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MINUTES

Ordinary Council Meeting

6 December 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, 6 DECEMBER 2022 AT 6PM**

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

IN ATTENDANCE:

Aaron Johansson (Chief Executive Officer), Brendan Hollands (Director Corporate and Community Services), Scott Martin (Director Planning and Environment), Marina Hollands (Director Utilities), Robbie Hughes (Acting Director Operations) & Shae Aliffi (Executive Support 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 declaration was read by Councillor Andrew Banfield.

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 declared a pecuniary conflict of interest in Item 15.4 Procurement – VP323094 Collector Road Heavy Patching. Cr Andrew Banfield’s Brother in Law is a Director of Denrith Pty Ltd. Cr Andrew Banfield is also an employee of the Denrith group of companies. Cr Andrew Banfield will leave the meeting while discussions and voting on this item takes place.

8 PRESENTATIONS**8.1 2022 HOLCIM MAYORAL CHARITY GOLF DAY PRESENTATION****PRESENTATION**

The Mayor along with Wayne Beattie from Holcim presented the proceeds of the 2022 Holcim Mayoral Charity Golf Day to representatives of the three selected beneficiaries of the event:

- Goulburn Riding for the Disabled (RDA)
- Goulburn Can Assist
- Peanuts Wellbeing Sanctuary

Total proceeds from the Mayoral Charity Golf Day totalled too \$17,201.00

9 PUBLIC FORUM

Nil

10 CONFIRMATION OF MINUTES**10.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 15 NOVEMBER 2022****RESOLUTION 2022/421**

Moved: Cr Jason Shepherd
Seconded: Cr Carol James

That the Council minutes from Tuesday 15 November 2022 and contained in Minutes Pages No 1 to 14 inclusive and in Minute Nos 2022/403 to 2022/405 inclusive be confirmed.

CARRIED

11 MATTERS ARISING**11.1 MATTERS ARISING FROM COUNCIL MEETINGS MINUTES FROM THE 15 NOVEMBER 2022****RESOLUTION 2022/422**

Moved: Cr Carol James
Seconded: Cr Andy Wood

Nil

CARRIED

11.2 OUTSTANDING TASK LIST FROM ALL PREVIOUS MEETINGS

RESOLUTION 2022/423

Moved: Cr Andy Wood

Seconded: Cr Bob Kirk

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

CARRIED

12 MAYORAL MINUTE(S)

Nil

13 NOTICE OF MOTION(S)

Nil

14 NOTICE OF RESCISSION(S)

Nil

15 REPORTS TO COUNCIL FOR DETERMINATION

15.1 ELECTION SIGNAGE POLICY

RESOLUTION 2022/424

Moved: Cr Andy Wood

Seconded: Cr Carol James

That

- 1. The report from the Director Planning & Environmental Services on the Election Signage Policy be received.**
- 2. Council places the revised Policy on public exhibition for 28 days and if no comments are received, it will be adopted as one of Council's policies.**
- 3. Any submissions received will be considered and reported to Council for final adoption of the policy.**

CARRIED

15.2 DRAFT HERITAGE STRATEGY 2022-2025

RESOLUTION 2022/425

Moved: Cr Andrew Banfield

Seconded: Cr Jason Shepherd

That:

- 1. The report from the Landscape & Heritage Planner on the Draft Heritage Strategy be noted.**
- 2. Council publicly exhibits the Draft Heritage Strategy for a period of 28 days.**
- 3. Should no significant amendments be required following the public exhibition period, or no submissions objecting to the Strategy be received that the Strategy be adopted.**

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

CARRIED

15.3 GOULBURN BASE HOSPITAL PRECINCT PARKING EXTENSION

RESOLUTION 2022/426

Moved: Cr Daniel Strickland

Seconded: Cr Bob Kirk

That:

- 1. The report from the Acting Director Operations on Goulburn Base Hospital Precinct Parking Extension be received.**
- 2. The permit due to expire in December 2022 be extended to December 2023, in line with current terms and conditions and sign posted parking arrangements.**
- 3. An audit of the parking arrangements in and around the hospital precinct to be undertaken towards the end of 2023 to be presented to Council.**

CARRIED

15.4 PROCUREMENT - VP323094 COLLECTOR ROAD HEAVY PATCHING

At 6:36 pm, Cr Andrew Banfield left the meeting.

RESOLUTION 2022/427

Moved: Cr Jason Shepherd

Seconded: Cr Bob Kirk

That:

1. The report from the Acting Director of Operations be received for the Procurement Request for Quotation (RFQ) for Collector Rd Heavy Patching works.
2. Council accepts the RFQ for Collector Road Heavy Patching from the Pavement Stabilisation Panel VP 271 268 member Denrith Pty Ltd for a lump sum price of \$909,150 (GST excl).
3. Council approve the transfer of the remaining Collex s94 Reserve (38139) funds \$676,000 (GST excl) to complete the full scope of the project (FA100459) in this financial year.
4. The Chief Executive Officer be authorised to approve variations of up to the available budget (GST Excl) of \$66,850.

CARRIED

At 6:37 pm, Cr Andrew Banfield returned to the meeting.

15.5 REQUEST FOR PLAQUE - GOULBURN LEGACY CLUB**RESOLUTION 2022/428**

Moved: Cr Carol James

Seconded: Cr Michael Prevedello

That:

1. The report from the Acting Director Operations on Request for Plaque – Goulburn Legacy Club be received;
2. Council support the proposal to install a memorial and plaque in Belmore Park, located in the rose garden adjoining the Cenotaph; and
3. Council staff work with Legacy Club of Goulburn through to completion of this project.

CARRIED

15.6 PROJECT STATUS OF CULLULLA ROAD CAUSEWAY REPLACEMENT**RESOLUTION 2022/429**

Moved: Cr Michael Prevedello

Seconded: Cr Andy Wood

That:

1. The report from the Business Manager Projects on Project Status of Cullulla Rd Causeway Replacement be received
2. Council approve the transfer of \$132,943 (ex GST) from the s94 Minda 2622 Oallan Ford Road reserve to complete the additional scope of work on the Cullulla Rd

Causeway Replacement

3. Council increases the agreed Contract Sum for Coopers Earthmoving and Haulage Pty Ltd by \$111,778.00 (ex GST)
4. The Chief Executive Officer is authorised to approve any further Variations up to \$21,165 (ex GST)

CARRIED

15.7 PROJECT STATUS REPORT OF CARR CONFOY PAVILION**RESOLUTION 2022/430**

Moved: Cr Bob Kirk

Seconded: Cr Steven Ruddell

That:

1. The report from the Business Manager Projects on Project Status Report of the Carr Confoy Pavilion be received.
2. Council endorses for the project to proceed as defined by the funding agreement with the NSW Government Multisport Community Facility Fund.
3. Council approves the borrowing of \$4M in the 23/24 financial year as a co-contribution to the NSW Government Multisport Community Facility Fund.

CARRIED

15.8 TENDER NO.2223T0010 - RIVERSIDE PARK PUMP TRACK AND BMX TRACK**RESOLUTION 2022/431**

Moved: Cr Bob Kirk

Seconded: Cr Michael Prevedello

1. That the report from Business Manager Projects on 2223T0010 Riverside Park Pump Track and BMX Track Tender Evaluation be received.
2. Council accepts the tender of Common Ground Trails Pty Ltd as a preferred tenderer for the tender price of \$600,000.00 (Excl GST) for the following projects:
 - a) Riverside Park \$450,000 (Excl GST)
 - b) Roberts Park BMX Track \$150,000.00 (Excl GST)
3. The Chief Executive Officer is authorised to approve variations of up to ten (10) percent for this Project. \$60,000.00 (Excl GST).
4. If the grant application from NSW Infrastructure Grant Fund for \$150,000.00 to Roberts Park BMX Track Upgrade is successful, Council proceeds with option two as per this report instead of point b above.

CARRIED

15.9 REQUEST FOR FINANCIAL ASSISTANCE - GOULBURN CONVOY FOR KIDS

RESOLUTION 2022/432

Moved: Cr Steven Ruddell

Seconded:Cr Carol James

That

- 1. The report of the Director of Corporate & Community Services on Requests for Financial Assistance – Goulburn Convoy for Kids be received.**
- 2. Council provide the following in-kind support to the Goulburn Convoy for Kids to the value of \$2,091.00 to be funded from the Financial Assistance budget:**
 - 50% Hire Fees for Recreation Area \$362.00**
 - Amenity Cleaning, bin hire, waste removal \$1,729.00**

CARRIED

15.10 REQUESTS FOR FINANCIAL ASSISTANCE - GOULBURN A P & H SOCIETY

RESOLUTION 2022/433

Moved: Cr Andy Wood

Seconded:Cr Jason Shepherd

That

- 1. The report of the Director of Corporate & Community Services on Requests for Financial Assistance – Goulburn A P & H Society be received.**
- 2. Council provide support to the Goulburn A P & H Society in the form of a cash contribution of \$2,000 and a fee waiver of \$1,500 towards waste removal for the annual Goulburn Show. The amounts to be funded from the Financial Assistance budget.**

CARRIED

15.11 REQUEST TO WRITE-OFF LEGAL FEES

RESOLUTION 2022/434

Moved: Cr Steven Ruddell

Seconded:Cr Michael Prevedello

That

- 1. The report of the Direct of Corporate Community Services and the Revenue Coordinator on the request to write-off legal fees be noted.**
- 2. That Council write-off 50% of the legal fees for Property ID 1004591 with the balance to be charge to the property owner of Property ID 1004591.**

CARRIED

15.12 2223T0002 GOULBURN WTP CLARIFIER MAINTENANCE WORKS**RESOLUTION 2022/435****Moved: Cr Michael Prevedello****Seconded: Cr Jason Shepherd**

- 1. That the report from the Director Utilities on the Request for Tender – 2223T0002 Goulburn WTP Clarifier Maintenance Works be received.**
- 2. Council decline to accept the tenders submitted for the Request for Tender 2223T0002 Goulburn WTP Clarifier Maintenance Works 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**15.13 ELECTION ARRANGEMENTS WITH NSW ELECTORAL COMMISSION TO CONDUCT 2024 COUNCIL ELECTION****RESOLUTION 2022/436****Moved: Cr Andy Wood****Seconded: Cr Daniel Strickland****That**

- 1. The report by the Business Manager Governance on the Election Arrangements with NSW Electoral Commission to Conduct 2024 Council Elections be received.**
- 2. The Goulburn Mulwaree Council (“the Council”) resolves:**
 - (a) Pursuant to s.296(2) and (3) of the *Local Government Act 1993 (NSW)* (“the Act”) that an election arrangement be entered into by contract for the Electoral Commissioner to administer all elections of the Council.**
 - (b) Pursuant to s.296(2) and (3) of the Act, as applied and modified by s.18, that a council poll arrangement be entered into by contract for the Electoral Commissioner to administer all council polls of the Council.**
 - (c) Pursuant to s.296(2) and (3) of the Act, as applied and modified by s.18, that a constitutional referendum arrangement be entered into by contract for the Electoral Commissioner to administer all constitutional referenda of the Council.**

CARRIED

15.14 2023 COUNCIL MEETING DATES

RESOLUTION 2022/437

**Moved: Cr Jason Shepherd
Seconded: Cr Steven Ruddell**

That Council Move into Committee of the Whole.

Council moved into Committee of the whole at 7:14pm.

CARRIED

MOTION

**Moved: Cr Daniel Strickland
Seconded:**

That:

1. The report from the Chief Executive Officer on 2023 Council Meeting Dates be received.
2. The 2023 Council Meetings be held at 5pm in the Council Chambers on the first and third Tuesdays of each month except for the following:
 - a) No meeting in January 2023
 - b) There will be one meeting held in July being on the third Tuesday of July 2023.

MOTION LAPSED

RESOLUTION 2022/438

**Moved: Cr Andy Wood
Seconded: Cr Andrew Banfield**

That Council move back into Open Council.

Council moved back into Open Council at 7:15pm.

CARRIED

RESOLUTION 2022/439

**Moved: Cr Bob Kirk
Seconded: Cr Andrew Banfield**

That:

1. The report from the Chief Executive Officer on 2023 Council Meeting Dates be received.
2. The 2023 Council Meetings be held at 6pm in the Council Chambers on the first and third Tuesdays of each month except for the following:
 - a) No meeting in January 2023
 - b) There will be one meeting held in July being on the third Tuesday of July 2023.

CARRIED

15.15 MINUTES OF THE RECREATION AREA COMMITTEE MEETING HELD ON 2 NOVEMBER 2022

RESOLUTION 2022/440

**Moved: Cr Steven Ruddell
Seconded: Cr Andrew Banfield**

That the report from Mr Rob Hughes, Acting Director Operations in regards to the Recreation Area Committee minutes from Wednesday 2 November 2022 be received.

CARRIED

15.16 EXTERNAL MEETING MINUTES

RESOLUTION 2022/441

**Moved: Cr Daniel Strickland
Seconded: Cr Michael Prevedello**

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

- 1. Country Mayors Meeting 18 November 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 7.28pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 20 December 2022.

.....
**Cr Peter Walker
Mayor**

.....
**Aaron Johansson
Chief Executive Officer**