



MINUTES

Ordinary Council Meeting

15 November 2022

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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, 15 NOVEMBER 2022 AT 6PM**

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

IN ATTENDANCE: Aaron Johansson (Chief Executive Officer), Brendan Hollands (Director Corporate and Community Services), Kate Wooll (Acting Director Planning and Environment), Marina Hollands (Director Utilities), Robbie Hughes (Acting Director Operations) & Amy Croker (Office Manager Mayor and Chief Executive Officer).

1 OPENING MEETING

Mayor Peter Walker opened the meeting 6pm. The Mayor advised that the meeting would be webcast live.

2 ACKNOWLEDGEMENT OF COUNTRY

Mayor Peter Walker 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 Carol James.

4 APOLOGIES

Nil

5 APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS

Nil

6 LATE ITEMS / URGENT BUSINESS

Nil

7 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.

Cr Jason Shepherd declared a significant non-pecuniary conflict of interest in Item 15.5 "Sustainability Advisory Committee - Expressions of Interest for Community Members" as some of the community members who expressed an interest to be a member of the Working Party also ran on my Council election ticket. Cr Jason Shepherd will leave the meeting while discussion on this item takes place.

Cr Jason Shepherd declared a non-pecuniary/non-significant conflict of interest in Item 15.9 "Councils Operational Update - October 2022" as Marulan Quarry is mentioned in the report. Cr Jason Shepherd's employer GHD provide services for the proponent however Cr Jason Shepherd is not involved in the project. As the disclosure was not of a significant nature Cr Jason Shepherd remained in the meeting while discussion took place.

8 PRESENTATIONS

Nil

9 PUBLIC FORUM

Nil

10 CONFIRMATION OF MINUTES

10.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 1 NOVEMBER 2022

RESOLUTION 2022/403

Moved: Cr Jason Shepherd

Seconded: Cr Andy Wood

That the Council minutes from Tuesday 1 November 2022 and contained in Minutes Pages No 1 to 11 inclusive and in Minute Nos 2022/393 to 2022/402 inclusive be confirmed.

CARRIED

11 MATTERS ARISING

11.1 MATTERS ARISING FROM COUNCIL MEETINGS MINUTES FROM THE 1 NOVEMBER 2022

Nil

11.2 OUTSTANDING TASK LIST FROM ALL PREVIOUS MEETINGS

RESOLUTION 2022/404

Moved: Cr Andy Wood

Seconded: Cr Steven Ruddell

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

CARRIED

12 MAYORAL MINUTE(S)

12.1 MAYORAL MINUTE - STATEWIDE ROAD EMERGENCY DECLARATION

RESOLUTION 2022/405

Moved: Cr Peter Walker

That:

- 1. Council supports the declaration of a Statewide Road Emergency Declaration as announced by Local Government NSW and Country Mayors Association of NSW.**
- 2. As Mayor write to the Prime Minister of Australian The Hon Anthony Albanese MP and the Premier of New South Wales The Hon Dominic Perrottet MP advising of this Mayoral Minute and Statewide Road Emergency Declaration.**

CARRIED

13 NOTICE OF MOTION(S)

Nil

14 NOTICE OF RESCISSION(S)

Nil

15 REPORTS TO COUNCIL FOR DETERMINATION

15.1 AGRITOURISM - STATE POLICY AND PROPOSED AMENDMENTS TO GM LEP 2009

RESOLUTION 2022/406

Moved: Cr Michael Prevedello

Seconded: Cr Andrew Banfield

That:

1. The report by the Business Manager Strategic Planning on issues associated with the introduction of new planning provisions for agritourism be received.
2. Council nominate that the NSW Department of Planning and Environment amend the provisions of the *Goulburn Mulwaree Local Environmental Plan 2009* to prohibit “agritourism” in the IN1 General Industrial, IN2 Light Industrial, IN3 Heavy Industrial and C2 Environmental Conservation Zones on the nomination form supplied by NSW Department of Planning and Environment.
3. Council request that the NSW Department of Planning and Environment amend the provisions of State Environmental Planning Policy (Exempt and Complying Development) 2008 relating to agritourism to:
 - a) Prohibit/exclude agritourism and farm stay in Industrial Zones and C2 Environmental Conservation Zones.
 - b) Be clearer about the application of the SEPP in relation to exempt development in the Sydney Drinking Water Catchment (outside the ‘Special Areas’) in relation to on site effluent management requirements.
 - c) Increase protections for biosecurity and setbacks to adjoining properties being used for primary industry.
4. Council request that the NSW Department of Planning and Environment provide staff or financial resources to address the likely influx of complaints resulting due to amenity issues and land use conflicts arising from the agritourism provisions.
5. Council request the NSW Department of Planning and Environment delays the implementation of these planning provisions until the appropriate corrections have been made.

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

Against: Nil

15.2 QUARTERLY BUDGET REVIEW

RESOLUTION 2022/407

Moved: Cr Carol James

Seconded: Cr Steven Ruddell

That:

- 1. The report of the Director Corporate & Community Services on the September 2023 Quarterly Budget Review be noted.**
- 2. The budgeted variations contained within the September 2023 Quarterly Review be approved.**

CARRIED

15.3 2122T0015 SAFETY BARRIER SYSTEMS PANEL

RESOLUTION 2022/408

Moved: Cr Bob Kirk

Seconded: Cr Michael Prevedello

That

- 1. The report of the Business Manager Works on the supply and installation of Safety Barrier Systems Tender Panel be received.**
- 2. Council accepts tender submissions from the following companies for the supply and installation of Safety Barrier System on an as required basis for the period of four (4) years**
 - Euro Civil Pty Ltd**
 - Guardrail Infrastructure Pty Ltd**
 - Western Safety Barriers Group Pty Ltd**

CARRIED

15.4 COUNCIL POLICIES

RESOLUTION 2022/409

Moved: Cr Daniel Strickland

Seconded: Cr Andy Wood

That

- 1. The report Council Policies by the Business Manager Governance be received.**
- 2. The following policies be placed on public exhibition for 28 days and if no submissions are received, they be adopted as Council policies:**
 - (i) Alcohol and Other Drugs Policy**
 - (ii) Leasing/Licencing of Council Property for Community Organisations Policy**
 - (iii) Plaques & Memorials Policy**
- 3. Any submissions received are to be considered and reported to Council prior to final adoption of the policy(s).**

CARRIED

15.5 SUSTAINABILITY ADVISORY COMMITTEE - EXPRESSIONS OF INTEREST FOR COMMUNITY MEMBERS

Cr Jason Shepherd declared an interest in this item and took no part in the discussion or voting on the matter. At 6:25 pm, Cr Jason Shepherd left the meeting.

RESOLUTION 2022/410

Moved: Cr Steven Ruddell

Seconded: Cr Andrew Banfield

That

- 1. The report from the Director Utilities for the Sustainability Advisory Committee Expressions of Interest for Community Members be received.**
- 2. Council appoints Richard Ernst, Roger Grice, Danielle Marsden-Ballard, Michael Michaelmore, Sonya Reyes, Ray Shiel and Nathan Smith as the community representatives to the Sustainability Advisory Committee.**
- 3. All applicants be advised of the results of the expression of interest process and the first meeting be arranged.**

CARRIED

At 6:25 pm, Cr Jason Shepherd returned to the meeting.

15.6 GOULBURN COMMUNITY CENTRE WORKING PARTY

RESOLUTION 2022/411

Moved: Cr Steven Ruddell

Seconded: Cr Carol James

That:

- 1. The report from the Director Corporate & Community Services on the Goulburn Community Centre Working Party be received and endorsed.**
- 2. The following Expressions of Interest to be on the Goulburn Community Centre Working Party be accepted:**
 - i. Jacki Waugh**
 - ii. Lorraine Emerton**
 - iii. James Styles**
 - iv. Ray Shiel**
 - v. Alan Whitten**
- 3. The Community Centre Terms of Reference be updated to increase community representation on the Working Party to five (5).**

CARRIED

15.7 MONTHLY FINANCIAL REPORT

RESOLUTION 2022/412

Moved: Cr Steven Ruddell

Seconded: Cr Bob Kirk

That the report by the Director Corporate & Community Services on the Monthly Financial Report be received.

CARRIED

15.8 STATEMENT OF INVESTMENTS & BANK BALANCES

RESOLUTION 2022/413

Moved: Cr Bob Kirk

Seconded: Cr Andy Wood

That the report by the Director Corporate & Community Services on the Statement of Investments and Bank Balances be received.

CARRIED

15.9 COUNCILS OPERATIONAL UPDATE - OCTOBER 2022

RESOLUTION 2022/414

Moved: Cr Daniel Strickland

Seconded: Cr Steven Ruddell

That the report from the Chief Executive Officer on the Council's Operational Update for October 2022 be received and noted.

CARRIED

15.10 MINUTES OF THE RAY HARVEY SPORTS FOUNDATION COMMITTEE MEETING HELD ON 24 OCTOBER 2022

RESOLUTION 2022/415

Moved: Cr Michael Prevedello

Seconded: Cr Carol James

That:

1. That the report from the Acting Director Operations in regards to the Ray Harvey Sports Foundation Committee minutes from Monday 24 October 2022 be received and the decisions of the Committee become the decisions of Council.
2. As per Committee Resolution 2022/10
 - The Ray Harvey Sports Foundation Committee allocate funds to the successful applicants outlined in the table below:

| Name | Sport | Funding |
|--------------------------|--------------|------------|
| Jessica Hassan | Athletics | \$200.00 |
| Joshua Kalozi | Athletics | \$200.00 |
| John Ryder Edwards | Basketball | \$200.00 |
| Ethan Hunt | Cricket | \$500.00 |
| Hayley Francis | Hockey | \$200.00 |
| Airlee Shiel | Hockey | \$200.00 |
| Eamon Shiel | Hockey | \$200.00 |
| Cameron Schultz | Hockey | \$200.00 |
| Tegan Schultz | Hockey | \$200.00 |
| Thomas Cunningham | Motocross | \$200.00 |
| Goulburn Motorcycle Club | Motorcycling | \$2,000.00 |
| Ella Hurtis | Snow Skiing | \$200.00 |
| Lilly Ryan | Snow Skiing | \$200.00 |
| Millicent McCullen | Swimming | \$200.00 |
| Harper Tarplee | Soccer | \$200.00 |
| Total | | \$5,100.00 |

3. The cheque presentation for successful applicants be held at 5.15pm before the Ordinary Meeting of Council Tuesday 6 December 2022, subject to approval of minutes at the 15 November 2022 Ordinary Meeting of Council and any social distancing restrictions in place for Covid-19.

CARRIED

15.11 GOULBURN MULWAREE AWARD WORKING PARTY MINUTES - 31 OCTOBER 2022

RESOLUTION 2022/416

Moved: Cr Jason Shepherd

Seconded: Cr Steven Ruddell

That the report from the Chief Executive Officer in relation to the Goulburn Mulwaree Award Working Party Meeting Minutes held on the 31 October 2022 be received.

CARRIED

15.12 EXTERNAL MEETING MINUTES

RESOLUTION 2022/417

Moved: Cr Andy Wood

Seconded: Cr Carol James

That the report from the Chief Executive Officer on the following External Meeting Minutes be received:

- 1. Woodlawn Community Consultative Committee Meeting held 5 October 2022.**

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 6.51pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 6 December 2022.

.....
Cr Peter Walker
Mayor

.....
Aaron Johansson
Chief Executive Officer