

UPPER LACHLAN SHIRE COUNCIL
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS
ON 15 NOVEMBER 2018

PRESENT: Mayor J Stafford (Chairperson), Clr P Culhane, Clr P Kensit, Clr B McCormack, Clr R Opie, Clr D O'Brien, Clr J Wheelwright, Clr R Cummins, Clr J Searl, Mr J Bell (General Manager), Mr A Croke (Director Finance and Administration), Mr M Shah (Director of Works and Operations), Mrs T Dodson (Director of Environment & Planning), Miss K Porter (Executive Assistant)

THE MAYOR DECLARED THE MEETING OPEN AT 6:00PM

SECTION 1: APOLOGIES & LEAVE OF ABSENCE

There were no apologies.

SECTION 2: CITIZENSHIP CEREMONY

Nil

SECTION 3: DECLARATIONS OF INTEREST

Nil

SECTION 4: CONFIRMATION OF MINUTES

320/18 **RESOLVED** by Clr Searl and Clr McCormack

That the minutes of the Ordinary Council Meeting held on 18 October 2018 be adopted.

- CARRIED

SECTION 5: MAYORAL MINUTES

ITEM 5.1 MAYORAL MINUTE

321/18 **RESOLVED** by Clr Stafford and Clr Searl

That Council receive and note the activities attended by the Mayor for October and November 2018.

- CARRIED

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ITEM 5.2 MAYORAL MINUTE

322/18

RESOLVED by Clr Stafford and Clr Searl

That Council assures ratepayers of the Upper Lachlan Shire and the community at large, that the ongoing realignment of its Works and Operations Department will not impact on job security and wages.

- CARRIED

ITEM 5.3 MAYORAL MINUTE

323/18

RESOLVED by Clr Stafford and Clr Searl

That Council reallocates \$32,000.00 from the Taralga RV Parking provision towards the completion of the Goodhew Park improvements.

- CARRIED

SECTION 6: PRESENTATIONS TO COUNCIL/PUBLIC

1. Leanne Smith – Intentus Chartered Accountants 2017/2018 Financial Statements.
2. Jo Marshall – Update Australian Agricultural Centre.
3. Gavin Douglas – Collector Road Action Group.

After the public presentation from the Collector Road Action Group, a foreshadowed motion was moved by Clr Searl and Clr Kensit -

1. That Council initiate the process to rename Gundaroo Street, Gunning (between Yass Street and Cullavin Street) to Collector Road, and prepares a report on improving pedestrian access and safety for residents and visitors using the road between the Gunning Catholic Cemetery and Yass Street intersection.
2. That Council forwards correspondence to the Collector Road Action Group advising that they are welcome to forward a submission when the submission process opens in November

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2018 for the 2019/2020 Operational Plan on the appropriate forms.

On being put to the meeting the motion was carried.

324/18

RESOLVED by Cllr Searl and Cllr Kensit

1. That Council initiate the process to rename Gundaroo Street, Gunning (between Yass Street and Cullavin Street) to Collector Road, and prepares a report on improving pedestrian access and safety for residents and visitors using the road between the Gunning Catholic Cemetery and Yass Street intersection.
2. That Council forwards correspondence to the Collector Road Action Group advising that they are welcome to forward a submission when the submission process opens in November 2018 for the 2019/2020 Operational Plan on the appropriate forms.

- CARRIED

- *The Meeting adjourned, the time being 7:18PM*
- *The meeting resumed, the time being 7:33PM*

SECTION 7: CORRESPONDENCE

ITEM 7.1 CORRESPONDENCE FOR THE MONTH OF NOVEMBER 2018

325/18 **RESOLVED** by Cllr Searl and Cllr Wheelwright

That Item 7.1- [Correspondence/Information] listed below be received:

1. Western Sydney University – Rural Medical Scholarship.

- CARRIED

SECTION 8: LATE CORRESPONDENCE

Nil

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SECTION 9: INFORMATION ONLY

**ITEMS 9.1, 9.3
– 9.8** **INFORMATION ONLY**

326/18 **RESOLVED** by Clr Searl and Clr Wheelwright

1. Items 9.1 and 9.3 - 9.8 be received and noted.

- CARRIED

ITEM 9.2 **DEVELOPMENT STATISTICS FOR THE MONTH OF
OCTOBER 2018**

327/18 **RESOLVED** by Clr Searl and Clr Culhane

1. Council receives and notes the report as information.

Councillors who voted for:- Clrs P Culhane, R
Cummins, P Kensit, B
McCormack, R Opie, D
O'Brien, J Searl, J Stafford
and J Wheelwright

Councillors who voted against:- Nil

- CARRIED

REPORTS FROM STAFF AND STANDING COMMITTEES

SECTION 10: ENVIRONMENT AND PLANNING

ITEM 10.1 **UPPER LACHLAN DEVELOPMENT CONTROL PLAN 2010
DRAFT AMENDMENT NO 4 - ELECTRICITY**

328/18 **RESOLVED** by Clr Kensit and Clr Searl

1. Council endorse Upper Lachlan Development Control Plan 2010 draft Amendment No 4 – Electricity.

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Councillors who voted for:- Clrs P Culhane, R
Cummins, P Kensit, B
McCormack, R Opie, D
O'Brien, J Searl, J Stafford
and J Wheelwright

Councillors who voted against:- Nil

- CARRIED

**ITEM 10.2 DRAFT PLAN OF MANAGEMENT - PYE COTTAGE
PRECINCT**

329/18 RESOLVED by Clr Searl and Clr O'Brien

1. Council not adopt the Draft Plan of Management for Pye Cottage Precinct.
2. Council enter into a Memorandum of Understanding with the Gunning District Historical Society.

Councillors who voted for:- Clrs P Culhane, R
Cummins, P Kensit, B
McCormack, R Opie, D
O'Brien, J Searl, J Stafford
and J Wheelwright

Councillors who voted against:- Nil

- CARRIED

SECTION 11: WORKS AND OPERATIONS

**ITEM 11.1 PROPOSED COMPULSORY ACQUISITION PART LOT 7003
DP 94728 – OOLONG RURAL FIRE SHED SITE HILLGROVE
ROAD**

330/18 RESOLVED by Clr McCormack and Clr Searl

1. Council compulsorily acquire Lot 1 shown on the plan of acquisition of Part Lot 7003 DP 94728.

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2. That the Mayor and General Manager be authorised to sign and affix Council's seal the proposed acquisition and make application to the Minister for the Compulsory Acquisition of the proposed Lot 1 from part Lot 7003 DP 94728.

- CARRIED

ITEM 11.2 DRAFT ROAD NAMING POLICY AND ROAD NAMING REGISTER

331/18 RESOLVED by Clr Searl and Clr Kensit

1. That Council defer further action on the Draft Road Naming Policy and Road Naming Register until the requirements from the State Government are clarified.

- CARRIED

SECTION 12: FINANCE AND ADMINISTRATION

ITEM 12.1 2017/2018 FINANCIAL STATEMENTS AND INDEPENDENT AUDITOR'S REPORT PRESENTATION

332/18 RESOLVED by Clr Searl and Clr Kensit

1. Council endorses the Audit Office of NSW external Independent Auditor's Report and Independent Report on the Conduct of the Audit for the 2017/2018 Financial Statements.

- CARRIED

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ITEM 12.2 PRESENTATION OF THE 2017/2018 ANNUAL REPORT

333/18 RESOLVED by Clr O'Brien and Clr Culhane

1. Council resolves to adopt the Upper Lachlan Shire Council Annual Report for 2017/2018 in accordance with Section 428, of the Local Government Act 1993, Part 9, Division 7, of the Local Government (General) Regulation 2005, and other applicable legislation.

- CARRIED

ITEM 12.3 QUARTERLY BUDGET REVIEW STATEMENTS - 1ST QUARTER 2018/2019

334/18 RESOLVED by Clr O'Brien and Clr Kensit

1. Council adopts the 1st Quarter Budget Review Statements for 2018/2019 including revotes of income and expenditure to the Operational Plan; and
2. Council endorses the Operational Plan Performance Summary Report.

- CARRIED

SECTION 13: GENERAL MANAGER

ITEM 13.1 GROWING LOCAL ECONOMIES FUND

335/18 RESOLVED by Clr Searl and Clr O'Brien

1. Council accepts the letter of offer from the Department of Premier and Cabinet, regarding the following road upgrade projects, for the Restart NSW Growing Local Economies Fund, and that Council's General Manager be authorised to sign and seal the Statement of Acceptance of Funding, as required:
 - Wombeyan Caves Road Upgrade - \$2,428,000;
 - Grabine Road Upgrade - \$3,300,000.

- CARRIED

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SECTION 14: LATE REPORTS

Nil

SECTION 15: REPORTS FROM OTHER COMMITTEES, SECTION 355 COMMITTEES AND DELEGATES

ITEM 15.1 REPORTS FOR THE MONTH OF NOVEMBER 2018

336/18 **RESOLVED** by Clr Searl and Clr Kensit

That Item 15.1 - [Minutes of Committee/Information] listed below be received:

Upper Lachlan Tourist Association – Minutes from the Annual General Meeting, held on 16 October 2018.

337/18 **RESOLVED** by Clr Wheelwright and Clr Searl

That Council ratifies the appointment of the following Community Representatives to the Sec 355 Upper Lachlan Tourist Association:

- Lucy Lindner
- Judith Basile
- Wentworth Hill
- Leslie Bush
- Cristy O'Sullivan
- Jan Pont
- Margaret McPherson

Upper Lachlan Tourist Association – Minutes from the Meeting, held on 16 October 2018.

338/18 **RESOLVED** by Clr Opie and Clr O'Brien

The Upper Lachlan Tourist Association recommends to Council to accept the quote of CycleLife HQ for the development and implementation of a cycling strategy for the Shire with a total cost of \$9,500.00.

- CARRIED

- CARRIED

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ITEM 15.2 **LATE REPORTS FOR THE MONTH OF NOVEMBER 2018**
339/18 **RESOLVED** by Clr Searl and Clr O'Brien

1. Council receive the late report for the month of November 2018.

- CARRIED

ITEM 15.3 **LATE REPORTS FOR THE MONTH OF NOVEMBER 2018**
340/18 **RESOLVED** by Clr Searl and Clr O'Brien

That Item 14.1 - [Minutes of Committee/Information] listed below be received:

1. Section 355 Traffic Committee Meeting Minutes from 18 September 2018, noting that item 5.5 is not implemented unless and until the proposed Pub is in operation.

ITEM 3.1 **RESOLVED** by Mayor McCormack and Mr C Upton

That the minutes of the Traffic Committee Meeting held on 24 May 2018 be adopted.

ITEM 4.1 **BUS STOP AT KENNEDY ROAD**
RESOLVED by Mrs J Marsh and Mr C Upton

1. The Traffic Committee recommends to Council the approval to construct a bus turning, parking and associated signage at Kennedy Road, Grabben Gullen.

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ITEM 4.2 GOULBURN STREET DISABLED PARKING

RESOLVED by Mr Croker and Mrs Marsh

1. The Local Traffic Committee recommends that Council approve the installation of one additional disabled parking space without the bollard, in Goulburn Street out in front of St Vincent De Pauls in Crookwell.
2. Council remove the existing disability space(s) in Roberts Street, Crookwell.

ITEM 4.3 2018 ALPINE CLASSIC APPROVAL

RESOLVED by Mayor McCormack and Mr C Upton

1. The Traffic Committee recommends Council approve the 2018 Alpine Classic event.

ITEM 4.4 BUS STOP AT GIBRALTAR ROAD AND BRAYTON ROAD INTERSECTION

RESOLVED by Mr Croker and Mrs Marsh

1. The Traffic Committee recommends to Council to construct a pull off area to allow a school bus to safely pick up and drop off children at the intersection of Gibraltar Road and Brayton Road intersection.
2. Install School Bus (W6-209/W6-204) and School bus stop ahead (W8-213) along Brayton Road and Gibraltar Road where necessary.

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ITEM 4.5 BUS DROP OFF POINT - RYE PARK ROAD

RESOLVED by Mayor McCormack and Mr C Upton

1. The Traffic Committee defers the decision on the proposed Bus Drop Off Point on Rye Park Road to allow for further investigation of an alternative bus stop location in accordance with the draft guidelines for appointed or fixed bus stops and the local bus driver.

ITEM 5.1 STREETSCAPE FUTURE PLAN

Council presented the draft Streetscape Project Plans for the review of Roads and Maritime Services. Council also discussed proposed changes to the main street within our twelve villages. Goulburn Street in Crookwell is a State Highway and was discussed in detail:

- The proposed two roundabouts in Goulburn Street, one each at the intersection of Colyer and Roberts Street.

The formal advice from the Roads and Maritime Services that enables Council to provide feedback to the community with regards to the proposed action and upgrades to the pedestrian crossing in front of the Crookwell IGA.

ITEM 5.2 GUNNING FIRE WORKS

The Committee endorsed the fireworks approved by Council.

ITEM 5.3 COMMERCIAL FILMING PERMIT

The Committee endorsed the commercial filming permit approved by Council.

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ITEM 5.4 ACTION ITEMS FROM PREVIOUS MEETINGS
PROPOSED CONCLUSION:

1. That the Local Traffic Committee note the progress of agenda items from previous meetings.

ITEM 5.5 PROPOSED WHEEL STOPS

RESOLVED by Mr C Upton and Mrs J Marsh

1. That the Local Traffic Committee agrees in principal to trial the proposed wheel stops for a period of 6 months, subject to RMS approval.

ITEM 5.6 PROPOSED SPEED HUMP FOR
ELECTRICITY SUPPLY TO RETURN AND
EARN MACHINE IN ROBERTSON LANE

RESOLVED by Mrs J Marsh and Mr C Upton

1. That the Local Traffic Committee does not support the proposed speed hump in Robertson Lane as a method of supplying power to the proposed “return and earn” machine.

- CARRIED

SECTION 16: BUSINESS WITHOUT NOTICE

Nil

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SECTION 17: NOTICES OF MOTION

ITEM 17.1 NOTICE OF RESCISSION MOTION

341/18

RESOLVED by Clr Kensit and Clr Opie

Council Motion 249/18 reads as follows:

1. *"Council adopt the design and make of the bench seat (BAB Aluminium Seat P/No S9206 – 1.8m bench seat with Backrest Western Red Cedar Decowood) already installed in the main street of Crookwell (to commemorate Mrs Lynam) or similar, as the standard bench seat type across the Shire and incorporate the bench seat into any Streetscape designs".*

Dated 31 October 2018



Clr Pamela Kensit



Clr Ron Cummins



Clr Paul Culhane

- CARRIED

As resolution 249/18 is rescinded a new motion was put forward by Clr Kensit.

342/18

RESOLVED by Clr Kensit and Clr Searl

1. That Council allow individual villages and towns to select their own choice of bench seat.

- CARRIED

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SECTION 18: QUESTIONS WITH NOTICE

Nil

CLOSED COUNCIL ITEMS

In accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is of a kind as referred to in 10A (2), 10A (2c), 10A (2d(i)) and 10A (2d(iii)) of the Act and should be dealt with in a part of the meeting closed to the public and the media.

***Note:** Pursuant to Clause 25(1) of the Local Government (Meetings) Regulation, Council invites verbal representation by members of the public about whether the items listed below should not be considered by Council in a Closed Meeting. The items are:*

343/18 RESOLVED by Clr Searl and Clr Kensit

1. That Council move into closed Council to consider business identified, together with any late reports tabled at the meeting.
2. That pursuant to of the Local Government Act 1993: the press and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A (2), 10A (2c), 10A (2d(i)) and 10A (2d(iii)) as outlined above.
3. That the report relevant to the subject business be withheld from access to the media and public as required by section 11(2) of the Local Government Act, 1993.

- CARRIED

Council closed its meeting at 8:26pm and the public, staff and press left the chambers.

344/18 RESOLVED by Clr Searl and Clr Kensit

That Council move out of closed Council and into open Council.

- CARRIED

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Open Council resumed at 9:12pm.

Resolutions from the Closed Council Meeting

The following resolutions of Council, while the meeting was closed to the public, were read to the meeting by the Mayor.

SECTION 19: CONFIDENTIAL SESSION

ITEM 19.1 TENDER FOR THE DESIGN SERVICES - COMMUNITY AND CIVIC CENTRE CROOKWELL

345/18 **RESOLVED** by Cllr Wheelwright and Cllr Cummins

1. Council accept the tender submitted by Mayoh Architects for a total price of \$123,400 (Ex GST) for the Architectural Design for the new Council Community and Civic Centre in Crookwell.

- CARRIED

THE MEETING CLOSED AT 9:12PM

Minutes confirmed 20 DECEMBER 2018

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Mayor