



# MINUTES

## of the Ordinary Meeting of Council

held in

Council Chambers, Civic Centre, Elizabeth Street, Moss  
Vale

on

**Wednesday 8 August 2018**

The meeting commenced at 3.30 pm

*File No. 100/2018*

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<b>2. ACKNOWLEDGEMENT OF COUNTRY</b>	
<b>3. PRAYER</b>	
<b>4. APOLOGIES</b>	
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**MINUTES OF THE ORDINARY MEETING OF WINGECARRIBEE SHIRE COUNCIL HELD IN COUNCIL CHAMBERS, CIVIC CENTRE, ELIZABETH STREET, MOSS VALE ON WEDNESDAY 8 AUGUST 2018 COMMENCING AT 3.30 PM**

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

**In Attendance:** General Manager Ms Ann Prendergast  
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  
Chief Financial Officer Mr Richard Mooney  
Coordinator Media and Communications Mr David Sommers  
Administration Officer Mrs Samantha Woods

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## 1. OPENING OF THE MEETING

The Mayor Clr K J Halstead opened the meeting and welcomed members of the public and the press.

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## 2. ACKNOWLEDGEMENT OF COUNTRY

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."*

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## 3. PRAYER

The meeting was led in prayer by Reverend Gavin Perkins of Bowral Anglican.

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#### 4. APOLOGY

PERS

There were no apologies at this Meeting.

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100/1

#### 5. CONFIRMATION OF MINUTES

MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON WEDNESDAY 25 JULY 2018

**MN 289/18**

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

**THAT** the minutes of the Ordinary Meeting of Council held on Wednesday 25 July 2018 MN 269/18 to MN 288/18 inclusive, copies of which were forwarded to Councillors, be adopted as a correct record of the proceedings of the meeting.

**PASSED**

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#### 6. BUSINESS ARISING

101, 101/5

Clr G M Turland referred to question 6 on page 4 of the Minutes of the Council meeting held on Wednesday 25 July 2018, in relation to the statutory declaration not yet signed by Cllr I M Scandrett. He asked whether Cllr Scandrett is prepared to sign the statutory declaration.

Clr I M Scandrett declined to answer.

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101, 107/9

Clr I M Scandrett referred to a question asked by a councillor during Closed Council on Wednesday 25 July 2018. He asked if the person who raised the question could email the person to whom the question was directed.

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## 7. DECLARATIONS OF INTEREST

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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.

101/3, 102/5, 2200/7

Clr I M Scandrett declared a significant pecuniary interest in Item 8.1, Mayoral Minute concerning rate relief for Wingecarribee Shire farmers, as he is a farmer and may benefit financially from a resolution passed in relation to this matter. He stated that he will be absent from the Chamber for consideration of that item.

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101/3.1, 5302

Clr T D Gair declared a less than significant non-pecuniary interest in Item 13.2 – Development Applications Received 25 June to 22 July 2018, as the applicant at item 106, DA 19/0062, is the partner of his brother. He stated that he will be absent from the Chamber for consideration of that item.

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101/3.1, 5302

Clr I M Scandrett declared a less than significant non-pecuniary interest in Item 13.2 – Development Applications Received 25 June to 22 July 2018, as he is the applicant at item 103, DA 18/0775 – for an extension to an existing shed building on his property.

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101/3.1, 5302

Clr G M Turland declared a less than significant non-pecuniary interest in Item 13.2 – Development Applications Received 25 June to 22 July 2018, as the applicant at item 109, DA 19/0008, is his doctor, close friend and associate.

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## 8. MAYORAL MINUTES

### 8.1 Rate Relief for Wingecarribee Shire Farmers

Reference: 102, 5462, 2200/7  
Report Author: Mayor

#### **PURPOSE**

The purpose of this Mayoral Minute is to address Council in relation to the current drought situation and its impact on farmers, and call for a rate exemption for affected farmers in the Wingecarribee Shire for the 2018-19 financial year.

Clr I M Scandrett declared a significant pecuniary interest in this Item, as he is a farmer and may benefit financially from a resolution passed in relation to this matter. He was absent from the Chamber for consideration of this item.

Deputy Mayor I M Scandrett left the Chamber, the time being 3:41PM.

#### **MN 290/18**

**MOTION** Moved Clr K J Halstead and seconded Clr T D Gair

1. **THAT** rural ratepayers conducting **accredited** farming activities (farmland rated properties) within the Wingecarribee Shire, who lodge an approved hardship application, be afforded rate relief in the 2018/2019 financial year.
2. **THAT** this relief is to be in the form of a deferral of rates until the 2019/2020 financial year; the deferred rates not being subjected to interest.
3. **THAT** \$10,000 be donated from the Mayoral relief fund towards a fodder appeal for drought affected farmers, if possible within the Wingecarribee Shire; if not, then within NSW.

#### **PASSED**

Deputy Mayor I M Scandrett returned to the meeting, the time being 3:52pm.

## **9. PUBLIC FORUM**

100/13, RD1536

1. ITEM 12.1 POST EXHIBITION - REVISED LEASED AREA - PART UNFORMED ROAD BEING PART DAPHNE STREET, BOWRAL

Ms Jacqui Lenaghan of Bowral, representing herself and neighbours, addressed Council in relation to this item.

Ms Lenaghan was granted additional time of one minute for her address.

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COMMITTEE OF THE WHOLE

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107/10

**MN 291/18**

**MOTION** moved by Cllr T D Gair and seconded by Cllr G McLaughlin

**THAT** in accordance with Section 373 of the Local Government Act, 1993, Council moves into Committee of the Whole to consider various matters detailed in the Agenda with Cllr G M Turland to take the Chair.

**PASSED**

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## 10. VISITOR MATTERS

### OPERATIONS

Nil

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### CORPORATE AND STRATEGY

Nil

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## **11. EN BLOC MOTION**

There was no En Bloc Motion at this Meeting.

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## 12. OPERATIONS FINANCE AND RISK

### 12.1 Post Exhibition - Revised Leased area - part unformed Road being Part Daphne Street, Bowral

Reference:	RD1536
Report Author:	Property and Project Officer
Authoriser:	Coordinator Property 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

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#### **PURPOSE**

The purpose of this report is to advise Council of written submissions received following a period of public notice. The public notice was given in respect of a revised area of unformed road (being part Daphne Street, Bowral) being leased to the adjoining landowner.

#### **MN 292/18**

**MOTION** moved by Cllr G McLaughlin and seconded by Cllr G Markwart

**THAT** this item be deferred until later in the meeting, pending the provision of photographs relating to the public address made by Ms Lenaghan.

**PASSED**

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## 13. CORPORATE STRATEGY AND DEVELOPMENT SERVICES

### 13.1 Development Applications Determined from 25 June 2018 to 22 July 2018

Reference: 5302  
Report Author: Team Leader Business Support  
Authoriser: Group Manager Planning, Development and Regulatory Services

Link to Community Strategic Plan: Provide a mixture of housing types that allow residents to meet their housing needs at different stages of their lives and support affordable living

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#### **PURPOSE**

The purpose of this report is to update Councillors on Development Applications Determined for the period 25 June 2018 to 22 July 2018

#### **MN 293/18**

**MOTION** moved by Cllr T D Gair and seconded by Cllr P W Nelson

**THAT** the information relating to Development Applications Determined for the period 25 June 2018 to 22 July 2018 be received and noted.

**PASSED**

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## 13.2 Development Applications Received from 25 June 2018 to 22 July 2018

Reference: 5302  
Report Author: Team Leader Business Support  
Authoriser: Group Manager Planning, Development and Regulatory Services

Link to Community Strategic Plan: Effective and efficient Council service delivery is provided within a framework that puts the customer first

### PURPOSE

The purpose of this report is to update Councillors on the Development Applications received in the period from 25 June 2018 to 22 July 2018.

Clr I M Scandrett declared a less than significant non-pecuniary interest in this Item, as he is the applicant at item 103, DA 18/0775 – for an extension to an existing shed building on his property. He remained in the Chamber and took part in discussion and voting on this matter.

Clr T D Gair declared a less than significant non-pecuniary interest in this Item as the applicant at item 106, DA 19/0062, is the partner of his brother. He removed himself from the Chamber for consideration of this item.

Clr G M Turland declared a less than significant non-pecuniary interest in this Item, as the applicant at item 109, DA 19/0008, is his doctor, close friend and associate. He remained in the Chamber and took part in discussion and voting on this matter.

Clr T D Gair left the Chamber, the time being 4:04PM.

### **MN 294/18**

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

1. **THAT** the information relating to Development Applications Received from 25 June 2018 to 22 July 2018 be received and noted.
2. **THAT** further information be provided to Council via Weekly Circular, for the following properties:
  - Item 45 - 205 High Range Lane, High Range, DA18/0759
  - Item 61 - 73-75 Parkes Road, Moss Vale, DA 18/0790

### **PASSED**

Clr T D Gair returned to the Chamber, the time being 4:08PM.

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### **13.3 Amendment to Council's Community Engagement and Notification of Development and Planning Proposals Policy Position**

<b>Reference:</b>	<b>5704/6</b>
<b>Report Author:</b>	<b>Group Manager Planning, Development and Regulatory Services</b>
<b>Authoriser:</b>	<b>Deputy General Manager Corporate, Strategy and Development Services</b>
<b>Link to Community Strategic Plan:</b>	<b>Improve opportunities for people to 'have their say' and take an active role in decision making processes that affect our Shire through diverse engagement opportunities</b>

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#### **PURPOSE**

The purpose of this report is to consider amendments to Council's Community Engagement and Notification of Development and Planning Proposals to enable greater responsiveness in decision making surrounding new residential development and residential alterations and additions in urban release areas within the Shire.

The amendment also seeks to provide clarity on Council's current policy position through minor administrative amendments, while making more general amendments to reflect recent changes in legislation.

The Group Manager Planning, Development and Regulatory Services addressed Council in relation to this item.

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

1. **THAT** Council places the draft 'Notification of Development Proposals' on public exhibition for a period of 28 days.
2. **THAT** a further report be submitted to Council following conclusion of the public exhibition period.

**MN 295/18**

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

1. **THAT** Council endorses for public exhibition the draft 'Notification of Development Proposals' policy (Attachment 2).
2. **THAT** Council places the draft 'Notification of Development Proposals' policy on public exhibition for a period of 28 days.
3. **THAT** a further report be submitted to Council following conclusion of the public exhibition period.

**ON BEING PUT TO THE VOTE THE AMENDMENT WAS PASSED**

**VOTING ON THE AMENDMENT**

**For the amendment:** Clr G J Andrews, Clr T D Gair, Mayor K J Halstead, Clr G McLaughlin, Clr P W Nelson and Clr G M Turland

**Against the amendment:** Clr G Markwart, Deputy Mayor I M Scandrett and Clr L A C Whipper

**THE AMENDMENT BECAME THE MOTION**

**ON BEING PUT TO THE VOTE THE MOTION WAS PASSED**

**VOTING ON THE MOTION**

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

**Against the motion:** Deputy Mayor I M Scandrett



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## 12. OPERATIONS FINANCE AND RISK (DEFERRED FROM EARLIER IN THE MEETING)

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### 12.1 Post Exhibition - Revised Leased area - part unformed Road being Part Daphne Street, Bowral

Reference:	RD1536
Report Author:	Property and Project Officer
Authoriser:	Coordinator Property 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

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#### **PURPOSE**

The purpose of this report is to advise Council of written submissions received following a period of public notice. The public notice was given in respect of a revised area of unformed road (being part Daphne Street, Bowral) being leased to the adjoining landowner.

It was noted that this matter was deferred from earlier in the meeting (refer MN 292/18), pending the provision of photographs relating to the public address made by Ms Lenaghan.

The Chief Financial Officer addressed Council in relation to this Item.

#### **MN 296/18**

**MOTION** moved by Clr G McLaughlin and seconded by Clr G J Andrews

1. **THAT** Council confirm the proposed revised area of the Lease for five (5) years of part unformed road being part Daphne Street, Bowral as shown in Attachment 1 to this report.
2. **THAT** the persons who made a submission in respect of the proposed revised leased area be notified in writing of Resolution 1 above.

**PASSED**

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## 13. CORPORATE STRATEGY AND DEVELOPMENT SERVICES (CONTINUED)

### 13.4 Update of the Pesticides Notification Plan

Reference:	5450/2
Report Author:	Environmental Policy Officer
Authoriser:	Environment and Health Systems Coordinator
Link to Community Strategic Plan:	Conserve the key natural resources of the Shire and minimise the impact from development

#### **PURPOSE**

A Pesticide Use Notification Plan is required under the *Pesticides Regulation 2017*. Council's Pesticide Notification Plan has been reviewed and an updated draft is at **Attachment 1**. This report seeks approval for the public exhibition of the draft Plan prior to adoption by Council.

The Manager, Environment and Sustainability, addressed Council in relation to this item.

#### **MN 297/18**

**MOTION** moved by Cllr T D Gair and seconded by Cllr G McLaughlin

- 1. THAT Council endorses the public exhibition of the draft Pesticides Notification Plan at Attachment 1 for 28 days.**
- 2. THAT at the end of the exhibition period staff bring back a report on the results of the public exhibition and also outlining any possible alternative options for weed control in the Shire.**

#### **PASSED**

The General Manager left the Chamber, the time being 4.53pm.

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**13.5 Wingecarribee Community Safety Plan 2015 - 2020  
Amendment to Provide CCTV Cameras Along Bong  
Bong Street, Bowral**

**Reference:** 107/35, 7126/1, RD8260, 1620  
**Report Author:** Coordinator Community Development  
**Authoriser:** Group Manager Corporate and Community  
**Link to Community Strategic Plan:** Enhance partnerships to maintain a safe community

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**PURPOSE**

The purpose of this report is for Council to consider amending the Community Safety Plan 2015–2020 to include the provision of CCTV cameras along Bong Bong Street, Bowral.

***MN 298/18***

***MOTION moved by Cllr G McLaughlin and seconded by Deputy Mayor I M Scandrett***

***THAT Council leaves the Community Safety Plan 2015-2020 in its current format.***

***PASSED***

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The General Manager returned to the Chamber, the time being 5.03pm.

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## 13.6 Regional Art Gallery Proposal

Reference:	1652
Report Author:	Deputy General Manager Corporate, Strategy and Development Services
Authoriser:	Deputy General Manager Corporate, Strategy and Development Services
Link to Community Strategic Plan:	Create welcoming and accessible community facilities that support opportunities for people to meet and connect with one another

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### **PURPOSE**

The purpose of this report is to seek Council's position on establishing a Regional Art Gallery within the Shire.

A member of the public in the Gallery asked why this item is to be considered in Closed Council. The General Manager directed the individual to the the confidentiality reasons that apply to this item, as printed in the Business Paper on page ii.

### **MN 299/18**

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

**THAT** the report concerning the Regional Art Gallery Proposal be considered in Closed Council – Item 22.1.

**PASSED**

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## **13.7 Motions for Local Government NSW Annual Conference 2018**

**Reference:** 204/2018

**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

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### **PURPOSE**

The purpose of this report is to:

1. Nominate motions for inclusion in the Local Government NSW Annual Conference Agenda Paper and have these items forwarded to Local Government NSW by the closing date of Friday, 24 August 2018
2. Determine the voting delegates for the 2018 Local Government NSW Annual Conference.

**MN 300/18**

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

1. **THAT** the following motions be submitted to Local Government NSW for consideration in the 2018 Annual Conference Agenda Paper:
  - a) **THAT** Local Government NSW works with the NSW Public Libraries Association (NSWPLA) to develop a strategic partnership to:
    - i. Increase public awareness of the multiple roles that Local Government Public Libraries play in supporting the education, social, cultural and economic outcomes in local communities.
    - ii. Advocate, in the lead up to the March 2019 State election, for improved State Government funding for Local Government Public Libraries in NSW to enable public libraries to meet the growing needs of our local communities
  - b) **THAT** the NSW Department of Planning and Environment amend the Standard Instrument Principal Local Environmental Plan to remove Boarding Houses as mandatorily permissible with consent in the R2 Low Density Residential Zone
  - c) **THAT** the NSW Department of Planning and Environment undertake action that will enable new dwelling houses and alterations and additions to dwelling houses to be considered in a single application process instead of the current development application, construction certificate and associated approvals that are required in order to achieve approval turnaround times for single residential dwellings of 20 working days.
  - d) **THAT** the NSW State Government address the inadequate base level of funding of \$30,000 provided to councils to comply with the Crown Land Management Act's requirement to prepare plans of management for all Crown land that they manage; and allow for a transition period greater than three years to have adopted plans in place for all Crown reserves managed as community land.
  - e) **THAT** a report be prepared by Local Government NSW that outlines the current diversity amongst councillors within NSW Councils, including the reasons for the varying levels of diversity across councils and a set of recommendations to promote diversity that better reflects community demographics. This report should be issued at least 15 months before the next NSW council election so individual councils can consider implementing recommendations as appropriate.
2. **THAT** following the LG NSW Conference, the position taken on the above motions at the conference be reported back to Council to determine whether representation be made to the respective political parties in relation to the proposed motions above.
3. **THAT** Council determine the voting delegates for the Local Government NSW 2018 Annual Conference:
  - a. Mayor of the Day
  - b. Cllr P W Nelson
  - c. Cllr G J Andrews

**PASSED**

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COUNCIL MATTERS

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**MN 301/18**

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

**THAT** Council move from Committee of the Whole back into Council, the time being 5.33 pm with the Mayor **Clr K J Halstead** resuming the Chair to conduct the remainder of Council Business.

**PASSED**

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**QUESTIONS FROM THE PUBLIC**

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100/10

1820, 5406/2

**QUESTION FROM MS DIANE HOLBROOK:**

**SOUTHERN HIGHLANDS HOSPICE**

What is the most updated status of the Southern Highlands Hospice Project? Any information would be helpful.

**REPLY FROM DEPUTY GENERAL MANAGER CORPORATE STRATEGY AND DEVELOPMENT SERVICES**

The Development Application DA17/1365 for a Community Hospice at 104-106 Bowral Street Bowral is still under assessment having recently received amended plans from the applicant.

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100/10, 18/0379

**QUESTION FROM MS JUDITH MCGHEE:**

**NEIGHBOUR NOTIFICATIONS**

Are the General Manager and Councillors aware of the current process with neighbour notifications of proposed developments? For example, DA 18/0379 (Lot 902 DP 1210273, Renwick Drive, Renwick), 30 April 2018.

**REPLY FROM DEPUTY GENERAL MANAGER CORPORATE STRATEGY AND DEVELOPMENT SERVICES**

The General Manager and the Councillors are aware of the current processes associated with the Policy for Community Engagement and Neighbour Notifications of Development and Planning Proposals.

The Group Manager of Planning, Development and Regulatory Services contacted Ms McGhee on 7 August 2018 and discussed the notification of DA 18/0379 and whilst a review of the notification processes surrounding this development application has identified that properties owned by Ms McGhee fall outside of the required notification catchment of the adopted policy position, Council has taken the initiative to provide Ms McGhee with a notice of proposed development letter in order to enable her to provide a submission should she wish to do so.



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## 14. GENERAL MANAGER

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### 14.1 Request for Leave of Absence - Cllr Peter Nelson

Reference:	PERS, 101/1
Report Author:	PA for Mayor
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

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#### **PURPOSE**

The purpose of this report is to ask that Council approves a leave of absence request from Councillor Peter Nelson.

#### **MN 302/18**

**MOTION** moved by Cllr T D Gair and seconded by Cllr G McLaughlin

**THAT** Councillor Peter Nelson be granted leave of absence from all Council commitments on Wednesday, 22 August 2018, including the Ordinary Meeting of Council and Briefing Sessions to be held that day.

**PASSED**

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## **15. DELEGATE REPORTS**

There were no delegate reports at this meeting.

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## 16. PETITIONS

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### 16.1 Petition 07/2018 5 Alice Street Mittagong

Reference:	100/8, PN1800520, 18/0539
Report Author:	Administration Officer
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

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#### **PURPOSE**

The purpose of this report is to present to Council a petition received regarding DA 18/0539. The petitioners object to the proposed development, which seeks to demolish the existing building at 5 Alice Street, Mittagong (known as Sunshine Lodge) and construct 14 residential apartments and a 29 room boarding house. The petitioners believe that the proposed development is out of keeping with the surrounding heritage buildings and is overdevelopment of the site.

The petition contains 46 signatures.

#### **MN 303/18**

**MOTION** moved by Cllr G McLaughlin and seconded by Cllr L Whipper

**THAT** the petition objecting to the proposed demolition of the former Sunshine Lodge, formerly the Sisters of St Joseph's Convent, DA 18/0539 – 5 Alice Street Mittagong – be received and noted by Council.

**PASSED**

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## 17. CORRESPONDENCE FOR ATTENTION

There was no correspondence for attention at this meeting.

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## **18. COMMITTEE REPORTS**

There were no committee reports at this meeting.

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## **19. QUESTIONS WITH NOTICE**

There were no questions with notice at this meeting.

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## 20. NOTICES OF MOTION

### 20.1 Notice of Motion 23/2018 - Notices of Motion - Preamble length

Reference:	100/4
Report Author:	Administration Officer
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 Clr G M Turland has given notice that it is his intention to move the following motion at the Ordinary Meeting of Council on 8 August 2018:

**THAT the current preamble word limit of 200 words for a Notice of Motion be changed to \_\_\_\_\_ (word limit to be determined by Council).**

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**MOTION** moved by *Clr G M Turland* and seconded by *Clr G McLaughlin*

**THAT** the current preamble word limit of 200 words for a Notice of Motion be changed to \_\_\_\_\_ (word limit to be determined by Council).

**IT WAS NOTED THAT THE MOTION WAS WITHDRAWN BY CLR G M TURLAND WITH THE SUPPORT OF THE SECONDER CLR G MCLAUGHLIN.**

**MN 304/18**

**MOTION** moved by Clr T D Gair seconded by Clr K J Halstead

**THAT** the preamble to Notices of Motion be removed **AND THAT** comments from staff may be included.

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**AMENDMENT** moved by Clr G Markwart and seconded by Clr L A C Whipper

**THAT** a preamble to Notices of Motion be retained, to be limited to a maximum of 200 words and that Council staff be authorised to truncate any preamble in excess of 200 words.

**THE AMENDMENT WAS PUT TO THE VOTE AND WAS LOST**

**THE MOTION WAS PUT TO THE VOTE AND PASSED**

**Dissenting vote:** Clr I M Scandrett requested that his dissenting vote be recorded in respect of this motion.

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## 20.2 Notice of Motion 24/2018 - External Grants - Applications and Outcomes

Reference:	100/4, 2152
Report Author:	Administration Officer
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

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### **PURPOSE**

Councillor Clr I M Scandrett has given notice that it is his intention to move the following motion at the Ordinary Meeting of Council on 8 August 2018:

**THAT a report be furnished to Council detailing all external grant applications in this term and the outcomes.**

The report should include the link to the funding source, amount sought, purpose, outcome or status and a brief commentary.

The report should also include a list of grants WSC is planning to apply for, and their details.

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

**THAT** a report be furnished to Council that:

- i. Details all external grant applications in this term and the outcomes
- ii. Includes the link to the funding source, amount sought, purpose, outcome or status and a brief commentary
- iii. Includes a list of grants WSC is planning to apply for, and their details.

### **THE MOTION WAS PUT AND LOST**

### **CLR I M SCANDRETT ASKED FOR A DIVISION ON THE MOTION.**

#### **VOTING ON THE MOTION**

**For the motion:** Deputy Mayor I M Scandrett

**Against the motion:** Clr G J Andrews, Clr T D Gair, Mayor K J Halstead, Clr G Markwart, Clr G McLaughlin, Clr P W Nelson, Clr G M Turland and Clr L A C Whipper

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## 21. GENERAL BUSINESS

14/0431

### 1. COLO VALE SUBDIVISION

Clr G M Turland tabled a constituent letter relating to delays in registering the Hamilton Estate subdivision in Colo Vale. He asked that a brief report come back to Council via weekly circular regarding that subdivision and outlining the reasons for the lengthy delay.

The General Manager advised that this information will be provided as per Clr Turland's request.

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7810, PN1521200

### 2. TULLOONA AVENUE UNNAMED ROAD DELAYS

Clr G M Turland advised that he has been contacted by the resident of number 19 Tullooona Avenue Bowral whose access to his driveway has been affected by works to an unnamed road for approximately 12 months. Clr Turland requested that Council be updated on the status of this work.

The General Manager advised that this question will be taken on notice.

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105, 105/1

### 3. 2016 LOCAL ELECTION

Clr G M Turland asked all Councillors if they have ever engaged a private investigator to research candidates in the 2016 local election.

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5125

### 4. COUNCIL'S MEDIA POLICY

Clr I M Scandrett asked the General Manager the following questions relating to Council's media policy:

1. Regarding the drafting of this policy by the Media Manager, did the Media Manager receive any guidelines from yourself or any other member of staff on your instruction in preparation of the policy, and was any other council's media policy used as a point of reference?
2. Was any external media authority or organisation consulted for input and was any local government expert legal opinion sought, either internal or external and were any media publications or broadcasters asked to provide input and were any of these shown the draft of the WSC media policy prior to presentation to Council?
3. Was the OLG consulted on this policy and why were any references or sources used then not listed on the finished document in the interests of transparency and proof of professional rigour?

The General Manager advised that these questions will be taken on notice.

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5. FLOOD CERTIFICATES

Clr K J Halstead asked whether the General Manager could confirm that the flood certificates issued to land owners in Renwick that were inaccurate with regard to flood affectation, which have been re-issued, are 100% correct?

The Deputy General Manager Corporate Strategy and Development Services responded to this question and confirmed that this is correct.

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## 22. CLOSED COUNCIL

### MOVING INTO CLOSED SESSION

107/9

At this juncture, the time being 6.23 pm, Council moved into Closed Council.

#### **MN 305/18**

**MOTION** moved by Cllr T D Gair and seconded by Cllr G McLaughlin

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:

#### 22.1 Regional Art Gallery Proposal

##### 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)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 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's position on its ongoing support for the establishment of a Regional Art Gallery within the Shire by way of committing to the funding of the reoccurring annual operating costs of such a facility.

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

**PASSED**

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## 22.1 Regional Art Gallery Proposal

Reference:	1652
Report Author:	Deputy General Manager Corporate, Strategy and Development Services
Authoriser:	Deputy General Manager Corporate, Strategy and Development Services
Link to Community Strategic Plan:	Create welcoming and accessible community facilities that support opportunities for people to meet and connect with one another

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### 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.*

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### PURPOSE

The purpose of this report is to seek Council's position on its ongoing support for the establishment of a Regional Art Gallery within the Shire by way of committing to the funding of the reoccurring annual operating costs of such a facility.

The General Manager addressed Council in relation to this item.

### **MN 306/18**

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

1. **THAT Council gives in-principle support to the proposal as discussed in Closed Council**
2. **THAT Council authorises the General Manager and staff as required, with the Mayor and Clr L A C Whipper if necessary, to meet with the relevant parties as discussed.**

**PASSED**

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## 23. RESUMPTION OF OPEN AGENDA

107/10

**MN 307/18**

**MOTION** moved by Clr T D Gair and seconded by Clr G McLaughlin

**THAT** Council moves from Closed Council into Open Council.

**PASSED**

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No members of the public were present in the Chamber.

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### ADOPTION OF CLOSED COUNCIL

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107/9

**MN 308/18**

**MOTION** moved by Clr T D Gair and seconded by Clr G McLaughlin

**THAT** the recommendations of the Closed Council held on Wednesday, 8 August, 2018 being MN 306/18 be adopted.

**PASSED**

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## 24. ADOPTION OF COMMITTEE OF THE WHOLE

107/10

**MN 309/18**

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

**THAT** the recommendations of the Committee of the Whole held on Wednesday, 8 August 2018 being MN 292/18 to MN 300/18 be adopted.

**PASSED**

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## **25. MEETING CLOSURE**

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 7.12 PM

In accordance with the provisions of Section 375(2) of the Local Government Act, these Minutes of the Ordinary Council Meeting held Wednesday 8 August 2018 numbered M/N 289/18 to M/N 309/18 were signed by me hereunder at the Council Meeting held on Wednesday 22 August 2018.

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CHAIRMAN

**READ AND CONFIRMED ON WEDNESDAY 22 AUGUST 2018**

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CHAIRMAN

\_\_\_\_\_  
PUBLIC OFFICER