received**
- 2. Council determines the following appointment to the Committees and frequency of those meetings**

| Name of Committee | Council Representative | Frequency of Meetings |
|---|---|------------------------------|
| Sports Council | 1. Cr Prevedello 2. Cr Banfield (Alternate) | Four times per year |
| Recreation Committee Area | 1. Cr Ruddell 2. Cr Wood 3. Cr Shepherd (Alternative) | Six times per year |
| Traffic Committee | 1. Cr Banfield 2. Cr Ruddell (Alternate) | Quarterly |
| Sporting Hall of fame | 1. Cr James 2. Cr Banfield (Alternate) | Annually |
| Ray Harvey Sports Foundation Committee | 1. Cr Prevedello 2. Cr James 3. Cr Ruddell (Alternate) | Two times per year |

CARRIED

13.6 COUNCIL WORKING PARTY MEMBERSHIP

RESOLUTION 2022/11

**Moved: Cr Bob Kirk
Seconded: Cr Steven Ruddell**

That Council Move into Committee of the Whole.

Council moved into Committee of the whole at 8:40pm.

CARRIED

RESOLUTION 2022/12

**Moved: Cr Bob Kirk
Seconded: Cr Michael Prevedello**

That Council move back into Open Council.

Council moved back into Open Council at 8:53pm.

CARRIED

RESOLUTION 2022/13

**Moved: Cr Jason Shepherd
Seconded: Cr Carol James**

That:

- 1. The report of the General Manager on the Councillor membership for working parties be received.**
- 2. Council determines the following appointment to the Working Party's**

| | |
|--|---|
| General Managers Performance Review | Mayor Cr Kirk Cr James Cr Shepherd Cr Banfield |
| Goulburn Mulwaree Youth Council | Cr James Cr Ruddell (Alternate) |
| Goulburn Flood Management Study Working Party | Cr Shepherd |
| Marulan Flood Management Study Working Party | Cr Shepherd |
| Bungonia Village Discretionary Fund Working Party | Cr Kirk Mayor (Alternate) |
| Tarago Village Discretionary Fund Working Party | Cr Wood Mayor (Alternate) |

| | |
|--|--|
| Marulan Village Discretionary Fund Working Party | Cr Prevedello Mayor (Alternate) |
| Parkesbourne Village Discretionary Fund Working Party | Cr James Mayor (Alternate) |
| Towrang Village Discretionary Fund Working Party | Cr Banfield Mayor (Alternate) |
| Middle Arm Discretion Fund Working Party | Mayor Walker Cr Ruddell (Alternate) |
| Tallong Discretion Fund Working Party | Cr Strickland Mayor (Alternate) |
| Sustainability Working Party | Cr Shepherd Mayor (Alternate) |
| Goulburn Mulwaree Award Working Party | Mayor Walker Cr Kirk |

3. Council advertises Expression of Interest for four community representatives to work with the Councillor representative and staff on the following working parties
 - Bungonia Village Discretionary Fund
 - Tarago Village Discretionary Fund
 - Marulan Village Discretionary Fund
 - Parkesbourne Village Discretionary Fund
 - Towrang Village Discretionary Fund
 - Middle Arm Discretionary Fund
4. The Tarago Discretionary Fund allocation authority be delegated to the Tarago and Districts Progress Association Inc Executive
5. The Windellama Discretionary Fund allocation authority be delegated to the Windellama Progress Association.

CARRIED

13.7 EXTERNAL COMMITTEE APPOINTMENTS

RESOLUTION 2022/14

Moved: Cr Carol James
Seconded: Cr Steven Ruddell

That Council Move into Committee of the Whole.

Council moved into Committee of the whole at 8:54pm.

CARRIED

RESOLUTION 2022/15

Moved: Cr Daniel Strickland
Seconded: Cr Carol James

That Council move back into Open Council.

Council moved back into Open Council at 9:12pm.

CARRIED

RESOLUTION 2022/16

Moved: Cr Andy Wood
Seconded: Cr Carol James

That

- 1. The report of the General Manager on Appointments to External Committees be received.**
- 2. Council confirms the following appointment to the External Committees:**

| Committee Name | Council Delegates |
|--|--|
| Ardmore Park Community Consultative Committee | Director Planning & Environment |
| ClubGRANTS | Mayor Cr James |
| Goulburn Liquor Accord | Cr Ruddell |
| Gullen Range Wind Farm Community Fund S355 Community Committee | Director Planning & Environment |
| Gunlake Community Consultative Committee | Cr Shepherd Director Planning & Environment |
| Heron Resources Pty Limited Woodlawn Project Consultative Committee | Mayor Walker |
| Joint Regional Planning Panel | Cr Shepherd |
| Local Emergency Management | Cr Strickland Cr Shepherd (Alternate) |

| | |
|---|---|
| | Director Operations |
| Lynwood Consultative Committee | Cr Kirk General Manager |
| Pepper Tree Community Consultative Committee | Mayor Walker Cr Ruddell (Alternate) |
| South East Australian Transport Strategy (SEATS) | Mayor Walker Cr Shepherd (Alternative) |
| Southern Tablelands Zone Bush Fire Management Committee | Cr Banfield |
| Southern Tablelands/South Coast Region Noxious Plants Committee | Cr Banfield Cr Ruddell (Alternate) |
| Veolia Woodlawn Bioreactor Community Liaison / Tarago Consultative Committee | Cr Wood |

3. Council notes that this Council representative on the following external committees are for the Mayor and/or General Manager only:-

- Regional Cities NSW
- Canberra Regional Joint Organisation
- Country Mayors Association
- Corrective Services Community Consultative Committee

CARRIED

13.8 POTENTIAL OF BY ELECTIONS IN THE EVENT OF CASUAL VACANCY

RESOLUTION 2022/17

Moved: Cr Bob Kirk

Seconded: Cr Michael Prevedello

That

1. The report of the General Manager in regard to the potential of a By-Election in the event of a Casual Vacancy be received
2. Pursuant to Section 291A of the Local Government Act 1993, Council declares that any Councillor casual vacancy that occurs within 18 months of the 4th December 2021 Local Government Election is to be filled by a countback of votes cast at that election for that office.

CARRIED

13.9 ELECTORAL FUNDING OBLIGATIONS

RESOLUTION 2022/18

Moved: Cr Carol James

Seconded: Cr Michael Prevedello

That the report from the General Manager on Electoral Funding Obligations be received.

CARRIED

14 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.

15 CONCLUSION OF THE MEETING

The Meeting closed at 9.19pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 1 February 2022.

.....
Cr Peter Walker
Mayor

.....
Warwick Bennett
General Manager