



MINUTES

of the Ordinary Meeting of Council

held in

the temporary Council Chambers within the Theatrette
Civic Centre, Elizabeth Street, Moss Vale

on

Wednesday 25 March 2020

The meeting commenced at 3.30pm

File No. 100/2020



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MINUTES OF THE ORDINARY MEETING OF WINGECARRIBEE SHIRE COUNCIL HELD IN THE TEMPORARY COUNCIL CHAMBERS WITHIN THE THEATRETTA, CIVIC CENTRE, ELIZABETH STREET, MOSS VALE ON WEDNESDAY 25 MARCH 2020 COMMENCING AT 3.30PM

Present: Clr T D Gair (Mayor)
Clr G J Andrews
Clr K J Halstead OAM
Clr G McLaughlin
Clr G Markwart
Clr I M Scandrett
Clr G M Turland
Clr L A C Whipper

In Attendance: General Manager
Deputy General Manager Operations,
Finance and Risk
Deputy General Manager Corporate
Strategy and Development Services
Group Manager Corporate and
Community
Chief Financial Officer
Group Manager Capital Delivery
Administration Officer

Ms Ann Prendergast
Mr Barry W Paull
Mr Mark Pepping
Ms Danielle Lidgard
Mr Richard Mooney
Mr Ned Tripkovic
Ms Michelle Richardson
(in part)

1. OPENING OF THE MEETING

The Mayor Clr T D Gair opened the meeting and welcomed members of the public and the press.

2. ACKNOWLEDGEMENT OF COUNTRY

The Mayor Clr T D Gair acknowledged country:

"I would like to acknowledge the Traditional Custodians of this land and pay my respect to Elders both past and present. I would also like to extend that respect to all Aboriginal and Torres Strait Islanders present here today."

3. PRAYER

The meeting was led in civic prayer by The Mayor Clr T D Gair.

MINUTES OF THE ORDINARY MEETING OF COUNCIL

Wednesday 25 March 2020



The Mayor detailed proposed changes to meeting protocol for the Council meeting considering the Novel Coronavirus COVID-19 pandemic and outlined the separation measures to comply with the Social Separation.

4. APOLOGY

PERS

MN 98/20

MOTION moved by Clr G McLaughlin and seconded by Clr G Markwart

THAT the apology of Clr P W Nelson be accepted and leave of absence granted.

PASSED

5.CONFIRMATION OF MINUTES

MINUTES OF THE EXTRAORDINARY MEETING OF COUNCIL HELD ON WEDNESDAY
11 MARCH 2020

MN 99/20

MOTION moved by Clr L A C Whipper and seconded by Clr G J Andrews

THAT the minutes of the Extraordinary Meeting of Council held on Wednesday 11 March 2020 MN 53/20 to MN 57/20 inclusive, copies of which were forwarded to Councillors, be adopted as a correct record of the proceedings of the meeting subject to the following correction:

- **The addition of Clrs Scandrett, Turland and Halstead dissenting votes be recorded against the lost amendment to Item 7.1 Staff Matter at Extraordinary Council Meeting of 11 March 2020.**

PASSED

MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON WEDNESDAY 11
MARCH 2020

MN 100/20

MOTION moved by Clr L A C Andrews and seconded by Clr G Markwart

THAT the minutes of the Ordinary Meeting of Council held on Wednesday 11 March 2020 MN 58/20 to MN 92/20 inclusive, copies of which were forwarded to Councillors, be adopted as a correct record of the proceedings of the meeting subject to the following correction:

- **Item 18.3 recommendation numbered 1 be amended to replace “constitutional referendum” with “poll”.**

PASSED

6. DECLARATIONS OF INTEREST

101/3, 101/3.1

That where necessary any Councillor now disclose any interest and the reason for declaring such interest in the matters under consideration by Council at this Meeting and to complete the appropriate form to be handed up at the Meeting.

7457

Deputy Mayor G M Turland declared a non-pecuniary interest in Item 9.1 Station Street Upgrade as he owns property near the possible new car park in Mittagong. He would remain in the chamber when this matter was discussed and vote on the item.

SUSPENSION OF STANDING ORDERS

MN 101/20

MOTION moved by Cllr L A C Whipper and seconded by Cllr G Markwart

THAT Standing Orders be suspended in order to defer en bloc to the next Council meeting the following items:

- 9.2 Section 4.55 Modification 18/0565.01 - Modification of Concept Master Plan Bendooley Estate 3020 Old Hume Highway Berrima
- 9.3 Development Application 19/1042 - Multi Dwelling Housing containing 7 units - 25 Oxley Drive, Bowral
- 9.4 DA 20/0102 Tourist and Visitor Accommodation Bendooley Estate - Construction of Accommodation Lodge, Restaurant and Meeting Room Building, Secular Meeting Space and House Keeping Facility
- 11.2 Investment Report - February 2020
- 12.1 Draft Councillor Information Session Code
- 13.1 Legal Report
- 16.1 Minutes of the Heritage Advisory Committee Meeting held on Friday 14 February 2020
- 16.2 Minutes of the Environment and Sustainability Committee meeting of 19 February 2020
- 16.3 Minutes of the Traffic Committee Meeting held electronically on Monday 2 March 202
- 17.1 Question with Notice 9/2020 Mayoral Use of Microphone in Meetings
- 18.1 Notice of Motion 9/2020 Letter of Appreciation to Mittagong Airfield Committee
- 18.2 Notice of Motion 10/2020 - Regular Update on Compliance Activities
- 18.3 Notice of Motion 11/2020- Information Session on Milton Park
- 18.4 Notice of Motion 12/2020 2019 Deferred Heritage Items
- 18.5 Notice of Motion 13/2020 Postponement of Council Meetings - Covid-19
- 18.6 Notice of Motion 14/2020 Old South Road Costing
- 18.7 Notice of Motion 15/2020 - Staff Removal from Council Meetings
- 19.2 Legal Report - Closed Council

PASSED

MN 102/20

RESUMPTION OF STANDING ORDERS moved by Cllr G J Andrews and seconded by Cllr G Markwart

THAT Standing Orders be resumed.

RESUMPTION OF STANDING ORDERS PASSED

7. MAYORAL MINUTE

7.1 Permission for Backyard Burning in Bush Fire Affected Villages

Reference: 102/5; 6437/4; 5450/28.6
Report Author: Mayor T D Gair
Authoriser: Mayor T D Gair
Link to Community Strategic Plan:

PURPOSE

To purpose of this Mayoral Minute is enable residents in the villages directly affected in the recent bush fires to remove and burn any dead vegetation on their properties during the non-bush fire period in 2020.

MN 103/20

MOTION moved by Mayor Clr T D Gair and seconded by Clr L A C Whipper

1. ***THAT Council waive the restriction which prevents residents on properties under 4000m² from burning vegetation on their properties as per Council's Policy in the Wingello Village area, the Balmoral locality and parts of Bundanoon township which were impacted by the 2019/2020 bushfires during the non-bush fire danger period in 2020.***
2. ***THAT Council staff develop in consultation with the Local NSW Rural Fire Service a Guideline as how best to manage and implement this permission in accordance with any appropriate specifications and requirements to minimise impacts and risks within the Village environs.***

PASSED

AMENDMENT moved by Deputy Mayor G M Turland and seconded by Clr Scandrett

1. ***THAT*** the Mayoral Minute of Backyard Burning in Bushfire Affected Villages approve the Rural Fire Service to control any approval.

LOST

7.2 Deliveries to Supermarkets and Food Retailers

Reference: 5300; 102/5
Report Author: Mayor T D Gair
Authoriser: Mayor T D Gair
Link to Community Strategic Plan:

PURPOSE

The purpose of this Mayoral Minute is to recognise the actions already undertaken by the NSW State Government to introduce a State Environmental Planning Policy (SEPP) effective 20 March 2020 to enable retailers including supermarkets and other businesses to receive deliveries 24/7 to meet consumer demands. The SEPP title is (COVID-19 Response). At the time of preparation of the Business Paper, the full details of the inclusions of exemptions had not been published. Accordingly, it is suggested that should certain rural and regional type retailers be excluded from serving their communities, it would also be appropriate to extend that flexibility to other retailers such as general stores, retailers of food and personal items such as petrol stations and key service providers where local supermarkets are non-existent.

MN 104/20

MOTION moved by C/r L A C Whipper and seconded by C/r I M Scandrett

THAT the matter be noted.

PASSED

AMENDMENT moved by Deputy Mayor G M Turland

THAT as the State Government has already legislated this motion, this Mayoral Minute be removed.

LOST

7.3 Novel Coronavirus (COVID -19) Arrangements for Council

Reference:	100
Report Author:	Group Manager Corporate and Community
Authoriser:	Deputy General Manager Corporate, Strategy and Development Services
Link to Community Strategic Plan:	An enhanced culture of positive leadership, accountability and ethical governance that guides well informed decisions to advance agreed community priorities

PURPOSE

The purpose of this Mayoral Minute is to put in place arrangements for accepting tenders and Council meetings during the COVID-19 pandemic.

MN 105/20

MOTION moved by Mayor Clr T D Gair and seconded by Clr G Markwart

1. **THAT** in accordance with Section 377 of the Local Government Act 1993 Council amend the General Manager's Delegations to include the power to accept or reject tenders as detailed in Clause 178 of the Local Government (General) Regulation 2005, AND THAT the amended delegations be in force until 30 June 2020 or as otherwise amended or until Council meetings recommence by way of video conferencing or other means.
2. **THAT** in accordance with Section 377 of the Local Government Act 1993 any tender that proposes to provide services currently provided by members of staff of the Council is excluded from the delegations as proposed in the amended delegations.
3. **THAT** the ordinary meetings of Council scheduled for 8 and 22 April be cancelled due to Health and Safety concerns relating to the Novel Coronavirus (COVID-19) pandemic, AND FURTHER THAT Council review the situation regarding future council meetings once further advice is received from the Office of Local Government on changes proposed to allow alternatives to the current mandated format for voting and the conduct of Council Meetings.

PASSED

Clr Scandrett, Turland and Halstead requested their dissenting votes be recorded

AMENDMENT moved by Deputy Mayor G M Turland and seconded by Clr K J Halstead
OAM

1. **THAT** the business of Council be conducted by the Mayor and Deputy Mayor as representing the whole 9 Councillors from 26 March 2020 onwards.
2. **THAT** all tenders submitted to Council be determined by the Mayor and Deputy Mayor and a community representative representing the whole 9 councillors from 26 March 2020.
3. **THAT** the ordinary meetings of Council scheduled for 8 and 22 April be cancelled due to Health and Safety concerns relating to the Novel Coronavirus (COVID-19) pandemic, AND FURTHER THAT Council review the situation regarding future council meetings once further advice is received from the Office of Local Government on changes proposed to allow alternatives to the current mandated format for voting and the conduct of Council Meetings.

LOST

8. PUBLIC FORUM

Nil

9. VISITOR MATTERS

OPERATIONS

9.1 Station Street Upgrade

Reference:	7457
Report Author:	Group Manager Capital Projects
Authoriser:	Deputy General Manager Operations, Finance and Risk
Link to Community	
Strategic Plan:	Work in partnership to ensure a safe road network

PURPOSE

The purpose of this report is to provide an update on the progress of the Station Street upgrade project and to present the outstanding matters requiring Council approval to progress the works to tender phase.

The Deputy General Manager Operations, Finance and Risk, Mr Barry Paull addressed Council on this item.

Mr Robert Smart addressed Council on this item.

The General Manager left the chambers, the time being 04:39pm.

The General Manager returned to the meeting, the time being 05:00pm.

Clr K J Halstead OAM left the chambers, the time being 05:36pm.

Clr K J Halstead OAM returned to the meeting, the time being 05:38pm.

The General Manager left the chambers, the time being 05:50pm.

The General Manager returned to the meeting, the time being 05:57pm.

MN 106/20

MOTION moved by Cllr L A C Whipper and seconded by Cllr G McLaughlin

1. **THAT** Council endorses the modified design layout for the roundabout at the Northern end of the Station Street Project.
2. **THAT** Council proceeds with the removal of eight (8) existing Pin Oak trees from the western alignment of Station Street with the adoption of the “Pin Oak Avenue Succession Plan” and replanting of five (5) Super Advanced Pin Oak trees within the new median strip **AND THAT** Council prepares a replacement strategy in the event that the trees on the eastern side of Station Street deteriorate.
3. **THAT** Council confirms the inclusion of the construction of a 70-space public car park on land owned by Transport for NSW, adjacent to Mittagong Railway Station to provide alternative parking spaces for rail commuters and the general public.
4. **THAT** the funds required for the construction of the 70-space public carpark adjacent to Mittagong Railway Station be included in the Draft 2020/21 Operational Plan and Budget.

PASSED

Cllrs Scandrett, Turland and Halstead OAM requested their dissenting votes be recorded

AMENDMENT moved by Deputy Mayor G M Turland and seconded by Cllr K J Halstead OAM

1. **THAT** Council suspend the work on the Station Street project until such time as the pandemic passes and the world returns to normal as we know it.
2. **THAT** the project and Stage 2 be made shovel ready to apply for State and Federal Government Grants in the future.
3. **THAT** the project be re-consulted with the public due to the significance of the changes compared to the first approved scheme for the project.
4. **THAT** the funds set aside for the project be diverted to help the community during this very difficult and trying time.

LOST

CORPORATE AND STRATEGY

9.2 Section 4.55 Modification 18/0565.01 - Modification of Concept Master Plan Bendooley Estate 3020 Old Hume Highway Berrima

Reference:	18/0565.01
Report Author:	Manager Development Assessment
Authoriser:	Group Manager Planning, Development and Regulatory Services Group Manager Planning Development and Regulatory Services
Applicant:	Bendooley Estate Berrima Pty Ltd
Owner:	Bendooley Estate Berrima Pty Ltd
Link to Community Strategic Plan:	Promote building practices and the types of developments that improve resource efficiency

PURPOSE

The purpose of this report is to consider a Section 4.55 Modification Application to Concept Plan Consent DA 18/0565 at 3020 Old Hume Highway Berrima NSW 2577, Lots 2 and 3 DP 584423. This report is prepared for determination, and recommends **APPROVAL**, subject to attached conditions of consent.

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

VOTING ON THE MOTION

Councillors are required to record their votes on this matter.

9.3 Development Application 19/1042 - Multi Dwelling Housing containing 7 units - 25 Oxley Drive, Bowral

Reference:	19/1042
Report Author:	Senior Town Planner
Authoriser:	Manager Development Assessment
Applicant:	Le Ralais Pty Ltd
Owner:	Tony & Serena Antoun
Link to Community Strategic Plan:	Identify and protect the unique characteristics of towns and villages to retain a sense of place

PURPOSE

The purpose of this report is to consider Development Application 19/1042 which seeks development consent for a Multi Dwelling Housing development containing 7 units at Lot 11 DP 603108, being 25 Oxley Drive, Bowral. This report is prepared for determination, and recommends **APPROVAL**, subject to attached conditions of consent (**Attachment 1**).

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

VOTING ON THE MOTION

Councillors are required to record their votes on this matter.

9.4 DA 20/0102 Tourist and Visitor Accommodation Bendooley Estate - Construction of Accommodation Lodge, Restaurant and Meeting Room Building, Secular Meeting Space and House Keeping Facility

Reference:	20/0102
Report Author:	Manager Development Assessment
Authoriser:	Group Manager Planning, Development and Regulatory Services Group Manager Planning Development and Regulatory Services
Applicant:	Bendooley Estate Berrima Pty Ltd
Owner:	Antikvorem Pty Ltd
Link to Community Strategic Plan:	Promote building practices and the types of developments that improve resource efficiency

PURPOSE

The purpose of this report is to consider a Development Application for the construction of an Accommodation Lodge, Restaurant/Meeting Room building, Secular Meeting Place, Housekeeping facility with associated carparking, landscaping and services at 3020 Old Hume Highway Berrima NSW 2577, specifically on Lot 2 DP 584423. This report is prepared for determination, and recommends **APPROVAL**, subject to attached conditions of consent.

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

VOTING ON THE MOTION

Councillors are required to record their votes on this matter.

10. EN BLOC MOTION

The General Manager addressed Council on this matter on page 4 MN101/20.

11. OPERATIONS FINANCE AND RISK

11.1 Tender for Merrigang Street Reconstruction - Subgrade Stabilisation

Reference:	6330/20.5
Report Author:	Project Engineer Civil
Authoriser:	Group Manager Infrastructure Services
Link to Community Strategic Plan:	Work in partnership to ensure a safe road network

PURPOSE

The purpose of this report is to present the evaluation of the Request for Tender for the Merrigang Street Reconstruction – Subgrade Stabilisation (full service).

MN 107/20

MOTION moved by Cllr L A C Whipper and seconded by Cllr G McLaughlin

1. **THAT** the report concerning Merrigang Street Reconstruction – Subgrade Stabilisation (full service) - Council adopts the recommendations contained within the Closed Council report – Item 19.1.
2. **THAT** Council accepts the tender from Roadworx Surfacing Pty Ltd at a Lump Sum of \$85,030.26 to undertake subgrade stabilisation works with 3% Cement on Merrigang Street, Bowral

PASSED

11.2 Investment Report - February 2020

Reference:	2104
Report Author:	Accounting Officer (Banking and Investments)
Authoriser:	Chief Financial Officer
Link to Community Strategic Plan:	Effective financial and asset management ensure Council's long term sustainability

PURPOSE

The purpose of this report is to present Council's Investment Portfolio held at 29 February 2020.

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

12. CORPORATE STRATEGY AND DEVELOPMENT SERVICES

12.1 Draft Councillor Information Session Code

Reference:	800/2
Report Author:	Governance Officer
Authoriser:	Deputy General Manager Corporate, Strategy and Development Services
Link to Community Strategic Plan:	An enhanced culture of positive leadership, accountability and ethical governance that guides well informed decisions to advance agreed community priorities

PURPOSE

The purpose of this report is to seek adoption of the draft Councillor Information Session Code at **Attachment 1** (the 'draft Code').

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

13. GENERAL MANAGER

13.1 Legal Report

Reference:	107/22
Report Author:	General Counsel
Authoriser:	Group Manager Corporate and Community
Link to Community	
Strategic Plan:	An enhanced culture of positive leadership, accountability and ethical governance that guides well informed decisions to advance agreed community priorities

PURPOSE

The purpose of this report is to update Council on the status of legal proceedings reported at the ordinary meeting of Council on 11 March 2020.

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

14. DELEGATE REPORTS

Nil

15. PETITIONS

Nil

16. COMMITTEE REPORTS

16.1 Minutes of the Heritage Advisory Committee Meeting held on Friday 14 February 2020

Reference: 107/16
Report Author: Strategic Land Use Planner (Heritage)

PURPOSE

This report provides the Minutes of the Heritage Advisory Committee Meeting held on Friday 14 February 2020.

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

16.2 Minutes of the Environment and Sustainability Committee meeting of 19 February 2020

Reference:	107/25
Report Author:	Administration Officer (Meetings)
Authoriser:	Group Manager Corporate and Community
Link to Community Strategic Plan:	An enhanced culture of positive leadership, accountability and ethical governance that guides well informed decisions to advance agreed community priorities

PURPOSE

This report provides the Minutes of the Environment and Sustainability Committee Meeting held on 19 February 2020.

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

16.3 Minutes of the Traffic Committee Meeting held electronically on Monday 2 March 2020

Reference: 107/6
Report Author: Traffic Engineer (Contractor)
Authoriser: Manager Assets
Link to Community Strategic Plan: Work in partnership to ensure a safe road network

PURPOSE

This report provides the Minutes of the Traffic Committee Meeting electronically held on 2 March 2020.

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

17. QUESTIONS WITH NOTICE

17.1 Question with Notice 9/2020 Mayoral Use of Microphone in Meetings

Reference:	101/2
Report Author:	Administration Officer (Meetings)
Authoriser:	Group Manager Corporate and Community
Link to Community Strategic Plan:	An enhanced culture of positive leadership, accountability and ethical governance that guides well informed decisions to advance agreed community priorities

To: General Manager

From: Clr G Turland

Received: 16.3.20

Subject: Mayoral Microphone in Meetings

Question:

I request a report to where in the Code of Meeting Practice does the Mayor have authority to use the gag button on the Mayor's microphone.

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

18. NOTICES OF MOTION

18.1 Notice of Motion 9/2020 Letter of Appreciation to Mittagong Airfield Committee

Reference:	100/4
Report Author:	Administration Officer (Meetings)
Authoriser:	Group Manager Corporate and Community
Link to Community Strategic Plan:	An enhanced culture of positive leadership, accountability and ethical governance that guides well informed decisions to advance agreed community priorities

PURPOSE

Councillor Turland has given notice that it is his intention to move the following motion at the Ordinary Meeting of Council on 25 March 2020:

THAT Council endorse a letter of appreciation to the Mittagong Airfield Committee for their support to the Rural Fire Service and the residents of the Wingecarribee during the devastating fire months that have passed (sic).

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

18.2 Notice of Motion 10/2020 - Regular Update on Compliance Activities

Reference:	100/4
Report Author:	Administration Officer (Meetings)
Authoriser:	Group Manager Corporate and Community
Link to Community Strategic Plan:	An enhanced culture of positive leadership, accountability and ethical governance that guides well informed decisions to advance agreed community priorities

PURPOSE

Councillor Turland has given notice that it is his intention to move the following motion at the Ordinary Meeting of Council on 25 March 2020:

THAT Councillors be provided with a regular update on the compliance activities undertaken by Council including notices and order issued.

THAT the information be provided in the monthly report to Council via the Legal Affairs Update Report.

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

18.3 Notice of Motion 11/2020- Information Session on Milton Park

Reference:	100/4
Report Author:	Administration Officer (Meetings)
Authoriser:	Group Manager Corporate and Community
Link to Community Strategic Plan:	An enhanced culture of positive leadership, accountability and ethical governance that guides well informed decisions to advance agreed community priorities

PURPOSE

Councillors McLaughlin and Nelson have given notice that it is their intention to move the following motion at the Ordinary Meeting of Council on 25 March 2020:

THAT an information session be held as a matter of urgency on matters pertaining to the heritage listed item, Milton Park.

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

18.4 Notice of Motion 12/2020 2019 Deferred Heritage Items

Reference:	100/4
Report Author:	Administration Officer (Meetings)
Authoriser:	Group Manager Corporate and Community
Link to Community Strategic Plan:	An enhanced culture of positive leadership, accountability and ethical governance that guides well informed decisions to advance agreed community priorities

PURPOSE

Councillors McLaughlin and Nelson have given notice that it is their intention to move the following motion at the Ordinary Meeting of Council on 25 March 2020:

THAT a report on the proposed heritage items that were deferred in 2019 be brought back to Council for a resolution to progress these heritage items.

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

18.5 Notice of Motion 13/2020 Postponement of Council Meetings - Covid-19

Reference:	100/4
Report Author:	Administration Officer (Meetings)
Authoriser:	Group Manager Corporate and Community
Link to Community Strategic Plan:	An enhanced culture of positive leadership, accountability and ethical governance that guides well informed decisions to advance agreed community priorities

PURPOSE

Councillor Halstead has given notice that it is his intention to move the following motion at the Ordinary Meeting of Council on 25 March 2020:

1. THAT all Council meetings after 25 March 2020, be postponed until further notice due to the very serious corona virus health threat.
2. THAT Council call upon the NSW State Government to postpone the Local Government Election in September 2020 until 2021.

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

18.6 Notice of Motion 14/2020 Old South Road Costing

Reference:	100/4
Report Author:	Administration Officer (Meetings)
Authoriser:	Group Manager Corporate and Community
Link to Community Strategic Plan:	An enhanced culture of positive leadership, accountability and ethical governance that guides well informed decisions to advance agreed community priorities

PURPOSE

Councillor Scandrett has given notice that it is his intention to move the following motion at the Ordinary Meeting of Council on 25 March 2020:

1. THAT Council commence Planning and costing for a major upgrade to Old South Road from Range Road to Yerrinbool, such project to refer to current growing traffic loads and likely traffic loads arising from new population and new greenfield site investigations.
2. THAT such planning and costing be expedited so as to have a shovel ready project proposal available within three months ready for seeking Federal and State grant funding in conjunction with State infrastructure loans support such as T Corp.

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

18.7 Notice of Motion 15/2020 - Staff Removal from Council Meetings

Reference:	100/4
Report Author:	Administration Officer (Meetings)
Authoriser:	Group Manager Corporate and Community
Link to Community Strategic Plan:	An enhanced culture of positive leadership, accountability and ethical governance that guides well informed decisions to advance agreed community priorities

PURPOSE

Councillor Scandrett has given notice that it is his intention to move the following motion at the Ordinary Meeting of Council on 25 March 2020:

THAT the General Manager provide a detailed explanation as to how she had the power to remove all staff from the meeting of 11 March 2020, such explanation to include references to the appropriate act or similar.

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

19. CLOSED COUNCIL

MOVING INTO CLOSED SESSION

107/9

There was no Closed Council at this meeting.

19.1 Tender for Merrigang Street Reconstruction - Subgrade Stabilisation

Reference: 6330/20.5
Report Author: Project Engineer Civil
Authoriser: Group Manager Infrastructure Services
Link to Community Strategic Plan: Work in partnership to ensure a safe road network

CONFIDENTIAL ITEM

This report is confidential in accordance with s10A(2) of the Local Government Act, 1993, under clause 10A(2)d(i) as it contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

PURPOSE

The purpose of this report is to present the evaluation of the Request for Tender for the Merrigang Street Reconstruction – Subgrade Stabilisation (full service).

THIS ITEM WAS DEALT WITH EARLIER IN THE MEETING MN 106/20 ON PAGE 16.

19.2 Legal Report - Closed Council

Reference:	107/22
Report Author:	General Counsel
Authoriser:	Group Manager Corporate and Community
Link to Community Strategic Plan:	An enhanced culture of positive leadership, accountability and ethical governance that guides well informed decisions to advance agreed community priorities

CONFIDENTIAL ITEM

This report is confidential in accordance with s10A(2) of the Local Government Act, 1993, under clause 10A(2)(g) as it contains advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

PURPOSE

The purpose of this report is to update Council on the status of legal proceedings reported to Council at the meeting of 11 March 2020.

THIS ITEM WAS DEFERRED PURSUANT TO STANDING ORDERS MN 101/20 PAGE 4

20. RESUMPTION OF OPEN AGENDA

107/10

ADOPTION OF CLOSED COUNCIL

There were no Motions dealt with in Closed Council

21. MEETING CLOSURE

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 6.06 PM

In accordance with the provisions of Section 375(2) of the Local Government Act, these Minutes of the Ordinary Council Meeting held Wednesday 25 March 2020 numbered M/N 98/20 to M/N 106/20 were signed by me hereunder at the Council Meeting held on Wednesday 8 April 2020.

CHAIRMAN

READ AND CONFIRMED ON WEDNESDAY 8 APRIL 2020

CHAIRMAN

PUBLIC OFFICER