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MINUTES

Ordinary Council Meeting

20 July 2021

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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, 20 JULY 2021 AT 6PM**

PRESENT: Cr Bob Kirk (Mayor), Cr Peter Walker (Deputy Mayor), Cr Andrew Banfield, Cr Sam Rowland, Cr Leah Ferrara, Cr Alfie Walker (arrived at 6.05pm), 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 opening prayer was read by Cr Denzil Sturgiss.

4 APOLOGIES

Cr Alfie Walker will be late to this meeting as he is held up at work.

5 APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS

Nil

6 LATE ITEMS / URGENT BUSINESS

Nil

7 DISCLOSURE OF INTERESTS

Cr Andrew Banfield declared a pecuniary conflict of interest in Item 15.7 '1819T0015 Winning and Crushing bulk materials tender extension', Item 15.8 '2021T0026 Supply Gravel Materials Panel Tender', Item 15.9 '1718T0023 Maintenance Grading and Gravel Re Sheeting Tender Extension' & Item 15.10 '2021T0001 Construction of the Drill Mud Processing Facility' as his brother in law is a Director of Denrith Group of Companies who are one of the tenderers for this tender. Cr Andrew Banfield will leave the meeting while discussion and determination on this item takes place.

Cr Leah Ferrara declared a non-pecuniary/significant conflict of interest in Item 13.1 "Notice of Motion - St Johns Orphanage" & Item 15.5 St John's Orphanage - 52 Mundy Street, Goulburn as her relative owns the property. Cr Leah Ferrara will leave the meeting while discussion and determination on this item takes place.

Cr Leah Ferrara declared a non-pecuniary/significant conflict of interest in Item 15.13 Request for Financial Assistance - Lieder Theatre Company" as her brother is the Treasurer of the Lieder Theatre. Cr Leah Ferrara will leave the meeting while discussion and determination on this item takes place.

Cr Alfie Walker declared a pecuniary conflict of interest in Item 15.1 "DA/0428/2021 - Alterations and Additions to existing dwelling at 53 Citizen Street, Goulburn" as his wife is an employee of Tim Lee Architects who has undertaken work for this developer. Cr Alfie Walker will leave the meeting while discussion and determination on this item takes place.

Cr Alfie Walker declared a pecuniary conflict of interest in Item 15.13 Request for Financial Assistance - Lieder Theatre Company" as he is a financial member of the Lieder Theatre Company. Cr Alfie Walker will leave the meeting while discussion and determination on this item takes place.

Cr Alfie Walker declared a non-pecuniary/non-significant conflict of interest in Item 15.17 "Request for Financial Assistance - Tina Milson - Portraits on Main" as his father is in one of the portraits but he or his family have never received or sought any financial compensation. As the disclosure was not of a significant nature Cr Alfie Walker remained in the meeting while discussion and determination took place.

8 PRESENTATIONS

8.1 DONATION TO GOULBURN-QUELICAI FRIENDSHIP FUNDRAISER

PRESENTATION

Mayor Bob Kirk made a presentation of \$800 from the Mayoral Discretionary Fund to Maggie & Daryl Patterson from the Goulburn-Quelicai Friendship Fundraising Committee to aid in the aftermath of Cyclone Seroja's destruction to Quelicai's crops, harvests and food stores.

9 PUBLIC FORUM

Josh Stapleton 15.2 DA/0227/2021 - Seven (7) lot community title subdivision and erection of six dwelling houses at 14 Grimston Circuit Goulburn

Tina Milsom addressed Council on Item 15.17 Request for Financial Assistance - Tina Milson - Portraits on Main

Darrell Weekes, President of the Goulburn Chamber of Commerce addressed Council on Item 15.17 Request for Financial Assistance - Tina Milson - Portraits on Main

10 CONFIRMATION OF MINUTES

10.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 15 JUNE 2021

RESOLUTION 2021/293

Moved: Cr Sam Rowland

Seconded: Cr Carol James

That the Council minutes from Tuesday 15 June 2021 and contained in Minutes Pages No 1 to 26 inclusive and in Minute Nos 2021/242 to 2021/283 inclusive be confirmed.

CARRIED

11 MATTERS ARISING

11.1 MATTERS ARISING FROM COUNCIL MEETING MINUTES FROM THE 15 JUNE 2021

Nil

11.2 OUTSTANDING TASK LIST FROM ALL PREVIOUS MEETINGS

RESOLUTION 2021/294

Moved: Cr Sam Rowland

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)

13.1 NOTICE OF MOTION - ST JOHNS ORPHANAGE

Cr Leah Ferrara declared an interest in this item and took no part in the discussion or voting on the matter. At 6:40 pm, Cr Leah Ferrara left the meeting.

MOTION

Moved: Cr Peter Walker

Seconded: Cr Margaret O'Neill

That the General Manager prepare a report to Council with the options available to Council to ensure that the fire damaged buildings at St Johns Orphanage and made safe for the public.

The vote on this motion was four for the motion and four against the motion.

The Mayor used his casting vote against the motion.

The motion was therefore lost.

At 6:53 pm, Cr Leah Ferrara returned to the meeting.

14 NOTICE OF RESCISSION(S)

Nil

15 REPORTS TO COUNCIL FOR DETERMINATION

15.1 DA/0428/2021 - ALTERATIONS AND ADDITIONS TO EXISTING DWELLING AT 53 CITIZEN STREET, GOULBURN

At 6:53 pm, Cr Alfie Walker left the meeting.

RESOLUTION 2021/295

Moved: Cr Peter Walker

Seconded: Cr Carol James

That:

1. The staff assessment report for development application DA/0428/2021 for the proposed alterations and additions to existing dwelling be received.
2. Consent be granted for DA/0428/2021 for an alterations and additions to existing dwelling located at 53 Citizen Street, Goulburn subject to the following conditions.

SCHEDULE ONE:

SECTION A: GENERAL CONDITIONS

1. Approved Development and Use

Development consent has been granted in accordance with this Notice of Determination for the purposes of Alteration and additions under the *Goulburn Mulwaree Local Environmental Plan 2009*.

(Reason: To confirm the components of the approval)

2. Development in Accordance with Documentation

The development must only be carried out:

- a) in compliance with the conditions of this Notice of Determination; and
- b) in accordance with the approved plans and documentation listed in the table below.

Reference/Dwg No	Title/Description	Prepared By	Date
Job no. 0920-1269, Drawing DA-00, Rev A	Title Page	Tim Lee Architects	19/03/2021
Job no. 0920-1269, Drawing DA-01, Rev A	Survey	Tim Lee Architects	19/03/2021
Job no. 0920-1269, Drawing DA-02, Rev A	Proposed Site Plan	Tim Lee Architects	19/03/2021
Job no. 0920-1269, Drawing DA-03, Rev A	Existing Floor Plan	Tim Lee Architects	19/03/2021
Job no. 0920-1269, Drawing DA-04, Rev A	Demolition Floor Plan	Tim Lee Architects	19/03/2021
Job no. 0920-1269, Drawing DA-05, Rev A	Demolition Elevations	Tim Lee Architects	19/03/2021
Job no. 0920-1269, Drawing DA-06, Rev A	Demolition Elevations	Tim Lee Architects	19/03/2021
Job no. 0920-1269, Drawing DA-07, Rev A	Proposed Ground Floor Plan	Tim Lee Architects	19/03/2021
Job no. 0920-1269, Drawing DA-08, Rev A	Proposed First Floor Plan	Tim Lee Architects	19/03/2021
Job no. 0920-1269, Drawing DA-09, Rev A	Proposed Elevations	Tim Lee Architects	19/03/2021
Job no. 0920-1269, Drawing DA-10, Rev A	Proposed Elevations	Tim Lee Architects	19/03/2021
Job no. 0920-1269, Drawing DA-11, Rev A	Roof Plan	Tim Lee Architects	19/03/2021
Job no. 0920-1269, Drawing DA-12, Rev A	Sections	Tim Lee Architects	19/03/2021
Job no. 0920-1269, Drawing DA-13, Rev A	Sections	Tim Lee Architects	19/03/2021
Job no. 0920-1269, Drawing	Window and Door	Tim Lee	19/03/2021

DA-14, Rev A	Schedule	Architects	
Job no. 0920-1269, Drawing DA-15, Rev A	Erosion and Control Plan	Tim Lee Architects	19/03/2021
Job no. 0920-1269, Drawing DA-16, Rev A	Basix Certificate	Tim Lee Architects	19/03/2021
Job no.0920-1269 Drawing DA-17, Rev B	Section BCA Compliance	Tim Lee Architects	05/05/2021
Plan no. 21754-A-20200921-GWF	Contour Detail Survey Plan	CPC Land Development Consultants Pty Ltd	21/09/2020
SEE	Statement of Environmental Effects, Lot 53 DP 1089363	Tim Lee Architects	Undated
BASIX Certificate A408068	BASIX Certificate	Tim Lee Architects	30 March 2021
Heritage Impact Statement	Heritage Impact Statement	Tim Lee Architects	Undated

(Reason: To ensure that the development is undertaken in accordance with the submitted plans and documents as amended)

3. Documentation Inconsistency

In the event of any inconsistency between the conditions of this Notice of Determination, the drawings and any accompanying documentation referred to above, the conditions of this Notice of Determination prevail, to the extent of the inconsistency.

(Reason: To ensure that the development is undertaken in accordance with the submitted plans and documents as amended)

4. Documentation to be Kept on Site

At all times, a complete set of all endorsed plans, specifications and any other documentation referenced by this Notice of Determination must be kept on 'site' and be readily available for perusal by any officer of 'Council' or the 'Principal Certifier' upon their request.

(Reason: To ensure that the form of the development undertaken is in accordance with the determination of Council, Public Information and to ensure ongoing compliance)

SECTION B: PRESCRIBED CONDITIONS IMPOSED UNDER EP&A ACT, THE REGULATION, AND OTHER RELEVANT LEGISLATION

5. Building Code of Australia Compliance

All building work must be carried out in accordance with the provisions of the National Construction Code Series.

(Reason: Prescribed by cl. 98 of 'the Regulation')

6. Home Building Act Requirements

Residential building work within the meaning of the *Home Building Act 1989* must not be carried out unless the 'Principal Certifier' for the development to which the work relates (not being 'Council') has given 'Council' written notice of the following information:

- a) in the case of work for which a 'Principal Contractor' is required to be appointed:
 - i. the name and licence number of the 'Principal Contractor'; and
 - ii. the name of the insurer by which the work is insured under Part 6 of that Act, or
- b) in the case of work to be done by an owner-builder:
 - i. the name of the owner-builder; and
 - ii. if the owner-builder is required to hold an owner-builder permit under that Act, the number of the owner-builder permit.

If arrangements for doing residential building work are changed while the work is in progress so that the information submitted to 'Council' in accordance with this conditions is out of date, work must not be carried out unless the 'Principal Certifier' for the development to which the work relates has given 'Council' written notice of the updated information.

Note: *A certificate of insurance that complies with the Home Building Act 1989 is in force in relation to that work in the name under which the person contracted to do the work is to be provided in relation to part 1a(ii).*

(Reason: *Prescribed by cl. 98B of 'the Regulation')*

7. Construction Certificate Requirements

Building work, demolition or excavation in accordance with the Notice of Determination must not be commenced until a Construction Certificate required by s.6.3 of 'the Act' for the relevant part of the works has been issued in accordance with the provisions of 'the Act' and 'the Regulation'.

(Reason: *Statutory; To ensure appropriate safeguarding measures are in place prior to the commencement of any building work, demolition or excavation)*

8. Issue of a Construction Certificate

In accordance with cl.145 of the *Environmental Planning and Assessment Regulation 2000*, the plans and specifications submitted with a construction Certificate must not be inconsistent with this Notice of Determination.

(Reason: *Prescribed by legislation)*

9. Occupation Certificate Requirements

A person must not commence occupation or use of the whole or any part of a new building (new building includes an altered portion of, or an extension to, an existing building) unless an Occupation Certificate required by s.6.3 of 'the Act' for the relevant part of the works has been issued in accordance with the provisions of 'the Act' and 'the Regulation'.

(Reason: *Prescribed by legislation)*

10. Critical Stage Inspections

Building work must be inspected by the 'Principal Certifier' at the critical stage occasions prescribed by 'the Act', 'the Regulation' and as directed by the appointed 'Principal Certifier'.

Critical stage inspections are defined as: -

- a) after excavation for, and prior to the placement of any footings; and

- b) prior to pouring any in-situ reinforced concrete building element; and
- c) prior to covering of the framework for any floor, wall, roof or other building element; and
- d) prior to covering waterproofing in any wet areas; and
- e) prior to covering any stormwater drainage connections; and
- f) after the building work has been completed and prior to any Occupation Certificate being issued in relation to the building.

(Reason: Prescribed by legislation)

SECTION C: TO THE SATISFACTION OF COUNCIL PRIOR TO ISSUE OF A CONSTRUCTION CERTIFICATE

11. s.306 Compliance Certificate

A s.306 Certificate of Compliance under Division 5 of Part 2 of Chapter 6 of the *Water Management Act 2000* must be obtained from 'Council' as the sewer and water authority prior to the issue of any Construction Certificate.

Note: s.64 of the Local Government Act 1993 authorises 'Council' to issue Certificates of Compliance under s.306 of the Water Management Act 2000 and to impose pre-conditions to the issuing of Certificates of Compliance.

To obtain a s.306, a s.305 application must be lodged with 'Council'.

(Reason: To retain a level of service for the existing population and to provide the same level of service to the population resulting from new developments)

12. Damage to Public Infrastructure

A dilapidation survey and report (including photographic record) must be prepared by a suitably qualified consultant/person which details the pre-developed condition of the existing public infrastructure in the vicinity of the development 'site'. Attention must be paid to accurately recording any pre-development damage so that 'Council' is informed when assessing any future damage to public infrastructure caused as a result of the development. The dilapidation survey and report must be submitted to, and approved in writing by 'Council' prior to the issue of any Construction Certificate.

The person entitled to act upon this Notice of Determination will be held liable for all damage to public infrastructure in the vicinity of the development 'site' where such damage is not accurately recorded and demonstrated as pre-existing under documentation provided by this condition.

Note: Vicinity is defined as all public infrastructure immediately adjacent to the 'site' (full road reserve width) and to a distance of 10m beyond the 'site' boundaries.

(Reason: To record the condition of public infrastructure prior to the commencement of construction to the consent authority's satisfaction)

SECTION D: SUBSIDIARY MATTERS TO BE COMPLETED PRIOR TO THE ISSUE OF A CONSTRUCTION CERTIFICATE

13. Long Service Levy Payments

The payment of a long service levy as required under Part 5 of the *Building and Construction Industry Long Service Payments Act 1986*, is required, proof that the levy has been paid, is to be submitted to 'Council' prior to the issue of any Construction Certificate. 'Council' acts as an agent for the Long Services Payment

Corporation and the levy may be paid at 'Council' office.

(Reason: Statutory requirement)

14. **Damage Bond General**

A public infrastructure damage deposit of \$2780 for a single Lot frontage must be paid to 'Council'.

The damage bond will only be eligible for refund upon satisfactory completion of all 'works' and following the issue of the final Occupation Certificate. All costs associated with any reinstatement works required to be carried out by 'Council' to rectify any damage caused by the 'works', shall be deducted from the damage deposit.

Documentation demonstrating compliance with the above must be submitted to, and approved by the 'Certifier' prior to the issue of any Construction Certificate.

Note: A bond administration fees applies to the lodgement of this bond. Bond values and administration fees are calculated at time of actual lodgement in accordance with Council's adopted Fees and Charges and may differ from the above.

All required damage to Council property, however caused, by undertaking the 'works' must be reinstated on a like for like basis and in accordance with 'Council's' engineering standards prevailing at the time to the satisfaction of 'Council' as the roads authority and prior to the issue of an Occupation Certificate.

(Reason: Protection of Council infrastructure and to ensure any damage to public infrastructure is rectified)

15. **Colours, Finishes, Materials -Conservation Area**

The finishes, materials and exterior colours must be complementary to the architectural style of the original building and sympathetic to the character of the Heritage Conservation Area. A schedule of finishes, materials and external colours in consultation with 'Council' must be submitted to the 'Certifier' for approval with the Construction Certificate application. The 'Certifier' must ensure that the building plans and specifications submitted fully satisfy the requirements of this condition prior to the release of any Construction Certificate.

(Reason: To ensure that the completed colours, finishes and materials are complementary to the Conservation Area)

16. **s.7.12 Contributions**

Under s.7.12 of 'the Act' 'Council' has determined that development contributions are applicable to this development, as the development is likely to require the provision of, or increase the demand for, public amenities and public services within the Goulburn Mulwaree local government area.

The following Goulburn Mulwaree Council developer contributions plans are applicable to the development:

- Section 94a Contribution Plan

The contributions in accordance with 'Council's Fees and Charges at the time of payment must be paid prior to the issue of any Construction Certificate.

The level of contributions is calculated on the cost of carrying out the works and in accordance with cl.25l of 'the Regulation' and 'Council's contribution plans at the time of payment.

A cost summary report must be completed for works under \$200,000. Where the value of the work exceeds \$200,000 the cost shall be certified by a registered Quantity Surveyor or an equivalent or acceptable alternative agreed to by Council.

Where staging of the 'works' occurs the value of the 'works' for each stage is to be calculated as a cumulative total.

Documentation as issued by 'Council' demonstrating that the contribution has been paid must be submitted to, and approved by the 'Certifier' prior to the issue of a Construction Certificate.

Note: *Copies of the Contributions Plans are available from 'Council' or alternatively, they can be downloaded from 'Council's' website.*

Payment is to be accompanied by the attached sheet entitled "Summary of Charges". If payment is by personal or company cheque the plans subject to this approval will not be available for collection until such time as the cheque has been honoured (i.e. a minimum of 10 days).

(Reason: *To retain a level of service for the existing population and to provide the same level of service to the population resulting from new development)*

17. Skylight Projections

Skylight flashing(s) and frame(s) must be coloured to match the roofing material. Skylight(s) must not sit any higher than 100mm above roof plane when in a closed position. Plans and specifications which comply with this condition must be submitted to, and approved by, the 'Certifier' prior to the issue of any Construction Certificate.

(Reason: *To minimise the visual impact of the skylight(s) on the roof plane)*

18. Basix Commitments

Under clause 97A of 'the Regulation' the commitments listed in each relevant BASIX Certificate for the development must be fulfilled. Details and plans demonstrating compliance with these requirements must be submitted to, and approved by the 'Certifier' prior to the issue of any Construction Certificate.

In this condition:

a) relevant BASIX Certificate means:

- i. a BASIX Certificate that was applicable to the development when this development consent was granted (or, if the development consent is modified under section 4.55 of the Act, a BASIX Certificate that is applicable to the development when this development consent is modified); or
- ii. if a replacement BASIX Certificate accompanies any subsequent application for a Construction Certificate, the replacement BASIX Certificate; and

b) BASIX Certificate has the same meaning as defined under 'the Regulation'

(Reason: *To ensure the proposed development will meet the Government's requirements for sustainability and statutory requirements)*

19. Asbestos and Hazardous Material Survey

In relation to the demolition or alteration of the existing building (or part of a building) on the 'site':

- a) a report prepared by an appropriately qualified person (such as an Occupational Hygienist or Environmental Consultant) must be submitted to the 'Certifier' with the Construction Certificate application, detailing whether asbestos or hazardous materials exist on the 'site' that will be or likely to be affected by the proposed works and if they exist on 'site' their location and quantity.

Note: *Hazardous materials include but shall not be limited to lead in paints, ceiling dust, glass fibre insulation and asbestos based products.*

If no hazardous materials are identified, the works may proceed in accordance with AS.2601 and the following conditions, including dust control and SafeWork NSW requirements.

- b) where unacceptably high levels of lead are found in a premises to be demolished soil samples from 'site' are to be tested by a NATA Registered laboratory before and after demolition and submitted to 'Council'. This will determine whether remediation of the 'site' is necessary.
- c) the demolition must be undertaken in accordance with AS.2601.
- d) any works involving asbestos based products must be undertaken in accordance with the requirements of the SafeWork NSW in relation to removal, handling and disposing of material, and the Work Safe Australia Asbestos Code of Practice. (Refer to the information publications provided in your approvals package for more specific information).
- e) all work involving lead removal must not cause lead contamination of air or ground, and the Work Plan submitted must comply with the requirements of AS.4361.2-1998 : *Guide to lead paint management - Residential and commercial buildings*. Particular attention must be given to the control of dust levels on the 'site'.

Details demonstrating compliance with these requirements must be submitted to, and approved by the 'Certifier' prior to the issue of any Construction Certificate.

(Reason: *To ensure the long-term health of workers on site and occupants of the building is not put at risk unnecessarily*)

SECTION E: PRIOR TO THE COMMENCEMENT OF ANY DEMOLITION, BUILDING OR SUBDIVISION WORKS

20. Prior to Commencement

'Works' must not commence on 'site' in connection with this Notice of Determination until:

- a) a Construction Certificate (where required) for the building work has been issued by:
 - i. the consent authority; or
 - ii. an 'Accredited Certifier'; and
- b) the person having the benefit of the development consent has:
 - i. appointed a 'Principal Certifier' for the building work, and
 - ii. notified the 'Principal Certifier' that the person will carry out the building work as an owner-builder, if that is the case, and
- c) the 'Principal Certifier' has, no later than two (2) days before the building work commences:
 - i. notified the 'Council' of his or her appointment, and
 - ii. notified the person having the benefit of the development consent of any critical stage inspections and other inspections that are to be carried out in respect of the building work, and
- d) the person having the benefit of this Notice of Determination, if not carrying out the work as an owner builder, has:
 - i. appointed a 'Principal Contractor' for the building work who must be the holder of a contractor licence if any residential building work is involved, and
 - ii. notified the 'Principal Certifier' of such appointment, and
 - iii. unless that person is the 'Principal Contractor' notified the 'Principal Contractor' of any critical stage inspections and other inspections that are to be carried out in respect of the building work, and
- e) the person having the benefit of this Notice of Determination has given at least two (2) days' notice to the 'Council' of the person's intention to commence building work.

Documentary evidence confirming the above statutory requirements have been satisfied must be submitted to 'Council' not less than two (2) days before any commencement of 'works'.

(Reason: Statutory; to ensure appropriate safeguarding measures are in place prior to the commencement of any building work, demolition or excavation)

21. Sediment and Erosion Control

All required erosion and sedimentation techniques must be properly installed prior to the commencement of any 'site' 'works' and be maintained in a functional and effective condition throughout the construction activities until the 'site' is stabilised.

The installation is to be approved by the 'Principal Certifier' prior to further commencement of 'site' 'works'.

(Reason: To protect the environment from the effects of sedimentation and erosion from development sites)

22. Stabilised Access

Unless an existing stabilised 'site' access is utilised, stabilised access to the 'site' consisting of at least 200mm of aggregate at 30–60mm in size, be a minimum of three (3)m in width and must be provided from the road edge to the front of the building being constructed. The stabilised access must be fully maintained and removed from the 'site' when a permanent driveway has been constructed.

The installation is to be approved by the 'Principal Certifier' prior to any further commencement of 'site' 'works'.

(Reason: To protect the environment from the effects of sedimentation and erosion from development sites)

23. Site Facilities

'Site' facilities must be provided as follow;

- a) if the development involves building work or demolition work the 'site' must be fully enclosed by a temporary security fence (or hoarding) before 'works' commence. Any such hoarding or fence is to be removed when the 'works' have been completed;
- b) a minimum width of 1.5m must be provided between the 'site' and the edge of the roadway so as to facilitate the safe movement of pedestrians. If trees are present in the footpath the minimum width must be provided to one side of the trees;
- c) a garbage receptacle fitted with a tight-fitting windproof lid for the reception of all putrescible and all waste capable of being windblown from the work 'site' must be provided prior to 'works' commencing and must be maintained and serviced for the duration of the 'works'; and
- d) adequate toilet facilities must be provided on the work 'site'. Each toilet provided must be a standard flushing toilet, connected to a public sewer, or if connection to a public sewer is not available, to an on-site effluent disposal system approved by the 'Council', or an approved temporary chemical closet. The provision of toilet facilities must be completed before any other 'works' are commenced.

The installation of the site facilities must be approved by the 'Principal Certifier' prior to any further commencement of 'site' 'works' and prior to the first inspection.

(Reason: To ensure the health and safety of the community and workers on the site)

24. Site Sign

A sign must be erected in a prominent position on any 'site' on which work involved in the erection or demolition of a building is being carried out:

- a) stating that unauthorised entry to the 'site' is prohibited;
- b) showing the name of the 'Principal Contractor' (or person in charge of the 'site'), and a telephone number at which that person may be contacted at any time for business purposes and outside working hours; and

- c) showing the name, address and telephone number of the *'Principal Certifier'* for the work.

Any such sign must be maintained while the *'works'* are being carried out and must be removed when the *'works'* have been completed.

The installation is to be approved by the *'Principal Certifier'* prior to any further commencement of *'site'* *'works'*.

(Reason: Statutory requirement)

SECTION F: CONDITIONS TO BE COMPLIED WITH DURING DEMOLITION, BUILDING OR SUBDIVISION WORKS

25. Construction Hours

All *'works'* must be restricted to within the hours of 7.00 am to 6.00 pm Monday to Friday and on Saturday to within the hours of 8.00 am to 1.00 pm inclusive, with no work on Sundays and Public Holidays.

Demolition and excavation works must be restricted to within the hours of 8.00 am to 5.00 pm Monday to Friday only.

All builders, excavators must display, on-site, their twenty-four (24) hour contact telephone number, which is to be clearly visible and legible from any public place adjoining the site.

Note: Demolition work means any physical activity to tear down or break up a structure (or part thereof) or surface, or the like, and includes the loading of demolition waste and the unloading of plant or machinery.

Excavation work means the use of any excavation machinery and the use of jackhammers, rock breakers, excavators, loaders, or the like, regardless of whether the activities disturb or alter the natural state of the existing ground stratum or are breaking up/removing materials from the site and includes the unloading of plant or machinery associated with excavation work.

(Reason: To ensure that works do not interfere with reasonable amenity expectations of residents and the community)

26. Excavation and Demolition

Any person acting on this Notice of Determination must ensure that: -

- a) all excavations and backfilling associated with the erection or demolition of a building must be executed safely and in accordance with appropriate professional standards.
- b) all excavations associated with the erection or demolition of a building must be properly guarded and protected to prevent them from being dangerous to life or property.
- c) demolition work must be undertaken in accordance with the provisions of AS.2601- Demolition of Structures.
- d) the builder is to ensure that persons working on the site comply with the SafeWork NSW requirements.

(Reason: To ensure that work is undertaken in a professional and responsible manner and protect adjoining property and persons from potential damage)

27. Demolition and Removal of Buildings

Any person acting on this Notice of Determination must ensure that: -

- a) demolition must be carried out in accordance with AS.2601–1991, *Demolition of structures*.
- b) demolition materials shall not be burnt or buried on the work site.

- c) a person having the benefit of this certificate must ensure that all vehicles leaving the work site carrying demolition materials have their loads covered and do not track soil or waste material onto the road.
 - d) if demolition work obstructs or inconveniences pedestrians or vehicular traffic on an adjoining public road or reserve, a separate application must be made to 'Council' to enclose the public place with a hoarding or fence.
 - e) erosion and sediment controls be provided in accordance with the details shown on the approved plans, prior to the disturbance of any soil on the 'site' and must be maintained in a functional condition throughout the construction activities until the 'site' is fully stabilised.
 - f) the 'site' must be left free of waste and debris when 'works' have been completed.
- (Reason: To ensure that work is undertaken in a professional and responsible manner and to protect adjoining property and persons from potential damage)

28. Plumbing and Drainage Work

In accordance with the *Plumbing and Drainage Act 2011*, a plumbing and drainage Notice of Work must be completed and returned to 'Council' for its records, no later than two (2) business days before the work concerned is undertaken. The Notice of Work is to identify what plumbing and drainage work is to be carried out and must provide the details of the particular plumber/drainer.

(Reason: To ensure compliance with the statutory requirements)

29. Sanitary Drainage Inspections

All sanitary drainage, plumbing and backflow prevention is to be carried out in accordance with AS.3500 and the *Plumbing and Drainage Act 2011*. The following stages of construction are to be inspected by 'Council' as the Water and Sewer Authority.

- Plumbing and Drainage before backfilling.
- Pressure testing of waterpipes within the building prior to fixing of linings.
- Final inspection of water plumbing and sewer drainage.

Inspections can be booked in person at Customer Service or by phone on 02 4823 4444. Please note inspection fees apply and a minimum 48 hours' notice is required.

(Reason: To ensure compliance with the statutory requirements)

SECTION G: CONDITIONS TO BE COMPLIED WITH PRIOR TO THE ISSUE OF AN OCCUPATION CERTIFICATE

30. Compliance with Conditions of Consent

Prior to the issue of any Occupation Certificate the person having the benefit of this Notice of Determination must demonstrate to the 'Principal Certifier' that all conditions required to be complied with, either at or before the occupation stage, including conditions identified as at all times have been complied with. An Occupation Certificate must not be issued where the development undertaken is in breach of this Notice of Determination.

(Reason: To ensure compliance with the terms of this Notice of Determination)

31. Asbestos and Other Hazardous Materials Disposal

Prior to the issue of any Occupation Certificate the person having the benefit of this Notice of determination must provide to the 'Principal Certifier' copies of all waste disposal receipts and documentation demonstrating that all asbestos containing materials and other hazardous waste has been lawfully disposed.

The 'Principal Certifier' must be satisfied that quantity of waste disposed of or recycled is commensurate to the quantity of waste actually generated by the 'works'.

(Reason: To ensure waste material is appropriately recycled and lawfully disposed)

32. Water Management Act

A Compliance Certificate issued under s.307 of the *Water Management Act 2000* must be obtained from the Utilities Division of 'Council' prior to the release of any Occupation Certificate.

Documentary evidence issued by 'Council' confirming that the final inspection was satisfactory must be provided to the 'Principal Certifier' prior to the issue of any Occupation Certificate.

(Reason: To ensure compliance with the statutory requirements)

33. Plumbing and Drainage Finalisation

A final inspection of water plumbing and sewer drainage must be conducted by 'Council' as the Water and Sewer Authority.

Documentary evidence issued by 'Council' confirming that the final inspection was satisfactory must be provided to the 'Principal Certifier' prior to the issue of any Occupation Certificate.

(Reason: To ensure compliance with the statutory requirements)

34. Certificate of Compliance

A Compliance Certificate and a sewer service drainage diagram as issued by the plumber who submitted the Notice of Work must be issued to 'Council' prior to the release of any Occupation Certificate.

Documentary evidence confirming that the above requirements have been fulfilled must be provided to the 'Principal Certifier' prior to the issuing of any Occupation Certificate.

(Reason: To ensure compliance with the statutory requirements)

35. Domestic Works as Executed Plans

A scaled works as executed plan drawn on 'Council's' approved template detailing the layout and location of the sewer and stormwater pipe work must be submitted to 'Council'.

Documentary evidence from 'Council' as the roads authority confirming that this condition has been satisfied must be provided to the 'Principal Certifier' Prior to the issue of any Occupation Certificate.

(Reason: Prescribed – Statutory)

SECTION H: CONCURRENCE AGENCY CONDITIONS

36. Erosion and Sediment Controls

The applicant is to submit, to the satisfaction of 'Council', an Erosion and Sediment Control Plan in accordance with Chapter 2 of the NSW Landcom's Soils and Construction: Managing Urban Stormwater (2004) manual – the 'Blue Book', outlining the controls that will be used to prevent sediment entering dams, drainage depressions and watercourses and/or street stormwater drainage systems.

(Reason: To ensure the development has a neutral or beneficial effect on water quality)

SECTION I: ADVISORY INFORMATION

- a) Prior to commencing any building, subdivision or associated constructions works, the following provisions of 'the Act' are to be complied with:
 - i. A Construction Certificate is to be obtained in accordance with Section 6.3 of

'the Act'.

- ii. **A Principal Certifier is to be appointed and Council is to be notified of the appointment in accordance with Section 6.6 of the Act.**
- iii. **Council is to be notified at least two (2) days of the intention to commence building works, in accordance with Section 6.6(2)(a) of the Act.**

- b) **Changes to the layout of the subdivision configuration may require the submission of a further modification under Section 4.55 of *'the Act'*.**

Discussion with Council Development Liaison Team would assist in identifying such changes which may require the submission of a modification of a Development Application under Section 4.55 of *'the Act'*.

- c) **Prior to any *'Work'* commencing on *'site'* all services should be clearly located and identified by contacting "Dial before you Dig" by telephoning 1100 or utilising www.1100.com.au**
- d) ***'Council's'* fees and charges are adjusted annually on the 1st July, all fees are calculated at the time of payment this may mean that amounts required to be paid increase.**
- e) **The mailbox erected to service the property must not encroach on the footpath or kerb area.**

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

At 6:55 pm, Cr Alfie Walker returned to the meeting.

15.2 DA/0227/2021 - SEVEN (7) LOT COMMUNITY TITLE SUBDIVISION AND ERECTION OF SIX DWELLING HOUSES AT 14 GRIMSTON CIRCUIT GOULBURN

RESOLUTION 2021/296

**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 6:56pm.

CARRIED

RESOLUTION 2021/297

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

That Council move back into Open Council.

Council moved back into Open Council at 7:20pm.

CARRIED

RESOLUTION 2021/298

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

That the General Manager prepare a report for the 3 August 2021 Council Meeting which clarifies the reasons for the refusal and the report also presents an alternate recommendation for approval with conditions for the Council's consideration. The report to include clarification on solar access and private open space issues. Discussion with the applicant to occur prior to the 3 August 2021 Council Meeting.

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

RESOLUTION 2021/299

**Moved: Cr Margaret O'Neill
Seconded: Cr Carol James**

That Item 15.17 be dealt with at this stage of the meeting.

CARRIED

15.17 REQUEST FOR FINANCIAL ASSISTANCE - TINA MILSON - PORTRAITS ON MAIN**MOTION**

Moved: Cr Margaret O'Neill

Seconded: Cr Peter Walker

That

1. The report of the Director of Corporate & Community Services on Requests for Financial Assistance – Tina Milson, *Portraits on Main* be received.
2. The request for Financial Assistance of \$5,000 be approved from the Financial Assistance budget and the payment be made to the Chamber of Commerce.

AMENDMENT**RESOLUTION 2021/300**

Moved: Cr Sam Rowland

Seconded: Cr Alfie Walker

That

1. The report of the Director of Corporate & Community Services on Requests for Financial Assistance – Tina Milson, *Portraits on Main* be received.
2. The request for Financial Assistance of \$10,000 be approved from the Financial Assistance budget and the payment be made to the Chamber of Commerce.

The amendment was put with the unanimous vote and became the motion.

The motion was put and carried.

CARRIED

The meeting was adjourned at 7.48pm

The meeting resumed at 8.19pm

15.3 PLANNING PROPOSAL TO REZONE LAND AT THE TENERIFFE RESIDENTIAL SUBDIVISION, MARYS MOUNT ROAD, GOULBURN**RESOLUTION 2021/301****Moved: Cr Sam Rowland****Seconded: Cr Alfie Walker****That:**

- 1. The report from the Senior Strategic Planner on the Planning Proposal to Rezone Land at the Teneriffe Residential Subdivision, Marys Mount Road be received.**
- 2. Council prepare a planning proposal to amend the *Goulburn Mulwaree Local Environmental Plan 2009* rezone Lot 184 DP 1250044 from part R2 Low Density Residential with a minimum lot size of 700m² and part RU6 Transition with a minimum lot size of 20 hectares to R2 Low Density Residential with a minimum lot size of 700m².**
- 3. The planning proposal once prepared, 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 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, Alfie Walker, Margaret O'Neill, Carol James and Denzil Sturgiss

Against: Nil

15.4 ZONING & MINIMUM LOT SIZE ANOMALY - 100 CATHCART STREET, GOULBURN**RESOLUTION 2021/302****Moved: Cr Peter Walker****Seconded: Cr Margaret O'Neill****That:**

1. The report from the Senior Strategic Planner regarding the zoning and minimum lot size anomaly at 100 Cathcart Street, Goulburn be received.
2. Council request that the Department of Planning, Industry and Environment undertake the 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 E4 Environmental Living zone and 8,000m² minimum lot size from the western portion of Lot 2 DP 1232721 to the perimeter of the western lot boundary.
 - (b) Extend the R5 Large Lot Residential zone and 2,000m² minimum lot size to the western boundary of Lot 2 DP 1232721 in place of the E4 Environmental Living zone and 8,000m² minimum lot size.
3. Council endorse a planning proposal (with the relevant applicable fees) 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, Alfie Walker, Margaret O'Neill, Carol James and Denzil Sturgiss

Against: Nil

15.5 ST JOHN'S ORPHANAGE - 52 MUNDY STREET, GOULBURN

Cr Leah Ferrara declared an interest in this item and took no part in the discussion or voting on the matter. At 8:22 pm, Cr Leah Ferrara left the meeting.

RESOLUTION 2021/303

Moved: Cr Peter Walker
Seconded: Cr Denzil Sturgiss

That Council Move into Committee of the Whole.

Council moved into Committee of the whole at 8:23 pm.

CARRIED

RESOLUTION 2021/304

Moved: Cr Alfie Walker
Seconded: Cr Peter Walker

That Council move back into Open Council.

Council moved back into Open Council at 9:05 pm.

CARRIED

RESOLUTION 2021/305

Moved: Cr Bob Kirk
Seconded: Cr Peter Walker

1. That the report from the Business Manager Environment & Health in relation to St John's Orphanage be received.
2. A Demolish Works Order be issued in accordance with Schedule 5 of the Environmental Planning and Assessment Act 1979 for all outbuildings onsite, being items 'B', 'C' & 'D' in the map/image below:



The period for compliance will be 90 days from the issuing of the Order.

3. **Council, for public safety reasons require Building A (as identified within paragraph 2 above) be demolished.**
4. **The General Manager prepare a report after consultation with the land owner including the required period of compliance for the demolition of Building A**
5. **Whilst the outcome of paragraph 3 is being determined the General Manager to serve an order that ensure security of the site.**
6. **In addition to Paragraph 2 and 3 of this resolution, and regardless of the outcome of any structural assessment of the main building, Council requires that any Demolition Order relating to this St John's Orphanage site will contain the following conditions with regards to heritage conservation:**
 - i. **That the area in front of the main block, including the masonry boundary wall, driveway, forecourt area and remnant trees and shrubs be retained and restored to conserve the original setting for the building.**
 - ii. **That the main building be professionally recorded by way of drawings and photographs for an archival record.**
 - iii. **That significant features such as the crucifix, specific stone elements (as recommended by Council's Heritage advisor) and the foundation plaque be salvaged for future interpretation or relocation to an appropriate place.**
7. **The General Manager be required to investigate Council's legal options in relation to prosecution as its preferred alternative to the issuing of Penalty Infringement Notices in the event that the landowner fails to adhere to the terms of any Development Control Order imposed upon the site, or if the landowner commences demolition works without regard to statutory process. It is noted that the maximum Penalty Infringement Notice for non-compliance with either scenario is \$3000 for an individual.**

CARRIED

At 9:06 pm, Cr Leah Ferrara returned to the meeting.

15.6 URBAN AND FRINGE HOUSING STRATEGY - (NORTHERN) SOOLEY PRECINCT RECONSIDERATION REQUEST FOR DPIE ENDORSEMENT**RESOLUTION 2021/306****Moved: Cr Peter Walker****Seconded: Cr Margaret O'Neill****That:**

1. The report from the Business Manager Strategic Planning in relation to a request from Precise Planning for the Department of Planning, Industry and Environment (DPIE) to review its exclusion of the northern section of the Sooley Precinct from its endorsement of the *Urban and Fringe Housing Strategy* be received.
2. Council request that the Department of Planning, Industry and Environment reconsider its exclusion of the northern section of the Sooley Precinct (identified as a large lot opportunity area) from the *Urban and Fringe Housing Strategy*.
3. No further exhibition of the *Urban and Fringe Housing Strategy* be undertaken in relation to this precinct until such a time as a gateway determination is issued for a planning proposal.

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

CARRIED**15.7 1819T0015 WINNING AND CRUSHING BULK MATERIALS TENDER EXTENSION**

Cr Andrew Banfield declared an interest in items 15.7, 15.8, 15.9 & 15.10 and took no part in the discussion or voting on these matter. At 9:08 pm, Cr Andrew Banfield left the meeting.

RESOLUTION 2021/307**Moved: Cr Margaret O'Neill****Seconded: Cr Denzil Sturgiss****That:**

1. The report of the Business Manager of Works on the Winning and Crushing Bulk Material panel be received
2. Council approve to extend the current Winning and Crushing Bulk Materials contract for a period of one (1) year to expire on 20 July 2022 for the following companies:
 - Denrith Pty Ltd;
 - Maas Group Holdings (Regional Quarries Australia Pty Ltd).

CARRIED

15.8 2021T0026 SUPPLY GRAVEL MATERIALS PANEL TENDER**RESOLUTION 2021/308****Moved: Cr Margaret O'Neill****Seconded: Cr Denzil Sturgiss****That:**

- 1. That the report from the Business Manager of Works on the Supply Gravel Materials Panel Tender be received**
- 2. Council accept Tender submissions from Cleary Bros (Bombo) Pty Ltd, Denrith Pty Ltd, Gunlake Quarries NSW Pty Ltd and Multiquip Aggregates Pty Ltd as suitable companies to supply Council with nominated materials from their respective quarries for the period of three (3) years with the option to extend for an additional two (2) one (1) extensions.**
- 3. Council delegate authority to the General Manager to extended this contract by up to two (2) one (1) year extensions subject to satisfactory performance.**

CARRIED**15.9 1718T0023 MAINTENANCE GRADING AND GRAVEL RE SHEETING TENDER EXTENSION****RESOLUTION 2021/309****Moved: Cr Margaret O'Neill****Seconded: Cr Denzil Sturgiss****That:**

- 1. The report of the Business Manager Works on the one (1) year extension of the 1718T0023 Maintenance Grading and Gravel Re Sheeting be received.**
- 2. Council extend the current contract for Maintenance Grading and Gravel Re Sheeting for a period of one (1) year for to expire on the 13th of August 2022 for the following companies:**
 - Denrith Pty Ltd**
 - Keegan Civil Pty Ltd**
 - Coopers Earth Moving and Haulage Pty Ltd**
 - JCF Contracting**

CARRIED

15.10 2021T0001 CONSTRUCTION OF THE DRILL MUD PROCESSING FACILITY

RESOLUTION 2021/310

Moved: Cr Peter Walker

Seconded: Cr Margaret O'Neill

That:

- 1. The report from the Director Utilities be received on the Request for Tender for Construction of the Drill Mud Processing Facility be received.**
- 2. Council decline to accept the tender from Denrith Pty Ltd for Construction of the Drill Mud Processing Facility and cancel the current proposal for the contract.**
- 3. Staff review the tender documentation and budget for the scope of this project prior to the calling of a new tender for this work.**

CARRIED

At 9:12 pm, Cr Andrew Banfield returned to the meeting.

15.11 REGIONAL TOURISM ACTIVATION FUND**RESOLUTION 2021/311****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 9:13pm.

CARRIED**RESOLUTION 2021/312****Moved: Cr Denzil Sturgiss****Seconded: Cr Alfie Walker****That Council move back into Open Council.**

Council moved back into Open Council at 9:20pm.

CARRIED**RESOLUTION 2021/313****Moved: Cr Leah Ferrara****Seconded: Cr Alfie Walker****That**

- 1. The report of the General Manager on the Regional Tourism Activation Fund be received**
- 2. Council make application to the Regional Tourism Activation Fund for the following project**
 - (a) Stream One – Goulburn to Crookwell Rail trail - \$5,000,000**
 - (b) Stream Two – Waterworks Museum Jetty, Pontoon and disability Walkway - \$450,000**
- 3. Council pursue with State Government other grant opportunities for the Goulburn to Crookwell Rail Trail for the \$2.2 Million shortfall as this new tourism asset will be owned by the State Government and they will be the main benefactors of the tourism income generated from this project.**

CARRIED

15.12 FIXING LOCAL ROADS ROUND 3**RESOLUTION 2021/314**

Moved: Cr Sam Rowland
Seconded: Cr Denzil Sturgiss

That

- 1. The report of the General Manager in regard to Fixing Local Roads Round 3 be received**
- 2. Council confirms the application for the grant program be focussed on Deccan Street (from Goldsmith Street to Clinton Street) and Clinton Street (from Deccan Street to Cowper Street)**
- 3. The Council confirm the grant to be for \$2,250,000 for a total project cost of \$3,000,000.**
- 4. Council's share of \$750,000 being 25% of the project cost be funded as follows:**
 - (i) \$205,000 from savings in the 2021/22 budget due to the reduced Emergency Services Levy contributions payable by Council**
 - (ii) \$225,000 from the Special Projects Reserve**
 - (iii) \$320,000 from the Local Roads and Community Infrastructure Fund that will be allocated to Council in January 2022.**

CARRIED

15.13 REQUEST FOR FINANCIAL ASSISTANCE - LIEDER THEATRE COMPANY

At 9:26 pm, Cr Leah Ferrara & Cr Alfie Walker left the meeting.

RESOLUTION 2021/315

Moved: Cr Carol James
Seconded: Cr Sam Rowland

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 \$5,500 to the Lieder Theatre funded from the Financial Assistance budget.**

CARRIED

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

15.14 REQUEST FOR FINANCIAL ASSISTANCE - CANCER COUNCIL RELAY FOR LIFE**RESOLUTION 2021/316**

Moved: Cr Peter Walker
Seconded: Cr Andrew Banfield

That

1. The report of the Director of Corporate & Community Services on Requests for Financial Assistance be received.
2. Council provide the following in-kind support to the NSW Cancer Council's Relay For Life event to the value of \$1,715.50 to be funded from the Financial Assistance budget
 - 50% Hire Fees for Eastgrove South Park \$ 544.50
 - Amenity Cleaning, bin hire, waste removal \$1,171.00

CARRIED

15.15 REQUEST FOR FINANCIAL ASSISTANCE - RSL SUB-BRANCH GOULBURN

At 9:28 pm, Cr Sam Rowland left the meeting.

RESOLUTION 2021/317

Moved: Cr Margaret O'Neill
Seconded: Cr Carol James

That

1. The report of the Director of Corporate & Community Services on Requests for Financial Assistance –RSL Sub-Branch Goulburn be received.
2. Council provide a \$4,600 cash contribution to the RSL Sub-Branch Goulburn to cover the cost of hiring a public address system for its ANZAC Day Service to be funded from the Financial Assistance budget.

CARRIED

15.16 REQUEST FOR FINANCIAL ASSISTANCE - LIONS CLUB OF MARULAN & DISTRICT INC.**RESOLUTION 2021/318**

Moved: Cr Peter Walker
Seconded: Cr Leah Ferrara

That

1. The report of the Director of Corporate & Community Services on Requests for Financial Assistance – Lions Club of Marulan & District Inc. be received.
2. Council approve a contribution of \$1,536.00 to Lions Club of Marulan & District Inc. in the form of a 50% fee waiver for the hire of Marulan Hall for their 2021/22 activities funded from the 2021/22 Financial Assistance budget.

CARRIED

15.18 END OF TERM REPORT

At 9:31 pm, Cr Sam Rowland returned to the meeting.

RESOLUTION 2021/319

Moved: Cr Denzil Sturgiss

Seconded: Cr Alfie Walker

That

- 1. The report from the Director Corporate & Community Services on the End of Term Report be received.**
- 2. The Council endorse the End of Term Report.**

CARRIED

15.19 RATES OUTSTANDING REPORT**RESOLUTION 2021/320**

Moved: Cr Leah Ferrara

Seconded: Cr Carol James

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

CARRIED

15.20 MONTHLY FINANCIAL REPORT**RESOLUTION 2021/321**

Moved: Cr Peter Walker

Seconded: Cr Carol James

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 2021/322**

Moved: Cr Alfie Walker

Seconded: Cr Denzil Sturgiss

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 WATER CHARGES OUTSTANDING REPORT

RESOLUTION 2021/323

Moved: Cr Denzil Sturgiss

Seconded: Cr Leah Ferrara

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

CARRIED

15.23 UNSPENT FUNDS - FINANCIAL ASSISTANCE POLICY**RESOLUTION 2021/324****Moved: Cr Peter Walker****Seconded: Cr Bob Kirk****That Council Move into Committee of the Whole.**

Council moved into Committee of the whole at 9:43 pm.

CARRIED**RESOLUTION 2021/325****Moved: Cr Alfie Walker****Seconded: Cr Carol James****That Council move back into Open Council.**

Council moved back into Open Council at 9:52pm.

CARRIED**MOTION****Moved: Cr Margaret O'Neill****Seconded: Cr Sam Rowland****That**

1. The report of the Director Corporate & Community Services on the Unspent Funds – Financial Assistance Policy be received
2. The funds remain in the Mayoral Disaster Relief Fund.

The motion was withdrawn.

RESOLUTION 2021/326**Moved: Cr Bob Kirk****Seconded: Cr Sam Rowland****That**

1. The report of the Director Corporate & Community Services on the Unspent Funds – Financial Assistance Policy be received.
2. The balance of \$11,331.07 in the 2010/11 Flood Appeal Trust Account be transferred in to the Mayoral Disaster Relief Trust Fund
3. Transfers from the Financial Assistance Policy be capped so that the balance in the Mayoral Disaster Relief Trust Fund does not exceed net contributions (contributions from the community less distributions made) plus \$20,000
4. The amount in the Mayoral Disaster Relief Trust Fund surplus to the current cap (an amount of \$78,979.18) be transferred back to the General Fund to fund other priority projects.

CARRIED

15.24 TRIBE BREWERIES SECTION 64 DEVELOPER CHARGES ANNUAL REPORT**RESOLUTION 2021/327****Moved: Cr Peter Walker****Seconded: Cr Carol James****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 applicable for 2020/21.**
- 3. Tribe Brewery be charged \$320,526.33 for Section 64 developer charges based on the additional water and sewer usage during the 2020/21 Financial year. This is payable by 30 June 2022.**

CARRIED**15.25 REUSE SCHEME GOULBURN - JUNE 2021 STATUS REPORT****RESOLUTION 2021/328****Moved: Cr Leah Ferrara****Seconded: Cr Denzil Sturgiss****That the report from the Business Manager Infrastructure on the Reuse Scheme Goulburn status update be received.****CARRIED****15.26 COOKBUNDOON PAVILION UPGRADE - JUNE 2021 STATUS REPORT****RESOLUTION 2021/329****Moved: Cr Margaret O'Neill****Seconded: Cr Alfie Walker****That the report from the Business Manager Community Facilities on the Cookbundoon Pavilion Upgrade – June 2021 Status Report.****CARRIED**

15.27 NATURAL DISASTER ESSENTIAL PUBLIC ASSET RESTORATION PROJECT - JUNE 2021 STATUS REPORT**RESOLUTION 2021/330**

Moved: Cr Peter Walker
Seconded: Cr Sam Rowland

- 1. That the report on the status of the Natural Disaster Essential Public Asset Restoration Project from the Business Manager Projects be received.**
- 2. Council approve engagement of the following contractors for natural disaster restoration works in accordance with the Minor Civil Work Panel (2021T0016) approved at the 16 March 2021:**
 - RECS Group for works on Bullamalita Rd to the value of \$284,643.00**
 - RECS Group for works on Dewsbury Lane allocated to the value of \$348,814.00**
 - Form and Pour Pty Ltd for works on Covan Creek Road to the value of \$438,064.00**

CARRIED

15.28 GOULBURN AQUATIC CENTRE REDEVELOPMENT STAGE 1 CONSTRUCTION - JUNE 2021 STATUS REPORT**RESOLUTION 2021/331**

Moved: Cr Peter Walker
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

15.29 GOULBURN PERFORMING ARTS CENTRE - JUNE 2021 STATUS REPORT**RESOLUTION 2021/332**

Moved: Cr Alfie Walker
Seconded: Cr Denzil Sturgiss

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

CARRIED

15.30 GROWING LOCAL ECONOMIES COMMON STREET - JUNE 2021 STATUS REPORT

RESOLUTION 2021/333

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

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

CARRIED

15.31 GOULBURN REGIONAL HOCKEY FACILITY - JUNE 2021 STATUS REPORT

RESOLUTION 2021/334

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

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

CARRIED

15.32 CORPORATE & COMMUNITY SERVICES DIRECTORATE REPORT JUNE 2021

RESOLUTION 2021/335

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

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

CARRIED

15.33 UTILITIES DIRECTORATE REPORT - JUNE 2021

RESOLUTION 2021/336

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

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

CARRIED

15.34 OPERATIONS DIRECTORATE REPORT - JUNE 2021

RESOLUTION 2021/337

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

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

CARRIED

15.35 PLANNING & ENVIRONMENT DIRECTORATE REPORT JUNE 2021**RESOLUTION 2021/338**

Moved: Cr Denzil Sturgiss
Seconded: Cr Andrew Banfield

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

CARRIED

15.36 MINUTES OF THE SPORTING HALL OF FAME MEETING HELD ON 7 JUNE 2021**RESOLUTION 2021/339**

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

That:

- 1. The report from Manager Community Facilities in regards to the Sporting Hall of Fame minutes from Monday 7 June 2021 be received.**
- 2. Council congratulate the following persons on being inducted into the Goulburn Sporting Hall of Fame:-**
 - Claire Polosak**
 - David Wright**
 - Amy Kolosque**
 - Tom Toparis**

CARRIED

15.37 MINUTES CANBERRA REGION JOINT ORGANISATION BOARD - 11 JUNE 2021**RESOLUTION 2021/340**

Moved: Cr Alfie Walker
Seconded: Cr Denzil Sturgiss

That the minutes from the Canberra Region Joint Organisation Board meeting of the 11 June 2021 be noted.

CARRIED

15.38 GOULBURN MULWAREE YOUTH COUNCIL MEETING NOTES - 25 JUNE 2021**RESOLUTION 2021/341**

Moved: Cr Carol James
Seconded: Cr Sam Rowland

That the report from Cr Carol James in relation to the Goulburn Mulwaree Youth Council Meeting Notes held on the 25 June 2021

CARRIED

15.39 EXTERNAL MEETING MINUTES

RESOLUTION 2021/342

Moved: Cr Margaret O'Neill

Seconded: Cr Denzil Sturgiss

That the report from the General Manager on the following Community Consultative Committee meeting minutes be received:

- 1. Gullen Range Wind Farm Community Consultative Committee Meeting held 31 March 2021.**
- 2. Marulan Quarry Project Community Consultative Committee Meeting held 6 May 2021.**
- 3. Gunlake Quarry Community Consultative Committee Meeting held on the 21 May 2021.**
- 4. Bungonia Village Discretionary Funding Working Party Meeting Notes 16 June 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 10.20pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 3 August 2021.

.....
Cr Bob Kirk
Mayor

.....
Warwick Bennett
General Manager