



MINUTES

Ordinary Council Meeting

18 June 2024

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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, 18 JUNE 2024 AT 6PM**

PRESENT: Mayor Peter Walker, Deputy Mayor Steve Ruddell, Cr Carol James OAM, Cr Bob Kirk, Cr Michael Prevedello, Cr Daniel Strickland (arrived at 6.19pm), Cr Jason Shepherd & Cr Andy Wood (Virtually)

IN ATTENDANCE:

Aaron Johansson (Chief Executive Officer), Scott Martin (Director Planning & Environment), Brendan Hollands (Director Corporate and Community Services), George Angelis (Director Operations), Marina Hollands (Director Utilities), Maria Timothy (Business Manager Governance) & Amy Croker (Office Manager to Mayor and Chief Executive Officer)

1 OPENING MEETING

Mayor Peter Walker opened the meeting 6.03pm. 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 Deputy Mayor Steve Ruddell.

4 APOLOGIES

RESOLUTION 2024/88

Moved: Cr Carol James OAM

Seconded: Cr Jason Shepherd

That the apology received from Cr Andrew Banfield be accepted.

CARRIED

RESOLUTION 2024/89

Moved: Cr Carol James OAM

Seconded: Cr Michael Prevedello

That the apology received from Cr Strickland be accepted.

CARRIED

5 APPLICATIONS FOR A LEAVE OF ABSENCE BY COUNCILLORS

RESOLUTION 2024/90

**Moved: Cr Jason Shepherd
Seconded: Cr Bob Kirk**

That the application for leave of absence from Cr Andrew Banfield be accepted due to leave taking place outside of the region.

CARRIED

RESOLUTION 2024/91

**Moved: Cr Michael Prevedello
Seconded: Cr Bob Kirk**

That the application for leave of absence from Cr Daniel Strickland be accepted due to work commitments.

CARRIED

6 ATTENDANCE BY AUDIO VISUAL LINK

RESOLUTION 2024/92

**Moved: Cr Steven Ruddell
Seconded: Cr Bob Kirk**

That Cr Andy Wood attend the Council meeting virtually due to work commitments outside of the region.

CARRIED

7 LATE ITEMS / URGENT BUSINESS

RESOLUTION 2024/93

**Moved: Cr Steven Ruddell
Seconded: Cr Bob Kirk**

That Item 16.2 be dealt with directly before Item 16.1.

CARRIED

8 DISCLOSURE OF INTERESTS

Cr Steven Ruddell declared a non-pecuniary/non-significant conflict of interest in Item 16.5 “Planning Proposal - CBD and Surrounds Transformation Project - Amendment of Goulburn Mulwaree Local Environmental Plan 2009” as his parents own property adjacent to the subject area. As the disclosure was not of a significant nature Cr Steven Ruddell remained in the meeting while discussion took place.

Cr Carol James OAM declared a non-pecuniary/non-significant conflict of interest in Item 16.5 “Planning Proposal - CBD and Surrounds Transformation Project - Amendment of Goulburn Mulwaree Local Environmental Plan 2009” as she is a real estate agent and occupies her business from the CBD and manages rental properties in the CBD. As the disclosure was not of a significant nature Cr Carol James OAM remained in the meeting while discussion took place.

Cr Carol James OAM declared a non-pecuniary/non-significant conflict of interest in Item 16.23 “Minutes of the Traffic Committee Meeting held on 23 May 2024” as the report mentions the Lilac Festival Street Parade. Cr Carol James OAM is the Chairperson of the Lilac Festival Committee. As the disclosure was not of a significant nature Cr Carol James OAM remained in the meeting while discussion took place.

Aaron Johansson, Chief Executive Officer declared a non-pecuniary/non-significant conflict of interest in Item 16.18 “Request for Financial Assistance - Dylan Downey” as Dylan’s sister is employed by Council and works directly with him in the Executive Office. As the disclosure was not of a significant nature Aaron Johansson remained in the meeting while discussion took place.

9 PRESENTATIONS

Nil

10 PUBLIC FORUM

Richard Orchard addressed Council on Item 16.1 2024-2025 Operational Plan Adoption – External Submissions.

Cr Daniel Strickland arrived at the meeting at 6.18pm

Adrian Beresford-Wylie addressed Council on Item 16.1 2024-2025 Operational Plan Adoption – External Submissions.

11 CONFIRMATION OF MINUTES

11.1 MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 21 MAY 2024

RESOLUTION 2024/94

Moved: Cr Steven Ruddell

Seconded: Cr Carol James OAM

That the Council minutes from Tuesday 21 May 2024 and contained in Minutes Pages No 1 to 15 inclusive and in Minute Nos 2024/64 to 2024/87 inclusive be confirmed.

CARRIED

12 MATTERS ARISING

Nil

13 MAYORAL MINUTE(S)

Nil

14 NOTICE OF MOTION(S)

Nil

15 NOTICE OF RESCISSION(S)

Nil

16 REPORTS TO COUNCIL FOR DETERMINATION

16.1 2024-2025 OPERATIONAL PLAN ADOPTION - EXTERNAL SUBMISSIONS

RESOLUTION 2024/95

Moved: Cr Steven Ruddell

Seconded: Cr Carol James OAM

That

- 1. The report by the Director Corporate & Community Services on the 2024-2025 Operational Plan Adoption – External Submissions be received.**
- 2. An additional section be added to the main document detailing the projected revenue received from the approved Special Rate Variation and where this amount is to be allocated.**
- 3. Council considers the feedback from the submissions when developing its new suite of Integrated Planning and Reporting documents in the coming months.**
- 4. The 2024-2025 Operational Plan be adopted with the approved budget amendments emanating from the internal review.**

CARRIED

In Favour: Crs Carol James OAM, Bob Kirk, Steven Ruddell, Daniel Strickland, Jason Shepherd, Peter Walker and Andy Wood

Against: Cr Michael Prevedello

16.2 2024-2025 OPERATIONAL PLAN ADOPTION - INTERNAL REVIEW**RESOLUTION 2024/96****Moved: Cr Bob Kirk****Seconded: Cr Carol James OAM****That Mayor Peter Walker be given an extension of time to speak on Item 16.2.****CARRIED****RESOLUTION 2024/97****Moved: Cr Peter Walker****Seconded: Cr Steven Ruddell****That**

- 1. The report of the Director Corporate & Community Services on the 2024-2025 Operational Plan Adoption – Internal Review be received.**
- 2. The following changes be made to the draft Operational Plan because of the internal review undertaken by staff during the exhibition period.**
 - (a) Council apply the approved SRV increase of 22.5% in 2024/25 and, as a result, the table of page C2 of the draft Statement of Revenue Policy (Appendix C) - General Rates (Special Rate Variation application NOT approved by IPART) be deleted.**
 - (b) The interest rate on overdue rates and charges on Page C1 of the draft Statement of Revenue Policy (Appendix C) be set at 10.5%, the maximum rate as announced by the Office of Local Government.**
 - (c) Council endorse the following changes to the SRV inclusive 4-year budget (Appendix A) and the SRV inclusive 4-year Capital Works Program (Appendix B) as a result of the final IPART determination on Council's SRV application:**
 - (i) Discretionary Pension Rebate Expense reduced by \$25,000 (2024/25) and \$110,000 (2025/26-2027/28)**
 - (ii) General Rates Revenue reduced by \$3,972,716 (2025/26), \$5,454,539 (2026/27) and \$5,645,448 (2027/28).**
 - (iii) SRV Funded Gravel Re-sheeting reduced by \$100,000 (2025/26) and \$200,000 (2026/27 and 2027/28)**
 - (iv) SRV Funded Urban Road Rehabilitation reduced by \$1,000,000 (2025/26) and \$1,700,000 (2026/27 and 2027/28)**
 - (v) SRV Funded Rural Road Rehabilitation reduced by \$1,500,000 (2025/26) and \$2,000,000 (2026/27 and 2027/28)**
 - (vi) SRV Funded transfer to the tip replacement reserve reduced by \$375,000 (2025/26) and \$625,000 (2026/27 and 2027/28)**
 - (d) The "Non-SRV" 4-year Budget and 4-year Capital Works programs be deleted.**
 - (e) The following changes be made to the Draft Fees & Charges**
 - (i) Rates Certificate s603 – 3-5 Day Turnaround (page D36) to \$100.00**
 - (ii) Inspections for projects when Council does not have a suitably registered Building Surveyor under the Building and Development Certifiers Act 2018. (page D18) – changed to "Cost recovery for engaging a suitably accredited private certifier + \$400 facilitation fee"**
 - (f) Council notes the recalculated Statutory Planning Related fees due to the**

change in the unit rate as announced by the NSW Department of Planning & Environment as contained within this report

CARRIED

In Favour: Crs Carol James OAM, Steven Ruddell, Daniel Strickland, Peter Walker and Andy Wood

Against: Crs Bob Kirk, Michael Prevedello and Jason Shepherd

16.3 MAKING OF RATES AND CHARGES

RESOLUTION 2024/98

Moved: Cr Steven Ruddell

Seconded: Cr Andy Wood

1. The report from the Business Manager Finance & Customer Service and the Director Corporate & Community Services on Making of Rates and Charges be received.
2. Rates and charges in the 2024/25 Operational Plan commencing 1 July 2024 be made as detailed in the following tables:

Ordinary Rates - s493 Local Government Act

Sub-Category	Ad Valorem Rate (c/\$)	Base Rate	Minimum Rate
Residential - General	0.15490	\$350.00	-
Residential - Goulburn	0.40850	\$440.00	-
Residential - Marulan	0.23650	\$340.00	-
Business - General	0.64200	-	\$722.00
Business - Goulburn	0.74300	-	\$722.00
Business - Goulburn Town Centre	1.52700	-	\$722.00
Business - Marulan	0.74300	-	\$722.00
Mining	1.79000	-	\$722.00
Farmland	0.10100	\$677.00	-

Domestic Waste Management - s496 Local Government Act

Category	Charge
Occupied – First Service (3 Bins)	\$430.00
Occupied – Subsequent Service (3 Bins)	\$430.00
Occupied – Subsequent Service (Red Bin)	\$290.00
Occupied – Subsequent Service (Yellow)	\$140.00
Occupied – Subsequent Service (Green Bin)	\$140.00
Unoccupied	\$43.00

Tarago

Category	Charge
Occupied (Recycling Only)	\$228.00

Rural Waste Charge - s501 Local Government Act

Category	Charge
Rural Waste Charge	\$167.00

Water Availability Charges (Goulburn/Run-O-Waters) - s501 Local Government Act

Category	Meter Size	Annual Charge
Water Availability - Vacant		\$200.00
Occupied	20mm	\$200.00
	25mm	\$314.00
	32mm	\$486.00
	40mm	\$793.00
	50mm	\$1,237.00
	65mm	\$2,418.00
	80mm	\$3,154.00
	100mm	\$4,950.00
	150mm	\$11,114.00

Water Availability Charges (Marulan) - s501 Local Government Act

Category	Meter Size	Annual Charge
Water Availability - Vacant		\$286.00
Occupied	20mm	\$286.00
	25mm	\$446.00
	32mm	\$706.00
	40mm	\$1,136.00
	50mm	\$1,769.00
	65mm	\$3,469.00
	80mm	\$4,521.00
	100mm	\$7,086.00
	150mm	\$15,980.00

Water Consumption Charges (Goulburn/Run-o-Waters) - s502 Local Government Act

Category	Meter Size	Tariff 1 (per kl)	Tariff 2 (per kl)	Tariff 2 Trigger (kl per day)
Occupied	20mm	\$3.28	\$4.44	Over 0.80
	25mm	\$3.28	\$4.44	Over 1.30
	32mm	\$3.28	\$4.44	Over 2.00
	40mm	\$3.28	\$4.44	Over 3.30
	50mm	\$3.28	\$4.44	Over 5.15
	65mm	\$3.28	\$4.44	Over 9.15
	80mm	\$3.28	\$4.44	Over 13.15
	100mm	\$3.28	\$4.44	Over 20.55
	150mm	\$3.28	\$4.44	Over 46.23

Water Consumption Charges (Marulan) - s502 Local Government Act

Category	Meter Size	Tariff 1 (per kl)	Tariff 2 (per kl)	Tariff 2 Trigger (kl per day)
Occupied	20mm	\$3.28	\$4.44	Over 0.80
	25mm	\$3.28	\$4.44	Over 1.30
	32mm	\$3.28	\$4.44	Over 2.00
	40mm	\$3.28	\$4.44	Over 3.30
	50mm	\$3.28	\$4.44	Over 5.15
	65mm	\$3.28	\$4.44	Over 9.15
	80mm	\$3.28	\$4.44	Over 13.15
	100mm	\$3.28	\$4.44	Over 20.55
	150mm	\$3.28	\$4.44	Over 46.23

Backflow Device Charges - s501 Local Government Act

Category	Annual Charge
First Device Per Property	\$76.80
Subsequent Device Per Property	\$39.70

Sewerage Charges (Goulburn) – s501 Local Government Act

Category	Meter Size	Annual Charge
Residential Occupied		\$847.00
Residential Vacant		\$467.00
Flats & Unit (Per Unit)		\$847.00
Business	20mm	\$467.00
	25mm	\$734.00
	32mm	\$1,201.00
	40mm	\$1,875.00
	50mm	\$2,894.00
	65mm	\$4,940.00
	80mm	\$7,495.00
	100mm	\$11,653.00
	150mm	\$17,349.00

Sewerage Charges (Marulan) – s501 Local Government Act

Category	Meter Size	Annual Charge
Residential Occupied		\$1,023.00
Residential Vacant		\$756.00
Flats & Unit (Per Unit)		\$1,023.00
Business	20mm	\$756.00
	25mm	\$1,152.00
	32mm	\$1,779.00
	40mm	\$2,754.00
	50mm	\$4,291.00
	65mm	\$7,297.00
	80mm	\$11,085.00
	100mm	\$17,300.00

Sewerage Consumption Charges (Goulburn) – s502 Local Government Act

Category	Meter Size	Charge (per kl)
Residential Occupied*		N/A
Flats & Unit (Per Unit)*		N/A
Business	20mm	\$3.30
	25mm	\$3.30
	32mm	\$3.30
	40mm	\$3.30
	50mm	\$3.30
	65mm	\$3.30
	80mm	\$3.30
	100mm	\$3.30
	150mm	\$3.30
* Usage Component included in Annual Charge		

Sewerage Consumption Charges (Marulan) - s502 Local Government Act

Category	Meter Size	Charge (per kl)
Residential Occupied*		N/A
Flats & Unit (Per Unit)*		N/A
Business	20mm	\$3.30
	25mm	\$3.30
	32mm	\$3.30
	40mm	\$3.30
	50mm	\$3.30
	65mm	\$3.30
	75mm	\$3.30
	80mm	\$3.30
	100mm	\$3.30
	150mm	\$3.30
* Usage Component included in Annual Charge		

Liquid Trade Waste Charge – s501 Local Government Act 1993

Category	Annual Charge
Category 1	\$134.00
Category 2	\$144.00
Category 3	\$520.00

CARRIED

In Favour: Crs Carol James OAM, Steven Ruddell, Daniel Strickland, Peter Walker and Andy Wood

Against: Crs Bob Kirk, Michael Prevedello and Jason Shepherd

16.4 DELIVERY PROGRAM 2022 - 2026 PROGRESS REPORT

RESOLUTION 2024/99

Moved: Cr Michael Prevedello
 Seconded: Cr Carol James OAM

That the report by the Director Corporate & Community Services on the Delivery Program 2022-2026 Progress Report be noted.

CARRIED

16.5 PLANNING PROPOSAL - CBD AND SURROUNDS TRANSFORMATION PROJECT - AMENDMENT OF GOULBURN MULWAREE LOCAL ENVIRONMENTAL PLAN 2009

RESOLUTION 2024/100

Moved: Cr Bob Kirk

Seconded: Cr Michael Prevedello

That:

- 1. The report from the Senior Strategic Planner regarding the changes to the Goulburn Mulwaree Local Environmental Plan 2009 and Goulburn Mulwaree Development Control Plan 2009 be received.**
- 2. Council resolve to prepare a planning proposal to amend the Goulburn Mulwaree Local Environmental Plan based upon the amendments presented in Attachment 7 of this report with additional refinement and further endorsement by Council prior to Gateway submission.**
- 3. Council consult with State agencies and Stakeholders in relation to the planning proposal.**
- 4. The Goulburn Mulwaree Residential Heritage Colour Guide in Attachment 4 of this report be adopted and associated amendments made to the Goulburn Mulwaree Development Control Plan 2009.**
- 5. Council resolve to prepare an amendment to the Goulburn Mulwaree Development Control Plan in support of the proposed amendments to the Goulburn Mulwaree Local Environmental Plan.**

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

Against: Nil

16.6 PLANNING PROPOSAL AND RECLASSIFICATION OF LAND - 36 HOWARD BOUVELVARD, GOULBURN**RESOLUTION 2024/101****Moved: Cr Daniel Strickland****Seconded: Cr Michael Prevedello****That:**

1. In addition to Council preparing a planning proposal to rezone 36 Howard Boulevard (Lot 164 DP 250803) from RE1 Public Recreation to R1 General Residential and introducing a minimum lot size of 700m², the planning proposal include an amendment to Schedule 4 (Part 2) of the *Goulburn Mulwaree Local Environmental Plan 2009* to include 36 Howard Boulevard, Goulburn to discharge the interests on the land in relation to a Caveat on the title and Public Reserve status and reclassify the land to “Operational” for the purposes of *the Local Government Act 1993*.
2. Council reclassifies the land (Lot 164 DP 250803) to “Community” under the *NSW Local Government Act 1993* via resolution and a public notice be advertised informing of Council’s decision.
3. NSW Department of Planning, Housing and Infrastructure be the plan making authority in relation to point 1 of the resolution.
4. The amended planning proposal be resubmitted to NSW Department of Planning, Housing, and Infrastructure for a gateway determination, with consultation and public exhibition to occur in accordance with any 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 Carol James OAM, Bob Kirk, Michael Prevedello, Daniel Strickland, Jason Shepherd and Peter Walker

Against: Crs Steven Ruddell and Andy Wood

16.7 EXPEDITED LEP AMENDMENT - 238 WHEEO ROAD, GOULBURN**RESOLUTION 2024/102****Moved: Cr Bob Kirk****Seconded: Cr Jason Shepherd****That:**

1. The staff assessment report proposing a correction to a zoning anomaly for 238 Wheeo Road (Lot 1 DP 652021), Goulburn be received.
2. Council request that the NSW Department of Planning Housing and Infrastructure amend the *Goulburn Mulwaree Local Environmental Plan 2009* pursuant to Section 3.22 of the *NSW Environmental Planning and Assessment Act, 1979* in relation to Lot 1 DP 652021 by amending:
 - a) the zoning map from RE1 Public Recreation to R5 Large Lot Residential; and
 - b) the minimum lot size map by introducing a 2000m² minimum lot size.

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

Against: Nil

16.8 PLANNING PROPOSAL - 41 KING STREET, TARAGO**RESOLUTION 2024/103****Moved: Cr Michael Prevedello****Seconded: Cr Steven Ruddell****That:**

1. The staff assessment report on the planning proposal to rezone 41 King Street, Tarago be received.
2. Council prepares a planning proposal to amend the *Goulburn Mulwaree Local Environmental Plan 2009* by rezoning land located at 41 King Street, Tarago (Lot 3 DP 1118635) from RU2 Rural Landscape to RU5 Village with an associated 2000m² minimum lot size.
3. The planning proposal, once prepared, be submitted to the NSW Department of Planning, Housing and Infrastructure for a gateway determination in accordance with Section 3.34 of the *Environmental Planning and Assessment Act, 1979*.
4. The NSW Department of Planning, Housing and Infrastructure be advised that Council wishes to be identified in the gateway determination as the delegated plan making authority for this planning proposal.
5. If the Department of Planning, Housing and Infrastructure 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 Carol James OAM, Bob Kirk, Michael Prevedello, Steven Ruddell, Daniel Strickland, Jason Shepherd, Peter Walker and Andy Wood

Against: Nil

16.9 ADMINISTRATIVE AMENDMENTS TO COMMUNITY PARTICIPATION PLAN**RESOLUTION 2024/104****Moved: Cr Daniel Strickland****Seconded: Cr Carol James OAM****That:**

- 1. The staff report on administrative updates to the *Community Participation Plan* be received.**
- 2. That the Community Participation Plan be amended in accordance with administrative items identified in this report and placed on public exhibition. Following the public exhibition, the matter be reported back to a Council Meeting for consideration and adoption.**

CARRIED**16.10 POSSESSORY TITLE APPLICATION - LOTS 11 & 12 DP 1153755****RESOLUTION 2024/105****Moved: Cr Bob Kirk****Seconded: Cr Steven Ruddell****That;**

- 1. The report from the Business Manager on a Possessory Title Application – Lots 11 and 12 in DP 1153755 be received.**
- 2. Council supports the Owners Corporation SP85375 acquiring Lots 11 and 12 in DP 1153755 via a Possessory Title Application with NSW Land Registry Services dedicating Lots 11 and 12 as Common Property for the purpose of securing legal driveway access to the affected townhouses subject to;**
 - Owners Corporation SP85375 meeting all legal fees and disbursements and any other costs associated with this dealing,**
 - An amount of \$6,123.18 in outstanding rates (as at 30.06.2023) on these parcels of land be written off and;**
 - All accrued interest and rates to be payable by Owners Corporation SP85375 from 1 July 2023 inwards.**

CARRIED

16.11 GOULBURN MULWAREE COUNCIL YOUTH CONSULTATION REPORT 2024**RESOLUTION 2024/106****Moved: Cr Carol James OAM****Seconded: Cr Jason Shepherd****That;**

- 1. The report from the Business Manager Property & Community Services on the Goulburn Mulwaree Council Youth Consultation Report 2024 be received.**
- 2. The Goulburn Mulwaree Council Youth Consultation Report 2024 be offered for community consultation by way of public notice and public exhibition for 28 days and also be circulated to all relevant community service organisations within the Goulburn Mulwaree Council Local Government Area and the NSW Office for Regional Youth.**
- 3. A further report be submitted to Council to consider any submissions received and for final endorsement of the Goulburn Mulwaree Council Youth Consultation Report 2024.**

CARRIED**16.12 2324T0009 QUEEN STREET KERB AND GUTTER REPLACEMENT****RESOLUTION 2024/107****Moved: Cr Steven Ruddell****Seconded: Cr Carol James OAM****That**

- 1. The report from the Contracts & Civil Works Coordinator on Tender 2324T0009, for Queen Street Goulburn Kerb and Gutter Replacement be received.**
- 2. The Tender submission from Cleary Bros Pty Ltd Pty Ltd is accepted for the Queen Street Kerb and Gutter Replacement, at a tender price of \$303,091.94 (GST Inclusive) accordance with the specification and associated documents for Tender 2324T0009.**

CARRIED

Council took a recess at 7.34pm.

Council resumed into Open Council at 8.06pm

16.13 TENDER 2324T0011 - CONTAMINATED ROAD MILLING REMOVAL**RESOLUTION 2024/108****Moved: Cr Michael Prevedello****Seconded: Cr Jason Shepherd****That:**

- 1. The report from the Business Manager Community Facilities on Tender 2324T0011 for the Contaminated Road Milling Removal be received.**
- 2. The Tender submission from Environmental Earth Sciences (NSW) is accepted for the Contaminated Road Milling Removal at a tender price of \$418,450 (GST Inclusive) in accordance with the specification and documents for Tender 2324T0011.**

CARRIED

16.14 VP 405281 - CAOURA ROAD REALIGNMENT

RESOLUTION 2024/109

Moved: Cr Carol James OAM

Seconded: Cr Daniel Strickland

That

- 1. The report from the Natural Disaster Coordinator on VP 405281 for the Natural Disaster Caoura Road Realignment be received.**
- 2. The Request for Quotation from Coopers Earthmoving and Haulage Pty Ltd is accepted for the Caoura Road Realignment, for \$757,917.75 (GST Inclusive) in accordance with the specification and associated documents for Vendor Panel VP 405281.**

CARRIED

16.15 MONTHLY FINANCIAL REPORT

RESOLUTION 2024/110

Moved: Cr Steven Ruddell

Seconded: Cr Michael Prevedello

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

CARRIED

16.16 STATEMENT OF INVESTMENTS & BANK BALANCES

RESOLUTION 2024/111

Moved: Cr Bob Kirk

Seconded: Cr Steven Ruddell

That the report on the Statement of Investments and Bank Balances be noted.

CARRIED

16.17 COUNCILLOR REMUNERATION 2024/2025

RESOLUTION 2024/112

Moved: Cr Steven Ruddell

Seconded: Cr Peter Walker

That

- 1. The report from the Director Corporate & Community Services on Councillor Remuneration 2024/25 and Superannuation Payments be received.**
- 2. The annual Councillor and Mayoral fee be increased to \$22,540 and \$49,200 (respectively) effective from 1 July 2024 in accordance with the Local Government Remuneration Tribunal Annual Report and Determination of 29 April 2024.**

CARRIED

In Favour: Crs Carol James OAM, Steven Ruddell, Daniel Strickland and Peter Walker

Against: Crs Bob Kirk, Michael Prevedello, Jason Shepherd and Andy Wood

EQUAL

The Mayor used his casting vote for the motion.

16.18 REQUEST FOR FINANCIAL ASSISTANCE - DYLAN DOWNEY

RESOLUTION 2024/113

Moved: Cr Carol James OAM

Seconded: Cr Steven Ruddell

That

- 1. The report from the Chief Executive Officer on the Request for Financial Assistance – Dylan Downey be received.**
- 2. Council approves a cash contribution of \$5,000 to Dylan Downey to assist in covering expenses incurred in representing Australia as part of the U21 Australian Men’s hockey team. The payment is to be made from the Financial Assistance budget.**

CARRIED

16.19 REVIEW OF COUNCIL'S CODE OF CONDUCT

RESOLUTION 2024/114

Moved: Cr Daniel Strickland

Seconded: Cr Andy Wood

That

- 1. The report Review of Council’s Code of Conduct by the Business Manager Governance be received.**
- 2. The reviewed Code of Conduct be deferred to the July 2024 Council Meeting for the Council’s Use of Information and Communications Technology Procedure to be provided to Councillors for their information.**

CARRIED

16.20 REGIONAL CAPITALS AUSTRALIA – INVITATION TO JOIN

RESOLUTION 2024/115

Moved: Cr Peter Walker
Seconded: Cr Steven Ruddell

That

- 1. The report from the Chief Executive Officer on the Regional Capitals Australia – Invitation to Join be noted.**
- 2. Goulburn Mulwaree Council accepts the invitation from Regional Capitals Australia to join its membership effective 1 July 2024.**

CARRIED

In Favour: Crs Carol James OAM, Bob Kirk, Steven Ruddell, Daniel Strickland, Jason Shepherd, Peter Walker and Andy Wood

Against: Cr Michael Prevedello

16.21 ECONOMIC DEVELOPMENT UPDATE

RESOLUTION 2024/116

Moved: Cr Jason Shepherd
Seconded: Cr Daniel Strickland

That the Economic Development Update Report from the Economic Development Manager be received.

CARRIED

16.22 AUDIT AND RISK IMPROVEMENT COMMITTEE MINUTES

RESOLUTION 2024/117

Moved: Cr Steven Ruddell
Seconded: Cr Jason Shepherd

That the report from the Chief Executive Officer on the Audit and Risk Improvement Committee Meeting Minutes be received.

CARRIED

16.23 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 23 MAY 2024**RESOLUTION 2024/118****Moved: Cr Carol James OAM****Seconded: Cr Steven Ruddell****That**

- 1. The report from Director Operations in regard to the Traffic Committee minutes from Thursday 23 May 2024 be received.**
- 2. The Traffic Committee minutes from Thursday 23 May 2024 be confirmed.**
- 3. The report regarding the Request for a 'No Stopping Sign' at the Northwestern end of Erith Street be accepted as a late item.**
- 4. The report on updating the mobility parking space at 56 Clinton Street is not received, as the matter involves a state road and falls under the jurisdiction of TfNSW.**
- 5. The report from the Road Safety and Traffic Officer on the Ongoing Task List be received and the information noted. Items marked as completed will be removed from the task list.**
- 6. The report on the programs and activities of the Road Safety Officer for April to May 2024 be received and noted.**
- 7. The Traffic Guidance Scheme for the Convoy for Kids event on Sunday, 9 November 2024, is to be received and endorsed, subject to the following amendments: indicating 'No Right Turn' northbound on Auburn Street, installing a 'No Through Road' sign on Bungonia Road, and directing vehicles along Bourke Street with Clinton Street closed for the duration of the event.**
- 8. The Road Occupancy Licence approval for the Convoy for Kids event for Sloane Street to be provided to TfNSW.**
- 9. The Traffic Guidance Scheme for the Goulburn Triathlon is received and endorsed, and the emergency services are to be notified prior to the event.**
- 10. The organisers to inform the residents through a letter box drop about the Triathlon.**
- 11. The report for Goulburn Lilac City Festival 2024 Traffic Guidance Scheme be received.**
- 12. The Traffic Guidance Scheme for the Goulburn Lilac City Festival event for 2024 to be held from Friday 5 October to Monday 7 October 2024 be endorsed in compliance with the Traffic Control Worksite manual and NSW Road Rules, pending Road Occupancy Licence.**
- 13. The report for the Marian Church Parade 2024 Traffic Guidance Scheme and Traffic Management Plan be received and endorsed.**
- 14. The proponents to inform affected residents and businesses of the temporary road closure for the Church parade, through a letterbox drop.**
- 15. The changes to the route of the 100 Anniversary of the Australian Motorcycle Grand Prix and corresponding Traffic Guidance Schemes and Traffic Management Plan be endorsed.**
- 16. The report on the Lions International Charity Run be received and the information noted.**
- 17. Request for a 'No Stopping' sign at the northwestern end of Erith Street be received and endorsed.**
- 18. A 'No Stopping' sign be installed on the southern end of Erith Street.**
- 19. Affected residents to be informed of the installed 'No Stopping' sign through a letter box**

drop.

CARRIED

17 CLOSED SESSION

Council must resolve to move into Closed Session to deal with any items under s10 *Local Government Act 1993*.

RESOLUTION 2024/119

Moved: Cr Daniel Strickland

Seconded: Cr Andy Wood

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 10A(2) of the Local Government Act 1993:

17.1 Code of Conduct Investigation

This matter is considered to be confidential under Section 10A(2) - i of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with alleged contraventions of any code of conduct requirements applicable under section 440.

CARRIED

Council resolved into Closed Session at 8.53pm.

All staff except for the Chief Executive Officer and Business Manager Governance vacated the room.

Council resolved into Open Council at 9.47pm.

RESOLUTION 2024/120

Moved: Cr Daniel Strickland

Seconded: Cr Carol James OAM

- 1. That Council moves out of Closed Council into Open Council.**
- 2. That the resolutions of the Closed Session meeting which were submitted to Closed Session in accordance with s10A Local Government Act 1993 be adopted.**

CARRIED

17.1 CODE OF CONDUCT INVESTIGATION**RESOLUTION 2024/121****Moved: Cr Steven Ruddell****Seconded: Cr Andy Wood**

- 1. The report from the Business Manager Governance on the Code of Conduct Investigation be received.**
- 2. The recommendations of the investigator be received and that Council resolve that:**
 - a. Councillor Bob Kirk be formally censured under section 440G of the *Local Government Act 1993* (the Act) for breaching Council's Code of Conduct in relation to the following sections:**
 - 3.1 You must not conduct yourself in a manner that:**
 - a) is contrary to statutory requirements or the council's administrative requirements or policies**
 - b) is improper or unethical**
 - 8.9 In regard to information obtained in your capacity as a council official, you must:**
 - a) subject to clause 8.14, only access council information needed for council business**
 - b) not use that council information for private purposes**
 - c) not seek or obtain, either directly or indirectly, any financial benefit or other improper advantage for yourself, or any other person or body, from any information to which you have access by virtue of your office or position with council**
 - 8.10 You must maintain the integrity and security of confidential information in your possession, or for which you are responsible.**
 - 8.11 In addition to your general obligations relating to the use of council information you must:**
 - a) only access confidential information that you have been authorised to access and only do so for the purposes of exercising your official functions**
 - b) protect confidential information**
 - c) only release confidential information if you have the authority to do so**
 - d) only use confidential information for the purpose for which it is intended to be used**
 - e) not use confidential information gained through your official position for the purpose of securing a private benefit for yourself or for any other person**
 - f) not use confidential information with the intention to cause harm or detriment to the council or any other person or body**
 - b. The matter be referred to the Office of Local Government for further action under the misconduct provisions of the Act.**

CARRIED

In Favour: Crs Carol James OAM, Steven Ruddell, Daniel Strickland, Jason Shepherd, Peter Walker and Andy Wood

Against: Cr Michael Prevedello

18 CONCLUSION OF THE MEETING

The Meeting closed at 9.47pm.

The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 16 July 2024.

.....
Cr Peter Walker
Mayor

.....
Aaron Johansson
Chief Executive Officer