



# MINUTES

## of the Ordinary Meeting of Council

held in

Council Chambers  
Civic Centre, Elizabeth Street, Moss Vale

on

**Wednesday 13 October 2021**

The meeting commenced at 3.30pm

---

<b>1. OPENING OF THE MEETING</b>	
<b>2. ACKNOWLEDGEMENT OF COUNTRY</b>	
<b>3. PRAYER</b>	
<b>4. APOLOGIES</b>	
Nil	
<b>5. ADOPTION OF MINUTES OF PREVIOUS MEETING</b>	
Ordinary Meeting of Council held on 8 September 2021	
<b>6. DECLARATIONS OF INTEREST .....</b>	<b>4</b>
<b>7. INTERIM ADMINISTRATOR MINUTES .....</b>	<b>4</b>
7.1 Community Update .....	4
<b>8. GENERAL MANAGER .....</b>	<b>8</b>
8.1 Public Inquiry into Wingecarribee Shire Council: Update.....	8
<b>9. OPERATIONS FINANCE AND RISK .....</b>	<b>9</b>
9.1 2020/21 Annual Financial Statements .....	9
9.2 Lackey Park Regional Sporting Hub Update and Sports Facility Strategy .....	15
9.3 Bowral Sewage Treatment Plant Upgrade - Project Update.....	16
9.4 Domestic Waste Management Reserve Review .....	17
9.5 Old South Road Watermain - Budget Adjustment.....	18
9.6 Investment Report - August 2021 .....	19
9.7 Tender for the Moss Vale Bypass Design - Stage 1 .....	20
9.8 Sale of Unformed Road - off Canyonleigh Road, Canyonleigh.....	21
9.9 Post Exhibition Report - Proposed Road Closure - Unnamed Road off Barrallier Road Goodmans Ford .....	22
9.10 Congewoi Street, Robertson (part) - Site of Robertson Rural Fire Station - Proposed Road Closure Post Exhibition Report.....	24
9.11 Broughton Street, Moss Vale - Proposed transfer of Crown road to Council .....	25
9.12 Investment Advisor Services - Appointment post quotation process .....	26
9.13 Old South Road Bowral, Retford Farm - Classification of Land for Detention Basin.....	27
9.14 Ferndale Road, Bundanoon - Crown Reserve 90729 - Acquisition of Easement for a sewer rising main.....	28
9.15 Renewal of Licence Agreement - South Western Sydney Local Health District, Early Childhood Rooms, Part Winifred West Park, Mittagong .....	30
9.16 New Waste Contract - Project 24.....	31
9.17 Tender for the Sewer Pumping Station (SPS) BW16(E5) Upgrade .....	32

---

---

<b>10. CORPORATE STRATEGY AND DEVELOPMENT SERVICES.....</b>	<b>33</b>
10.1 Councillor and Staff Interaction Policy - Post Exhibition Report.....	33
10.2 Joint Organisation and Other Strategic Networks .....	34
10.3 Register of Returns Disclosing Interests of Interim Administrator and Designated Persons.....	35
10.4 Post Bushfire Flora Research and Recovery - Acceptance of Grant Funding .....	36
10.5 IPART Rate Pegging and Contributions System Review .....	37
10.6 Sutherland Park Drive, Burradoo - Planning Proposal.....	38
10.7 50A Bulwer Road, Moss Vale - Post-exhibition Outcomes of Planning Proposal to Rezone and Reduce the Minimum Lot Size.....	39
L.1 Proposal to waive outdoor dining fees, materials on footpaths and environment and health inspections as support for business during Covid19 pandemic - Post exhibition Report .....	41
L.2 Out of School Hours Care COVID-19 Gap Fee Waiver - Outcome of Public Exhibition.....	42
L.3 Openness and Transparency Progress Update .....	43
<b>11. MEETING CLOSURE .....</b>	<b>45</b>

---

**MINUTES OF THE ORDINARY MEETING OF WINGECARRIBEE SHIRE COUNCIL HELD IN COUNCIL CHAMBERS, CIVIC CENTRE, ELIZABETH STREET, MOSS VALE ON WEDNESDAY 13 OCTOBER 2021 COMMENCING AT 3.30PM**

<b>Present:</b>	Interim Administrator	Viv May PSM
<b>In Attendance:</b>	General Manager	Lisa Miscamble
	Interim Deputy General Manager	Marissa Racomelara*
	Interim Deputy General Manager	Malcolm Ryan *
	Acting Chief Financial Officer	Damien Jenkins*
	Group Manager Corporate and Community	Danielle Lidgard
	Chief Information Officer/ A/Group Manager Organisation Development	John Crawford*
	Group Manager Capital Delivery	Ned Tripkovic*
	Coordinator Media and Communications	David Sommers*
	Corporate Strategy and Governance Officer	Ivana Vidovich

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

## **1. OPENING OF THE MEETING**

The Interim Administrator, Mr Viv May PSM opened the meeting and welcomed members of the public and the press.

---

## **2. ACKNOWLEDGEMENT OF COUNTRY**

The Interim Administrator, Mr Viv May PSM acknowledged country:

“Wingecarribee Shire Council acknowledge the Gundungurra and Tharawal people as the traditional custodians of this land we now call the Wingecarribee Shire. I pay my respect to Elders both past, present and emerging. I would also like to extend that respect to all Aboriginal and Torres Strait Islanders present here today.”

---

## **3. PRAYER**

The Interim Administrator, Mr Viv May PSM led the civic prayer:

“Let us meet in this Council Chamber in a spirit of fellowship and goodwill to represent all the members of the community in its cultural and religious diversity. To be honest and objective in all our deliberations. To respect the view of the residents, the rights of all to express their opinions without fear or favour and to make decisions for the common good of the community.’

---

## 4. APOLOGY

There were no apologies at this Meeting.

## 5. CONFIRMATION OF MINUTES

MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON WEDNESDAY 8 SEPTEMBER 2021

**MN 273/21**

**MOTION** moved by Interim Administrator Administrator

**THAT** the minutes of the Ordinary Meeting of Council held on Wednesday 08 September 2021 MN 246/21 to MN 272/21 inclusive, copies of which were forwarded to Councillors, be adopted as a correct record of the proceedings of the meeting.

**PASSED**

## 6. DECLARATIONS OF INTEREST

101/3, 101/3.1

That where necessary any interest now be disclosed 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.

## 7. INTERIM ADMINISTRATOR MINUTES

---

### 7.1 Community Update

Report Author: Interim Administrator

---

**MN 274/21**

**MOTION** moved by *Interim Administrator*

On 10 September 2021 the Minister for Local Government gazetted an Order postponing the next Ordinary Election due on 4 December 2021 until September 2022 for the reason that the Council is the subject of a Public Inquiry. I table a copy of the Order.

<https://www.wsc.nsw.gov.au/files/assets/public/council/meeting-minutes/2021-interim-administrator-minutes/ia-minute-community-update-13-october-2021.pdf>

Commissioner Ross Glover has now released the *Wingecarribee Shire Council Public Inquiry Information Paper* and elsewhere on this agenda is a General Manager's Report in relation to the matter. It is important to note the Inquiry is independent of the Council and residents, ratepayers and staff may be assured of the Council's total cooperation.

Tulip Time is Council's signature event and all who are responsible, especially those involved in planting around 120,000 bulbs – well done. The *Virtual Tulip Time* launched on 30 September at least allows people outside of the LGA to enjoy the visual spectacle this year but it is very disappointing that our visitor economy has not been able to take advantage of the event for the past two years. From meeting many residents particularly in Corbett Gardens, they have enjoyed being able to leisurely take in the garden's splendour without the clutter of stores. Some residents have questioned whether the rental of some represents good value and no doubt staff in debriefing this year's event will take that into account.

On Monday 20 September I joined the Member for Wollondilly Nathaniel Smith, the Mayor of Wollondilly Shire Council and the Transport Heritage NSW Chairman, when Mr Smith announced additional funding of \$9.1million to reopen the loop line from Buxton to Colo Vale. This is an exciting announcement for the Northern Villages and the work of Mr Smith in securing total funding of \$14.6million is acknowledged.

Many tourists will be brought into the Shire to enjoy a ride on 'the golden age of steam trains' and no doubt many will simply just want to experience the trains in the Big Hill Cutting just north of Hill Top. The location of what was the deepest railway cutting in the southern hemisphere is not well kept and is dangerous. In addition, there is no landscaping around the nearby sculpture *Human Endeavour* which commemorates the achievements of workers (including 3 who tragically lost their lives in an explosion) in creating the Big Hill Cutting.

The site will no doubt have some heritage sensitivities, but I have asked the General Manager to commence design and costing work on a viewing platform, landscaping and parking and to seek grant funding from Government to enhance the project with a view to it being in place before work on the loop line is completed – estimated to be in mid-2023.

Following the decision to no longer proceed with the Station Street improvements and to modify the works, I reported to the June 2021 meeting that approximately \$4.1million would be available as the balance of the initial \$7.5million grant from the Government. Approaches were made to the Members for Goulburn and Wollondilly seeking their support to have the balance reallocated and I outlined agreed priorities.

Representations were made to the former Deputy Premier and Minister for Regional NSW

---

advising of the lack of community support and significant shortfall in funding (\$17.7m) for the Station Street Project and requesting reallocation of funds.

A reply has now been received advising that Restart NSW funds are awarded to specific projects following a rigorous independent assessment process by Infrastructure NSW. Including a requirement that projects must achieve a benefit to cost ratio of greater than 1.0. Restart NSW funds are offered to the approved project only and unfortunately Council has been advised that it is not able to be reallocated to the other nominated projects. In addition, Council staff have confirmed that while the proposed works in Station Street will address a number of community concerns and issues, they do not pass the benefit to cost ratio test.

That is the bad news, but the good news is that the former Deputy Premier encouraged Council to work with his Department to discuss potential funding options for the nominated projects and in this regard productive meetings have already been held.

Ensuring a suitable space for an Emergency Operation Centre is a priority and an area in the Civic Centre was proposed by the former Local Emergency Operations Controller (LEOCON). This was seen as potentially not being achievable, however, in discussions and work to date, the General Manager has advised that there is a space which is able to be considered. I have met with senior emergency management staff and a report to the November Council meeting will present options for how this could be achieved for the short to medium term. A detailed response to the Owens report on Council's response to the 2019/20 bushfires will be presented to Council in December, however, I have determined it critical to progress this item and to seek State Government funding assistance.

The location of the water tank near the RFS shed in Balmoral is still causing some community concern and following a recent meeting with the regional office of RFS it has been agreed that Council will further investigate the concerns expressed and exploratory bores will be sunk to provide more certainty.

I will be conducting further Community Meetings across the villages and towns from now until December. These meetings will be open forum meetings and will provide an opportunity for the community to directly ask questions and raise matters of concern. The details for meetings, including tickets, are now available on Council's website. It is important that Council continues its engagement with the community to regain its trust and ensure the community's involvement in Council's decision making process, particularly during this time of Administration.

Arrangements are also being made for me to visit all community volunteer based RFS and SES groups before Christmas – hopefully on their training nights.

The General Manager has also advised that staff are working to ensure that our Australia Day celebrations are more inclusive and some exciting ideas will be presented to the November meeting.

Residents would be aware that the State Government has given notice of its intention to sell Berrima Gaol as it is no longer being used. Discussions have been held with the Berrima Residents Association, Property and Development NSW and our local Member for the area, Wendy Tuckerman MP. The discussions have been very constructive and Council is seeking to work with all parties to develop a community led strategic vision for the site/precinct to help frame the Expressions of Interest process.

It is hoped that this collaborative approach will identify key planning priorities that will help

## MINUTES OF THE ORDINARY MEETING OF COUNCIL

Wednesday 13 October 2021



shape the future use of this heritage icon, provide certainty to proponents, build confidence in the community and deliver a good outcome for all.

And finally, this will be the last meeting that Ms Marissa Racomelara and Mr Malcolm Ryan will attend –although they will not be lost to the organisation completely. Personally, and on behalf of the Shire community a big thank you to you both – I know that COVID restrictions have kept you from your families and we appreciate your efforts throughout your time here.

It is also opportune to welcome our new Directors, Carmel Foster, Geoff King and Karin Targa – I'm confident that together with the General Manager they will work for the benefit of the Wingecarribee Shire and they are well aware of the task ahead and the opportunities available in such a wonderful region that has engaged residents and an enthusiastic, dedicated and professional staff.

<https://www.wsc.nsw.gov.au/files/assets/public/council/meeting-minutes/2021-interim-administrator-minutes/postponement-of-elections-notice.pdf>

***THAT the update be received and noted.***

***PASSED***



## 8. GENERAL MANAGER

### 8.1 Public Inquiry into Wingecarribee Shire Council: Update

Report Author: General Manager  
Authoriser: Interim Deputy General Manager

#### OFFICER'S RECOMMENDATION

1. *THAT the report providing an update on the Public Inquiry into Wingecarribee Shire Council be noted.*

**MN 275/21**

**MOTION** moved by Interim Administrator

1. **THAT it be noted that the Interim Administrator has formally advised the Commissioner that he will be making a submission to the Public Inquiry.**
2. **THAT it be noted that the General Manager intends to make a submission to the Public Inquiry and as it will contain confidential staffing and operational matters she will be requesting that those matters not be made public.**
3. **THAT having regard to 1 and 2 above, Council advise the Commissioner that it does not intend to make a written submission to the Public Inquiry or to seek leave to appear and participate in the Public Hearing.**
4. **Council advise that at this stage it will not seek leave to be represented by a legal practitioner at the Public Hearing.**
5. **THAT The General Manager, in consultation with the Interim Administrator, be authorised to seek leave for the Interim Administrator and General Manager to be represented by a legal practitioner should it be considered necessary during the Public Inquiry.**

**PASSED**

## 9. OPERATIONS FINANCE AND RISK

### 9.1 2020/21 Annual Financial Statements

**Report Author:** Acting Chief Financial Officer  
**Authoriser:** Interim Deputy General Manager

The Acting Chief Financial Officer introduced the item.

The draft general purpose financial statements have been presented on a consolidated basis in accordance with the *Local Government Act 1993*, Australian accounting standards and the Local Government code of accounting practice and financial reporting.

To the best of my knowledge, these draft statements present the operating result and financial position for the year and are in accord with Council's accounting records. The draft financial statements will be audited by the Audit Office of NSW.

#### Income Statement

The Income Statement summarises Council's financial performance for the year, listing all income and expenses and can be found on page 20 of the Agenda. The Income Statement shows a deficit of \$707,000 which includes non-cash items such as depreciation and movements in provisions for expenses accrued but not yet paid. The Income Statement is also presented by Fund on page 69 of the Agenda.

The General Fund reports a deficit of \$4.3 million and a deficit would provide some indication that Council's revenue is not enough to cover operating expenses in the short-term. There are some contributing factors to the deficit in the General Fund, with some of the transactions considered to be 'one-off' and not expected to be incurred in future reporting periods.

Some reasons for the deficit include:

- Significant reduction in investment revenue of \$688,000 on the previous year due to economic conditions.
- Throughout at the Southern Regional Livestock Exchange was down by \$11,499, \$51,117 to \$39,618 due to farmers holding stock for breeding resulting in a drop in income of \$446,000 on the previous year. The downturn is being experienced nationwide with a national herd rebuild underway due to an abundance of feed being available which is encouraging stock retention.
- Tulip Time did not proceed in 2020 due to the Public Health Order for public gatherings – with an approximate loss of \$400,000.
- Unplanned terminations and redundancies of senior staff - \$893,000  
Breakdown of termination costs are as follows;
  - Whilst in office - \$241,000
  - Under Administration - \$652,000
- Refunding fees totalling \$121,000 received at the Welcome Centre from an Interim Administrator Minute on 9 June 2021. These fees were not included in the Fees &

Charges Schedule and Council was not eligible to charge them. This has been rectified for 2021/22 financial year and beyond.

- Depreciation expense has increased by \$1.1 million on the previous year primarily due to revaluations of transport network assets in 2019/20 which increased in value by \$193 million. Each asset class is required to be revalued at least every 5 years in accordance with the accounting standards.
- Independent reviews and audits costing \$115,000.
- Workers compensation insurance premium increasing by \$500,000 to \$1.9 million due to claims history. The claims that have the most impact on the premium were made in the 2018/19 and 2019/20 financial years and the claims remain in the premium calculation for three years.

The Statement of Financial Position provides a 30 June snapshot of Council's financial position indicating its assets, liabilities and net worth and is on page 22 of the Agenda. Council's net asset position at 30 June 2021 is \$1.9 billion. This is made up of total assets of \$1.95 billion less total liabilities of \$54.1 million.

### **Assets**

Council's overall cash and investments position has increased from \$183.6 million to \$192.4 million, which is an increase of \$8.845 million. Much of Council's cash is restricted in its use to specific purposes by external bodies, legislation and Council resolutions, with the level of unrestricted cash remaining low at \$89,000.

The Finch Report recommended that Council hold \$5 million in unrestricted cash before setting aside funds to internal reserves. We are in the process of performing a comprehensive review of internal reserves and preparing a Reserves Policy on how Reserves are created and utilised which will be presented to Council in a future report.

Receivables have increased by \$2.6 million. The main reasons for this increase are:

1. Rates and annual charges receivables have increased by \$1.3 million as Council did not conduct active debt recovery due to COVID-19.
2. Council provided an interest free loan to the Southern Highlands Hockey Club of \$445,000 to be repaid over 10 years. The loan was a resolution of Council made in 2014 however, the loan agreement was not signed until October 2020 as the Hockey Club were pursuing, and successful, in grant funding to cover some of the costs of the project which was \$1.05 million. The loan was not included in Council's 2020/21 Operational Plan or Budget.

A report is being prepared for the November Meeting of Council which will review the loans provided to community groups and testing their compliance with the Local Government Act.

The value of the Inventories was \$1.16 million. This includes stock at the Moss Vale & Mittagong depots (vehicle replacement parts, emulsion, road materials and water & sewer pipe etc). Council sold the remaining 4 lots in Anembo Street, Moss Vale during the year and these lots are no longer Council's assets.

Infrastructure, property, plant & equipment is valued at \$1.7 billion. Council capitalised \$64.1 million in asset additions during the year (including \$17.6 million donated assets from subdivisions).

Council revalued the 'Open Space & Recreational assets' and 'Other Structures' asset classes at fair value at 30 June 2021. These revaluations were completed by an external valuer with the increase in valuation being \$9.7 million.

Water and sewerage network assets are indexed at each reporting period and the indexation increased the value of network assets by \$4.7 million.

### **Liabilities**

Council loan liability is \$23.7 million. Two loans were fully repaid during the year. Council also borrowed \$6.31 million during the year. Council's employee leave entitlements provision has decreased by \$486K to \$9.1 million due to staff leaving Council during the year. We have \$1.54 million (17%) in reserve to fund leave entitlements. We are also required to remediate the former landfill site at Welby. The estimated cost is \$3.588 million.

### **Key Performance Indicators**

Council's financial performance is measured against several financial and asset management benchmarks. These indicators are intended to be indicative of the financial health and presence of good business management practices being conducted at Council.

The indicators that I refer to an will discuss are representative of the General Fund ONLY and are on page 92 of the Agenda.

Operating performance ratio which assesses Council's achievement of containing operating expenditure within operating revenue. The operating performance ratio is -2.23%. A summary of contributing factors for the deficit in the General Fund were mentioned earlier in this introduction and taking those into consideration I think this ratio will improve in future years.

Own source revenue ratio measures fiscal flexibility. It is the degree of reliance on external funding sources such as operating grants and contributions. Council continues to exceed this benchmark with 67.4% of revenue generated through rates, charges and user fees.

Unrestricted current ratio (UCR) is the most focus for Council's cash/liquidity position will be on the UCR. This ratio demonstrates the ability of Council to satisfy its financial obligations in the short term, excluding the assistance of externally restricted funds such as developer contributions and grant monies. As a rule of thumb, a strong UCR is 2:1.

Council continues to maintain a strong liquidity position with a healthy unrestricted current ratio of 4.67:1. This means that Council can easily pay its financial obligations as they fall due.

The Debt service cover ratio measures the availability of operating cash to service debt including interest, principal and lease payments. Council continues to exceed this benchmark which is a result of adequate operating revenues to cover its loan repayments.

---

Rates, annual charges, interest and extra charges outstanding percentage assesses the impact of uncollected rates and annual charges on Council's liquidity and the adequacy of recovery efforts. This ratio has increased to 7.87% due to outstanding rates and annual charges increasing because of COVID measures approved by Council. Residents and businesses were able to defer rates payments without incurring interest.

The final two ratios relate to asset management and can be found on page 111 of the Agenda.

Buildings and infrastructure renewals ratio which assesses the rate at which these assets are being renewed relative to the rate at which they are depreciating. This is a longer-term indicator and should be measured over several years, but the ratio 2021 is 104.78% which is a positive result. We are reviewing depreciation methodology to ensure that we continue to appropriately fund asset renewals in a timely manner.

The asset maintenance ratio compares actual versus required annual maintenance. A ratio above 100% indicates Council is investing enough funds to prevent the infrastructure backlog increasing. Council's Asset Maintenance Ratio was 143%.

In assessing Council's financial health it's important to look at the indicators in totality. Whilst the General Fund reported a deficit, Council maintains a strong cash & liquidity position. Council is spending money on renewing and maintaining existing assets utilising the Special Rating Variation and meeting performance benchmarks. Council is not reliant on funding from external bodies to fund operations. Council's revenue is adequate to cover loan principal and interest repayments. And, in my opinion Council is in a sound financial position. This opinion was also highlighted in the Finch Report.

I would like to acknowledge the staff in the Finance and Assets Branches for their efforts in preparing the draft financial statements. It's been a challenging year and I'm grateful and proud of how the team rally together and support each other to continue to achieve high quality work and results.

The General Manager addressed the meeting on the matter.

I would like to make some observations on the budget I have inherited:

The end of financial year as outlined by the acting Chief Financial Officer has resulted in an operating deficit of \$707k for a range of reasons as outlined.

Over the next few months there will be a further report to Council on the loans more broadly and associated compliance with the Local Government Act.

We will also be reviewing the funding of depreciation to ensure that we are provisioning appropriately for renewal and maintenance – this will require looking closely at the Asset Management Plan including the condition assessments of our assets.

The acting CFO provided the draft end of year results to the recent Audit Risk and Improvement Committee meeting. After close examination the comment was made at the meeting that that, all things considered and the turmoil the organisation faced, it was a good result.

I am aware that there is some discussion around the level of staff turnover and internal vacancies. Whilst it is not unusual to have a high turnover during a period of change I think it is important to highlight that this level of turn-over is not new for Wingecarribee. This is consistent with the past few years where it has been between 24 – 26%.

To address these matters in the last few months we have:

- Prepared and commenced implementation of an Attraction and Retention plan
- Commenced a cultural change program including an agreed Change Management Process which has been endorsed through the staff Consultative Committee
- Addressed some long-standing issues relating to internal communication
- Increased flexibility in work practices

In the future we will also be “growing our own” through partnerships with tertiary institutes as well as more proactive workforce management as our workforce ages and moves to retirement.

This turnover has impacted on DA assessment times which has seen a significant increase in the number of DA’s, with an approximate increase of 30% on the number lodged for the same time last year.

To support the team in moving forward we are:

- Implementing the CRM system which will be operational by the end of the year
- Bringing in additional contractors whilst we recruit for permanent roles
- Introducing new systems to improve pre-DA meetings

---

#### **OFFICER’S RECOMMENDATION**

1. *THAT Council refer the Draft Annual Financial Statements for the year ended 30 June 2021 for audit in accordance with Section 413(1) of the Local Government Act 1993.*
2. *THAT the Interim Administrator be authorised to sign the Statement by Administrator and Management made pursuant to Section 413(2)(c) of the Local Government Act 1993, with the General Manager and the Responsible Accounting Officer.*
3. *THAT Council fix the date of 8 December 2021 for the audited Annual Financial Statements, together with the auditor’s reports, to be presented to the public in accordance with Section 418(1)(a) and 1(b) of the Local Government Act 1993.*
4. *THAT Council note the year-end result against budget of a surplus of \$346,237.*

**MN 276/21**

**MOTION** moved by Interim Administrator

1. **THAT** Council refer the Draft Annual Financial Statements for the year ended 30 June 2021 for audit in accordance with Section 413(1) of the Local Government Act 1993.
2. **THAT** the Interim Administrator be authorised to sign the Statement by Administrator and Management made pursuant to Section 413(2)(c) of the Local Government Act 1993, with the General Manager and the Responsible Accounting Officer.
3. **THAT** Council fix the date of 8 December 2021 for the audited Annual Financial Statements, together with the auditor's reports, to be presented to the public in accordance with Section 418(1)(a) and 1(b) of the Local Government Act 1993.
4. **THAT** Council note the year-end result against budget of a surplus of \$346,237.
5. **THAT** A desktop comparison review be undertaken by an independent consultant/s selected by the General Manager in consultation with the Chair, Audit Risk & Improvement Committee to reconcile
  - i. Council's submission to the State government in response to its Fit for the Future program
  - ii. The Special Rate Variation Application to IPART and any approval undertakings
  - iii. Council's 2020/21 Annual Financial Statements
  - iv. Council's forward financial plan
6. **THAT** such review as to address expenditure and validation to ensure Council assets are carried at their true value.
7. **THAT** The report be considered by the Audit, Risk & Improvement Committee prior to referral to Council.

**PASSED**



## 9.2 Lackey Park Regional Sporting Hub Update and Sports Facility Strategy

Report Author: Group Manager Capital Projects  
Authoriser: Interim Deputy General Manager

The General Manager introduced the item.

### OFFICER'S RECOMMENDATION

*THAT*

1. Council places the Lackey Park Regional Sporting Hub project on hold until the Sports Facility Strategy is developed.
2. Council in accordance with the requirements of the Local Government Act publicly exhibit a proposal to grant to the Moss Vale District Basketball Association the sum of \$25,610 to assist them in progressing the design for the Southern Highlands Indoor Sports Hub

**MN 277/21**

**MOTION** moved by Interim Administrator

**THAT**

1. **THAT** the further letter of 10 October 2021 to the General Manager from the Moss Vale & District Basketball Association be noted and the matter be deferred for a further report and onsite inspection;
2. **THAT** such report to include full details of loans, grants or subsidies given by Council to the Association over the last five years and copies of the Association's audited financial reports for the 19/20 and 20/21 financial years

**PASSED**



### 9.3 Bowral Sewage Treatment Plant Upgrade - Project Update

Report Author: Senior Project Manager  
Authoriser: Group Manager Capital Projects

The Interim Deputy General Manager introduced the item.

#### **OFFICER'S RECOMMENDATION**

*THAT the draft Review of Environmental Factors report for the Bowral Sewage Treatment Plant Upgrade project be publicly displayed on Council's website.*

**MN 278/21**

**MOTION** moved by Interim Administrator

1. ***THAT the Officer's recommendation be adopted and further an update report be presented to Council on the Mittagong and Moss Vale Sewerage Treatment Plant Upgrades.***
2. ***An information session be held in relation to the Bowral Sewerage Treatment Plant Upgrade Project for the community.***

**PASSED**

---

## 9.4 Domestic Waste Management Reserve Review

Report Author: Acting Chief Financial Officer  
Authoriser: Interim Deputy General Manager

---

### OFFICER'S RECOMMENDATION

*THAT the recommendations of the Domestic Waste Management Reserve report be accepted.*

**MN 279/21**

**MOTION** moved by Interim Administrator

**THAT** the recommendations of the Domestic Waste Management Reserve report be accepted.

**PASSED**

---

## 9.5 Old South Road Watermain - Budget Adjustment

**Report Author:** Project Manager  
**Authoriser:** Group Manager Capital Projects

The Interim Deputy General Manager introduced the item.

---

### **OFFICER'S RECOMMENDATION**

*THAT Council increases the budget for the Old South Road Watermain Extension by \$215,000.00 (ex GST) sourced via the Water fund.*

***MN 280/21***

***MOTION*** moved by Interim Administrator

***THAT*** Council increases the budget for the Old South Road Watermain Extension by \$215,000.00 (ex GST) sourced via the Water fund.

**PASSED**

---

## 9.6 Investment Report - August 2021

Report Author: Accounting Officer (Banking and Investments)  
Authoriser: Acting Chief Financial Officer

---

### OFFICER'S RECOMMENDATION

*THAT the information on Council's Investments as at 31 August 2021 be received and noted.*

**MN 281/21**

**MOTION** moved by Interim Administrator

**THAT** the information on Council's Investments as at 31 August 2021 be received and noted.

**PASSED**

## 9.7 Tender for the Moss Vale Bypass Design - Stage 1

Report Author: Project Manager  
Authoriser: Group Manager Capital Projects

The Interim Deputy General Manager introduced the item.

### OFFICER'S RECOMMENDATION

1. *THAT Council accepts the tender from MU Group Pty Ltd for \$1,562,628.85 (incl GST).*
2. *THAT Council note the tenders received ranged from \$1,528,415.26 (LOWEST) to \$2,585,395.46 (HIGHEST).*

### **MN 282/21**

**MOTION** moved by Interim Administrator

1. **THAT Council accepts the tender from MU Group Pty Ltd for \$1,562,628.85 (incl GST).**
2. **THAT Council note the tenders received ranged from \$1,528,415.26 (LOWEST) to \$2,585,395.46 (HIGHEST).**

**PASSED**

## 9.8 Sale of Unformed Road - off Canyonleigh Road, Canyonleigh

Report Author: Coordinator Property Services  
Authoriser: Acting Chief Financial Officer

### OFFICER'S RECOMMENDATION

THAT:

1. Council note that agreement has been reached with the applicant in accordance with Council's adopted Permanent Road Closure and Road Lease Policy for the sale of Lot 100 in Deposited Plan 1271578 (being the area of closed road) for the sum of \$43,964.88 (exclusive of GST).
2. Authority be delegated to the General Manager and Interim Administrator to execute under the Common Seal of Council the Contract for Sale and all other documents associated with the sale referred to in Resolution 1 above.
3. Authority be delegated to the General Manager and Interim Administrator to execute on behalf of Council any other documents associated with the sale referred to in Resolution 1 above which does not require the affixing of the Common Seal of Council.

**MN 283/21**

**MOTION** moved by Interim Administrator

**THAT:**

1. Council note that agreement has been reached with the applicant in accordance with Council's adopted Permanent Road Closure and Road Lease Policy for the sale of Lot 100 in Deposited Plan 1271578 (being the area of closed road) for the sum of \$43,964.88 (exclusive of GST).
2. Authority be delegated to the General Manager and Interim Administrator to execute under the Common Seal of Council the Contract for Sale and all other documents associated with the sale referred to in Resolution 1 above.
3. Authority be delegated to the General Manager and Interim Administrator to execute on behalf of Council any other documents associated with the sale referred to in Resolution 1 above which does not require the affixing of the Common Seal of Council.

**PASSED**

## 9.9 Post Exhibition Report - Proposed Road Closure - Unnamed Road off Barrallier Road Goodmans Ford

**Report Author:** Coordinator Property Services  
**Authoriser:** Acting Chief Financial Officer

### OFFICER'S RECOMMENDATION

*THAT:*

- 1. Pursuant to Part 4 Division 3 of the Roads Act 1993, Council as roads authority formally approve the closure of part Barrallier Road, Goodmans Ford AND THAT it be noted that all costs in relation to the closure and future sale of the portion of closed road, road opening and right of carriageway are to be paid for by the applicant.*
- 2. Upon closure of part Barrallier Road, Goodmans Ford, a right of carriageway be registered against the title to the applicant's title being Lot 38 in Deposited Plan 757053 benefitting neighbouring Lot 112 in Deposited Plan 757053.*
- 3. Upon closure of part Barrallier Road, Goodmans Ford, a new Road Reserve be opened within the applicant's property being Lot 1 in Deposited Plan 779432.*
- 4. The Mayor/Interim Administrator and General Manager be delegated authority to execute under the Common Seal of Council all documents associated with the road closure, road opening and right of carriageway.*
- 5. Authority be delegated to the Mayor/Interim Administrator and General Manager to execute on behalf of Council any other documents associated with the road closure, road opening and Right of Carriageway which does not require the affixing of the Common Seal of Council.*

**MN 284/21**

**MOTION** moved by Interim Administrator

**THAT:**

1. Pursuant to Part 4 Division 3 of the Roads Act 1993, Council as roads authority formally approve the closure of part Barrallier Road, Goodmans Ford AND THAT it be noted that all costs in relation to the closure and future sale of the portion of closed road, road opening and right of carriageway are to be paid for by the applicant.
2. Upon closure of part Barrallier Road, Goodmans Ford, a right of carriageway be registered against the title to the applicant's title being Lot 38 in Deposited Plan 757053 benefitting neighbouring Lot 112 in Deposited Plan 757053.
3. Upon closure of part Barrallier Road, Goodmans Ford, a new Road Reserve be opened within the applicant's property being Lot 1 in Deposited Plan 779432.
4. The Mayor/Interim Administrator and General Manager be delegated authority to execute under the Common Seal of Council all documents associated with the road closure, road opening and right of carriageway.
5. Authority be delegated to the Mayor/Interim Administrator and General Manager to execute on behalf of Council any other documents associated with the road closure, road opening and Right of Carriageway which does not require the affixing of the Common Seal of Council.

**PASSED**



## 9.10 Congewoi Street, Robertson (part) - Site of Robertson Rural Fire Station - Proposed Road Closure Post Exhibition Report

Report Author: Coordinator Property Services  
Authoriser: Acting Chief Financial Officer

The Coordinator Property Services introduced the item.

### OFFICER'S RECOMMENDATION

THAT:

1. Pursuant to Part 4 Division 3 of the Roads Act 1993, Council as roads authority, formally approve the closure of the portion of Council public road at Congewoi Street, Robertson AND THAT upon closure the newly created lot will be classified as Operational Land pursuant to the Local Government Act, 1993.
2. The Mayor/Interim Administrator and General Manager be delegated authority to execute under the Common Seal of Council all documents associated with the road closure referred to in Resolution 1 above.
3. Authority be delegated to the Mayor/Interim Administrator and General Manager to execute on behalf of Council any other documents associated with the road closure which does not require the affixing of the Common Seal of Council.

**MN 285/21**

**MOTION** moved by Interim Administrator

**THAT** the matter be deferred for an onsite inspection **AND THAT** a further report be provided to the November Council meeting.

**PASSED**

## 9.11 Broughton Street, Moss Vale - Proposed Transfer of Crown Road to Council

Report Author: Coordinator Property Services  
Authoriser: Acting Chief Financial Officer

### OFFICER'S RECOMMENDATION

*THAT:*

1. Council make an application to NSW Department of Planning, Industry and Environment – Crown Land for the transfer of Crown road known as Broughton Street, Moss Vale to Council as roads authority.
2. Authority be delegated to the General Manager to execute on behalf of Council any documents associated with the application for road transfer referred to in Resolution 1 above.

**MN 286/21**

**MOTION** moved by Interim Administrator

**THAT:**

1. Council make an application to NSW Department of Planning, Industry and Environment – Crown Land for the transfer of Crown road known as Broughton Street, Moss Vale to Council as roads authority.
2. Authority be delegated to the General Manager to execute on behalf of Council any documents associated with the application for road transfer referred to in Resolution 1 above.

**PASSED**

## 9.12 Investment Advisor Services - Appointment post Quotation Process

Report Author: Acting Chief Financial Officer  
Authoriser: Interim Deputy General Manager

The Acting Chief Financial Officer addressed the meeting.

### OFFICER'S RECOMMENDATION

1. *THAT Council accepts the quotation received from Laminar Capital for \$32,670 (Incl GST).*
2. *THAT Council note the quotations received ranged from \$32,670 (LOWEST) to \$99,000 (HIGHEST).*

### **MN 287/21**

**MOTION** moved by Interim Administrator

1. **THAT Council accepts the quotation received from Laminar Capital for \$32,670 (Incl GST).**
2. **THAT Council note the quotations received ranged from \$32,670 (LOWEST) to \$99,000 (HIGHEST).**

**PASSED**

## 9.13 Old South Road Bowral, Retford Farm - Classification of Land for Detention Basin

Report Author: Coordinator Property Services  
Authoriser: Acting Chief Financial Officer

### OFFICER'S RECOMMENDATION

THAT

1. Council give a minimum twenty-eight (28) days public notice of its intention to classify Lot 501 in Deposited Plan 1271673 Old South Road, Bowral as Operational Land pursuant to the Local Government Act, 1993 AND THAT if any objections are received, a further report be forwarded to a future Ordinary Meeting of Council for determination.
2. If there are no objections during the period of public exhibition, the land known as Lot 501 in Deposited Plan 1271673 be classified as Operational Land pursuant to the Local Government Act, 1993.

**MN 288/21**

**MOTION** moved by Interim Administrator

**THAT:**

1. Council give a minimum twenty-eight (28) days public notice of its intention to classify Lot 501 in Deposited Plan 1271673 Old South Road, Bowral as Operational Land pursuant to the Local Government Act, 1993 AND THAT if any objections are received, a further report be forwarded to a future Ordinary Meeting of Council for determination.
2. If there are no objections during the period of public exhibition, the land known as Lot 501 in Deposited Plan 1271673 be classified as Operational Land pursuant to the Local Government Act, 1993.

**PASSED**

## 9.14 Ferndale Road, Bundanoon - Crown Reserve 90729 - Acquisition of Easement for a Sewer Rising Main

Report Author: Coordinator Property Services  
Authoriser: Acting Chief Financial Officer

### OFFICER'S RECOMMENDATION

THAT:

1. *The General Manager be delegated authority to negotiate with the owner of Lot 7005 and 7006 in Deposited Plan 1032260 (Crown Reserve 90729) for the acquisition of an easement over part Lot 7005 and part Lot 7006 in Deposited Plan 1032260 for the purpose of an easement for sewer rising main AND THAT compensation be negotiated within 10% range of formal valuation obtained in respect of the proposed acquisition.*
2. *If the acquisition referred to in Resolution 1 cannot be negotiated by agreement Council resolves to:*
  - a) *acquire the easement by compulsory acquisition under sections 186 and 187 of the Local Government Act 1993 (NSW) and in accordance with the requirements of the Land Acquisition (Just Terms Compensation) Act 1991 (NSW);*
  - b) *approve the making of an application to the Minister of Local Government for the issue of a proposed Acquisition Notice under the Land Acquisition (Just Terms Compensation) Act 1991 (NSW) with respect to the Land AND THAT Council request that the Minister for Local Government approve a reduction in the notification period from ninety (90) days to sixty (60) days;*
  - c) *approve the making of an application to the Governor for the publication of an Acquisition Notice in the NSW Government Gazette under Land Acquisition (Just Terms Compensation) Act 1991 (NSW) with respect to the easement.*
3. *If required by legislation, Council give a minimum 28 days public notice of its intention to acquire an easement for sewer rising main over part Crown Reserve referred to in Resolution 1.*
4. *Council affix the Common Seal of Council to any documents required to be sealed for acquisition of the easement over the land referred to in Resolution 1 AND THAT authority be delegated to the Mayor/Interim Administrator and General Manager to execute those documents.*
5. *Authority be delegated to the Mayor/Interim Administrator and General Manager to execute on behalf of Council any documents associated with the acquisition of an easement over the land referred to in Resolution 1 that does not require the Common Seal of Council.*

**MN 289/21**

**MOTION** moved by Interim Administrator

**THAT:**

1. **The General Manager be delegated authority to negotiate with the owner of Lot 7005 and 7006 in Deposited Plan 1032260 (Crown Reserve 90729) for the acquisition of an easement over part Lot 7005 and part Lot 7006 in Deposited Plan 1032260 for the purpose of an easement for sewer rising main AND THAT compensation be negotiated within 10% range of formal valuation obtained in respect of the proposed acquisition.**
2. **If the acquisition referred to in Resolution 1 cannot be negotiated by agreement Council resolves to:**
  - a) **acquire the easement by compulsory acquisition under sections 186 and 187 of the Local Government Act 1993 (NSW) and in accordance with the requirements of the Land Acquisition (Just Terms Compensation) Act 1991 (NSW);**
  - b) **approve the making of an application to the Minister of Local Government for the issue of a proposed Acquisition Notice under the Land Acquisition (Just Terms Compensation) Act 1991 (NSW) with respect to the Land AND THAT Council request that the Minister for Local Government approve a reduction in the notification period from ninety (90) days to sixty (60) days;**
  - c) **approve the making of an application to the Governor for the publication of an Acquisition Notice in the NSW Government Gazette under Land Acquisition (Just Terms Compensation) Act 1991 (NSW) with respect to the easement.**
3. **If required by legislation, Council give a minimum 28 days public notice of its intention to acquire an easement for sewer rising main over part Crown Reserve referred to in Resolution 1.**
4. **Council affix the Common Seal of Council to any documents required to be sealed for acquisition of the easement over the land referred to in Resolution 1 AND THAT authority be delegated to the Mayor/Interim Administrator and General Manager to execute those documents.**
5. **Authority be delegated to the Mayor/Interim Administrator and General Manager to execute on behalf of Council any documents associated with the acquisition of an easement over the land referred to in Resolution 1 that does not require the Common Seal of Council.**

**PASSED**

## 9.15 Renewal of Licence Agreement - South Western Sydney Local Health District, Early Childhood Rooms, Part Winifred West Park, Mittagong

Report Author: Coordinator Property Services  
Authoriser: Acting Chief Financial Officer

### OFFICER'S RECOMMENDATION

**THAT:**

1. Authority be delegated to the General Manager to negotiate the terms and conditions for renewal of the licence agreement for the continued occupation of the early childhood rooms at Winifred West Park by South Western Sydney Local Health District.
2. Council place on public exhibition for a minimum twenty-eight (28) days the proposed five (5) year Licence Agreement to South Western Sydney Local Health District with respect to the Early Childhood Rooms at Winifred West Park AND THAT rental be \$1.00 per annum, if demanded.
3. If there are no objections received during the period of public notice, a further report be forwarded to a future meeting of Council, if required.

**MN 290/21**

**MOTION** moved by Interim Administrator

**THAT:**

1. Authority be delegated to the General Manager to negotiate the terms and conditions for renewal of the licence agreement for the continued occupation of the early childhood rooms at Winifred West Park by South Western Sydney Local Health District.
2. Council place on public exhibition for a minimum twenty-eight (28) days the proposed five (5) year Licence Agreement to South Western Sydney Local Health District with respect to the Early Childhood Rooms at Winifred West Park **AND THAT** rental be \$1.00 per annum, if demanded.
3. If there are no objections received during the period of public notice, a further report be forwarded to a future meeting of Council, if required.

**PASSED**

## 9.16 New Waste Contract - Project 24

Report Author: Manager Business Services  
Authoriser: Interim Deputy General Manager

### OFFICER'S RECOMMENDATION

1. *THAT Council note the update on the regional tender process being undertaken in partnership with Camden, Campbelltown and Wollondilly Council's in relation to the processing and disposal of waste.*
2. *THAT a further report be provided to Council following the assessment of Tenders received.*

### **MN 291/21**

**MOTION** moved by Interim Administrator

1. **THAT Council note the update on the regional tender process being undertaken in partnership with Camden, Campbelltown and Wollondilly Council's in relation to the processing and disposal of waste.**
2. **THAT a further report be provided to Council following the assessment of Tenders received.**

**PASSED**



## 9.17 Tender for the Sewer Pumping Station (SPS) BW16(E5) Upgrade

Report Author: Project Manager  
Authoriser: Group Manager Capital Projects

### OFFICER'S RECOMMENDATION

*THAT*

1. *in relation to the report concerning the Tender for the Sewer Pumping Station (SPS) BW16(E5) Upgrade that Council accepts the tender from Gongues Constructions Pty Ltd at a lump sum of \$402,406 (incl GST).*
2. *Council note the tenders received ranged from \$132,980 (LOWEST) to \$431,592.72 (HIGHEST).*
3. *Council allocate additional funding of \$270,000 towards the project, with the shortfall to be funded from the Sewer Reserve.*

**MN 292/21**

**MOTION** moved by Interim Administrator

**THAT**

1. *in relation to the report concerning the Tender for the Sewer Pumping Station (SPS) BW16(E5) Upgrade that Council accepts the tender from Gongues Constructions Pty Ltd at a lump sum of \$402,406 (incl GST).*
2. *Council note the tenders received ranged from \$132,980 (LOWEST) to \$431,592.72 (HIGHEST).*
3. *Council allocate additional funding of \$270,000 towards the project, with the shortfall to be funded from the Sewer Reserve.*

**PASSED**

---

## 10. CORPORATE STRATEGY AND DEVELOPMENT SERVICES

---

### 10.1 Councillor and Staff Interaction Policy - Post Exhibition Report

Report Author: Corporate Strategy and Governance Officer  
Authoriser: Group Manager Corporate and Community

---

#### OFFICER'S RECOMMENDATION

*THAT Council adopt the draft Councillor and Staff Interaction Policy as placed on public exhibition*

**MN 293/21**

**MOTION** moved by Interim Administrator

**THAT Council adopt the draft Councillor and Staff Interaction Policy as placed on public exhibition.**

**PASSED**

## 10.2 Joint Organisation and Other Strategic Networks

**Report Author:** Group Manager Corporate and Community  
**Authoriser:** Interim Deputy General Manager

The Group Manager Corporate and Community addressed the meeting.

### OFFICER'S RECOMMENDATION

*THAT*

- 1. Council in the short term continue its membership with the Canberra Region Joint Organisation.*
- 2. Council in the medium term and following the finalisation of the Office of Local Government's review of Joint Organisation boundaries undertake an analysis to consider which Joint Organisation is best suited to the Wingecarribee Shire.*

**MN 294/21**

**MOTION** moved by Interim Administrator

**THAT**

- 1. Council in the short term continue its membership with the Canberra Region Joint Organisation.***
- 2. Council in the medium term and following the finalisation of the Office of Local Government's review of Joint Organisation boundaries undertake an analysis to consider which Joint Organisation is best suited to the Wingecarribee Shire.***

**PASSED**

### 10.3 Register of Returns Disclosing Interests of Interim Administrator and Designated Persons

Report Author: Corporate Strategy and Governance Officer  
Authoriser: Group Manager Corporate and Community

The General Manager tabled the Register of Returns of the Interim Administrator and Designated Persons 2020/21.

<https://www.wsc.nsw.gov.au/files/assets/public/council/meeting-minutes/2021-extrarordinary/2021/2020-2021-pecuniary-interest-returns-of-designated-persons.pdf>

#### OFFICER'S RECOMMENDATION

*THAT the Register of Returns Disclosing Interests of the Interim Administrator and Designated Persons as at 30 September 2021 be tabled.*

#### **MN 295/21**

**MOTION** moved by Interim Administrator

**THAT** the Register of Returns Disclosing Interests of the Interim Administrator and Designated Persons as at 30 September 2021 be tabled.

**PASSED**

## 10.4 Post Bushfire Flora Research and Recovery - Acceptance of Grant Funding

Report Author:                   Manager Environment and Sustainability  
Authoriser:                       Interim Deputy General Manager

### OFFICER'S RECOMMENDATION

1. *THAT Council accept grant funding of \$44,000 from the NSW Environmental Trust Post bushfire flora research and recovery grants program for the Wingecarribee Rare Flora Species Surveys project and that the associated expenditure be voted in the 2021/22 Annual Budget.*
2. *THAT Council write to both State Members to advise of the outcome of the grant and express appreciation for their support in the application.*

### **MN 296/21**

**MOTION** moved by Interim Administrator

1. **THAT Council accept grant funding of \$44,000 from the NSW Environmental Trust Post bushfire flora research and recovery grants program for the Wingecarribee Rare Flora Species Surveys project and that the associated expenditure be voted in the 2021/22 Annual Budget.**
2. **THAT Council write to both State Members to advise of the outcome of the grant and express appreciation for their support in the application.**

**PASSED**

## 10.5 IPART Rate Pegging and Contributions System Review

Report Author: Manager Strategic Land Use Planning  
Authoriser: Interim Deputy General Manager

### OFFICER'S RECOMMENDATION

1. *THAT Council continue to monitor and review the rollout of the proposed changes to the NSW Infrastructure Contributions System to understand and assess the implications for the Wingecarribee Shire*
2. *THAT Council continue to advocate the State Government on behalf of the Wingecarribee community, to ensure that the infrastructure contributions system facilitates the efficient delivery of essential infrastructure to support growing communities throughout the Shire.*

### **MN 297/21**

**MOTION** moved by Interim Administrator

### **THAT**

1. ***Council continue to monitor and review the rollout of the proposed changes to the NSW Infrastructure Contributions System to understand and assess the implications for the Wingecarribee Shire***
2. ***Council continue to advocate the State Government on behalf of the Wingecarribee community, to ensure that the infrastructure contributions system facilitates the efficient delivery of essential infrastructure to support growing communities throughout the Shire.***
3. ***The report be brought to the attention of Members for Wollondilly and Goulburn***

**PASSED**

## 10.6 Sutherland Park Drive, Burradoo - Planning Proposal

Report Author: Manager Strategic Land Use Planning  
Authoriser: Interim Deputy General Manager

The Manager Strategic Planning introduced the item.

**THIS ITEM WAS REFERRED FROM LOCAL PLANNING PANEL MEETING ON 6 OCTOBER 2021.**

### PANEL ADVICE

1. *THAT Council provide in-principle support for the Planning Proposal to rezone land at Sutherland Park Drive, Burradoo, to facilitate a residential development in accordance with the Wingecarribee Local Housing Strategy*
2. *THAT Council finalise the updated Wingecarribee River Flood Study to determine the zone boundaries of the Bowral South New Living Area*
3. *THAT in accordance with the Wingecarribee Local Housing Strategy, Council and / or the landowners prepare a Master Plan and Infrastructure Servicing Strategy for the Bowral South New Living Area prior to the Planning Proposal progressing to a Gateway determination*
4. *THAT a targeted Detailed Site Investigation be completed over the site prior to the Planning Proposal progressing to a Gateway determination*
5. *THAT the Planning Proposal be referred to Heritage NSW prior to Gateway determination*
6. *THAT the proposed Local Environmental Plan provisions, including land use zones, minimum lot sizes and zone boundaries be determined following the completion of the Wingecarribee River Flood Study, the Master Plan and Infrastructure Servicing Strategy for the Bowral South New Living Area.*

**MN 298/21**

**MOTION** moved by Interim Administrator

**THAT** *the matter be deferred to enable the Panel's reservation to be clarified and opportunities for public/community benefit to be identified through associated contribution plans and to ensure the public interest is protected.*

**PASSED**

---

**10.7            50A Bulwer Road, Moss Vale - Post-exhibition Outcomes  
of Planning Proposal to Rezone and Reduce the  
Minimum Lot Size**

**Report Author:**                    Senior Strategic Land Use Planner  
**Authoriser:**                        Manager Strategic Land Use Planning

**THIS ITEM WAS REFERRED FROM LOCAL PLANNING PANEL MEETING ON 6  
OCTOBER 2021.**

---

**PANEL ADVICE**

*THAT the Planning Proposal to rezone 50A Bulwer Road, Moss Vale, to E4 Environmental Living and reduce its Minimum Lot Size to 2 Hectares, be finalised under s3.36 of the Environmental Planning & Assessment Act 1979.*

***MN 299/21***

***MOTION moved by Interim Administrator***

***THAT the Planning Proposal to rezone 50A Bulwer Road, Moss Vale, to E4 Environmental Living and reduce its Minimum Lot Size to 2 Hectares, be finalised under s3.36 of the Environmental Planning & Assessment Act 1979.***

***PASSED***



## SUSPENSION OF STANDING ORDERS

***MN 300/21***

**MOTION** moved by *Interim Administrator*

**THAT** Standing Orders be suspended in order to consider three supplementary items.

- **THAT** In accordance with Clause 10.3(b) of the Code of Meeting Practice I move as a matter of urgency that a supplementary item be considered
  - **Proposal to waive outdoor dining fees, materials on footpaths and environment and health inspections as support for business during Covid-19 pandemic - Post exhibition Report**
  - **Out of School Hours Care COVID-19 Gap Fee Waiver - Outcome of Public Exhibition**
  - **Openness and Transparency Progress Update**

**PASSED**

**L.1            Proposal to Waive Outdoor Dining Fees, Materials on Footpaths and Environment and Health Inspections as Support for BusinessD Covid19 Pandemic - Post Exhibition Report**

**Report Author:**                    **Acting Chief Financial Officer**  
**Authoriser:**                        **General Manager**

The Interim Deputy General Manager introduced the item.

**OFFICER'S RECOMMENDATION**

*THAT Council formally adopt the full fee reduction for outdoor dining fees, materials on footpaths and environment and health inspections, for a period of 6 months, in accordance with Section 356 of Local Government Act 1993.*

**MN 301/21**

**MOTION** moved by Interim Administrator

**THAT Council formally adopt the full fee reduction for outdoor dining fees, materials on footpaths and environment and health inspections, for a period of 6 months, in accordance with Section 356 of Local Government Act 1993.**

**PASSED**

## L.2 Out of School Hours Care COVID-19 Gap Fee Waiver - Outcome of Public Exhibition

Report Author: Co-ordinator Children's Services  
Authoriser: Group Manager Corporate and Community

### OFFICER'S RECOMMENDATION

*THAT Council waive the child care gap fee, backdated to 23 August 2021 until the lockdown ceases or otherwise advised by the Department of Education, Skills and Employment (DESE), for children not attending Wingecarribee Out of School Hours Service (WOOSH), under the conditions outlined by DESE.*

**MN 302/21**

**MOTION** moved by Interim Administrator

**THAT Council waive the child care gap fee, backdated to 23 August 2021 until the lockdown ceases or otherwise advised by the Department of Education, Skills and Employment (DESE), for children not attending Wingecarribee Out of School Hours Service (WOOSH), under the conditions outlined by DESE.**

**PASSED**

---

## L.3 Openness and Transparency Progress Update

Report Author: Acting Group Manager Organisational Development  
Authoriser: Interim Deputy General Manager

The Interim Deputy General Manager introduced the item.

---

### OFFICER'S RECOMMENDATION

*THAT Council note the improvements to the provision of information and interaction with the community and continue to enhance openness and transparency where appropriate.*

**MN 303/21**

**MOTION** moved by Interim Administrator

**THAT** Council note the improvements to the provision of information and interaction with the community and continue to enhance openness and transparency where appropriate.

**PASSED**

**RESUMPTION OF STANDING ORDERS**

***MN 304/21***

***MOTION*** moved by Interim Administrator

**THAT** Standing Orders be resumed.

**PASSED**

The General Manager thanked the Interim Deputy General Managers for their work over the last few months. We have achieved a lot together and I have appreciated their professionalism, positive approach and the support in the last few months. And welcomed the new Directors, Carmel, Geoff and Karin, whilst there is a challenge ahead, we have a strong and experienced executive team to take us into the future.

## **11. MEETING CLOSURE**

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 5.07 PM.

In accordance with the provisions of Section 375(2) of the Local Government Act, these Minutes of the Ordinary Council Meeting held Wednesday 13 October 2021 numbered M/N 273/21 to M/N 304/21 were signed by me hereunder at the Council Meeting held on Wednesday 10 November 2021.

---

INTERIM ADMINISTRATOR

**READ AND CONFIRMED ON WEDNESDAY 10 NOVEMBER 2021**

---

INTERIM ADMINISTRATOR

---

PUBLIC OFFICER