



MINUTES

of the Ordinary Meeting of Council

held remotely using audio visual link and open to members of the
community via webcast

on

Wednesday 9 September 2020

The meeting commenced at 3.30pm

File No. 100/2020

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MINUTES OF THE ORDINARY MEETING OF COUNCIL

Wednesday 9 September 2020



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MINUTES OF THE ORDINARY MEETING OF WINGECARRIBEE SHIRE COUNCIL HELD REMOTELY USING AUDIO VISUAL LINK AND IS OPEN TO MEMBERS OF THE COMMUNITY VIA WEBCAST ON WEDNESDAY 9 SEPTEMBER 2020 COMMENCING AT 3.30PM

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

In Attendance:	Acting General Manager	Mr Barry W Paull
	Acting Deputy General Manager	
	Operations, Finance and Risk	Mr Richard Mooney
	Deputy General Manager Corporate	
	Strategy and Development Services	Mr Mark Pepping
	Group Manager Corporate and	
	Community	Ms Danielle Lidgard
	Group Manager Planning,	
	Development and Regulatory Services	Mr Nicholas Wilton*
	Group Manager Project Delivery	Mr Ned Tripkovic (in part)
	Chief Information Officer	Mr John Crawford
	Manager of Assets	Mr Stace Lewer (in part)
	Coordinator Media and Communications	Mr David Sommers*
	Administration Officer	Ms Michelle Richardson

NOTE: Due to current government requirements around social distancing due to the COVID-19 pandemic, some Councillors and some staff attended the meeting remotely via zoom audio visual link. This is indicated by *. The Mayor and remaining staff were present in the Council Chambers for this meeting.

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

Deputy Mayor Clr G M Turland 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.

4. APOLOGY

There were no apologies at this Meeting.

PERS

5. CONFIRMATION OF MINUTES

MINUTES OF THE EXTRAORDINARY MEETING OF COUNCIL HELD ON MONDAY 24 AUGUST 2020

MOTION

MN 354/20

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

THAT the minutes of the Extraordinary Meeting of Council held on Wednesday 24 August 2020 MN 334/20 inclusive, copies of which were forwarded to Councillors, be adopted as a correct record of the proceedings of the meeting.

PASSED

MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON WEDNESDAY 26 AUGUST 2020

MN 355/20

MOTION moved by Clr G McLaughlin and seconded by Deputy Mayor G M Turland

THAT the minutes of the Ordinary Meeting of Council held on Wednesday 26 August 2020 MN 334/20 to MN 353/20 inclusive, copies of which were forwarded to Councillors, be adopted as a correct record of the proceedings of the meeting.

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.

There were no declarations of interest made at this meeting.

7. MAYORAL MINUTES

7.1 Performance Improvement Order Under Section 438A of the Local Government Act 1993

Reference: 101; 102; 103/6
Report Author: Mayor T D Gair
Authoriser: Mayor T D Gair
Link to Community Strategic Plan:

PURPOSE

To advise that on 8 September 2020 The Hon. Shelley Hancock MP issued Wingecarribee Shire Council with a Performance Improvement Order, under section 438A of the Local Government Act 1993.

The Group Manager Corporate and Community addressed Council on this item.

The Deputy General Manager Corporate Strategy and Development Services addressed Council on this item.

The Acting General Manager addressed Council on this item.

MN 356/20

MOTION moved by Mayor Cllr T D Gair and seconded by Cllr K J Halstead OAM

THAT Council acknowledge the Performance Improvement Order issued by the Minister for Local Government, The Hon. Shelley Hancock issued under section 438A of the Local Government Act 1993 as included in Attachment 1

PASSED

8. PUBLIC FORUM 100/13 6500/2

Item 11.2 Request to Name Cricket Grounds at Centennial Park

Mr Matthew Watson addressed Council in support of the application.

9. VISITOR MATTERS

OPERATIONS

Nil

CORPORATE AND STRATEGY

9.1 Development Application 20/0747 - Student Accommodation in Association with the Existing Frensham School at 51 Range Road, Mittagong

Reference:	20/0747
Report Author:	Senior Town Planner
Authoriser:	Manager Development Assessment Group Manager Planning Development and Regulatory Services
Applicant:	Winifred West Schools Ltd
Owner:	Winifred West Schools Ltd
Link to Community Strategic Plan:	Conserve the key natural resources of the Shire and minimise the impact from development

PURPOSE

The purpose of this report is to consider Development Application 20/0747 which seeks development consent for proposed student accommodation buildings and multi-purpose hall in bushland in association with the existing Frensham School at Lot 1 DP 1133695, 51 Range Road, Mittagong. This report is prepared for determination, and recommends **APPROVAL**, subject to attached conditions of consent (**Attachment 1**).

VOTING ON THE MOTION

Councillors are required to record their votes on this matter.

Mr Clive West addressed Council against the development application.

Ms Erin Dethridge, on behalf of the Applicant addressed Council in favour of the development application.

The Group Manager Planning, Development and Regulatory Services addressed Council on this item.

The Acting General Manager left the meeting, the time being 4.43pm

The Acting General Manager returned to the meeting, the time being 4.44pm

MN 357/20

MOTION moved by Clr L A C Whipper and seconded by Clr K J Halstead OAM

1. **THAT** Development Application 20/0747 which seeks development consent for student accommodation buildings and multi-purpose hall in bushland in association with the existing Frensham School at Lot 1 DP 1133695, 51 Range Road, Mittagong be DEFERRED due to significant public concern about environmental impacts and incremental loss, fragmentation and vulnerability of this Endangered Ecological Community and the potential long term and irrevocable habitat impacts associated with this development including (but not limited to) koala feed trees.
2. **THAT** the Applicant be requested to refer their proposed development to the Commonwealth Department of Agriculture, Water and Environment under the *Environment Protection and Biodiversity Conservation Act 1999* (EPBC Act) and that this application be brought back to Council along with comments and/or recommendations from the Department.
3. **THAT** Council facilitate a meeting between Frensham School and community representatives to explore the possibility of relocating the development to prevent environmental and habitat impacts.

VOTING ON THE MOTION

For the motion: Clr K J Halstead OAM, Clr G McLaughlin, Clr P W Nelson, Clr I M Scandrett, Deputy Mayor G M Turland and Clr L A C Whipper

Against the motion: Clr G J Andrews and Mayor Clr T D Gair

PASSED

AMENDMENT moved by Mayor Clr T D Gair and seconded by Clr G McLaughlin

THAT the application be DEFERRED subject to Council facilitating a meeting between Council representatives and Frensham School exploring the possibility of relocating the development to minimise environmental and habitat impacts in the first instance.

VOTING ON THE AMENDMENT

For the amendment: Clr G J Andrews, Mayor Clr T D Gair, Clr G McLaughlin

Against the amendment: Clr K J Halstead OAM, Clr P W Nelson, Clr I M Scandrett, Deputy Mayor G M Turland and Clr L A C Whipper

LOST

10. EN BLOC MOTION

There was no En Bloc Motion at this Meeting.

11. OPERATIONS FINANCE AND RISK

11.1 2019/20 Annual Financial Statements

Reference:	2105
Report Author:	Acting Chief Financial Officer
Authoriser:	Acting Deputy General Manager Operations Finance and Risk
Link to Community Strategic Plan:	Effective financial and asset management ensure Council's long term sustainability

PURPOSE

The purpose of this report is to advise Council that the Draft Annual Financial Statements for the year ended 30 June 2020 have been prepared and for Council to:

MN 358/20

MOTION moved by Clr G McLaughlin and seconded by Clr P W Nelson

1. **THAT** Council refer the Draft Annual Financial Statements for the year ended 30 June 2020 for audit in accordance with Section 413(1) of the Local Government Act 1993.
2. **THAT** the Mayor and a Councillor be authorised to sign the Statement by Councillors and Management made pursuant to Section 413(2)(c) of the Local Government Act 1993, with the General Manager and the Responsible Accounting Officer.
3. **THAT** Council fix the date of 11 November 2020 for the audited Annual Financial Statements, together with the auditor's reports, to be presented to the public in accordance with Section 418(1)(a) and 1(b) of the Local Government Act 1993.

PASSED

11.2 Request to Name Cricket Grounds at Centennial Park

Reference:	6500/2
Report Author:	Senior Asset Officer Parks and Building
Authoriser:	Asset Coordinator Parks and Buildings
Link to Community	
Strategic Plan:	Create welcoming and accessible community facilities that support opportunities for people to meet and connect with one another

PURPOSE

The purpose of this report is to seek Council direction in relation to a request from the Bowral Blues Cricket Club to name the cricket grounds at Centennial Park, Bowral in honour of club member, Brian Martin.

The Manager of Assets addressed Council on this item.

MN 359/20

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

THAT Council approve the request from the Bowral Blues Cricket Club to name the cricket grounds at Centennial Park Bowral, *Brian Martin Oval*.

PASSED

11.3 Land Acquisition - Moss Vale

Reference:	800/10
Report Author:	Coordinator Property Services
Authoriser:	Acting Deputy General Manager Operations Finance and Risk
Link to Community Strategic Plan:	Effective financial and asset management ensure Council's long term sustainability

PURPOSE

The purpose of this report is to seek Council approval for the Acting General Manager to be delegated authority to negotiate the potential purchase of property in Moss Vale.

MN 360/20

MOTION moved by Cllr I M Scandrett and seconded by Cllr P W Nelson

THAT the report concerning the potential purchase of land in Moss Vale be considered in Closed Council – Item 19.1. This report is confidential in accordance with S10A(2) of the Local Government Act 1993, under clause 10A(2)(c) as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

PASSED

12. CORPORATE STRATEGY AND DEVELOPMENT SERVICES

12.1 Development Applications Determined from 27 July 2020 to 27 August 2020

Reference:	5302
Report Author:	Team Leader Business Support
Authoriser:	Group Manager Planning, Development and Regulatory Services
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 update Councillors on Development Applications Determined for the period 27 July 2020 to 27 August 2020.

MN 361/20

MOTION moved by Cllr P W Nelson and seconded by Cllr G McLaughlin

THAT the information relating to the lists of Development Applications Determined for the period 27 July 2020 to 27 August 2020 be received and noted.

PASSED

12.2 Development Applications Received from 27 July 2020 to 27 August 2020

Reference:	5302
Report Author:	Team Leader Business Support
Authoriser:	Group Manager Planning, Development and Regulatory Services
Link to Community Strategic Plan:	Open and effective communication methods and technology are utilised to share information about Council plans, intentions, actions and progress

PURPOSE

The purpose of this report is to update Councillors on Development Applications Determined for the period 27 July 2020 to 27 August 2020.

MN 362/20

MOTION moved by Cllr G McLaughlin and seconded by Cllr P W Nelson

1. **THAT** the information relating to Development Applications Received from 27 July 2020 to 27 August 2020 be received and noted
2. **THAT** the following items be brought to Council:
 - Item 27 19/0091.15 131 Ellsmore Road, Bundanoon
 - Item 35 21/0291 102 - 104 Old Wingello Road, Bundanoon
 - Item 65 21/0208 14 Louisa Street Mittagong.

PASSED

12.3 Draft Development Control Plan Amendments - Engineering Specifications

Reference: 5700
Report Author: Coordinator Strategic Land Use Planning
Authoriser: Group Manager Planning, Development and Regulatory Services

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 seek a resolution of Council to exhibit draft Amendments to Council's Development Control Plans to ensure consistency with Council's draft Engineering Design Specifications which will come into effect in November 2020.

VOTING ON THE MATTER

Councillors are required to record their vote.

MN 363/20

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

1. **THAT** the draft Development Control Plan amendments be placed on public exhibition for a period of 28 days from Wednesday 16 September 2020;
2. **THAT** the exhibition material includes a copy of Council's draft Engineering Design and Construction Specifications;
3. **THAT** Council notify local planning and engineering consultants of the exhibition period; and
4. **THAT** a report be presented to Council at the conclusion of the exhibition period.

PASSED

VOTING ON THE MOTION

For the motion: Clr G J Andrews, Mayor Clr T D Gair, Clr K J Halstead OAM, Clr G McLaughlin, Clr P W Nelson, Clr I M Scandrett, Deputy Mayor G M Turland and Clr L A C Whipper

Against the motion: Nil

12.4 Councillor Representatives on Advisory Committees

Reference:	107
Report Author:	Coordinator Corporate Strategy and Governance
Authoriser:	Group Manager Corporate and Community
Link to Community	
Strategic Plan:	Empower our community to advance agreed priorities, address emerging issues and collaboratively explore new ideas to improve the Shire

PURPOSE

The purpose of this report is to appoint Councillor representatives to advisory committees for a one year period that will expire at the conclusion of the Council term.

MN 364/20

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

1. **THAT** Council appoints a Councillor representative to the vacant position on each of the following advisory committees arising from the resignation from Council of Councillor Gordon Markwart:

Committee	Councillor Nomination
<i>Audit , Risk and Improvement Committee</i>	Clr I M Scandrett - nominated by Deputy Mayor Clr G M Turland and seconded by Clr L A C Whipper Clr Andrews – nominated by Mayor Clr T D Gair, seconded by Clr P W Nelson Clr Scandrett elected delegate (4 votes to 3) Clr Halstead abstained from voting
<i>Community Development Committee</i>	Clr I M Scandrett nominated and elected unopposed
<i>Demographics and Housing Committee</i>	Clr L A C Whipper stood down from Committee Chair: Deputy Mayor Clr G M Turland nominated and elected unopposed Councillor: Clr G McLaughlin
<i>Environment and Sustainability Committee</i>	Alternate Chair Position: Clr K Halstead OAM nominated and elected unopposed
<i>Wingecarribee Floodplain Risk Management Committee</i>	Clr P W Nelson stood down from Committee Alternate chair: Deputy Mayor Clr G M Turland nominated and elected unopposed

2. **THAT** except for the Mayor and Deputy Mayor’s membership of the General Manager’s Performance Review Committee which if necessary will automatically be updated following the election of the Mayor and Deputy Mayor scheduled to take place in September 2020, all Councillor appointments to advisory committees continue for a further one (1) year period that will expire at the conclusion of the Council term in September 2021.

PASSED

12.5 Draft Code of Conduct and Procedures for the Administration of the Code of Conduct

Reference:	101/15, 800/2
Report Author:	Coordinator Corporate Strategy and Governance
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

Amended versions of the Model Code of Conduct for Local Councils in NSW and the Procedures for the Administration of the Code of Conduct for Local Councils in NSW were prescribed on 7 August 2020. This report provides an overview of the key changes and presents for adoption Council's Draft Code of Conduct and Procedures for the Administration of the Code of Conduct which incorporate these changes.

The Group Manager Corporate and Community addressed Council on this item.

[The Acting General Manager](#) addressed Council on this item.

MN 365/20

MOTION moved by Mayor Cllr T D Gair and seconded by Deputy Mayor G M Turland

THAT the Draft Code of Conduct provided at Attachment 1 and Draft Procedures for the Administration of the Code of Conduct provided at Attachment 2 be adopted with the retention of the existing \$50.00 cap on the value of gifts and benefits.

PASSED

Cllr Scandrett requested his dissenting vote be recorded.

AMENDMENT moved by Cllr I M Scandrett

THAT the Draft Code of Conduct provided at Attachment 1 and Draft Procedures for the Administration of the Code of Conduct provided at Attachment 2 be adopted, with amendments to the cap on the value of gifts and benefits be \$10.00.

MOTION LAPSED THROUGH WANT OF A SECONDER

12.6 Delegates and Motions for the Local Government NSW Annual Conference 2020

Reference: 102 204/2020
Report Author: PA for Mayor
Authoriser: Deputy General Manager Corporate, Strategy and Development Services

Link to Community Strategic Plan: Develop leadership skills and build networks through a range of formal and informal opportunities

PURPOSE

The purpose of this report is to nominate:

- delegates for the online Local Government New South Wales (LGNSW) conference to be held on Monday, 23 November 2020, and
- motions for inclusion in the Local Government NSW Annual Conference NSW

The Deputy General Manager Corporate Strategy and Development Services addressed Council on this item.

MN 366/20

MOTION moved by Cllr P W Nelson and seconded by Cllr I M Scandrett

1. **THAT** the following delegates are nominated to take part in the online 2020 Local Government NSW Annual Conference:

- a. Mayor of the Day
- b. Cllr Nelson
- c. Cllr McLaughlin
- d. Cllr Scandrett

AND THAT the Acting General Manager, or delegate, be authorised to attend the online Local Government NSW Annual Conference as an observer.

2. **THAT** the following motions be submitted to Local Government NSW for consideration in the 2020 Annual Conference Agenda Paper:

- a. **THAT** Councillors be elected on a first past the post basis to remove preference deals.
- b. **THAT** the Department of Planning, Industry and Environment urgently review various planning policies that threaten residential amenity and heritage areas from uses such as seniors housing, aged care facilities, health service facilities, boarding houses and the new 2020 Low Rise Housing Diversity Code.
- c. **THAT** LGNSW continues to actively lobby the State Government for increased funding for libraries.
- d. **THAT** no political parties/groups run on the ballots AND THAT all candidates are listed below the line as individual candidates.

PASSED

13. GENERAL MANAGER

Nil

14. DELEGATE REPORTS

Nil

15. PETITIONS

15.1 Petition 5/2020 Retford Park Estate - Urban Amenity

Reference:	100/8 20/0720.01
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

The purpose of this report is to present Council with a petition relating to Retford Park Estate.

The petition contains over 150 signatures.

A copy of the Petition will be tabled at the Ordinary Meeting of Council.

MN 367/20

MOTION moved by Cllr P W Nelson and seconded by Cllr I M Scandrett

1. **THAT** Petition 5/2020 relating to Retford Park Estate be received and noted by Council.
2. **THAT** a report come to Council to prepare a Planning Proposal to amend clause 1.9A(2) of Wingecarribee LEP 2010 by adding the following:
 - (h) to any agreement or other relevant instrument applying to any parcel of land within Retford Park Estate, being the 26.63ha of land comprising the western portion of Lot 222 DP1206897.

VOTING ON THE MOTION

For the motion: Cllr G J Andrews, Mayor Cllr T D Gair, Cllr K J Halstead OAM, Cllr G McLaughlin, Cllr P W Nelson, Cllr I M Scandrett and Cllr L A C Whipper

Against the motion: Deputy Mayor G M Turland

PASSED

16. COMMITTEE REPORTS

Nil

17. QUESTIONS WITH NOTICE

17.1 Question with Notice 36/2020 Resource Recovery Centre Clean Up Recovery Costs

Reference:	101/2 7503/25
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

To: Acting General Manager
From: Deputy Mayor Clr G Turland
Received: 31 August 2020

Subject: Resource Recovery Centre Clean Up Costs

Question:

In the Council meeting, the Acting General Manager stated he took on notice the question concerning costs council has paid out for the privately owned mulching unit burnt and/or destroyed in the fire at the Resource Recovery Centre on 4 January 2020.

How much has the fire cost the Council in clean up, removal, staff time and any other costs incurred.

Response:

In relation to the privately owned mulching unit, the insurance claim was finalised in May 2020. The resulting cost to Council from the insurance claim was the excess payable in accordance with Council's insurance policy of \$10,000.00.

In relation to the overall cost of the Resource Recovery Centre fire and the remaining insurance claim, a Councillor information session is scheduled to be held on the 9 September 2020.

MN 368/20

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

THAT the information session as provided to Councillors on 9 September 2020 be uploaded to Council's website.

PASSED

17.2 Question with Notice 37/2020 Resource Recovery Centre Risk Assessment

Reference: 101/2 7503/25
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

To: Acting General Manager
From: Deputy Mayor Clr G Turland
Received: 31 August 2020

Subject: Resource Recovery Centre Risk Assessment

Question:

1. Has Council undertaken a risk assessment of the fire and green waste at the Resource Recovery Centre?
2. What plans and procedural policies are being developed and recommended to prevent another fire at the Resource Recovery Centre?

Response:

In accordance with MN295/20, a Councillor information session is scheduled to be held on the 9 September 2020 in relation to the fire at the Resource Recovery Centre on the 4 January 2020.

MN 369/20

MOTION moved by Deputy Mayor G M Turland and seconded by Clr I M Scandrett

THAT the information in relation to Question with Notice 37/2020 – Resource Recovery Centre Risk Assessment - be noted.

PASSED

17.3 Question with Notice 38/2020 Station Street Upgrade - Railway Overpass Budget

Reference: 101/2 7457
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: Acting General Manager
From: Deputy Mayor Clr G Turland
Received: 31 August 2020

Subject: Station Street Upgrade - Railway Overpass Budget

Question:

1. In the past proposal of the Station Street (Bypass) now Upgrade; what was the budget for the second bridge over the railway at Wingecarribee Street?
2. Can Council request a report on the *life expectation* or replacement of the Wingecarribee Street bridge from Australian Rail Track Corporation, Sydney Trains, NSW Government.

Response:

In relation to question one, the 2012 "Bowral Parking, Traffic and Transport Strategy" included a high level preliminary estimate of \$3 million for the second bridge crossing, however the bridge duplication is a separate and discrete unfunded future project.

It is also noted that following recent discussions with Council it is proposed to seek approval to use recent grant funding to facilitate the initial feasibility assessment and design works for a second bridge at Wingecarribee Street, and to have a proposed shovel ready project for future grant opportunities.

In relation to question two, Council has confirmed with John Holland Rail that the structural condition of the existing Wingecarribee Street bridge is sound and no major works or replacement is currently planned.

The Acting General Manager addressed council on this item.

MN 370/20

MOTION moved by Deputy Mayor G M Turland and seconded by Clr I M Scandrett

THAT the information in relation to Question with Notice 38/2020 Station Street Upgrade - Railway Overpass Budget - be noted.

PASSED

17.4 Question with Notice 39/2020 Senior Staff Performance Review/KPI Assessments

Reference: 101/2 800
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: Acting General Manager
From: Deputy Mayor Clr G Turland
Received: 31 August 2020

Subject: Senior Staff Performance Review/KPI Assessments

Question:

1. Was there a senior staff performance review and KPI assessment completed in the last four years?
2. Is this a requirement of senior staff contracts?

Response:

1. Yes.
2. Yes.

MN 371/20

MOTION moved by Deputy Mayor G M Turland and seconded by Clr P W Nelson

THAT the information in relation to Question with Notice 39/2020 Senior Staff Performance Review/KPI Assessments - be noted.

PASSED

17.5 Question with Notice 40/2020 Traffic Count along Station, Bong Bong, Burradoo Streets, Kangaloon and Kirkham Roads

Reference: 101/2 7400
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: Acting General Manager
From: Deputy Mayor Clr G Turland
Received: 31 August 2020

Subject: Traffic Count along Station, Bong Bong, Burradoo Streets, Kangaloon and Kirkham Roads

Question:

1. Has Council undertaken a current traffic count on both north and south entries into Bowral on all roads being Station Street, Bong Bong Street, Bundaroo Street, Kangaloon Road and Kirkham Road?
2. What is the projected increase over the years?

Response:

In relation to question one, a number of intersections were counted in March 2017 for both morning and afternoon peaks.

Traffic counts on Kirkham Rd were also collected in 2017 to inform Council's Fixing Country Roads application in 2017.

In relation to question two, Council's modelling has applied a 1% compound growth over 15 years and 20 years to all movements along the key intersections along Station St and at the entry to Bowral. This is for both morning and afternoon peaks.

Council staff have analysed the Station Street Upgrade Project in its traffic modelling and this shows that the project will support the estimated growth; indicating that the Station Street Upgrade Project is a robust solution.

MN 372/20

MOTION moved by Deputy Mayor G M Turland and seconded by Clr I M Scandrett

THAT the information in relation to Question with Notice 40/2020 Traffic Count along Station, Bong Bong, Burradoo Streets, Kangaloon and Kirkham Roads - be noted.

PASSED

18. NOTICES OF MOTION

Nil

19. CLOSED COUNCIL

MOVING INTO CLOSED SESSION

107/9

At this juncture, the time being 6.36pm, Council moved into Closed Council.

MN 373/20

MOTION moved by Clr P W Nelson and seconded by Clr G J Andrews

1. ***THAT Council moves into Closed Council in accordance with the requirements of Section 10A(2) of the Local Government Act 1993 as addressed below to consider the following reports that are confidential for the reasons specified below:***

19.1 Land Acquisition - Moss Vale

Relevant Legal Provisions

This report is referred to Closed Committee in accordance with s10A(2) of the Local Government Act, 1993, under clause 10A(2)(c) as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and the Council considers that it would be on balance contrary to the public interest to consider this information in Open Council.

Brief description

The purpose of this report is to seek Council approval for the Acting General Manager to be delegated authority to negotiate the potential purchase of property at 1 Bowman Road, Moss Vale (being Lot 2 in Deposited Plan 1249526) as the new site for the Wingecarribee Animal Shelter.

2. ***THAT the minutes of the Closed Council part of the meeting (being the Council's resolution) be made public.***

PASSED

19.1 Land Acquisition - Moss Vale

Reference:	PN 1820870
Report Author:	Coordinator Property Services
Authoriser:	Acting Deputy General Manager Operations Finance and Risk
Link to Community Strategic Plan:	Effective financial and asset management ensure Council's long term sustainability

CONFIDENTIAL ITEM

This report is confidential in accordance with s10A(2) of the Local Government Act, 1993, under clause 10A(2)(c) as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

PURPOSE

The purpose of this report is to seek Council approval for the Acting General Manager to be delegated authority to negotiate the potential purchase of property at 1 Bowman Road, Moss Vale (being Lot 2 in Deposited Plan 1249526) as the new site for the Wingecarribee Animal Shelter.

The Acting Deputy General Manager Operations, Finance and Risk addressed Council on this item.

The Acting General Manager addressed Council on this item.

MN 374/20

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

1. **THAT** the Acting General Manager be delegated authority to negotiate with the assigned agent for the purchase of 1 Bowman Road, Moss Vale (being Lot 2 in Deposited Plan 1249526) within a 10% range of formal valuation.
2. **THAT** prior to final agreement being reached that it be brought back to council for final consideration in conjunction with other land areas that have been previously identified for council consideration.

VOTING ON THE MOTION

For the motion: Clr G J Andrews, Mayor Clr T D Gair, Clr K J Halstead OAM, Clr G McLaughlin, Clr P W Nelson, Clr I M Scandrett, Deputy Mayor G M Turland and Clr L A C Whipper

Against the motion: Nil

PASSED

20. RESUMPTION OF OPEN AGENDA

107/10

MN 375/20

MOTION moved by Clr K J Halstead OAM and seconded by Clr P W Nelson

THAT Council moves from Closed Council into Open Council.

PASSED

No members of the public were present in the Chamber.

The recording and live streaming of the meeting recommenced and all present were reminded that the meeting was being recorded and live streamed via the internet for public viewing.

ADOPTION OF CLOSED COUNCIL

107/9

The Acting General Manager read out the adopted Motion from Closed Council.

21. MEETING CLOSURE

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 7.03 PM

In accordance with the provisions of Section 375(2) of the Local Government Act, these Minutes of the Ordinary Council Meeting held Wednesday 9 September 2020 numbered M/N 354/20 to M/N 375/20 were signed by me hereunder at the Council Meeting held on Wednesday 23 September 2020.

CHAIRMAN

READ AND CONFIRMED ON WEDNESDAY 23 SEPTEMBER 2020

CHAIRMAN

PUBLIC OFFICER