

MINUTES

Ordinary Meeting of Council



We're with you

Wednesday, 19 July 2023

Council Chambers,

Wingecarribee Shire Council Civic Centre

68 Elizabeth Street, Moss Vale

The meeting commenced at 3:30 PM

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WEDNESDAY 19 JULY 2023**

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**MINUTES OF THE ORDINARY MEETING OF WINGECARRIBEE SHIRE COUNCIL HELD IN COUNCIL
CHAMBERS, CIVIC CENTRE, ELIZABETH STREET, MOSS VALE ON WEDNESDAY 19 JULY 2023
COMMENCING AT 3:30 PM**

Present:	Administrator	Mr Viv May
In Attendance:	General Manager	Ms Lisa Miscamble
	Director Corporate Strategy and Resourcing	Ms Carmel Foster
	Director Communities and Place	Mr Adan Davis
	Executive Manager Strategic Outcomes	Mr Michael Park
	Executive Manager Business Transformation	Mr Pav Kuzmanovski
	Chief Financial Officer	Mr Carl Conrad
	Chief Information Officer	Mr George Harb
	Manager Governance and Corporate Performance	Ms Danielle Lidgard
	Manager Project Delivery	Mr Ned Tripkovic
	Manager Business and Property	Mr Salomon Kloppers
	Manager Assets	Mr Shaun Robinson
	Manager Water Services	Mr Graeme Mellor
	Acting Manager Development Assessment and Regulation	Mr John McFadden
	Manager Community Life and Libraries	Ms Kathryn Baget-Juleff
	Coordinator Strategic Policy	Ms Susan Stannard
	Senior Strategic Planner	Ms Sarah Farnese
	ICT Support Officer	Mr Marcellino Derby
	Governance Officer	Ms Paige Zelunzuk

1 OPENING OF THE MEETING

The Administrator, Mr Viv May PSM will open the meeting.

2 ACKNOWLEDGEMENT OF COUNTRY

The 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 or watching today.”

3 STATEMENT OF ETHICAL OBLIGATIONS

The Administrator, Mr Viv May PSM stated:

“As Administrator I will undertake the duties of the Office of Administrator in the best interests of the people of the Wingecarribee Shire Council area and to act faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 1993 or any other Act to the best of my ability and judgement.

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I am committed to the declaration of conflicts of interest in relation to items listed for consideration on the Agenda or which are considered at this meeting, in accordance with the Code of Conduct and Code of Meeting Practice.”

4 APOLOGIES

Nil.

5 ADOPTION OF MINUTES OF PREVIOUS MEETING

MN 2023/429

MOTION moved by Administrator

THAT the minutes of the Ordinary Meeting of Council held on 21 June 2023 MN 2023/398 to MN 2023/420 inclusive, be adopted as a correct record of the proceedings of the meeting.

DECLARED CARRIED BY THE ADMINISTRATOR

MN 2023/430

MOTION moved by Administrator

THAT the minutes of the Extraordinary Meeting of Council held on 28 June 2023 MN 2023/421 to MN 2023/428 inclusive be adopted as a correct record of the proceedings of the meeting.

DECLARED CARRIED BY THE ADMINISTRATOR

6 DECLARATIONS OF INTEREST

Nil.

7 ADMINISTRATOR MINUTES

7.1 Administrator Minute

The next Local Government Elections for the Wingecarribee Shire will be held on Saturday, 24 September 2024. Council has engaged the services of the NSW State Electoral Office to conduct the election.

Over recent weeks I have been discussing the Shire's Councillor return pathway with the Office of Local Government (OLG) and the Administrators of Balranald and Central Coast Councils, with a view to developing a formal program for candidates as distinct to the elected Councillor induction, which is really a matter for the General Manager.

Balranald, Central Coast and Wingecarribee Shires were all subject to independent Public Inquiries with recommendations from Commissioners that all public offices be declared vacant and other recommendations in relation to education and training. The OLG has indicated that Administrators need to play a key role in supporting a Council to transition back to elected civic leadership.

The OLG sees participation of Administrators in candidate information sessions to talk about the leadership failures that led to the previous Councils dismissal and the steps taken to address these failures while under Administration as something that will contribute to the success of that transition.

Local Government elected service is not a profession and electors should have confidence that their representation comes from a sense of civic and community service and pride and not, what in my view happened previously at Wingecarribee, entitlement, ego and personality.

Following a meeting with the OLG last week, it has been agreed that they will oversee and assist in facilitating Councillor return pathways and it has also been agreed that a program involving the three Councils to independently develop content with each partly making a contribution of approximately \$10,000.

Good Governance in local government is about representing the whole Shire, and being a contributing and active member of the governing body and the Local Government Act is very clear in this regard. In my view, the Wingecarribee Public Inquiry provides evidence that this did not occur with the previous Council.

An initial public session for intending candidates will be held in mid-late October 2023 with three formal sessions conducted in April, May and June 2024. While roles and responsibilities will no doubt be at the forefront, financial responsibilities, managing conflicts, governance, interaction with Council staff, social media and how to make a positive impact and work cohesively as the elected Council will be addressed as part of the program.

Importantly, the lessons from the disfunction of the previous Council (both political and administrative) will be addressed in all sessions, to ensure that the reputational, social and financial costs, not to mention stagnation and loss of opportunity to benefit the Shire, are not repeated.

It is proposed to also invite participation of successful past and present Councillors from within NSW local government, to provide their input and share their experience on being an effective elected representative and how to make a positive impact in the local community.

In the case of Wingecarribee I propose to publish before the elections the names of those candidates who participated.

As I said earlier, the post election induction of Councillors will be a matter for the General Manager and in that regard work has already commenced to ensure that elected members can hit the ground running and to ensure that the lessons of the Wingecarribee Public Inquiry are learnt.

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MN 2023/431

MOTION *moved by the Administrator*

THAT *the Administrator Minute of 19 July 2023 be noted.*

DECLARED CARRIED BY THE ADMINISTRATOR

REPORT BROUGHT FORWARD

9.4 Mountain Bike Trails Environmental Consultant

Report Author: Manager Assets

Authoriser: Director Service and Project Delivery

OFFICER'S RECOMMENDATION

THAT Council endorse the engagement of Ecological Surveys & Planning for the completion of a Review of Environmental Factors on the unauthorised mountain bike trails in the north east area of Mount Gibraltar Heritage Reserve.

The Administrator brought forward Item 9.4 for the benefit of the members of the public in attendance.

The General Manager tabled the attached correspondence which Council received between the time that the Business Paper was published on Friday 14 July 2023 and today's meeting in respect of the item as follows:

- Email from Ms Lemann dated 16 July 2023
- Email from Ms Lemann dated 14 July 2023
- Email from Mr Brad Haynes dated 18 July 2023
- Email from Janine McPherson dated 16 July 2023
- Email from Ms Jen Slattery dated 19 July 2023
- Email from Mr Norman Nelson dated 19 July 2023
- Email from Ms Christine Goodwin dated 18 July 2023
- Email from Ms Janine McPherson dated Friday 14 July 2023
- Email from Ms Rowena Parry dated 17 July 2023
- Email from Ms Rowena Parry dated 18 July 2023
- Email from Ms Gaye White dated 18 July 2023

The General Manager also tabled the attached statement received from Mr Peter Cunningham in relation to the Public Forum held before the meeting.

The Manager Assets introduced the item.

The Director Communities and Place addressed the meeting.

The General Manager addressed the meeting.

The Administrator addressed the meeting.

MN 2023/432

MOTION moved by the Administrator

THAT Council:

- 1. Endorse the engagement of Ecological Surveys and Planning for the completion of a Review of Environmental Factors on the unauthorised mountain bike trails in the north east area of Mount***

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Gibraltar Heritage Reserve, subject to the review being reported to the September Council meeting or an Extraordinary meeting if available earlier.

- 2. Endorse the actions of the General Manager in undertaking stronger interventions including fines and/or legal action against parents and legal guardians where deemed necessary.*

DECLARED CARRIED BY THE ADMINISTRATOR

The meeting was adjourned at 3.50 PM.

8 GENERAL MANAGER

8.1 Southern Highlands Innovation Park - Tender for Master Plan

Report Author: Coordinator - Strategy and Place

Authoriser: General Manager

OFFICER'S RECOMMENDATION

THAT Council:

1. Accepts the Tender for the Southern Highlands Innovation Park Master Plan from Architectus Australia Pty Ltd at a lump sum price of \$236,819 (inclusive of GST).
2. Note the tenders received ranged from \$185,900 to \$966,517.
3. Delegate authority to the General Manager to execute the contract and any other documentation required to give effect to this resolution.

The meeting resumed at 4.05 PM

The General Manager addressed the meeting to explain that re-adjournment of the meeting had been delayed due to a system wide issue with the platform that Council uses for its meetings but that the issue had now been resolved.

The Executive Manager Strategic Outcomes introduced the item.

MN 2023/433

MOTION moved by the Administrator

THAT Council:

1. *Accepts the Tender for the Southern Highlands Innovation Park Master Plan from Architectus Australia Pty Ltd at a lump sum price of \$236,819 (inclusive of GST).*
2. *Note the tenders received ranged from \$185,900 to \$966,517.*
3. *Delegate authority to the General Manager to execute the contract and any other documentation required to give effect to this resolution.*

DECLARED CARRIED BY THE ADMINISTRATOR

8.2 Community Heritage Study 2021-23 - Endorsement for Community Consultation

Report Author: Strategic Land Use Planner (Heritage)

Authoriser: Executive Manager Strategic Outcomes

THIS MATTER WAS CONSIDERED BY THE WINGECARRIBEE LOCAL PLANNING PANEL ON 29 JUNE 2023.

OFFICER'S RECOMMENDATION

THAT:

1. The Wingecarribee Community Heritage Study 2021-23 be supported to commence owner and community consultation in accordance with this report.
2. The Study Team and other volunteer contributors be acknowledged and thanked for their significant contribution in research, photography and compilation of the information contained in the Wingecarribee Community Heritage Study 2021-23.

The Executive Manager Strategic Outcomes introduced the item.

MN 2023/434

MOTION moved by the Administrator

THAT:

1. *The Wingecarribee Community Heritage Study 2021-23 be supported to commence owner and community consultation in accordance with this report.*
2. *The Study Team and other volunteer contributors be acknowledged and thanked for their significant contribution in research, photography and compilation of the information contained in the Wingecarribee Community Heritage Study 2021-23.*

DECLARED CARRIED BY THE ADMINISTRATOR

8.3 Woolworths Moss Vale - Offer to Enter into Voluntary Planning Agreement

Report Author: Executive Manager Strategic Outcomes

Authoriser: General Manager

OFFICER'S RECOMMENDATION

THAT:

1. Council note Fabcot's offer to enter into a Voluntary Planning Agreement to facilitate a new road access over Council owned land at 231 Argyle Street Moss Vale (Lot 11 DP 1192264).
2. It be noted that negotiating or entering into a Voluntary Planning Agreement should not improperly fetter the statutory decision-making functions of Council and would have no impact on Council's assessment of any development application over the subject land and should not be seen or taken as support or otherwise for the proposed development.
3. Council authorise the General Manager to enter into negotiations in relation to Fabcot's offer to enter into a Voluntary Planning Agreement to ensure that there is a broad and material public benefit.
4. Following negotiations, the matter be reported back to Council to either endorse or reject Fabcot's offer to enter into a Voluntary Planning Agreement.
5. The General Manager provide landowners consent to Fabcot, for the purpose of lodging a development application over Council owned land at 231 Argyle Street Moss Vale (Lot 11 DP 1192264).
6. Council not provide approval to carry out works on Council owned land at 231 Argyle Street Moss Vale (Lot 11 DP 1192264) unless, and until, a Voluntary Planning Agreement has been finalised and registered on the Title of the proposed development land, being 233 Argyle Street Moss Vale (LOT 1 DP 1192022).

The Executive Manager Strategic Outcomes introduced the item.

MN 2023/435

MOTION moved by the Administrator

THAT:

1. Council note Fabcot's offer to enter into a Voluntary Planning Agreement to facilitate a new road access over Council owned land at 231 Argyle Street Moss Vale (Lot 11 DP 1192264).
2. It be noted that negotiating or entering into a Voluntary Planning Agreement should not improperly fetter the statutory decision-making functions of Council and would have no impact on Council's assessment of any development application over the subject land and should not be seen or taken as support or otherwise for the proposed development.
3. Council authorise the General Manager to enter into negotiations in relation to Fabcot's offer to enter into a Voluntary Planning Agreement to ensure that there is a broad and material public benefit.
4. Following negotiations, the matter be reported back to Council to either endorse or reject Fabcot's offer to enter into a Voluntary Planning Agreement.

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5. *The General Manager provide landowners consent to Fabcot, for the purpose of lodging a development application over Council owned land at 231 Argyle Street Moss Vale (Lot 11 DP 1192264).*
6. *Council not provide approval to carry out works on Council owned land at 231 Argyle Street Moss Vale (Lot 11 DP 1192264) unless, and until, a Voluntary Planning Agreement has been finalised and registered on the Title of the proposed development land, being 233 Argyle Street Moss Vale (LOT 1 DP 1192022).*

DECLARED CARRIED BY THE ADMINISTRATOR

8.4 Moss Vale Plastics Recycling Facility Update

Report Author: Executive Manager Strategic Outcomes

Authoriser: General Manager

OFFICER'S RECOMMENDATION

THAT in relation to the proposed Moss Vale Plastics Recycling Facility Council:

1. Write to the NSW Department of Planning and Environment expressing its concerns with the Applicants Response to Submissions, as outlined in this report, including:
 - a. The adequacy of the Social Impact Assessment
 - b. The proposed new haulage route
2. Re-state its concerns about the proposed development outlined in this report including:
 - a. Suitability of the site for the proposed development
 - b. Inconsistency with the planning for the Southern Highlands Innovation Park
 - c. Inconsistency with the Moss Vale Enterprise Corridor Development Control Plan
 - d. Infrastructure limitations and capacity issues
3. Advise the applicant that it is not in a position to accept the offer to enter into a Voluntary Planning Agreement at this stage, for the following reasons:
 - a. It is considered premature to formally accept or reject the offer to enter into a Voluntary Planning Agreement until the Social Impact Assessment and Response to Submissions has been completed to the satisfaction of the Department of Planning and Environment, and
 - b. The offer to enter into a Voluntary Planning Agreement has not adequately addressed or demonstrated how the offer represents a material public benefit.
4. Update the project page on its website to include a copy of this report.

The General Manager tabled the attached correspondence received from Ms Nancy Zheng, Director Plasrefine Recycling Pty Ltd dated 17 July 2023.

The Executive Manager Strategic Outcomes introduced the item.

MN 2023/436

MOTION moved by the Administrator

THAT in relation to the proposed Moss Vale Plastics Recycling Facility Council:

1. Write to the NSW Department of Planning and Environment expressing its concerns with the Applicants Response to Submissions, as outlined in this report, including:
 - a. The adequacy of the Social Impact Assessment
 - b. The proposed new haulage route
2. Re-state its concerns about the proposed development outlined in this report including:
 - a. Suitability of the site for the proposed development
 - b. Inconsistency with the planning for the Southern Highlands Innovation Park
 - c. Inconsistency with the Moss Vale Enterprise Corridor Development Control Plan
 - d. Infrastructure limitations and capacity issues
3. Advise the applicant that it is not in a position to accept the offer to enter into a Voluntary Planning Agreement at this stage, for the following reasons:

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- a. It is considered premature to formally accept or reject the offer to enter into a Voluntary Planning Agreement until the Social Impact Assessment and Response to Submissions has been completed to the satisfaction of the Department of Planning and Environment, and*
 - b. The offer to enter into a Voluntary Planning Agreement has not adequately addressed or demonstrated how the offer represents a material public benefit.*
- 4. Update the project page on its website to include a copy of this report.**

DECLARED CARRIED BY THE ADMINISTRATOR

9 REPORTS

9.1 Development Assessment Performance

Report Author: Manager Development Assessment and Regulation

Authoriser: Director Communities and Place

OFFICER'S RECOMMENDATION

THAT:

1. Council receive and note this report on development application assessment performance.
2. A further report be provided to Council by February 2024.

The Manager Development Assessment and Regulation introduced the item.

The Manager Development Assessment took a question on notice from the Administrator regarding whether there were any current Land and Environment Court appeals that Council is defending which relate to determinations of the Local Planning Panel made in accordance with the Council officer's recommendations or if the Local Planning Panel had made their own determination as to refusal.

MN 2023/437

MOTION moved by the Administrator

THAT:

1. Council receive and note this report on development application assessment performance.
2. A further report be provided to Council by February 2024.

DECLARED CARRIED BY THE ADMINISTRATOR

9.2 Open Access Information in Relation to Development Applications

Report Author: Coordinator Governance

Authoriser: Director Corporate Strategy and Resourcing

OFFICER'S RECOMMENDATION

THAT Council implement the following low risk enhancements as detailed in the Table titled 'overview of documents to be made available on etrack system' in this report for the following event stages:

- Development Application lodgement documentation
- Consultation documentation
- External authority referrals
- Final internal referrals
- Applicant and owner correspondence
- Assessment documentation
- Planning Panel documentation
- DA Determination documentation

The Director Communities and Place introduced the item.

MN 2023/438

MOTION *moved by the Administrator*

THAT *the matter be deferred to allow direct input from the Administrator and the Administrator be authorised in consultation with the General Manager to obtain third party assistance in accordance with the Council's procurement policies.*

DECLARED CARRIED BY THE ADMINISTRATOR

9.3 Fees and Charges and Operational Plan 2023/24 - Update

Report Author: Acting Chief Financial Officer

Authoriser: Director Corporate Strategy and Resourcing

OFFICER'S RECOMMENDATION

THAT Council:

1. Place the proposed amendments to the 2023/24 Fees and Charges on public exhibition for 28 days with a view of tabling a further report after the exhibition period, should any feedback be received.
2. Note the corrections to the priority actions in the Operational Plan 2023/24 for waste services and community engagement.

The Chief Financial Officer introduced the item.

MN 2023/439

MOTION *moved by the Administrator*

THAT Council:

1. *Place the proposed amendments to the 2023/24 Fees and Charges on public exhibition for 28 days with a view of tabling a further report after the exhibition period, should any feedback be received.*
2. *Note the corrections to the priority actions in the Operational Plan 2023/24 for waste services and community engagement.*

DECLARED CARRIED BY THE ADMINISTRATOR

9.5 Gladstone Road, Bowral - Tender for Water Main Renewal

Report Author: Senior Operational Program Engineer

Authoriser: Director Service and Project Delivery

OFFICER'S RECOMMENDATION

THAT Council:

1. Accepts the Tender for Water Main Renewal – Gladstone Road, Bowral at a lump sum price of \$326,725.30 (inclusive of GST)
2. Note the tenders received ranged from \$317,248 to \$1,420,213.31.
3. Delegate authority to the General Manager to execute the contract and any other documentation required to give effect to this resolution.

The Manager Water Services introduced the item.

MN 2023/440

MOTION moved by the Administrator

THAT Council:

1. *Accepts the Tender from J. Holdings Group Pty Limited for Water Main Renewal – Gladstone Road, Bowral at a lump sum price of \$326,725.30 (inclusive of GST).*
2. *Note the tenders received ranged from \$317,248 to \$1,420,213.31.*
3. *Delegate authority to the General Manager to execute the contract and any other documentation required to give effect to this resolution.*

DECLARED CARRIED BY THE ADMINISTRATOR

9.6 Old South Road - Stage 3

Report Author: Project Manager

Authoriser: Director Service and Project Delivery

OFFICER'S RECOMMENDATION

THAT:

1. Council resolves to proceed with the additional scope for stage 3 of Old South Road based on the preliminary cost estimates.
2. Council delegates authority to the General Manager to approve the variation to the contract associated with the additional Stage 3 scope of works within the estimated amount.
3. Attachment 1 to this report be withheld from access to the media and public as required by section 11(3) of the Local Government Act 1993 for the following reason, Attachment 1 includes information that is confidential in accordance with s10A(2) of the Local Government Act 1993, and under clause 10(A)(2)(d)(i) – as it relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

The Manager Project Delivery introduced the item.

MN 2023/441

MOTION moved by the Administrator

THAT:

1. *Council resolves to proceed with the additional scope for stage 3 of Old South Road based on the preliminary cost estimates.*
2. *Council delegates authority to the General Manager to approve the variation to the contract associated with the additional Stage 3 scope of works within the estimated amount.*
3. *Attachment 1 to this report be withheld from access to the media and public as required by section 11(3) of the Local Government Act 1993 for the following reason, Attachment 1 includes information that is confidential in accordance with s10A(2) of the Local Government Act 1993, and under clause 10(A)(2)(d)(i) – as it relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.*

DECLARED CARRIED BY THE ADMINISTRATOR

9.7 Rotary Peace Pole - Outcome of Consultation

Report Author: Business Support Officer - Project Delivery

Authoriser: Director Service and Project Delivery

OFFICER'S RECOMMENDATION

THAT Council:

1. Note the timeframe associated with the requested official unveiling of the Peace Pole for the 25th of October 2024.
2. Endorse the proposed location on the lawn at the Civic Centre on the Kirkham Street side and for staff to continue to consult with Rotary for the provision and installation as outlined.

The Manager Project Delivery introduced the item.

MN 2023/442

MOTION moved by the Administrator

THAT Council:

1. Note the timeframe associated with the requested official unveiling of the Peace Pole for the 25th of October 2024.
2. Endorse the proposed location on the lawn at the Civic Centre on the Kirkham Street side and for staff to continue to consult with Rotary for the provision and installation as outlined.
3. Request that the names of individuals do not appear on the Rotary Peace Pole.

DECLARED CARRIED BY THE ADMINISTRATOR

9.8 Australia Day 2023 - Post Event Review

Report Author: Coordinator Community Development

Authoriser: Director Corporate Strategy and Resourcing

OFFICER'S RECOMMENDATION

THAT:

1. The Australia Day Citizenship ceremony be held in Berrima on Australia Day 2024.
2. Council facilitates a Berrima Australia Day Street parade in 2024.
3. A Development Application be lodged to obtain consent to hold events that include market stalls, food vending, entertainment, parades and similar activities across the wider village, including bushfire prone areas in the south near Wingecarribee River and Berrima Market Place.

The Director Corporate Strategy and Resourcing introduced the item.

MN 2023/443

MOTION moved by the Administrator

THAT:

1. *The Australia Day Citizenship ceremony be held in Berrima on Australia Day 2024.*
2. *Council facilitates a Berrima Australia Day Street parade in 2024.*
3. *A Development Application be lodged to obtain consent to hold events that include market stalls, food vending, entertainment, parades and similar activities across the wider village, including bushfire prone areas in the south near Wingecarribee River and Berrima Market Place.*
4. *A further report be brought to Council outlining plans for Australia Day 2024 celebrations.*

DECLARED CARRIED BY THE ADMINISTRATOR

9.9 Festival of Lights - Fee Waive Proposal

Report Author: Manager Business & Property

Authoriser: Director Corporate Strategy and Resourcing

OFFICER'S RECOMMENDATION

THAT:

1. An amount of \$15,000 from the Christmas Decorations funding be provided for the Corbett Gardens Festival of Lights events subject to Council receiving the appropriate recognition for the use of public funds.
2. Council approve the waiving of fees and charges for the use of and Senior Citizens rooms in Corbett Gardens to conduct the Festival of Lights Christmas activities up to an amount of \$7,000.
3. Council permit exclusive use of Corbett Gardens for a Festival of Lights and Food & Wine event as detailed in the report.
4. Council provide exclusive use of Corbett Gardens for FoL ticketed events on the 7 December 2023, 31 December 2023 and 1 January 2024.
5. Council undertake a 28-day public notification period in relation to waiving the hire fees and charges for the Senior Citizens Rooms in Corbett Gardens associated with the Festival of Lights up to a maximum of \$7,000 and the contribution of \$15,000 towards the Festival of Lights in accordance with Section 356 of the Local Government Act 1993.
6. Council approve the suspension of the Alcohol Free Zone (9pm to 6am) at Corbett Gardens on Thursday 7 December 2023, Friday 8 December 2023 & Saturday 9 December 2023 9pm – 10pm and Sunday 31 December 2023 and Monday 1 January 2024 until 1am.

The Manager Business and Property introduced the item.

MN 2023/444

MOTION moved by the Administrator

THAT:

1. *An amount of \$15,000 from the Christmas Decorations funding be provided for the Corbett Gardens Festival of Lights events subject to Council receiving the appropriate recognition for the use of public funds.*
2. *Council approve the waiving of fees and charges for the use of and Senior Citizens rooms in Corbett Gardens to conduct the Festival of Lights Christmas activities up to an amount of \$7,000.*
3. *Council permit exclusive use of Corbett Gardens for a Festival of Lights and Food & Wine event as detailed in the report.*
4. *Council provide exclusive use of Corbett Gardens for FoL ticketed events on the 7 December 2023, 31 December 2023 and 1 January 2024.*
5. *Council approve an additional \$10,000 funding subject to the General Manager approving additional activities being incorporated into the Festival of Lights that provide a broader community benefit.*
6. *Council undertake a 28-day public notification period in relation to waiving the hire fees and charges for the Senior Citizens Rooms in Corbett Gardens associated with the Festival of Lights up to a maximum of \$7,000 under section 610F of the Local Government Act 1993 and the*

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contribution of \$25,000 towards the Festival of Lights in accordance with Section 356 of the Local Government Act 1993.

7. *Council approve the suspension of the Alcohol Free Zone (9pm to 6am) at Corbett Gardens on Thursday 7 December 2023, Friday 8 December 2023 & Saturday 9 December 2023 9pm – 10pm and Sunday 31 December 2023 and Monday 1 January 2024 until 1am.*

DECLARED CARRIED BY THE ADMINISTRATOR

9.10 Benefits of Concrete vs Asphalt in Footpath Construction

Report Author: Coordinator Assets Roads and Traffic

Authoriser: Director Service and Project Delivery

OFFICER'S RECOMMENDATION

THAT Council:

1. Receives and notes this report.
2. Continues to provide concrete footpaths as per Council's standard drawings for local street areas in most instances.

The General Manager tabled the attached email from EVA, the Exeter Village Association, dated 17 July 2023.

The Manager Assets introduced the item.

MN 2023/445

MOTION *moved by the Administrator*

THAT Council:

1. *Receives and notes this report.*
2. *Continues to provide concrete footpaths as per Council's standard drawings for local street areas in most instances.*

DECLARED CARRIED BY THE ADMINISTRATOR

9.11 Independent Review of Commonwealth Disaster Funding – Council Submission

Report Author: Community Resilience Officer

Authoriser: Director Communities and Place

OFFICER'S RECOMMENDATION

THAT Council note the submission made to the Independent Review of Commonwealth Disaster Funding.

The Director Communities and Place introduced the item.

MN 2023/446

MOTION *moved by the Administrator*

THAT Council endorse the submission and a copy be forwarded to all Local Members of Parliament, Local Government New South Wales, the Australian Local Government Association and Canberra Regional Joint Organisation.

DECLARED CARRIED BY THE ADMINISTRATOR

9.12 Investments Report for June 2023

Report Author: Accounting Officer - Banking & Investments

Authoriser: Director Corporate Strategy and Resourcing

OFFICER'S RECOMMENDATION

THAT Council receives and notes this Cash Investment Report as at 30 June 2023.

MN 2023/447

MOTION moved by the Administrator

THAT Council receives and notes this Cash Investment Report as at 30 June 2023.

DECLARED CARRIED BY THE ADMINISTRATOR

9.13 Audit, Risk and Improvement Committee June 2023 Meeting Minutes

Report Author: Governance Officer

Authoriser: Director Corporate Strategy and Resourcing

OFFICER'S RECOMMENDATION

THAT the Minutes of the Audit, Risk and Improvement Committee Meeting held on Thursday, 1 June 2023 be received and noted.

The Director Corporate Strategy and Resourcing addressed the meeting.

The Chief Financial Officer addressed the meeting.

MN 2023/448

MOTION *moved by the Administrator*

THAT the Minutes of the Audit, Risk and Improvement Committee Meeting held on Thursday, 1 June 2023 be received and noted.

DECLARED CARRIED BY THE ADMINISTRATOR

9.14 Community Reference Panel - June 2023 Meeting Minutes

Report Author: **Manager Governance and Corporate Performance**

Authoriser: Director Corporate Strategy and Resourcing

OFFICER'S RECOMMENDATION

THAT Council:

- 1. Note the meeting proceedings (minutes) from the Community Reference Panel meetings held on 22 June 2023.**
- 2. Note the resignation of Ms Jodie Swan and Ms Kathleen Fagan from the Community focused Community Reference Panel.**
- 3. Appoint Ms Danielle Johns and Ms Skye Cannon as community representatives to the Community focused Community Reference Panel.**

MN 2023/449

MOTION *moved by the Administrator*

THAT Council:

- 1. Note the meeting proceedings (minutes) from the Community Reference Panel meetings held on 22 June 2023.***
- 2. Note the resignation of Ms Jodie Swan and Ms Kathleen Fagan from the Community focused Community Reference Panel.***
- 3. Appoint Ms Danielle Johns and Ms Skye Cannon as community representatives to the Community focused Community Reference Panel.***

DECLARED CARRIED BY THE ADMINISTRATOR

10 MEETING CLOSURE

The General Manager addressed the meeting to introduce and welcome the newly appointed Manager Community Life and Libraries, Ms Kathryn Baget-Juleff.

THERE BEING NO FURTHER BUSINESS, THE MEETING CLOSED AT 5.08PM