

# MINUTES

## of the Ordinary Meeting of Council

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

**Wednesday 11 November 2020**

The meeting commenced at 3.30pm

*File No. 100/2020*

---

<b>1. OPENING OF THE MEETING</b>	
<b>2. ACKNOWLEDGEMENT OF COUNTRY</b>	
<b>3. PRAYER</b>	
<b>4. APOLOGIES</b>	
<b>5. ADOPTION OF MINUTES OF PREVIOUS MEETING</b>	
Ordinary Meeting of Council held on 28 October 2020	
<b>6. DECLARATIONS OF INTEREST .....</b>	<b>5</b>
<b>7. MAYORAL MINUTES.....</b>	<b>5</b>
<b>8. PUBLIC FORUM .....</b>	<b>5</b>
<b>9. VISITOR MATTERS .....</b>	<b>6</b>
<b>OPERATIONS</b>	
9.1 Presentation of the Audited Annual Financial Statements for the period ended 30 June 2020 .....	6
<b>CORPORATE AND STRATEGY</b>	
9.2 Southern Highlands Regional Gallery Business Plan.....	7
<b>10. EN BLOC MOTION .....</b>	<b>8</b>
<b>11. OPERATIONS FINANCE AND RISK .....</b>	<b>9</b>
11.1 Land Acquisition - Moss Vale.....	9
11.2 Lackey Park Regional Sporting Hub Masterplan Adoption .....	10
11.3 Tender for Transport and Disposal of Shredded Organic Waste .....	11
<b>12. CORPORATE STRATEGY AND DEVELOPMENT SERVICES .....</b>	<b>12</b>
12.1 Development Applications Determined from 29 September 2020 to 25 October 2020 .....	12
12.2 Development Applications Received from 29 September 2020 to 25 October 2020 .....	13
12.3 Adoption of the Southern Highlands Destination Strategy 2020-2030 ...	14
12.4 Proposed 2021 Ordinary Council Meeting Dates .....	16
12.5 2020 Local Government NSW Annual Conference - Appointment of Alternate Delegate .....	17
<b>13. GENERAL MANAGER .....</b>	<b>18</b>
Nil	
<b>14. DELEGATE REPORTS .....</b>	<b>18</b>
Nil	
<b>15. PETITIONS.....</b>	<b>18</b>

---

# MINUTES OF THE ORDINARY MEETING OF COUNCIL

Wednesday 11 November 2020



Nil

<b>16. COMMITTEE REPORTS .....</b>	<b>19</b>
16.1 Minutes of the Heritage Advisory Committee Meeting held on Friday 9 October 2020 .....	19
<b>17. QUESTIONS WITH NOTICE .....</b>	<b>20</b>
17.1 Question with Notice 44/2020 Stormwater Drainage at Bloomfield Subdivision, Bowral .....	20
<b>18. NOTICES OF MOTION.....</b>	<b>21</b>
18.1 Notice of Motion 38/2020 Station Street Deep Dive .....	21
<b>19. CLOSED COUNCIL.....</b>	<b>23</b>
Moving into Closed Session.....	23
19.1 Tender for Transport and Disposal of Shredded Organic Waste .....	25
19.2 Land Acquisition - Moss Vale.....	26
<b>20. RESUMPTION OF OPEN AGENDA.....</b>	<b>28</b>
Adoption of Closed Council.....	28
<b>21. MEETING CLOSURE .....</b>	<b>29</b>

---

**MINUTES OF THE ORDINARY MEETING OF WINGECARRIBEE SHIRE COUNCIL HELD REMOTELY USING AUDIO VISUAL LINK AND OPEN TO MEMBERS OF THE COMMUNITY VIA WEBCAST ON WEDNESDAY 11 NOVEMBER 2020 COMMENCING AT 3.30PM**

**Present:**

Mayor Cllr T D Gair  
Deputy Mayor Cllr G J Andrews\*  
Cllr K J Halstead OAM\*  
Cllr G McLaughlin\*  
Cllr P W Nelson\*  
Cllr I M Scandrett\*  
Cllr G M Turland\*  
Cllr 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 Capital Projects	Mr Ned Tripkovic (in part)
Chief Information Officer	Mr John Crawford
Acting Chief Financial Officer	Mr Damien Jenkins (in part)
Coordinator Media and Communications	Mr David Sommers*
Administration Officer	Ms Michelle Richardson

**Also In Attendance:**

Temporary Adviser Appointed by  
the Minister for Local Government      Mr Ian Reynolds

**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 Cllr T D Gair opened the meeting and welcomed members of the public and the press.

---

## 2. ACKNOWLEDGEMENT OF COUNTRY

Clr K J Halstead OAM 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 ORDINARY MEETING OF COUNCIL HELD ON WEDNESDAY 28 OCTOBER 2020

**MN 442/20**

**MOTION** moved by Clr G McLaughlin and seconded by Clr K J Halstead OAM

**THAT** *the minutes of the Ordinary Meeting of Council held on Wednesday 28 October 2020 MN 423/20 to MN 441/20 inclusive, copies of which were forwarded to Councillors, be adopted as a correct record of the proceedings of the meeting.*

**PASSED**

Clr G M Turland referred to the Minutes of the Ordinary Meeting of Council on 28 October 2020 - Item 18.3 Notice of Motion 37/2020 Removal of Station Street Pin Oaks Timeframe and asked on an update on a motion from earlier in 2020.

The Acting General Manager addressed Council on this item.

## 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

There was no Mayoral Minute at this meeting

## 8. PUBLIC FORUM

1600/23

Item 12.3 Adoption of the Southern Highlands Destination Strategy 2020-2030

Mr Mark Bourne addressed Council against the recommendation.

15/0007 19/0894

Item 17.1 Question with Notice 44/2020 Stormwater Drainage at Bloomfield Subdivision, Bowral

Mr Aaron Neill-Stevens addressed Council in support of the recommendation.

## 9. VISITOR MATTERS

### OPERATIONS

#### 9.1 Presentation of the Audited Annual Financial Statements for the period ended 30 June 2020

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 present the audited Annual Financial Statements for the year ending 30 June 2020 and to receive comments from Council's Auditor's representative, Mr Michael Kharzoo.

Mr Michael Kharzoo addressed Council on this item.

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

The Acting General Manager addressed Council on this item.

The Acting General Manager left the meeting, the time being 4.09pm.

The Acting General Manager returned to the meeting, the time being 4.12pm.

**MN 443/20**

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

1. **THAT** Council adopts the audited Annual Financial Statements for the year ending 30 June 2020.
2. **THAT** Council adopt the Auditor's Report for the year ending 30 June 2020.
3. **THAT** Council's auditor Mr Michael Kharzoo be thanked for his comments and the information be noted.

**PASSED**

---

## CORPORATE AND STRATEGY

---

### 9.2 Southern Highlands Regional Gallery Business Plan

Reference:	1652/2
Report Author:	Deputy General Manager Corporate, Strategy and Development Services
Authoriser:	Deputy General Manager Corporate, Strategy and Development Services
Link to Community Strategic Plan:	Support and promote the creative and cultural sector

---

#### PURPOSE

The purpose of this report is to inform Council of the details of the 5-year Business Plan which has been developed for the Ngununggula Retford Park Southern Highlands Regional Gallery as resolved by Council.

Ms Megan Monte addressed Council in support of the recommendation.

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

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

The Acting General Manager addressed Council on this item.



**MN 444/20**

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

**THAT** the report on the Ngununggula Retford Park Southern Highlands Regional Gallery five (5) year Business Plan be noted **AND THAT** Council accepts the Business Plan in **Attachment 1** satisfies Council's resolution of 19 September 2018.

**PASSED**

**MN 445/20**

**MOTION** moved by Clr I M Scandrett and seconded by Clr P W Nelson

**THAT** the motion be resubmitted.

**PASSED**

**MN 446/20**

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

**THAT** the report on the Ngununggula Retford Park Southern Highlands Regional Gallery five (5) year Business Plan be noted **AND THAT** Council accepts the Business Plan in **Attachment 1** satisfies Council's resolution of 19 September 2018.

**PASSED**

**THE MAYOR ADVISED THE MEETING THAT THE VOTES FOR THIS ITEM WOULD BE RECORDED**

**VOTING ON THE MOTION**

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

**Against the motion:** Clr I M Scandrett

**10. EN BLOC MOTION**

There was no En Bloc Motion at this Meeting.

## 11. OPERATIONS FINANCE AND RISK

### 11.1 Land Acquisition - Moss Vale

Reference:	Confidential 7120/4
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 provide Council with an update following further investigations and to seek Council direction in accordance with the resolution of Council from its meeting on 14 October 2020 (MN 420/20).

**MN 447/20**

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

**THAT the report concerning the potential acquisition of land in Moss Vale be considered in Closed Council – Item 19.2. 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**

## 11.2 Lackey Park Regional Sporting Hub Masterplan Adoption

Reference: 6546/14  
Report Author: Project Manager  
Authoriser: Group Manager Capital Projects  
Link to Community  
Strategic Plan: Increase promotion of healthy lifestyle choices

### **PURPOSE**

The purpose of this report is to seek Council approval to adopt the Lackey Park Regional Sporting Hub Masterplan.

The Group Manager Capital Projects addressed Council on this item.

The Acting General Manager addressed Council on this item.

### **MN 448/20**

**MOTION** moved by Deputy Mayor Cllr G J Andrews and seconded by Cllr G McLaughlin

1. **THAT** Council adopts the Lackey Park Regional Sporting Hub Masterplan as included in Attachment 2.
2. **THAT** Council note the Feasibility Report as included in Attachment 3 and support the recommendations contained within the report.
3. **THAT** Council write to all submission makers thanking them for their submissions and advising them of Council's decision.

**PASSED**

## 11.3 Tender for Transport and Disposal of Shredded Organic Waste

Reference: 6330/20.12  
Report Author: Manager Business 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 present the evaluation of the Request for Tender for the Transport and Disposal of Shredded Organic Waste.

**MN 449/20**

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

**THAT** the report concerning the Tender for Transport and Disposal of Shredded Organic Waste - 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)(d)(i).

**PASSED**

## 12. CORPORATE STRATEGY AND DEVELOPMENT SERVICES

### 12.1 Development Applications Determined from 29 September 2020 to 25 October 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 29 September 2020 to 25 October 2020.

**MN 450/20**

**MOTION** moved by Cllr P W Nelson and seconded by Cllr L A C Whipper

**THAT** the information relating to the lists of Development Applications Determined for the period 29 September 2020 to 25 October 2020 be received and noted.

**PASSED**

## 12.2 Development Applications Received from 29 September 2020 to 25 October 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 29 September 2020 to 25 October 2020.

### **MN 451/20**

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

1. **THAT** the information relating to Development Applications Received from 29 September 2020 to 25 October 2020 be received and noted.
2. **THAT** the following items be brought back to Council:
  - 12 – 21/0617 - 91c Shepherd Street Bowral;
  - 17 – 11/0869.03 - Horderns Road Bowral NSW 2576;
  - 29 – 21/0662 - 115-129 Railway Avenue Bundanoon.
3. **THAT** the following items be placed on Council's Weekly Circular:
  - 82 – 21/0571 - Tourist Road Oval Glenquarry.

### **PASSED**

## 12.3 Adoption of the Southern Highlands Destination Strategy 2020-2030

Reference:	1600/23
Report Author:	Coordinator Economic Development
Authoriser:	Group Manager Tourism & Events
Link to Community Strategic Plan:	Broaden and promote the range of business and industry sectors

### PURPOSE

The purpose of this report is to inform Council on the results of the public exhibition of the Draft Southern Highlands Destination Plan 2020-2030 and seek Council's formal adoption of the Strategy.

The Acting General Manager left the meeting, the time being 5.19pm

The Acting General Manager returned to the meeting, the time being 5.22pm.

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

The Acting General Manager addressed Council on this item.

### MN 452/20

**MOTION** moved by Deputy Mayor Cllr G J Andrews and seconded by Cllr G McLaughlin

1. **THAT** the revised Southern Highlands Destination Strategy 2020-2030 (Attachment 1) be adopted.
2. **THAT** all submission makers be advised of Council's resolution and thanked for their submission.

**ON BEING PUT TO THE MEETING VOTING ON THE MOTION WAS TIED AT FOUR VOTES ALL. MAYOR GAIR USED HIS CASTING VOTE IN THE AFFIRMATIVE TO PASS THE MOTION.**

**AMENDMENT** moved by Cllr L A C Whipper and seconded by Cllr I M Scandrett

1. **THAT** Council defer endorsement of the draft Destination Plan in its current form given that it does not have the support of many key industry stakeholder organisations (noting that during the submission period at least 8 industry organisations out of 10 spoke specifically against the draft Plan and identified data and statistical errors).
2. **THAT** the authors of the SHKSG Response along with Hugh Clarke as Chair and Randall Walker as Facilitator of the SHKSG be invited to address Councillors about the detailed submission provided by the SHKSG before any decision is made.
3. **THAT** prior to coming back to Council for endorsement Council staff clarify what their proposed method is to deliver on industry expectations and how it has been measured.

4. THAT after the presentation to Councillors by SHKSG, a reviewed Plan including an Economic Development Strategy with tangible actions, KPIs and a timeframe be submitted for Consideration.
5. THAT this matter be referred to the Finance Committee If there are further financial implications in relation to carrying out further industry engagement and finalising the Southern Highlands Destination Plan.

**ON BEING PUT TO THE MEETING VOTING ON THE AMENDMENT WAS TIED AT FOUR VOTES ALL. MAYOR GAIR USED HIS CASTING VOTE IN THE NEGATIVE AND THE AMENDMENT WAS LOST.**



## 12.4 Proposed 2021 Ordinary Council Meeting Dates

Reference:	100/1
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

To seek Council's approval of the proposed Ordinary Meeting dates for Council for 2021.

**MN 453/20**

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

**THAT** the Ordinary Meeting dates for Council for 2021 be as follows:

<b>FEBRUARY:</b>	<b>10<sup>th</sup> and 24<sup>th</sup></b>
<b>MARCH:</b>	<b>10<sup>th</sup> and 24<sup>th</sup></b>
<b>APRIL:</b>	<b>28<sup>th</sup></b>
<b>MAY:</b>	<b>12<sup>th</sup> and 26<sup>th</sup></b>
<b>JUNE:</b>	<b>9<sup>th</sup> and 23<sup>rd</sup></b>
<b>JULY:</b>	<b>14<sup>th</sup> and 28<sup>th</sup></b>
<b>AUGUST:</b>	<b>11<sup>th</sup> and 25<sup>th</sup></b>
<b>SEPTEMBER</b>	<b>*22<sup>nd</sup></b>
<b>OCTOBER:</b>	<b>13<sup>th</sup> and 27<sup>th</sup></b>
<b>NOVEMBER:</b>	<b>10<sup>th</sup> and 24<sup>th</sup></b>
<b>DECEMBER:</b>	<b>8<sup>th</sup></b>

***\*Subject to the declaration of the newly elected Councillors being finalised.***

**PASSED**

---

## 12.5 2020 Local Government NSW Annual Conference - Appointment of Alternate Delegate

Reference:	102 204/2020
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

---

### **PURPOSE**

The purpose of this report is to appoint an alternate delegate to take part in the online Local Government NSW Annual Conference, to be held on Monday 23 November 2020.

### ***MN 454/20***

**MOTION** moved by Cllr G McLaughlin and seconded by Deputy Mayor Cllr G J Andrews

**THAT** no Councillor be nominated as a voting delegate to replace Councillor P Nelson in the online 2020 Local Government NSW Annual Conference.

### **PASSED**

**13. GENERAL MANAGER**

Nil

**14. DELEGATE REPORTS**

Nil

**15. PETITIONS**

Nil

## 16. COMMITTEE REPORTS

### 16.1 Minutes of the Heritage Advisory Committee Meeting held on Friday 9 October 2020

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

#### **PURPOSE**

This report provides the Minutes of the Heritage Advisory Committee Meeting held on Friday 9 October 2020.

**MN 455/20**

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

**THAT** the minutes of the Heritage Advisory Committee Meeting held on Friday 9 October 2020 numbered HAC 13/20 to HAC 18/20, inclusive, copies of which were forwarded to members of the Committee, be adopted as a correct record of the proceedings of the meeting.

**PASSED**

## 17. QUESTIONS WITH NOTICE

### 17.1 Question with Notice 44/2020 Stormwater Drainage at Bloomfield Subdivision, Bowral

Reference: 101/2 15/0007 19/0894  
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: Cllr K J Halstead OAM

Received: 2 November 2020

Subject: Stormwater Drainage at Bloomfield Subdivision, Bowral

#### Question:

1. Could a report be placed before Council regarding the stormwater drainage problems at the Bloomfield subdivision, Bowral?
2. Could a site inspection be arranged for Councillors to gain a clear understanding of the site?

The Acting General Manager addressed Council on this item

**MN 456/20**

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

**THAT** the information in relation to Question with Notice 44/2020 - Stormwater Drainage at Bloomfield Subdivision, Bowral - be noted.

**PASSED**

## 18. NOTICES OF MOTION

### 18.1 Notice of Motion 38/2020 Station Street Deep Dive

Reference:	100/4 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

#### PURPOSE

Councillor Scandrett has given notice that it is his intention to move the following motion at the Ordinary Meeting of Council on 11 November 2020:

**MOTION** moved by Cllr I M Scandrett and seconded by Cllr G M Turland

**THAT** the Acting General Manager advise Councillors how Council has complied with the recommendations of the Infrastructure NSW Deep Dive Review of the Station Street Upgrade project with respect to:

- Recommendation SD-1: Council to develop engineering designs for the duplication of the Wingecarribee St rail overpass and hold early discussions with the rail authority (ARTC) so as to be fully informed as to its requirements, and this recommendation was rated as “Essential - as soon as possible.”
- Recommendation SD-2: Council to model various traffic signal and turn modifications at the Wingecarribee St rail overpass - Station St intersection to determine whether any network efficiency gains are possible in the short term, and this recommendation was rated as “Suggested.”
- Recommendation SD-5: Council to explore the potential to install a new signalised pedestrian crossing at the Wingecarribee St - Kirkham Rd intersection, with installation (if technically viable) to be undertaken in parallel with the Kirkham Rd reconstruction works, where the recommendation was rated as “Essential - to be co-ordinated with the upgrade works on Kirkham Rd”.

**AMENDMENT** moved by Cllr P W Nelson and seconded by Deputy Mayor Cllr G J Andrews

**THAT** having regard to the comments by staff as detailed in the report in relation to the Station Street Deep Dive - be noted.

**ON BEING PUT TO THE MEETING VOTING ON THE AMENDMENT WAS TIED AT FOUR VOTES ALL. MAYOR GAIR USED HIS CASTING VOTE IN THE AFFIRMATIVE. THE AMENDMENT BECAME THE MOTION.**

**MN 457/20**

**MOTION** moved by Cllr P W Nelson and seconded by Deputy Mayor Cllr G J Andrews

**THAT** having regard to the comments by staff as detailed in the report in relation to the Station Street Deep Dive - be noted.

**ON BEING PUT TO THE MEETING VOTING ON THE MOTION WAS TIED AT FOUR VOTES ALL. MAYOR GAIR USED HIS CASTING VOTE IN THE AFFIRMATIVE TO PASS THE MOTION.**

**PASSED**

## **19. CLOSED COUNCIL**

### **MOVING INTO CLOSED SESSION**

107/9

At this juncture, the time being 6.22 pm, Council moved into Closed Council.



**MN 458/20**

**MOTION** moved by Cllr L A C Whipper 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:**

**19.1 Tender for Transport and Disposal of Shredded Organic Waste**

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 present the evaluation of the Request for Tender for the Transport and Disposal of Shredded Organic Waste.

**19.2 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 provide Council with an update following further investigations and to seek Council direction in accordance with resolution of Council from its meeting on 14 October 2020 (MN 420/20).

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

**PASSED**

## 19.1 Tender for Transport and Disposal of Shredded Organic Waste

Reference:	6330/20.12
Report Author:	Manager Business 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)d(i) as it contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.*

### PURPOSE

The purpose of this report is to present the evaluation of the Request for Tender for the Transport and Disposal of Shredded Organic Waste.

The Acting General Manager addressed Council on this item.

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

**MN 459/20**

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

**THAT** an information session be held for Councillors to discuss the evaluation of the Request for Tender for the Transport and Disposal of Shredded Organic Waste by the end of 2020.

**PASSED**

---

## 19.2 Land Acquisition - Moss Vale

Reference:	Confidential 7120/4
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 provide Council with an update following further investigations and to seek Council direction in accordance with resolution of Council from its meeting on 14 October 2020 (MN 420/20).

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

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

**MN 460/20**

**MOTION** moved by Clr G McLaughlin and seconded by Clr I M Scandrett

1. **THAT** Council accept the vendor's counter offer as discussed in Closed Council (of \$1,400,000 Excluding GST) for the purchase of 1 Bowman Road, Moss Vale **AND THAT** authority be delegated to the Mayor and Acting General Manager to execute, under the Common Seal of Council, the Contract for Sale and any other document associated with the purchase of 1 Bowman Road, Moss Vale (being Lot 2 deposited plan 1249526).
2. **THAT** authority be delegated to the Mayor and Acting General Manager to execute on behalf of Council any documentation in relation to the purchase of 1 Bowman Road, Moss Vale that does not require the Common Seal of Council.
3. **THAT** upon transfer to Council, the property referred to in resolution 1 above be classified as Operational Land pursuant to section 25 and section 31 of the *Local Government Act 1993*.
4. **THAT** a Planning Proposal to amend Schedule 1 of the Wingecarribee Local Environment Plan (WLEP) 2010 for additional use being "Animal Boarding or Training Establishments" be submitted to the Department of Planning, Industry and Environment for Gateway Determination for 1 Bowman Road, Moss Vale (being Lot 2 Deposited Plan 1249526) following completion of the purchase.

**PASSED**

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

1. **THAT** Council proceed with negotiations for the purchase of the McCourt Road, Moss Vale property **AND THAT** authority be delegated to the Mayor and Acting General Manager to negotiate a price within 10% of the valuation.
2. **THAT** a report be brought back to Council on the outcomes of the negotiations.

**LOST**

## 20. RESUMPTION OF OPEN AGENDA

107/10

**MN 461/20**

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

**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 Motions from Closed Council.

---

## **21. MEETING CLOSURE**

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 7.15 PM

In accordance with the provisions of Section 375(2) of the Local Government Act, these Minutes of the Ordinary Council Meeting held Wednesday 11 November 2020 numbered MN 442/20 to MN 461/20 were signed by me hereunder at the Council Meeting held on Wednesday 25 November 2020.

\_\_\_\_\_  
CHAIRMAN

**READ AND CONFIRMED ON WEDNESDAY 25 NOVEMBER 2020**

\_\_\_\_\_  
CHAIRMAN

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